

January 3, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Grobe presiding.

PLEDGE OF ALLEGIANCE

Motion by Hanafan, second by Schultz, to approve the December 27, 2016, minutes as read. UNANIMOUS VOTE. Motion carried.

Motion by Houser, second by Hanafan, to adjourn Sine Die. UNANIMOUS VOTE. Motion carried.

Lynn Grobe, Chairman

ATTEST:

Marilyn Jo Drake, County Auditor

January 3, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M. All members present.

Motion by Drake, second by Belt, to appoint Melvyn Houser, County Auditor, as Temporary Chairperson for the election of a new Board Chairman and Chairman Pro-Tem for the year 2017. UNANIMOUS VOTE. Motion carried.

Houser announced nomination are now in order for the office of Chairman for 2017.

Schultz was nominated by Belt.

There being no further nominations, Melvyn Houser, Temporary Chairman, declared it ceased. The Board proceeded to vote as follows:

Belt voted for Schultz;
 Hanafan voted for Schultz;
 Schultz voted for Schultz;
 Drake voted for Schultz; and
 Wichman voted for Schultz.

Justin Schultz was elected Chairman for 2017.

Houser announced nominations are now in order for the office of Chairperson Pro-Tem for 2017.

Hanafan was nominated by Schultz.

There being no further nominations, Melvyn Houser, Temporary Chairman, declared it ceased. The Board proceeded to vote as follows:

Belt voted for Hanafan;
 Hanafan voted for Hanafan;
 Schultz voted for Hanafan;
 Drake voted for Hanafan; and
 Wichman voted for Hanafan.

Tom Hanafan was elected Chairman Pro-Tem for 2017.

Thereupon, Melvyn Houser, Temporary Chairman, turned the meeting over to Chairman Schultz.

CONSENT AGENDA

Motion by Hanafan, second by Belt, to approve:

A. December 27, 2016, Minutes as read.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 06-2017**, a Resolution entitled: Resolution Authorizing the County Engineer to Close Secondary Roads for Construction and/or Maintenance. Said Resolution is set out as follows:

RESOLUTION NO. 06-2017

RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO CLOSE SECONDARY ROADS FOR CONSTRUCTION AND/OR MAINTENANCE.

WHEREAS, Section 306.41 of the Code of Iowa, 2002, provides that "The agency having jurisdiction and control over any highway in the state, or the chief engineer of said agency

when delegated by such agency, may temporarily close sections of a highway by formal resolution entered upon the minutes of such agency when reasonably necessary because of construction, reconstruction, maintenance, or natural disaster and shall cause to be erected ROAD CLOSED signs and partial or total barricades in the roadway at each end of the closed highway section and on the closed highway where that highway is intersected by other highways if such intersection remains open. Any numbered road closed over forty-eight hours shall have a designated detour route. The agency having jurisdiction over a section of highway closed in accordance with the provisions of this section, or the persons or contractors employed to carry out the construction, reconstruction, or maintenance of the closed section of highway, shall not be liable for any damages to any vehicle that enters the closed section of highway or the contents of such vehicle or for any injuries to any person that enters the closed section of highway, unless the damages are caused by gross negligence of the agency or contractor.”

NOW THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors in session this 3rd day of January, 2017, that the County Engineer be authorized to close Pottawattamie County Secondary roads as necessary with the actual dates of closure to be determined by the County Engineer as follows:

For Construction: Any project as described in the approved “Pottawattamie County Secondary Road Construction Program for the fiscal year 2017-2018, and any approved supplements thereto.”

For Emergency Closure of any road for maintenance purposes: Any route deemed necessary by the County Engineer.

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 07-2017**, a Resolution entitled: Resolution to Authorize the County Engineer to Certify Completion Papers and Make Final Acceptance of Contract Work on the Farm to Market and Federal Aid Systems. Said Resolution is set out as follows:

RESOLUTION NO. 07-2017

RESOLUTION TO AUTHORIZE THE COUNTY ENGINEER TO CERTIFY COMPLETION PAPERS AND MAKE FINAL ACCEPTANCE OF CONTRACT WORK ON THE FARM TO MARKET AND FEDERAL AID SYSTEMS.

WHEREAS, it is necessary that the Pottawattamie County Engineer be empowered by the Pottawattamie County Board of Supervisors to execute the Certificate of Completion

and make final acceptance of Farm to Market contract construction work as provided for in Section 310 of the Code of Iowa, 2002, and Federal Aid contract construction work,

NOW THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors in session this 3rd day of January, 2017, that said County Engineer John A. Rasmussen, be and is hereby designated, authorized, and empowered on behalf of the Pottawattamie County Board of Supervisors to execute the Certification of Completion of Work and Final Acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market and Federal Aid construction projects in Pottawattamie County for the year 2017.

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Wichman, to approve and authorize Board to sign **Resolution No. 08-2017**, a Resolution entitled: Resolution to Authorize the County Engineer to Issue and Sign Special Permits for the Movement of Vehicles of Excessive Size and Weight upon Pottawattamie County Secondary Roads. Said Resolution is set out as follows:

RESOLUTION NO. 08-2017

RESOLUTION TO AUTHORIZE THE COUNTY ENGINEER TO ISSUE AND SIGN SPECIAL PERMITS FOR THE MOVEMENT OF VEHICLES OF EXCESSIVE SIZE AND WEIGHT UPON POTTAWATTAMIE COUNTY SECONDARY ROADS.

WHEREAS, the Board of Supervisors is empowered under authority of Section 321E.1 of the 2002 Code of Iowa to issue permits for the movement of machines, vehicles, or loads, or combinations thereof which exceed the maximum dimensions and/or weights specified in Sections 321.452 to 321.466 but within the limitations of Chapter 321E upon Secondary Roads under their jurisdiction, and

WHEREAS, it is important that such permits be issued by persons familiar with the statutes and regulations relating to such permits and also with the limitations of the County's roadways, road surfaces, and structures along the selected or designated routes,

NOW THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors in session this 3rd day of January, 2017, that the Pottawattamie County Engineer and the following named employees of the Secondary Roads Department be authorized to issue and sign special permits for the movement of vehicles of excessive size

and weight upon Pottawattamie County Secondary Roads in accordance with said Chapters 321E and 321 as amended:

John A. Rasmussen, County Engineer
Jacob Ferro, Assistant Engineer
Lisa Keierleber, Assistant Engineer
Kristina R. Hauger, Assistant to the Engineer

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

OTHER BUSINESS

Motion by Belt, second by Hanafan, to adopt Robert’s Rules of Order as written rules of parliamentary procedures for transaction of business in meetings, except when it conflicts with the Code of Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to establish a policy that the Board of Supervisors’ regular sessions will be held on the following day(s): Tuesdays at 9:00 AM; with the budget hearing on a date to be determined by the Board at 6:00 PM. It shall be the prerogative of the Chairman, with Board approval, to cancel or add a meeting day. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to approve and authorize Board to sign **Resolution No. 01-2017**, a Resolution pertaining to the payment of County bills. Said Resolution is set out as follows:

RESOLUTION NO. 01-2017

BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, that the Auditor be, and is hereby authorized and directed to issue warrants in payment of claims before audit, and when the Board is not in session for the following purposes:

FIRST:

For salaries where such compensation shall have been previously fixed by the Board of Supervisors. When services of an employee is terminated upon certification of the officer under which such compensation has been earned.

SECOND:

For transportation of persons transferred at the County's expense to various State Institutions, when such expenses have been previously authorized and ordered by the court or direction of the Department of Human Services, and to include transients for Pottawattamie County Human Services.

THIRD:

For Clerk of Court's certified bills for payment of Grand Jury.

FOURTH:

For benefits for salaries on County payroll, where benefit rates have been previously fixed by the Board of Supervisors.

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 02-2017**, a Resolution pertaining to the Auditor destroying county vouchers and canceled county warrants which have been on file for more than ten years. Said Resolution is set out as follows:

RESOLUTION NO. 02-2017

WHEREAS, the Pottawattamie County Auditor has on file county vouchers and canceled county warrants, which have been on file on or before January 1, 2007; and

WHEREAS, Code of Iowa, Section 331.323(e), requires the Board of Supervisors to authorize the Auditor to destroy county vouchers and canceled county warrants, which have been on file for more than ten years.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors, Pottawattamie County, Iowa, authorizes the Auditor to destroy county vouchers and canceled county warrants dated before January 1, 2007.

Dated this 3rd day of January3, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 03-2017**, a Resolution entitled: Resolution Appointing Deputies. Said Resolution is set out as follows:

RESOLUTION NO. 03-2017

RESOLUTION APPOINTING DEPUTIES

WHEREAS, the Code of Iowa, Chapter 331.903, states that the auditor, treasurer, recorder, sheriff and county attorney may each appoint, with approval of the board, one or more deputies, assistants, or clerks for whose acts the principal officer is responsible, and

WHEREAS, the number of deputies, assistants, and clerks for each office shall be determined by the board and the number and approval of each appointment shall be adopted by a resolution recorded in the minutes of the board, and

WHEREAS, each deputy officer, assistant and clerk shall perform the duties assigned by the principal officer making the appointment and during the absence or disability of the principal officer, the first deputy shall perform the duties of the principal officer.

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors hereby approves the following deputy appointments:

| | |
|------------------|----------------------------------|
| Attorney | Jon Jacobmeier, Chief Deputy |
| Auditor | Kristin M. Everett, First Deputy |
| Recorder | Lynn Herrington, First Deputy |
| Sheriff | John D. Reynolds, Chief Deputy |
| Treasurer | DeAnne McDermott, First Deputy |
| | Jamie Smothers, First Deputy |

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Justin Schultz, Chairman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 04-2017**, a Resolution pertaining to the taxable value of the lengths of mileage of the several railroad, telegraph, telephone, and express companies in Pottawattamie County. Said Resolution is set out as follows:

RESOLUTION NO. 04-2017

BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, that it is hereby ordered that the lengths of the mileage of the several railroad, telegraph, telephone, and express companies in Pottawattamie County, and the taxable value thereof, as fixed by the Department of Revenue, within the several towns, townships, and school districts of Pottawattamie County be fixed according to schedule and the County Auditor is hereby ordered to publish and spread the same upon the taxes levied for said County for the Fiscal Year 2017-2018.

RECAPITULATION

| | |
|---------------------|-------------------|
| Telephone/Telegraph | \$ 29,300,425.20 |
| Railroads | \$ 64,305,914.36 |
| Pipeline | \$ 53,873,161.46 |
| Total County | \$ 147,479,501.02 |

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 05-2017**, a Resolution entitled: Construction Evaluation Resolution. Said Resolution is set out as follows:

RESOLUTION NO. 05-2017

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code Section 459.304(3), sets out the procedure if a Board of Supervisors wishes to adopt a "Construction Evaluation Resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2017, and January 31, 2018, and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the Board of Supervisors must conduct an evaluation of every construction permit application using the master matrix as provided in Iowa Code Section 459.305, but the Board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code Section 459.304(3).

Dated this 3rd day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Wichman, to approve the following newspapers as Official Newspapers for Pottawattamie County, Iowa for the 2017 year: The Herald-Oakland, Gazette Reporter-Neola; The Avoca Journal Herald-Avoca; and The Daily Nonpareil-Council Bluffs. Pay no more than Iowa Code allows. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve the Pottawattamie County Courthouse being closed on the following legal holidays for 2017, as per Code of Iowa:

| | | |
|-----------------------------|------------------------|---------------|
| New Year’s Day (Observed) | January 2, 2017 | Monday |
| Martin Luther King, Jr. Day | January 16, 2017 | Monday |
| President’s Day | February 20, 2017 | Monday |
| Memorial Day | May 29, 2017 | Monday |
| Independence Day | July 4, 2017 | Tuesday |
| Labor Day | September 4, 2017 | Monday |
| Veteran’s Day (Observed) | November 10, 2017 | Friday |
| Thanksgiving Day | November 23, 2017 | Thursday |
| Lieu of Lincoln’s Birthday | November 24, 2017 | Friday |
| Christmas | December 25, 2017 | Monday |
| New Year’s Day | January 1, 2018 | Monday |

UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan to approve Marilyn Jo Drake as representative to the Southwest Iowa Region Mental Health & Disability Services Board for 2017. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Chairman to sign Memorandum of Agreement between Pottawattamie County Board of Supervisors and Pottawattamie Arts, Culture, and Entertainment. UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED

Salary Actions:

- Communications – Payroll Status Change of: Jillian Gantt; Rachel Bassich; Dana Button; Jamie Watts; Rebecca Liston.
- Jail – Payroll Status Change of: Tony Tranmer; Chris Bradford; Shannon Holman

ADJOURN

Motion by Drake, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:50 AM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: January 10, 2017
 PUBLISH: X

January 10, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Drake, second by Wichman, to approve:

1. January 3, 2017, Minutes as read.
2. Sheriff – Job Reclassification of Jim Doty from Deputy – Investigations, at \$31.67 per hour, to Sergeant – Roads at \$36.57 per hour, effective January 3, 2017.
3. Publication of Claims Allowed for December 2016.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Hanafan, second by Drake, to have County Engineer work with Iowa Department of Transportation to do a traffic study at the intersection of Cypress Lane and Hwy 92 for the installation of a traffic light. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve Project Funding Agreement number 4-17-HBRRS-07 for Boyer River Bridge. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve Right of Way contract with Paul Wellman for project number BRS-CO78(191)—60-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve Right of Way contract with Gaylene Searcy for project number BRS-CO78(191)—60-78. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Drake, to approve Project plans for G30 Overlay from L66 west to Nishnabotna River Bridge, project number LFM-(HMA-2017)—7X-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve Setting Bid Opening Date of January 31, 2017, at 9:30 A.M. for project number LFM-(HMA-2017)—7X-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve Setting Bid Opening Date of January 31, 2017, at 9:40 A.M. for bridge materials. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve tax suspension request for property located at 1212 23rd Avenue, Council Bluffs, Pottawattamie County, Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(j) for discussion and/or decision on the purchase or sale of particular real estate. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to go out of Executive Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

OTHER BUSINESS

Motion by Belt, second by Hanafan, to approve the Notices of Disallowance of Homestead Tax Credits and Military Service Tax Exemptions. UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED

Salary Actions:

- Sheriff – Payroll Status Change of: Mike Hansen, Josh Harker, James Harvey, Rex Woodbury.
- Roads – Payroll Status Change of: Shawn Bluml, Jake Ferro, Lisa Keierleber, Jon Johnson

Reports:

- Recorder’s Fee Book for 12/1/2016 – 12/31/2016.
- EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through November 2016).

ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:13 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: January 17, 2017
PUBLISH: X

January 17, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present; with Drake leaving at 12:30 P.M., and Schultz at 2:45 P.M. Chairman Schultz presiding until 2:45 P.M., with Chairman Pro-Tem Hanafan presiding from 2:45 P.M. until adjournment.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Hanafan, second by Wichman, to approve:

1. January 10, 2017, Minutes as read.
2. Renewal of Class C Liquor License (LC) (Commercial)/Outdoor Service/Sunday Sales for Stress Free LLC d/b/a Bent Tree Golf Course, Council Bluffs.
3. Renewal of Class C Liquor License (LC) (Commercial)/Outdoor Service/Sunday Sales for Mile A Way Hall and Tavern, LLC, Council Bluffs.
4. Buildings and Grounds: Darrell Justesen working out-of-class from October 17, 2016 – December 31, 2016, at \$32.03 per hour, instead of his regular pay of \$27.79 per hour.
5. Community Services – Promotion of Trish Schmoltdt from Case Manager at \$29.56 per hour, to Community Services Supervisor at \$31.73 per hour.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Drake, second by Hanafan, to approve Contract for Services between Pottawattamie County Board of Health, Pottawattamie County Board of Supervisors, and the Visiting Nurse Association of Pottawattamie County for January 2017 – June 2017. Said semi-annual contract for services shall be paid in monthly installments of \$8,060.98, for a total amount to be paid in the amount of \$48,365.88. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for purpose of labor negotiations. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to go out of Executive Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve renewal of county property casualty insurance package. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve Abraham Lincoln High School ROTC's sponsor request for \$200.00 to purchase trophies. Said funds are to be paid out of Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve and authorize Chairman to sign Option to Purchase for real estate located at 41911 Industrial Drive, Oakland, Iowa, legally described as follows: Parcel "A": A part of Lot 1, Oakland Industrial Park, Pottawattamie County, Iowa, beginning at the Southeast corner of said Lot 1; thence Northerly along the East line a distance of 352.0 feet to the Northeast corner of Lot 1; thence N 69 degrees 12' 30" W along the Northerly line of Lot 1 a distance of 107.0 feet; thence S 89 degrees 59' 08" W along the Northerly line of Lot 1 a distance of 318.97 feet; thence S 0 degrees 0' 52" E a distance of 392.0 feet to a point on the South line of Lot 1; thence N 89 degrees 42' 48" E along the South line of Lot 1 a distance of 419.0 feet to the point of beginning. Said parcel containing 3.72 acres, with any legal changes and/or approval by County Attorney. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to file and receive a copy of the statement written and read by Linda Durick, in opposition of the Agreement between Pottawattamie County and Midlands Humane Society.

Motion by Hanafan, second by Wichman, to approve and authorize Chairman to sign Midlands Humane Society Agreement with Pottawattamie County for county animal sheltering services. Included in the Agreement, the parties agree it is for a three years period, and that said fees are locked in for the three year period; that the fees being paid by the cities who have previously contracted with Pottawattamie County for animal control services will not increase during that time period; and that the \$100,000 currently being held by Pottawattamie County, which was previously paid to the County by SIRE, will be transferred to Midlands Humane Society and shall only be used for building improvements at the Midlands Human Society. AYES: Hanafan, Drake, Wichman, Schultz. NAYS: Belt. Motion Carried.

STUDY SESSIONS

1:30 PM Auditor – Budget Study
Board of Supervisors – Budget Study

OTHER BUSINESS

Motion by Wichman, second by Belt, to approve Pottawattamie County Treasurer’s Semi Annual Report for 7/1/2016 – 12/31/2016. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Board to sign **Resolution No. 09-2017**, a Resolution entitled: Resolution for Second Quarter 2016-2017 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 09-2017

RESOLUTION FOR SECOND QUARTER 2016-2017 TRANSFER TO SECONDARY ROADS FUND

WHEREAS, it is desired to transfer money from the Rural Services Fund to the Secondary Roads Fund, and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa, and

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$1,225,000.00 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

Dated this 17th day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|-------------|-----------------------|-----------------------|-----------------------|-----------------------|
| | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion Carried

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 10-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 10-2017

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from Fund 1995 Bond Series 2014 to Fund 0003 Gaming Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$270,508.73 is ordered to be transferred from Fund 1995 Bond Series 2014 to Fund 0003 Gaming Fund; and

SECTION 2: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfer.

Dated this 17th day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 11-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 11-2017

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from Fund 1985 Bond Series 2013B to Fund 0003 Gaming Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$153,306.45 is ordered to be transferred from Fund 1985 Bond Series 2013B, to Fund 0003 Gaming Fund; and

SECTION 2: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfer.

Dated this 17th day of January, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

RECEIVED/FILED

Salary Actions:

- Communications – Payroll Status Change of: Matthew Corum; Jillian Gantt; Cheryl Hawkins; Joy Wachter.
- Engineer/Secondary Roads – Payroll Status Change of: Craig Jensen.

ADJOURN

Motion by Belt, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:29 PM.

Justin Schultz, Chairman

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
Becky Belt, Finance, Auditor’s Office

APPROVED: January 24, 2017

PUBLISH: X

January 24, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

B. January 17, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Hanafan, second by Drake, to open public hearing on Ordinance No. 2017-1. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to close public hearing on Ordinance No. 2017-1. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to approve first consideration of Ordinance No. 2017-1, **AN ORDINANCE** to amend the Pottawattamie County, Iowa Code by Repealing Chapter 7.20 and 7.25 and adopting Chapter 7.20: Area Service Road Classification and Construction Standards. Said Ordinance to read as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2017- 1**

AN ORDINANCE to amend the Pottawattamie County, Iowa, Code by Repealing Chapter 7.20 and 7.25 and adopting Chapter 7.20: Area Service Road Classification and Construction Standards

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

SECTION 1 - REPEAL OF CONFLICTING ORDINANCES: That Chapter 7.20 Level B System Roads and Chapter 7.25 Level C System Roads are hereby repealed entirety. Furthermore all other Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

SECTION 2 - ADOPTION OF NEW ORDINANCE: That there is hereby approved and adopted the following Chapter 7.20 Area Service Road Classification and Construction Standards:

SECTIONS

7.20.010 PURPOSE

7.20.020 DEFINITIONS

7.20.030 AREA SERVICE "A" ROADS

7.20.040 AREA SERVICE "B" ROADS

7.20.050 AREA SERVICE "C" ROADS

7.20.060 VACATING ROADWAYS AND RIGHT OF WAYS (ROW)

7.20.070 POWERS OF THE BOARD

7.20.080 EXEMPTION FROM LIABILITY

7.20.010 PURPOSE. The purpose of this chapter is to provide road classifications based on the level of service provided and to establish road and bridge standards for new, or the reconstruction of, County transportation infrastructure. All County roads are classified by the area service system and designated as "Area Service A", "Area Service B", or "Area Service C". These classifications serve to provide for an appropriate level of construction standards, maintenance effort and access restrictions as provided for in Iowa Code Section 309.57.

7.20.020 DEFINITIONS. For use in this chapter certain terms or words used herein shall be interpreted or defined as follows:

| | | |
|-------------|-----------------|---|
| 7.20.020.01 | BOARD: | The Board of Supervisors of Pottawattamie County, Iowa. |
| 7.20.020.02 | COUNTY: | Pottawattamie County, Iowa. |
| 7.20.020.03 | COUNTY ENGINEER | The licensed professional engineer of Pottawattamie County, Iowa. |

| | | |
|---------------|----------------------|---|
| 7.20.020.04 | AREA SERVICE SYSTEM | Those public roads outside of municipalities not otherwise classified. |
| 7.20.020.04.A | AREA SERVICE LEVEL A | Area Service Level A Roads shall be the highest level of service constructed and maintained in conformance with applicable State Statutes. The type of surfacing will vary based on Federal Functional, State, and Local Classifications; terrain and traffic count. |
| 7.20.020.04.B | AREA SERVICE LEVEL B | <p>Area Service Level B Roads are area service roads with a reduced level of maintenance from Area Service Level A roads. Area Service Level "B" roads do not provide all weather surfacing.</p> <p>Area Service B Roads shall not mean what is construed in the normal sense as a driveway or a private lane to a farm building or dwelling.</p> |
| 7.20.020.04.C | AREA SERVICE LEVEL C | <p>Area Service Level C Roads are area service roads with a reduced level of maintenance from Area Service A or B roads and have restricted access.</p> <p>Area Service C Roads shall not mean what is construed in the normal sense as a driveway or a private lane to a farm building or dwelling.</p> |
| 7.20.020.04.D | ROAD VACATION | Official Action that abandons public road easement or ownership to private property, however utility easements continue to exist. |

7.20.030 AREA SERVICE "A" ROADS. All roads shall be Area Service "A" Roads, unless reclassified or vacated by Board resolution. The construction, or reconstruction, of Area Service "A" Roads shall conform to the American Association of State Highway and Transportation Officials (AASHTO) design guidelines, with further guidance as provided by the Iowa Department of Transportation and the Iowa Statewide Urban Design and Specifications.

All new Construction, or reconstruction, shall meet the applicable design requirements in effect at the time and provide an equal or greater design life than the original structure. New construction, as well as reconstructed projects shall comply with those practices accepted and supported by following publishers, and sealed by an Iowa Licensed Professional Engineer.

- The Iowa Department of Transportation, examples include the Instructional Memorandums to Local Agencies. http://www.iowadot.gov/local_systems/publications/im/irmtoc.pdf
- AASHTO publications, examples include the Geometric Design Guide, Low Volume Road Design Guide, Guide for Design of Pavement Structures, and Etc.
- Federal Highway Administration
- Iowa Statewide Urban Design and Specifications (SUDAS) <http://www.iowasudas.org/>

The County Engineer shall assure the minimum design standards established herein are adhered to in a uniform manner; unless in the County Engineer's professional opinion a deviation from the standards is warranted. Deviations may be necessary due to unreasonable or impossible implementation of the established minimum design requirements. The deviation shall be documented and supported by the a credible reference, such as AASHTO Low Volume Road Design Guide, the Statewide Urban Design and Specifications, or other published and accepted practices.

The Standards provided for above will be applied to Pottawattamie County projects as minimally provided below. This design criteria shall be applied to new projects, unless more restrictive design criteria has been issued by the Iowa DOT or FHWA; in which case that criteria will supersede this ordinance. All roads and structures will be designed with the current design vehicle as specified by AASHTO.

| Project Type | Design Life | Maximum Backwater* | Minimum Freeboard* |
|--|-------------|---|--------------------------------|
| Bridges (less than 40') | 30 Years | Q ₅₀ less than 0.75feet | 3.0 feet above Q ₅₀ |
| | | Q ₁₀₀ less than 1.5 feet | |
| Bridge (greater than 40') | 50 Years | Q ₅₀ less than 0.75feet | 3.0 feet above Q ₅₀ |
| | | Q ₁₀₀ less than 1.5 feet | |
| Culverts (18" diameter minimum) | 20 Years | Backwater of existing culvert or maximum backwater allowed for bridges, whichever is greater. | |
| Asphalt Pavements | 20 Years | | |
| Concrete Pavements | 30 Years | | |
| Seal Coat/Stabilized Base | 12 Years | | |
| Aggregate Surfacing | 2 Years | | |
| * If the Iowa DOT design criterion exceeds the County design criteria, the Iowa DOT criteria shall be used for design. | | | |

Surfacing shall be provided on Area Service "A" roads according to Federal, State and Local classifications. Concrete, asphalt and gravel will be used as surfacing materials as determined by the Board of Supervisors. Surfacing may be upgraded by Special Assessment or Private Funds as provided for in Iowa Code Section 311.

| | | |
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| 7.20.030.01 | How Established | The Board will consider approval of new roadways upon request; the developer shall be responsible for the construction costs; compliance with the applicable design standards; and provide construction plans sealed by an Iowa Licensed Professional Engineer. Acceptance of any new roadway shall only be by resolution of the Board. |
| 7.20.030.01.A | Surfacing | The surface type shall be appropriate for the designed use and future traffic. Surface type may be changed by resolution of the Board, as recommended by the County Engineer. |
| 7.20.030.01.B | Subdivisions | Subdivisions, as provided for in other County Code Sections, shall comply with the provisions of Area Service "A" Roads. The expense of the development shall be at the cost of the developer, whom shall provide construction plans sealed by a Iowa Licensed Professional Engineer to the County Engineer for review. |
| 7.20.030.01.C | Special Assessment | Road Improvements for inclusion in the County System may be paid for by Special Assessment or Private Funds as provided in Iowa Code Section 311. |
| 7.20.030.02 | Notice of Action | Before the Board may take action to establish an Area Service A road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |
| 7.20.030.03 | Board Action | At the meeting the Board shall receive oral or written comments from a resident or property owner of the County. After all comments have been received and considered, the Board at that meeting or a date to which it is adjourned, may take action after consultation with the County Engineer. |

7.20.040 AREA SERVICE "B" ROADS. The Board is empowered under authority of Chapter 309.57 of the Code of Iowa to classify secondary roads on the Area Service System in the County as Area Service "B" roads so as to provide for reduced level of maintenance effort on roads so designated.

| | | |
|---------------|---------------------------------------|---|
| 7.20.040.01 | How Established | The Board shall, by resolution, declare its intention to establish an Area Service "B" road in the County after consulting with the County Engineer. |
| 7.20.040.02 | Notice of Action | Before the Board may take action to establish an Area Service "B" road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |
| 7.20.040.03 | Board Action | At the meeting the Board shall receive oral or written comments from any resident or property owner of the County. After all comments have been received and considered, the Board, at that meeting or a date to which it is adjourned, after consultation with the County Engineer, may by resolution establish the proposed Area Service "B" road. |
| 7.20.040.04 | Reclassification | A road with an Area Service "B" classification shall retain the classification until such time as a request for reclassification is submitted to the Board. The Board may add or delete any road from the Area Service "B" classification by following the preceding procedure. The cost of improving a road to meet a higher classification shall be borne by the developer. |
| 7.20.040.05 | Reconstruction and Maintenance Policy | Only minimum effort, expense and attention will be provided to keep Area Service "B" roads open to traffic. Reconstruction, if necessary will conform to the requirements of Area Service "A" roads; less the travelled surface. For the various maintenance activities, the minimum maintenance on Area Service "B" roads will be as follows: |
| 7.20.040.05.A | Blading | Blading or dragging will not be performed on a regular basis. |
| 7.20.040.05.B | Snow and Ice Removal | Snow and ice removal will not be performed. Sanding and salting will not be performed. |
| 7.20.040.05.C | Reconstruction | Reconstruction of roads and drainage structures shall comply with Area Service "A" road requirements; however bridges will not be maintained to carry legal loads and will be posted to advise of any load limitations. |
| 7.20.040.05.D | Weeds, Brush and Trees | Mowing or spraying weeds, cutting brush and tree removal may not be performed. Adequate sight distances may not be maintained. |
| 7.20.040.05.E | Structures | Bridges and Culverts will be reconstructed to Area Service "A" standards if the posted capacity falls below 7 tons. |

| | | |
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| 7.20.040.05.F | Road Surfacing | The County will not apply or maintain surfacing to Area Service "B" roads unless a temporary need is identified by the County Engineer. |
| 7.20.040.05.G | Shoulders and Ditches | Shoulders and Ditches will not be maintained. |
| 7.20.040.05.H | Signing | All Area Service Level "B" roads shall be identified with signs at all points of the public access to warn the public of the lower level of maintenance. Except for load limit posting for bridges and existing stop signs, other signing may not be continued or provided. |
| 7.20.040.05.I | Crown | An irregular or minimal crown may develop during blading operations. |
| 7.20.040.05.J | Uniform Width | The width of the traveled portion of the road may vary. |
| 7.20.040.05.K | Inspections | Inspections will be conducted irregularly. |
| 7.20.040.05.L | Maintenance Repairs | There will be no maintenance repairs made on a regular basis or schedule. |
| 7.20.040.06 | Administration | The County Engineer shall maintain an accurate record of all segments of roads classified by the Board as Area Service "B" and shall cause the necessary signs to be erected at every public road access on those roads so classified. |

7.20.050 AREA SERVICE "C" ROADS. The Board is empowered under authority of Chapter 309.57 of the Code of Iowa to classify secondary roads on the Area Service System in the County as Area Service "C" roads so as to provide for reduced level of maintenance effort on roads so designated.

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|-------------|------------------|--|
| 7.20.050.01 | How Established | Roads may only be classified as Area Service "C" by resolution of the Board. The resolution shall specify the level of maintenance effort and the persons who will have access right to the road. The resolution shall only allow access to the road to the owner, lessee, or a person in lawful possession of any adjoining land or the agent or employee of the owner, lessee or person in lawful possession, to the agent or employee or any public utility, or to any peace officer, magistrate, or public employee whose duty is to supervise the use or perform maintenance of the road. |
| 7.20.050.02 | Notice of Action | Before the Board may take action to establish an Area Service "C" road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |

| | | |
|-------------|---------------------------------------|---|
| 7.20.050.03 | Board Action | At the meeting the Board shall receive oral or written comments from any resident or property owner of the County. After all comments have been received and considered, the Board, at that meeting or a date to which it is adjourned, after consultation with the County Engineer, may by resolution establish the proposed Area Service "C" road. |
| 7.20.050.04 | Reclassification | A road with an Area Service "C" classification shall retain the classification until such time as a request for reclassification is submitted to the Board. The Board may add or delete any road from the Area Service "C" classification by following the preceding procedure. The cost of improving a road to meet a higher classification shall be borne by the developer. |
| 7.20.050.05 | Reconstruction and Maintenance Policy | Service Area "C" roads will not be maintained or reconstructed. |
| 7.20.050.06 | Access | Access to any Area Service "C" road shall be restricted by means of a gate or other barrier, as determined by the County Engineer. The gate shall be purchased and installed by the County, and maintained by the adjoining landowners. If not so maintained, the County may remove the gate. |
| 7.20.050.07 | Signs | Area Service "C" roads shall have signs conforming to the Iowa State Sign Manual installed and maintained by the County at all access points to Area Service "C" roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited. |
| 7.20.050.08 | Trespass | Entering an Area Service "C" road without justification after being notified or requested to abstain from entering or to remove or vacate the road by any person lawfully allowed access shall be a trespass as defined in Section 716.7 of the Code of Iowa. |

7.20.060 VACATING ROADWAYS AND RIGHT OF WAY (ROW). The Board of Supervisors may vacate the Right of Way of any Area Service Classification in accordance to Iowa Code Section 306.10.

7.20.070 POWERS OF THE BOARD. All jurisdiction and control over the Area Service System shall rest with the Board, pursuant to Iowa Code 309.67.

7.20.080 EXEMPTION FROM LIABILITY. As provided in Iowa Code Section 309.57, the County and officers, agents and employees of the County are not liable for injury to any person or for damage to any vehicle or equipment which occurs as a result of the maintenance of a road which is classified as Area Service "B" or "C", if the road has been maintained to the level required by this ordinance or establishing resolution, respectively.

SECTION 3 - SEVERABILITY: If any of the provisions of this Ordinance or the application thereof to any person or circumstances are held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 4 - REPEAL OF CONFLICTING ORDINANCES: All ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

SECTION 5 – CONFLICTING REGULATIONS: Where there exists a conflict between any of the regulations or limitations prescribed in this Ordinance and any other regulations applicable to the same area, whether the conflict be with respect to the height of structures or trees, and use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail.

SECTION 6 - EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Dated this _____ day of _____, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

And to set second consideration for Tuesday, January 31, 2017, at 9:00 AM. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Belt, to approve funding request for FY18 submitted by Southwest Iowa Planning Council, in the amount of \$14,030.00. Said funds are to be paid out of a fund to be determined by the Board. **AYES: Wichman, Schultz, Drake, Belt. NAYS: Hanafan. Motion carried.**

Motion by Belt, second by Wichman, to approve funding request for FY18 submitted by Southwest Iowa Housing Trust Fund, in the amount of \$5,000.00. Said funds are to be paid out of a fund to be determined by the Board. **AYES: Wichman, Schultz, Drake, Belt. NAYS: Hanafan. Motion carried.**

Motion by Hanafan, second by Drake, to approve the updated Print and Copy Policy for GIS. **UNANIMOUS VOTE. Motion carried.**

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign a Farm Lease with Craig Hotze, for property legally described as: Tract #1: The North Half of the Northeast Quarter N 1/2 NE 1/4) and the North Half of the Northwest Quarter (N 1/2 NW 1/4) of Section 14, Township 74 North, Range 39, West of the 5th PM; AND Tract #2: The South Half of the Southeast Quarter (S 1/2 of the SE 1/4) of Section 11, Township 74 North, Range 39 West of the 5th PM; containing 75.5 acres for a term of two (2) years, to commence March 1, 2017, and end on March 1, 2019, at an annual cash rent of \$18,875.00. **UNANIMOUS VOTE. Motion carried.**

Motion by Wichman, second by Drake, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for purpose of labor negotiations. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to go out of Executive Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

OTHER BUSINESS

Motion by Belt, second by Hanafan, to approve Representative Appointments for 2017 as follows:

Advance Southwest Iowa Corporation – Tim Wichman / Justin Schultz / Scott Belt
 Council Bluffs Airport Authority – Scott Belt / Justin Schultz
 Conservation Board – Scott Belt / Tim Wichman
 E911 Board – Scott Belt / Justin Schultz
 East Pott Soil & Water Conservation – Scott Belt / Tom Hanafan
 EMA Board – Tim Wichman / Scott Belt
 Fourth Judicial District, Department of Corrections – Scott Belt / Justin Schultz
 Golden Hills RC&D – Justin Schultz
 Hungry Canyons – Marilyn Drake / All Remaining Board Members
 Loess Hills Alliance Board – Scott Belt / Tim Wichman
 MAPA – Tom Hanafan / Scott Belt
 MH&DS – DHS – GA – Marilyn Drake / Scott Belt
 Pott County Development Corporation – Scott Belt / Tim Wichman
 Promise Partners – Scott Belt / Melvyn Houser, Auditor
 SW Iowa Juvenile Services – Justin Schultz / Marilyn Drake
 SWIPCO / SWITA – Marilyn Drake / Scott Belt
 Veteran Affairs Commission – Justin Schultz / Scott Belt
 VNA / Public Health – Scott Belt / Justin Schultz
 West Central Community Action – Scott Belt / Tim Wichman
 WIDA – Scott Belt / Tim Wichman
 Workforce Development Board – Marilyn Drake / Scott Belt

County Department Liaisons:

Assessor – Justin Schultz / Tom Hanafan
 Attorney – All Board Members
 Auditor – All Board Members
 Buildings & Grounds – All Board Members
 Courthouse Security – All Board Members
 GIS – All Board Members
 Human Resources / Risk Management – All Board Members
 IT – All Board Members
 Medical Examiner / County Burials – All Board Members
 Mental Health Advocate – Scott Belt / Justin Schultz
 Planning & Development – All Board Members
 Recorder – Justin Schultz / All Remaining Board Members
 Secondary Roads – All Board Members
 Sheriff / Jail / Communications – Justin Schultz / All Remaining Board Members
 Treasurer – All Board Members

UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED**Salary Actions:**

- **Jail – Payroll Status Change of: Teresa Schultz, Shawn Jensen, David Button, Gail Sampo, Tom Smith, and Kayla Smeal.**
- **Sheriff – Payroll Status Change of: Mike Hansen, Steve Winchell, Megan Wirt**

Reports:

- **Sheriff's Report of Fees Collected and Disbursed for December 2016**

ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:46 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: January 26, 2017
PUBLISH: X

January 26, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

Motion by Drake, second by Hanafan, to approve:

C. January 24, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

This meeting consisted of only:

- a discussion with Jeff Lorenz with Cost Advisory Services, Inc., on their services provided to the County; and
- a study session of the County Budget.

ADJOURN

Motion by Belt, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:15 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: January 31, 2017

PUBLISH: X

January 31, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Schultz present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

Motion by Belt, second by Drake, to approve:

1. January 26, 2017, Minutes as read.
2. Publication of Pottawattamie County Salary Listing 2016.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Belt, second by Drake, to approve second consideration of Ordinance No. 2017-1, **AN ORDINANCE** to amend the Pottawattamie County, Iowa Code by Repealing Chapter 7.20 and 7.25 and adopting Chapter 7.20: Area Service Road Classification and Construction Standards. Said Ordinance to read as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2017- 1**

AN ORDINANCE to amend the Pottawattamie County, Iowa, Code by Repealing Chapter 7.20 and 7.25 and adopting Chapter 7.20: Area Service Road Classification and Construction Standards

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

SECTION 1 - REPEAL OF CONFLICTING ORDINANCES: That Chapter 7.20 Level B System Roads and Chapter 7.25 Level C System Roads are hereby repealed entirety. Furthermore all other Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

SECTION 2 - ADOPTION OF NEW ORDINANCE: That there is hereby approved and adopted the following Chapter 7.20 Area Service Road Classification and Construction Standards:

SECTIONS

7.20.010 PURPOSE

7.20.020 DEFINITIONS

7.20.030 AREA SERVICE "A" ROADS

7.20.040 AREA SERVICE "B" ROADS

7.20.050 AREA SERVICE "C" ROADS

7.20.060 VACATING ROADWAYS AND RIGHT OF WAYS (ROW)

7.20.070 POWERS OF THE BOARD

7.20.080 EXEMPTION FROM LIABILITY

7.20.010 PURPOSE. The purpose of this chapter is to provide road classifications based on the level of service provided and to establish road and bridge standards for new, or the reconstruction of, County transportation infrastructure. All County roads are classified by the area service system and designated as "Area Service A", "Area Service B", or "Area Service C". These classifications serve to provide for an appropriate level of construction standards, maintenance effort and access restrictions as provided for in Iowa Code Section 309.57.

7.20.020 DEFINITIONS. For use in this chapter certain terms or words used herein shall be interpreted or defined as follows:

| | | |
|-------------|---------------------|--|
| 7.20.020.01 | BOARD: | The Board of Supervisors of Pottawattamie County, Iowa. |
| 7.20.020.02 | COUNTY: | Pottawattamie County, Iowa. |
| 7.20.020.03 | COUNTY ENGINEER | The licensed professional engineer of Pottawattamie County, Iowa. |
| 7.20.020.04 | AREA SERVICE SYSTEM | Those public roads outside of municipalities not otherwise classified. |

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| 7.20.020.04.A | AREA SERVICE LEVEL A | Area Service Level A Roads shall be the highest level of service constructed and maintained in conformance with applicable State Statutes. The type of surfacing will vary based on Federal Functional, State, and Local Classifications; terrain and traffic count. |
| 7.20.020.04.B | AREA SERVICE LEVEL B | <p>Area Service Level B Roads are area service roads with a reduced level of maintenance from Area Service Level A roads. Area Service Level "B" roads do not provide all weather surfacing.</p> <p>Area Service B Roads shall not mean what is construed in the normal sense as a driveway or a private lane to a farm building or dwelling.</p> |
| 7.20.020.04.C | AREA SERVICE LEVEL C | <p>Area Service Level C Roads are area service roads with a reduced level of maintenance from Area Service A or B roads and have restricted access.</p> <p>Area Service C Roads shall not mean what is construed in the normal sense as a driveway or a private lane to a farm building or dwelling.</p> |
| 7.20.020.04.D | ROAD VACATION | Official Action that abandons public road easement or ownership to private property, however utility easements continue to exist. |

7.20.030 AREA SERVICE "A" ROADS. All roads shall be Area Service "A" Roads, unless reclassified or vacated by Board resolution. The construction, or reconstruction, of Area Service "A" Roads shall conform to the American Association of State Highway and Transportation Officials (AASHTO) design guidelines, with further guidance as provided by the Iowa Department of Transportation and the Iowa Statewide Urban Design and Specifications.

All new Construction, or reconstruction, shall meet the applicable design requirements in effect at the time and provide an equal or greater design life than the original structure. New construction, as well as reconstructed projects shall comply with those practices accepted and supported by following publishers, and sealed by an Iowa Licensed Professional Engineer.

- The Iowa Department of Transportation, examples include the Instructional Memorandums to Local Agencies. http://www.iowadot.gov/local_systems/publications/im/imtoc.pdf
- AASHTO publications, examples include the Geometric Design Guide, Low Volume Road Design Guide, Guide for Design of Pavement Structures, and Etc.
- Federal Highway Administration
- Iowa Statewide Urban Design and Specifications (SUDAS) <http://www.iowasudas.org/>

The County Engineer shall assure the minimum design standards established herein are adhered to in a uniform manner; unless in the County Engineer's professional opinion a deviation from the standards is warranted. Deviations may be necessary due to unreasonable or impossible implementation of the established minimum design requirements. The deviation shall be documented and supported by the a credible reference, such as AASHTO Low Volume Road Design Guide, the Statewide Urban Design and Specifications, or other published and accepted practices.

The Standards provided for above will be applied to Pottawattamie County projects as minimally provided below. This design criteria shall be applied to new projects, unless more restrictive design criteria has been issued by the Iowa DOT or FHWA; in which case that criteria will supersede this ordinance. All roads and structures will be designed with the current design vehicle as specified by AASHTO.

| Project Type | Design Life | Maximum Backwater* | Minimum Freeboard* |
|--|-------------|---|--------------------------------|
| Bridges (less than 40') | 30 Years | Q ₅₀ less than 0.75feet | 3.0 feet above Q ₅₀ |
| | | Q ₁₀₀ less than 1.5 feet | |
| Bridge (greater than 40') | 50 Years | Q ₅₀ less than 0.75feet | 3.0 feet above Q ₅₀ |
| | | Q ₁₀₀ less than 1.5 feet | |
| Culverts (18" diameter minimum) | 20 Years | Backwater of existing culvert or maximum backwater allowed for bridges, whichever is greater. | |
| Asphalt Pavements | 20 Years | | |
| Concrete Pavements | 30 Years | | |
| Seal Coat/Stabilized Base | 12 Years | | |
| Aggregate Surfacing | 2 Years | | |
| * If the Iowa DOT design criterion exceeds the County design criteria, the Iowa DOT criteria shall be used for design. | | | |

Surfacing shall be provided on Area Service "A" roads according to Federal, State and Local classifications. Concrete, asphalt and gravel will be used as surfacing materials as determined by the Board of Supervisors. Surfacing may be upgraded by Special Assessment or Private Funds as provided for in Iowa Code Section 311.

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| 7.20.030.01 | How Established | The Board will consider approval of new roadways upon request; the developer shall be responsible for the construction costs; compliance with the applicable design standards; and provide construction plans sealed by an Iowa Licensed Professional Engineer. Acceptance of any new roadway shall only be by resolution of the Board. |
| 7.20.030.01.A | Surfacing | The surface type shall be appropriate for the designed use and future traffic. Surface type may be changed by resolution of the Board, as recommended by the County Engineer. |
| 7.20.030.01.B | Subdivisions | Subdivisions, as provided for in other County Code Sections, shall comply with the provisions of Area Service "A" Roads. The expense of the development shall be at the cost of the developer, whom shall provide construction plans sealed by a Iowa Licensed Professional Engineer to the County Engineer for review. |
| 7.20.030.01.C | Special Assessment | Road Improvements for inclusion in the County System may be paid for by Special Assessment or Private Funds as provided in Iowa Code Section 311. |
| 7.20.030.02 | Notice of Action | Before the Board may take action to establish an Area Service A road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |
| 7.20.030.03 | Board Action | At the meeting the Board shall receive oral or written comments from a resident or property owner of the County. After all comments have been received and considered, the Board at that meeting or a date to which it is adjourned, may take action after consultation with the County Engineer. |

7.20.040 AREA SERVICE “B” ROADS. The Board is empowered under authority of Chapter 309.57 of the Code of Iowa to classify secondary roads on the Area Service System in the County as Area Service “B” roads so as to provide for reduced level of maintenance effort on roads so designated.

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| 7.20.040.01 | How Established | The Board shall, by resolution, declare its intention to establish an Area Service “B” road in the County after consulting with the County Engineer. |
| 7.20.040.02 | Notice of Action | Before the Board may take action to establish an Area Service “B” road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |
| 7.20.040.03 | Board Action | At the meeting the Board shall receive oral or written comments from any resident or property owner of the County. After all comments have been received and considered, the Board, at that meeting or a date to which it is adjourned, after consultation with the County Engineer, may by resolution establish the proposed Area Service “B” road. |
| 7.20.040.04 | Reclassification | A road with an Area Service “B” classification shall retain the classification until such time as a request for reclassification is submitted to the Board. The Board may add or delete any road from the Area Service “B” classification by following the preceding procedure. The cost of improving a road to meet a higher classification shall be borne by the developer. |
| 7.20.040.05 | Reconstruction and Maintenance Policy | Only minimum effort, expense and attention will be provided to keep Area Service “B” roads open to traffic. Reconstruction, if necessary will conform to the requirements of Area Service “A” roads; less the travelled surface. For the various maintenance activities, the minimum maintenance on Area Service “B” roads will be as follows: |
| 7.20.040.05.A | Blading | Blading or dragging will not be performed on a regular basis. |
| 7.20.040.05.B | Snow and Ice Removal | Snow and ice removal will not be performed. Sanding and salting will not be performed. |
| 7.20.040.05.C | Reconstruction | Reconstruction of roads and drainage structures shall comply with Area Service “A” road requirements; however bridges will not be maintained to carry legal loads and will be posted to advise of any load limitations. |
| 7.20.040.05.D | Weeds, Brush and Trees | Mowing or spraying weeds, cutting brush and tree removal may not be performed. Adequate sight distances may not be maintained. |
| 7.20.040.05.E | Structures | Bridges and Culverts will be |

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| | | reconstructed to Area Service "A" standards if the posted capacity falls below 7 tons. |
| 7.20.040.05.F | Road Surfacing | The County will not apply or maintain surfacing to Area Service "B" roads unless a temporary need is identified by the County Engineer. |
| 7.20.040.05.G | Shoulders and Ditches | Shoulders and Ditches will not be maintained. |
| 7.20.040.05.H | Signing | All Area Service Level "B" roads shall be identified with signs at all points of the public access to warn the public of the lower level of maintenance. Except for load limit posting for bridges and existing stop signs, other signing may not be continued or provided. |
| 7.20.040.05.I | Crown | An irregular or minimal crown may develop during blading operations. |
| 7.20.040.05.J | Uniform Width | The width of the traveled portion of the road may vary. |
| 7.20.040.05.K | Inspections | Inspections will be conducted irregularly. |
| 7.20.040.05.L | Maintenance Repairs | There will be no maintenance repairs made on a regular basis or schedule. |
| 7.20.040.06 | Administration | The County Engineer shall maintain an accurate record of all segments of roads classified by the Board as Area Service "B" and shall cause the necessary signs to be erected at every public road access on those roads so classified. |

7.20.050 AREA SERVICE "C" ROADS. The Board is empowered under authority of Chapter 309.57 of the Code of Iowa to classify secondary roads on the Area Service System in the County as Area Service "C" roads so as to provide for reduced level of maintenance effort on roads so designated.

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| 7.20.050.01 | How Established | Roads may only be classified as Area Service "C" by resolution of the Board. The resolution shall specify the level of maintenance effort and the persons who will have access right to the road. The resolution shall only allow access to the road to the owner, lessee, or a person in lawful possession of any adjoining land or the agent or employee of the owner, lessee or person in lawful possession, to the agent or employee or any public utility, or to any peace officer, magistrate, or public employee whose duty is to supervise the use or perform maintenance of the road. |
| 7.20.050.02 | Notice of Action | Before the Board may take action to establish an Area Service "C" road, a notice of the proposed action, including the location of the road and the time and place of the meeting at which the Board proposes to take action, shall be published as provided in Iowa Code Section 331.305. |

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| 7.20.050.03 | Board Action | At the meeting the Board shall receive oral or written comments from any resident or property owner of the County. After all comments have been received and considered, the Board, at that meeting or a date to which it is adjourned, after consultation with the County Engineer, may by resolution establish the proposed Area Service "C" road. |
| 7.20.050.04 | Reclassification | A road with an Area Service "C" classification shall retain the classification until such time as a request for reclassification is submitted to the Board. The Board may add or delete any road from the Area Service "C" classification by following the preceding procedure. The cost of improving a road to meet a higher classification shall be borne by the developer. |
| 7.20.050.05 | Reconstruction and Maintenance Policy | Service Area "C" roads will not be maintained or reconstructed. |
| 7.20.050.06 | Access | Access to any Area Service "C" road shall be restricted by means of a gate or other barrier, as determined by the County Engineer. The gate shall be purchased and installed by the County, and maintained by the adjoining landowners. If not so maintained, the County may remove the gate. |
| 7.20.050.07 | Signs | Area Service "C" roads shall have signs conforming to the Iowa State Sign Manual installed and maintained by the County at all access points to Area Service "C" roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited. |
| 7.20.050.08 | Trespass | Entering an Area Service "C" road without justification after being notified or requested to abstain from entering or to remove or vacate the road by any person lawfully allowed access shall be a trespass as defined in Section 716.7 of the Code of Iowa. |

7.20.060 VACATING ROADWAYS AND RIGHT OF WAY (ROW). The Board of Supervisors may vacate the Right of Way of any Area Service Classification in accordance to Iowa Code Section 306.10.

7.20.070 POWERS OF THE BOARD. All jurisdiction and control over the Area Service System shall rest with the Board, pursuant to Iowa Code 309.67.

7.20.080 EXEMPTION FROM LIABILITY. As provided in Iowa Code Section 309.57, the County and officers, agents and employees of the County are not liable for injury to any person or for damage to any vehicle or equipment which occurs as a result of the maintenance of a road which is classified as Area Service "B" or "C", if the road has been maintained to the level required by this ordinance or establishing resolution, respectively.

SECTION 3 - SEVERABILITY: If any of the provisions of this Ordinance or the application thereof to any person or circumstances are held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this Ordinance are declared to be severable.

SECTION 4 - REPEAL OF CONFLICTING ORDINANCES: All ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent necessary to give this Ordinance full force and effect.

SECTION 5 – CONFLICTING REGULATIONS: Where there exists a conflict between any of the regulations or limitations prescribed in this Ordinance and any other regulations applicable to the same area, whether the conflict be with respect to the height of structures or trees, and use of land, or any other matter, the more stringent limitation or requirement shall govern and prevail.

SECTION 6 - EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Dated this ____ day of _____, 2017.

| ROLL CALL VOTE | | | | |
|--|-----------------------|-----------------------|-----------------------|-----------------------|
| | AYE | NAY | ABSTAIN | ABSENT |
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| ATTEST: _____ Melvyn Houser, County Auditor | | | | |

; and to adopt said Ordinance No. 2017-1 into law. **Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Drake, to open all bids for Project No. LFM-(HMA-2017)—7X-78. Award of bid will be determined by Pottawattamie County Engineer, John Rasmussen at a later date. **UNANIMOUS VOTE. Motion carried.**

Motion by Wichman, second by Drake, to open all bids for Bridge Materials. Award of bid will be determined by Pottawattamie County Engineer, John Rasmussen at a later date. **UNANIMOUS VOTE. Motion carried.**

Motion by (NONE), second by (NONE), to approve tax suspension request pursuant to Iowa Code Section 427.9, for property located at 421 North 7th Street, Council Bluffs. **No Action Taken.**

Motion by Drake, second by Wichman, to approve funding request for 2017 by Council Bluffs Housing Trust Fund in the amount of \$6,000.00. Said funds to be paid out of Gaming Fund. **UNANIMOUS VOTE. Motion carried.**

Motion by (NONE), second by (NONE), to approve and authorize Chairman to sign final Midlands Humane Society Agreement with Pottawattamie County for county animal sheltering services. **No Action Taken.**

Motion by Drake, second by Wichman, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for purpose of labor negotiations. **Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Belt, to go out of Executive Session. **Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion carried.**

STUDY SESSION

Study Session – County Budget

RECEIVED/FILED

Salary Actions:

- Attorney – Payroll Status Change of Sarah Jennings.
- WIC – Employment of Jennifer Fischer as Breastfeeding Peer Counselor.
- WIC – Employment of Miranda Klausner as Breastfeeding Peer Counselor.

Reports:

- EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through December 2016).

ADJOURN

Motion by Drake, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:27 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST:

Melvyn Houser, County Auditor

APPROVED: February 7, 2017

PUBLISH: X

February 7, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 1:45 PM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Drake, second by Wichman, to approve:

1. January 31, 2017, Minutes as read.
2. Publication of Claims Allowed for January 2017.
3. Jail - Employment of Derek Button, as Detention Officer.
4. Renewal of Class C Liquor License (LC) (Commercial)/Outdoor Service/Sunday Sales for NW Pottawattamie County Golf d/b/a Quail Run Country Club, Neola.
5. Renewal of Class B Native Wine Permit (WBN)/Sunday Sales for Olive Branch, Inc. d/b/a The Olive Branch, Inc., Council Bluffs.

UNANIMOUS VOTE. Motion carried.

Motion by XXXXX, second by XXXXX, to approve Property Tax Abatement for property owned by the City of Council Bluffs, located at 421 Harrahs Blvd., Council Bluffs, Iowa. No Action Taken.

Motion by Belt, second by Hanafan, to approve Drainage Tax Suspension for the following parcels of property owned by United States of America: 774502100001; 774503200001; 774503200002; 774503400001; 774503400002; 774503400003; 774503400004; 774503400005; 774502100001; 774503400003; 74503200002; 774503200001; 774502100001; 774503400004; 774503400002; 774503400001; 774503400005. AYES: Schultz, Hanafan, Belt, Wichman; NAYS: Drake. Motion carried.

Motion by Hanafan, second by Wichman, to approve and authorize Chairman to sign Contract with Western Engineering Co., Inc., of Harlan, Iowa, for hot mix asphalt paving on project LFM-(HMA-2017)—7X-78 in the amount of \$1,162,482.83. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign Contract with Oden Enterprises, Inc., of Wahoo, Nebraska, for Bridge Materials for project LFM-BO10—7X-78 in the amount of \$1,239,246.60. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Chairman to sign Contract with Oden Enterprises, Inc., of Wahoo, Nebraska, for Bridge Materials for project L-HA15 in the amount of \$84,579.70. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Chairman to sign Contract with Metal Culverts, of Maryville, Missouri for Bridge Materials for project L-VA42 in the amount of \$35,555.00. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve Chairman to sign Midlands Humane Society Contract with Pottawattamie County for Sheltering services of county animals. Roll Call Vote: AYES: Hanafan, Schultz, Wichman, Drake; NAYS: Belt. Motion carried.

RECEIVED/FILED**Salary Actions:**

- **Communications –Payroll Status Change of: Rebecca Liston.**
- **Jail – Payroll Status Change of: Angela Rubek; Adam Rutledge; and Samantha McKern.**

ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 4:06 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: February 21, 2017

PUBLISH: X

February 7, 2017 (AMENDED)**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 1:45 PM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Drake, second by Wichman, to approve:

1. January 31, 2017, Minutes as read.
2. Publication of Claims Allowed for January 2017.
3. Jail - Employment of Derek Button, as Detention Officer.
4. Renewal of Class C Liquor License (LC) (Commercial)/Outdoor Service/Sunday Sales for NW Pottawattamie County Golf d/b/a Quail Run Country Club, Neola.
5. Renewal of Class B Native Wine Permit (WBN)/Sunday Sales for Olive Branch, Inc. d/b/a The Olive Branch, Inc., Council Bluffs.

UNANIMOUS VOTE. Motion carried.

Motion by XXXXX, second by XXXXX, to approve Property Tax Abatement for property owned by the City of Council Bluffs, located at 421 Harrahs Blvd., Council Bluffs, Iowa. No Action Taken.

(AMENDED) Motion by Belt, second by Hanafan, to **SUSPEND ~~approve~~ Drainage Tax Suspension** for the following parcels of property owned by United States of America: 774502100001; 774503200001; 774503200002; 774503400001; 774503400002; 774503400003; 774503400004; 774503400005; 774502100001; 774503400003; 74503200002; 774503200001; 774502100001; 774503400004; 774503400002; 774503400001; 774503400005. **AYES: Schultz, Hanafan, Belt, Wichman; NAYS: Drake. Motion carried.**

Motion by Hanafan, second by Wichman, to approve and authorize Chairman to sign Contract with Western Engineering Co., Inc., of Harlan, Iowa, for hot mix asphalt paving on project LFM-(HMA-2017)—7X-78 in the amount of \$1,162,482.83. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign Contract with Oden Enterprises, Inc., of Wahoo, Nebraska, for Bridge Materials for project LFM-BO10—7X-78 in the amount of \$1,239,246.60. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Chairman to sign Contract with Oden Enterprises, Inc., of Wahoo, Nebraska, for Bridge Materials for project L-HA15 in the amount of \$84,579.70. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Chairman to sign Contract with Metal Culverts, of Maryville, Missouri for Bridge Materials for project L-VA42 in the amount of \$35,555.00. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve Chairman to sign Midlands Humane Society Contract with Pottawattamie County for Sheltering services of county animals. Roll Call Vote: AYES: Hanafan, Schultz, Wichman, Drake; NAYS: Belt. Motion carried.

RECEIVED/FILED**Salary Actions:**

- **Communications –Payroll Status Change of: Rebecca Liston.**
- **Jail – Payroll Status Change of: Angela Rubek; Adam Rutledge; and Samantha McKern.**

ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 4:06 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

AMENDED APPROVED: March 2, 2017

PUBLISH: X

February 21, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Drake, second by Hanafan, to approve:

1. February 7, 2017, Minutes as read.
2. Renewal of Class C Native Wine (WCN) for Class C Native Wine (WCN)/Outdoor Service/Sunday Sales for Prairie Crossing Vineyard and Winery d/b/a Prairie Crossing Vineyard and Winery, Treynor.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Wichman, second by Drake, to approve budget request by Pottawattamie County Tourism Promotion in the amount of \$60,000.00. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt to approve Farm Lease with Randy Witt, for property legally described as: Parcel #1: CRESCENT TWP 1-76-44 PT W ½ SW & P SE SE 2-76-44 COMM SE COR SECTION 2 TH WLY240.75' NLY441.5" ELY533.5" NE273.3' E44' N755.9' E302.09' NE 273.1' NW562' NE236.5' SE416.6' STO SE COR SW SW SECTION 1 W TO POB; Parcel #2 CRESCENT TWP 1-76-44 SE SW EXC E33' & EXC COMM 300' W S ¼ COR TH W85' NW405' NE 259' E117.3' SLY373.6' SW 103.6' TO POB; Parcel #3: CRESCENT TWP 12-76-44 NW NW EXC S330' & PT NE NW COMM 658.18'S NE COR TH NWLY 781.48' W945.85' S1319.79' E379.61' NW348.24' E474.22' N144.98' NELY213.45' E78.39' SE114.52 NE22.22' SE162.32' N132.42' TO POB (INCLUDES PARCEL C NE NW). Said Farm Lease will commence March 1, 2017, and end on March 1, 2019; with cash rent in the amount of \$12,000.00 due and payable on March 1, 2017, and \$12,000.00 due and payable on March 1, 2018. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Drake, to approve Final Voucher to Western Engineering for Project No. HRRR-CO78(168) – 5R-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve Court Administration's Application for Use of Pottawattamie County Grounds for March 25, 2017, for Court Reporters' Conference. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve releasing open Board sessions on County's website, and to authorize Auditor Mevlyn Houser; IT Director David Bayer, Board Chairman Justin Schultz, and Building & Grounds Director Jason Slack to initiate project. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Chairman to sign letter to Southwest Iowa Renewable Energy (SIRE), regarding Notice of Lease Termination. UNANIMOUS VOTE. Motion carried.

Motion by XXXXXXXXXXXX, second by XXXXXXXXXXXX, to approve the acceptance of electronic signatures on rabies certificates as it pertains to dog license applications. NO ACTION TAKEN.

Motion by Hanafan, second by Drake, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for purpose of labor negotiations. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to go out of Executive Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve AFSCME Union Contracts with Roads, Courthouse and 911, effective July 1, 2017, through June 30, 2020. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve Teamsters Union Contracts with Detention Officers and Nurses effective July 1, 2017, through June 30, 2017. UNANIMOUS VOTE. Motion carried.

Motion by XXXXXXXXXXXX, second by XXXXXXXXXXXX , to approve procedures on Workers' Compensation billing procedures; and reimbursement to WIC for overpayment of Workers' Compensation premiums. NO ACTION TAKEN.

Motion by Hanafan, second by Drake, to set public hearing on the Pottawattamie County FY 2017-18 budget for Tuesday, March 14, 2017, at 6:00 PM, in the Board of Supervisors Hearing Room. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to set public hearing on the amendment to 2016-17 budget, for Tuesday, March 14, 2017, at 6:00, in the Board of Supervisors Hearing Room. UNANIMOUS VOTE. Motion carried.

OTHER BUSINESS

Motion by Drake, second by Belt, to approve Cost Advisory Services Report / Plan for FY 2016, and approval to pay invoice from Cost Advisory Services in the amount of \$7,600.00. UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED

Salary Actions:

- Conservation – Payroll Status Change of: Chad Kunze, Jeffrey Franco.
- IT – Payroll Status Change of: Anthony McCartney.
- Attorney – Payroll Status Change of: Jolene Huerta, Malina Dobson, Nicole Mann.
- Jail – Payroll Status Change of: Kandi Assmann.
- Engineer/Secondary Roads – Payroll Status Change of Andy Smith.
- SW Iowa Juvenile Services – Employment of Justin Wathen as Full-Time Youth Corrections Worker.

Reports:

- Sheriff's Report for Fees Collected and Disbursed for December 31, 2016 – January 31, 2017
- Recorder's Fee Book for January 1, 2017 – January 31, 2017.

ADJOURN

Motion by Drake, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 2:20 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: March 2, 2017
PUBLISH: X

March 2, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 3:00 PM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

Motion by Hanafan, second by Drake, to approve:

1. February 7, 2017 (Amended) Minutes; February 21, 2017, Minutes, as read.
2. Jail – Employment of Roberto Estrada as a Full-Time Jail Facility Maintenance Worker, at \$18.00 per hour, effective February 16, 2017.
3. Jail – Employment of Matthew Wiese as a Full-Time Jail Facility Maintenance Worker, at \$18.00 per hour, effective February 16, 2017.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Belt, second by Wichman, to approve funding request by MAPA for support of the Heartland 2050 Project for FY 2017/18, in the amount of \$2,000.00. Said funds to be paid out of Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to accept compensation Board's recommendation for elected officials for FY 2017/18. **Roll Call Vote: AYES: Drake; NAYS: Wichman, Hanafan, Belt, Schultz. Motion Denied.**

RECEIVED/FILED

Salary Actions:

- Jail – Payroll Status Change of: Dennis Kenyon; Phyllis Gorrin-Davis; Rodney Oliver; Randy Elwood; Tanya Williams; Jonathan Poore; Dustin Ceder.
- Community Services – Payroll Status Change of: Kelly Mancuso.
- Communications – Payroll Status Change of: Rebecca Liston; Matthew Corum; Mallory Totusek.

ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 4:40 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: March 7, 2017

PUBLISH: X

March 7, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**CONSENT AGENDA**

Motion by Drake, second by Hanafan, to approve:

1. March 2, 2017, Minutes as read.
2. Publication of Claims Allowed for February 2017.
3. Sheriff – Employment of Juan Rodriguez as a Full-Time Deputy, at \$23.63 per hour, effective February 27, 2017.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Wichman, second by Hanafan, to DENY tax suspension request pursuant to Iowa Code Section 427.9, for property located at 9 Lainson Avenue, Council Bluffs, Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve the project plans for the L66 Bridge over Keg Creek, BRS-CO78(191)—60-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve reduction of WIC's FY 2016-17 budget, and approve the County to pay ½ of WIC's administrative costs in the amount of \$8,250.00 for March 2017 to September 2017. At the end of the year, the County will capture the additional funds from WIC; or, in the alternative, will withhold the amount of additional funds owed from WIC's reimbursement of workers compensation overpaid. AYES: Drake, Belt, Schultz, Hanafan; NAYS: Wichman. Motion carried.

OTHER BUSINESS

Motion by Wichman, second by Hanafan, to approve the appointment of Bernie Bolton to the Loess Hills Development and Conservation Authority Board of Directors for 2017. UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED**Salary Actions:**

- GIS – Payroll Status Change of: William Shrader.

ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:41 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: March 14, 2017

PUBLISH: X

March 14, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 6:00 PM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

Motion by Hanafan, second by Wichman, to approve:

- 1. March 7, 2017, Minutes as read.
- 2. Promise Partners – Job Status Change of Tisha Moore from part-time status to full-time status, at \$19.60 per hour, effective March 6, 2017.

UNANIMOUS VOTE. Motion carried.

SCHEDULED APPOINTMENTS

Motion by Wichman, second by Hanafan, to open public hearing to discuss the Compensation Board’s recommendation for elected officials for FY 2017/18. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to approve and authorize Board to sign **Resolution No. 12-2017**, a Resolution to approve Compensation Board’s recommendation of 3.5% for FY 2017/18, as follows: Attorney - \$129,732.00; Auditor - \$79,888.00; Recorder - \$79,888.00; Treasurer - \$79,888.00; Supervisor - \$44,353.00; and 4.5% for FY 2017/18 for the Sheriff as follows: \$124,150.00. Said Resolution is set out as follows:

RESOLUTION NO. 12-2017

WHEREAS, the Pottawattamie County Compensation Board meets annually to recommend a compensation schedule for elected officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907, and

WHEREAS, the Pottawattamie County Compensation Board met on the 14th day of December, 2016, and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2017:

| <u>Elected Official</u> | <u>Current Salary</u> | <u>Proposed Increase</u> | <u>Recommended Salary</u> |
|-------------------------|-----------------------|--------------------------|---------------------------|
| Auditor | \$ 77,186.00 | 3.5% | \$ 79,888.00 |
| County Attorney | \$125,345.00 | 3.5% | \$ 129,732.00 |
| Recorder | \$ 77,186.00 | 3.5% | \$ 79,888.00 |
| Sheriff | \$118,804.00 | 4.5% | \$ 124,150.00 |
| Supervisors | \$ 42,853.00 | 3.5% | \$ 44,353.00 |
| Treasurer | \$ 77,186.00 | 3.5% | \$ 79,888.00 |

THEREFORE, BE IT RESOLVED that the Pottawattamie County Board of Supervisors adopts the salary recommendations for elected officials for the fiscal year beginning July 1, 2017, as recommended by the Pottawattamie County Compensation Board.

Dated this 14th day of March, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to open public hearing to discuss Pottawattamie County Budget for FY 2017/18. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Belt, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to approve and authorize Board to sign **Resolution No. 13-2017**, a Resolution to approve Pottawattamie County Budget for FY 2017/18. Said Resolution is set out as follows:

RESOLUTION NO. 13-2017

WHEREAS, the Board of Supervisors of Pottawattamie County, after due consideration of estimated income and expenses for Fiscal Year 2017-2018, duly published such estimates for the county budget; and

WHEREAS, the budget correctly states estimated tax dollars against all parcels of property lying within Pottawattamie County and the income and expense breakdown for each of the ten budgeting areas; and

WHEREAS, a hearing was held on Tuesday, March 14, 2017, at 6:00 PM, in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, 227 South 6th Street, Council Bluffs, Iowa; and

WHEREAS, the public had due notice of the hearing, and at the hearing due time was allowed for objections to any and all portions of the budget.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, after hearing no objections, on a motion by Supervisor Drake, and a second by Supervisor Hanafan, the Fiscal Year 2017-2018 budget was adopted.

Chairman Schultz called for a roll call vote, the results being: Drake- AYE; Belt-AYE; Schultz-AYE; Hanafan-AYE; Wichman-AYE. Motion carried.

Dated this 14th day of March, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----|-----|---------|--------|
| _____ | ○ | ○ | ○ | ○ |
| Justin Schultz, Chairman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |

| | | | | |
|-------------|-----------------------|-----------------------|-----------------------|-----------------------|
| | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Wichman, to open public hearing to amend FY2016/17 budget.
Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Wichman, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve and sign **Resolution No. 14-2017**, a Resolution to amend FY 2016/17 budget. Said Resolution is set out as follows:

RESOLUTION NO. 14-2017

WHEREAS, there were necessary expenses incurred in some county departments, causing the budget of that department to exceed 100% of costs; and

WHEREAS, the Board of Supervisors desires to allow those expenditures, and no tax increase will occur due to these expenditures; and

WHEREAS, the public had due notice of the Budget Amendment Hearing, and at the hearing, due time was allowed for objections to any and all portions of the amended budget.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Pottawattamie County, hereby amends the Fiscal Year 2016-17 budget.

Dated this 14th day of March, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Hanafan, to approve and sign **Resolution No. 15-2017**, a Resolution to appropriate funds from Amendment to Budget for FY 2016/17. Said Resolution is set out as follows:

RESOLUTION NO. 15-2017

RESOLUTION FOR APPROPRIATIONS

WHEREAS, it is desired to appropriate funds from budget amendment as follows: 01 – Board of Supervisors; 06 – Debt Service/Supervisors; 07 – Recorder; 20 – Secondary Roads; 23 - Physical Health & Education; 50 – Human Resources; 99 – Non Departmental, as shown in the FY 2016/17 Pottawattamie County Budget Appropriations, which is attached hereto, marked as “Attachment A”; and

WHEREAS, said appropriation is in accordance with Section 331.434(6), Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, that the Auditor is directed to correct his/her books accordingly, and to notify the Treasurer of the appropriations as set out in “Attachment A”, attached hereto.

Dated this 14th day of March, 2017.

| | ROLL CALL VOTE | | | |
|-----------------------------------|-----------------------|-----|---------|--------|
| | AYE | NAY | ABSTAIN | ABSENT |
| _____ Justin Schultz, Chairman | ○ | ○ | ○ | ○ |
| _____ Scott A. Belt | ○ | ○ | ○ | ○ |
| _____ Tom Hanafan | ○ | ○ | ○ | ○ |
| _____ Marilyn Jo Drake | ○ | ○ | ○ | ○ |
| _____ Tim Wichman | ○ | ○ | ○ | ○ |

ATTEST: _____
Melvyn Houser, County Auditor

Attachment A

| FY 2016-2017 Pottawattamie County Budget Appropriations | | | | | | |
|---|-----------------------------|--------------------------|--------------------|--------------------------|-------------------|--------|
| Original Appropriation June 21, 2016 | | | | | | |
| DEPT # | DEPARTMENT NAME | CERTIFIED BUDGET 9/30/16 | ORIGINAL 6/21/2016 | AMENDMENT APPROP 3/14/17 | Original Budget | DEPT # |
| | | | Resolution 53-2016 | Resolution 15-2017 | With Amendments | |
| 01 | Board of Supervisors | 10,184,758 | 10,184,758 | 275,000 | 10,459,758 | 01 |
| 02 | Auditor | 1,785,666 | 1,785,666 | | 1,785,666 | 02 |
| 03 | Treasurer | 1,534,290 | 1,534,290 | | 1,534,290 | 03 |
| 04 | Attorney | 2,988,937 | 2,988,937 | | 2,988,937 | 04 |
| 06 | Sheriff | 7,365,378 | 7,365,378 | | 7,365,378 | 05 |
| 06 | Debt Service/Supervisors | 3,895,588 | 3,895,588 | 35,000 | 3,930,588 | 06 |
| 07 | Recorder | 877,910 | 877,910 | 10,000 | 887,910 | 07 |
| 12 | Medical Examiner | 374,164 | 374,164 | | 374,164 | 12 |
| 20 | Secondary Roads | 16,434,835 | 16,434,835 | 1,420,000 | 17,854,835 | 20 |
| 21 | Veteran Affairs | 422,920 | 422,920 | | 422,920 | 21 |
| 22 | Conservation | 2,181,825 | 2,181,825 | | 2,181,825 | 22 |
| 23 | Physical Health & Education | 1,051,000 | 1,051,000 | 9,000 | 1,070,000 | 23 |
| 24 | General Assistance | 163,736 | 163,736 | | 163,736 | 24 |
| 25 | DHS | 422,300 | 422,300 | | 422,300 | 25 |
| 27 | Animal Control | 215,674 | 215,674 | | 215,674 | 27 |
| 29 | Corrections-Jail | 11,489,099 | 11,489,099 | | 11,489,099 | 29 |
| 37 | Communications-911 | 2,851,338 | 2,851,338 | | 2,851,338 | 37 |
| 40 | Unemployment-HR | 40,000 | 40,000 | | 40,000 | 40 |
| 50 | Human Resources | 249,932 | 249,932 | 30,000 | 279,932 | 50 |
| 51 | Building and Grounds | 1,348,415 | 1,348,415 | | 1,348,415 | 51 |
| 52 | Information Services | 1,838,118 | 1,838,118 | | 1,838,118 | 52 |
| 53 | Planning & Development | 1,284,135 | 1,284,135 | | 1,284,135 | 53 |
| 54 | GIS | 338,436 | 338,436 | | 338,436 | 54 |
| 57 | Promise Partners | 281,119 | 281,119 | | 281,119 | 57 |
| 58 | CD Treatment Services | 24,000 | 24,000 | | 24,000 | 58 |
| 59 | Case Management | 1,471,992 | 1,471,992 | | 1,471,992 | 59 |
| 60 | Mental Health | 3,161,149 | 3,161,149 | | 3,161,149 | 60 |
| 99 | Non Departmental | 10,605,000 | 10,605,000 | 1,632,143 | 12,237,143 | 99 |
| | TOTAL | 84,689,714 | 84,689,714 | 3,411,143 | 88,100,857 | |

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Belt, to approve Deputy Sheriff Labor Agreement for July 1, 2017, through June 30, 2020. UNANIMOUS VOTE. Motion carried.

RECEIVED/FILED

Salary Actions:

- Sheriff – Payroll Status Change of: Kurt Ferguson, Richard Hiatt, Jonathan Hilz.

Reports:

- Recorder’s Fee Book for February 1, 2017 – February 28, 2017.

ADJOURN

Motion by Hanafan, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 6:35 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 21, 2017

PUBLISH: X

March 21, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

1. PLEDGE OF ALLEGIANCE**2. CONSENT AGENDA**

Motion by Hanafan, second by Drake, to approve:

- A. March 14, 2017, Minutes as read.
- B. Authorize Chairman to sign "Grant Award Letter of Agreement" with Iowa West Foundation for 2017 CITIES Program Re-Capitalization Project in the amount of \$921,525.00 (C1 2017 #12).
- C. Conservation – Employment of John Bicknell, Alan Vovolka, Randy Moore, Jacob Garabrandt, Reece Myers, Trevor Collier, Nick Salick, Michael Genereux, Jason Anderson, Timothy Pierce, as seasonal Burn Crew members, at \$10.00 per hour, effective March 8, 2017.

UNANIMOUS VOTE. Motion carried.

3. SCHEDULED APPOINTMENTS

Motion by Hanafan, second by Belt, to approve health insurance renewal for FY 2017/18, as set out in the Pottawattamie County Premium Rate Summary – July 1, 2017, Renewal, submitted by Michael Williams, with Williams-Deras & Associates. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve funding request by the Mental Health and Substance Abuse Network, in the amount of \$15,000.00, for FY 2017/18. Said funds are to be paid out of Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve renovations identified by Buildings and Grounds and HGM Associates, Inc., to the Courthouse Basement, 1st Floor and 2nd Floor. Said renovations are to start with existing bond funds. Once those funds are depleted, the County will explore funding options for the subsequent floors and additional cost. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve payment of SEi Invoice No. 359642 in the amount of \$1,163.75, for work performed on the alarm panel in Communications. Said funds are to be paid out of the Board of Supervisors' General Fund. UNANIMOUS VOTE. Motion carried.

Motion by XXXXXX, second by XXXXXX, to approve and authorize Chairman to sign West Nishnabotna Watershed Coalition Articles of Agreement. No action taken.

4. OTHER BUSINESS

Motion by Drake, second by Hanafan, to approve Scott Belt as a signor on behalf of Pottawattamie County, on contracts in the Farm Service Agency. UNANIMOUS VOTE. Motion carried.

5. RECEIVED/FILED**A. Salary Actions:**

- Jail - Payroll Status Change of: William Baylor; Michael Eckmann.
- Communications – Payroll Status Change of: Rebecca Liston; Scott Vandervort.
- Human Resources – Payroll Status Change of: Elizabeth Glenn.

B. Reports:

- Sheriff's Report of Fees Collected and Disbursed for February 2017.

Board recessed at 10:30 AM; to re-adjourn at 1:00 PM.

Discussion held with Council Bluffs Mayor Matt Walsh, Council Bluffs Police Chief Tim Carmody, and Council Bluffs Mayor's Chief of Staff Wendy Schultz, regarding law enforcement building, and law enforcement software. Assistant County Attorney Maggie Popp Reyes present for discussion. Took tour of law enforcement building with City Officials. No action taken.

ADJOURN

Motion by Belt, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 2:45 PM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance, Auditor's Office

APPROVED: March 28, 2017

PUBLISH: X

March 28, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- D. March 21, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED DISCUSSIONS AND/OR DECISIONS

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 16-2017**, a Resolution entitled: Resolution for the Destruction of Noxious Weeds. Upon further discussion, a Motion was made by Belt, and seconded by Hanafan to include on said Resolution: "any new additional weeds identified and provided by the State legislature". Said Resolution, with the additional language, is set out as follows:

RESOLUTION NO. 16-2017

RESOLUTION FOR THE DESTRUCTION OF NOXIOUS WEEDS

NOTICE TO ALL PROPERTY OWNERS AND THOSE IN CONTROL THEREOF: You are hereby notified that the Board of Supervisors of Pottawattamie County, Iowa, did on the 28th day of March, 2017, pass the following resolution:

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA, that pursuant to the provisions of Chapter 317.14, Code of Iowa, it is hereby ordered:

1. That each person in possession or control of all noxious weeds thereon as defined in this Chapter, at such times each year and in such a manner as shall prevent said weeds from blooming or coming to maturity, and shall keep lands free from such growth of any other weeds, as shall render the streets and highways adjoining said land unsafe for public travel. Noxious weeds shall be controlled, cut or otherwise destroyed between April 1 and November 15, 2017, as is necessary to prevent seed production.

PRIMARY NOXIOUS WEEDS*:

QUACK GRASS,
PERENNIAL SOW THISTLE,
CANADA THISTLE,
BULL THISTLE,
FIELD BINDWEED,
HORSE NETTLE,
LEAFY SPURGE,
PERENNIAL PEPPER-GRASS,
RUSSIAN KNAPWEED,
BUCKTHORN,
MUSK THISTLE,
TALL THISTLE

SECONDARY WEEDS*:

BUTTERPRINT ANNUAL,
COCKLEBUR ANNUAL,
WILD MUSTARD ANNUAL,
WILD CARROT BIENNIAL,
BUCKHORN PERENNIAL,
SHEEP SORREL PERENNIAL,
SOUR DOCK PERENNIAL,
SMOOTH DOCK PERENNIAL,
POISON HEMLOCK,
MULTIFLORA ROSE,
WILD SUNFLOWER ANNUAL,
PUNCTURE VINE ANNUAL,
TEASEL BIENNIAL,
SHATTERCANE ANNUAL

* and any new additional weeds identified and provided by the State legislature.

2. That each owner and each person in possession or control of any land in Pottawattamie County, Iowa, infested with any Primary and Secondary Noxious Weed, or any new additional weeds identified and provided by the State legislature, and all other species of thistles belonging to the genera of Cirsium and Carduus, shall adopt or enter into a program of weed destruction, and treatment of control, described by the Weed Commissioner, which in five years may be expected to destroy and will immediately keep under control such infestation of said noxious weeds.

- 3. That all weeds other than noxious weeds on all county trunk and local county roads between the fence line thereof, shall be destroyed and controlled by the adjoining property owner, to prevent seed production.
- 4. That if the owners or persons in possession or control of any land in Pottawattamie County fails to comply with the foregoing order, the Weed Commissioner shall cause this to be done and the expense of said work, including cost of serving notice and other costs, if any, to be assessed against the land and their owners thereof.
- 5. That the County Auditor be and is hereby directed to cause notice of this making and entering of the foregoing order shall be given by one publication in each of the official newspapers of the County.

Dated this 28th day of March 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried

Motion by Wichman, second by Hanafan, to approve the appointment of Maria Sieck and Jeff Johanek as 2017 Weed Commissioners. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve and authorize Chairman to sign Grant Consulting Services Contract with Fox Creek Fundraising, to assist in grant writing for a new county recycling center. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve and authorize Chairman to sign Amendment to Subscription Agreement with Tyler Technologies, renewing contract for five years. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign USDA’s FSA-156 EZ form, reporting change of farm record from Robert Hansen to John Meier. UNANIMOUS VOTE. Motion carried.

Motion by XXXXX, second by XXXXX, to approve and authorize Chairman to sign West Nishnabotna Watershed Coalition Articles of Agreement. No action taken – postponed until next meeting.

Motion by XXXXX, second by XXXXX, to approve the abatement of drainage assessments on land owned by the United States. No action taken.

3. RECEIVED/FILED

A. Salary Actions

- 1) Emergency Management – Payroll Status Change of: Scott Manz.

- 2) Attorney – Payroll Status Change of: Brianna Shriver.
- 3) Sheriff – Payroll Status Change of: Joshua Harker.

B. Reports

- 1) EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through February 2017).

ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:40 AM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: April 4, 2017
 PUBLISH: X

April 4, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. / P.M.

□ all members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Hanafan, second by Wichman, to approve:

- A. March 28, 2017, Minutes as read.
- B. Renewal of Liquor License for Class C Native Wine (WCN)//Outdoor Service/Sunday Sales for Breezy Hills Winery, LLC, Minden.
- C. Renewal of Liquor License for Class B Beer (BB) (Includes Wine Coolers)/Outdoor Service for Westfair Association, Council Bluffs.
- D. IT – Anthony McCartney temporarily working out-of-class, from \$37.24 per hour to \$39.85 per hour, effective April 3, 2017.
- E. Conservation – Employment of James Stanley as a season Burn Crew member, at \$10.00 per hour, effective March 30, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED DISCUSSIONS AND/OR DECISIONS

Motion by Belt, second by Drake, to adjourn as Board of Supervisors and meet as Trustees of Nobles Lake Drainage District. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to reconvene as Board of Supervisors. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Chairman to sign Iowa Department of Transportation's Federal-aid Agreement for Project No. BROS-CO78(193)—8J-78 (Iowa DOT Agreement No. 4-17-HBRRS-13 for Walnut Creek Bridge on Hackberry Road). UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Iowa Department of Transportation's Federal-aid Agreement for Project No. BROS-CO78-(192)—8J-78 (Iowa DOT Agreement No. 4-17-HBRRS-12 for Keg Creek Bridge on Honeysuckle Road). UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Chairman to sign Fuel Sharing Agreement between Green Hills AEA and Pottawattamie County. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve and authorize Chairman to sign County Five Year Plan and Budget for Iowa Department of Transportation submittal. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Drake, to approve and authorize Chairman to sign Agreement for Development and Maintenance of Recreational Trail in Pottawattamie County. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign West and East Nishnabotna Watershed Coalition Articles of Agreement, with any amendments to the Agreement to be forwarded by the County Attorney's Office. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve the award of the Law Enforcement Space Needs Study to HGM Associates, Inc., with the cost of said study not to exceed \$27,000.00. AYES: Drake, Schultz, Hanafan, Wichman. NAY: Belt. Motion carried.

3. OTHER BUSINESS

Discussion was held on the Strategic 4Sight Plan and upcoming scheduled meetings. No action taken.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail (Maintenance) – Payroll Status Change of Andrew Smith.
- 2) Conservation – Payroll Status Change of Katherine Simmons; Ryan Penney; Kristen Bieret; Cory Thomas.
- 3) Attorney – Payroll Status Change of Eric Strovers.
- 4) Communications – Payroll Status Change of Anne Young.
- 5) SW Iowa Juvenile Detention Center – Employment of Toni M. Colton as Part-Time Youth Corrections Worker.

ADJOURN

Motion by Drake, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:20 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: April 11, 2017

PUBLISH: X

April 7, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 5:00 PM. All members, except Belt and Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

Discussion was held concerning closure of Old Lincoln Highway, north of Crescent due to replacement of Bridge CR20 over Simon Run Creek. This meeting took place at the Crescent Volunteer Fire Department, located at 102 West Florence Street, Crescent, Iowa.

ADJOURN

Motion by Wichman, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 6:00 PM.

Justin Schultz, Chairman

ATTEST:

Gina Hatcher, Auditor's Office

APPROVED: April 11, 2017

PUBLISH: X

April 11, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Hanafan, to approve:

- A. April 4, 2017 and April 7, 2017, Minutes as read.
- B. Publication of Claims Allowed for March 2017.
- C. Conservation – Employment of Laura Connelly, John Harisch, Tyler Knight, and John Wichman as members of the Seasonal Burn Crew at \$10.00 per hour, effective April 3, 2017.
- D. Conservation – Employment of Jade Eucker, Robert Hladik, Beth Matters, Doris Stone as Seasonal EE – Day Hires at \$10.00 per hour, effective March 23, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED DISCUSSIONS AND/OR DECISIONS

Discussion was held with John Torber, Executive Director of Iowa Drainage District Association, wherein Mr. Torber presented the annual report of the IDDA, which included the status of the EPA Waters of the US Rule, the status of legislation pending in the Iowa General Assembly, and the status of the Des Moines Waterworks lawsuit.

Discussion was held with Jason Slack, Director of Buildings and Grounds, and Dean Fajen, Project Manager with GHM Associates, Inc. concerning the space needs study for the Law Enforcement Center.

Motion by Drake, second by Hanafan, to approve and authorize Chairman to sign Software Agreement with OpenGov.Inc., to be effective April 1, 2017, through March 30, 2020, at an annual cost of \$9,962.00. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Contract to Provide Professional Consulting Services to Pottawattamie County, Iowa, with Cost Advisory Services, Inc., for an additional three years, at an annual cost of \$7,600.00. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Sheriff's Reserve Officer Kathryn Stacy to carry weapons in the line of duty. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

- A. Salary Actions:
 - 1) Engineer / Secondary Roads – Payroll Status Change of: Shawna Hedegaard and Devan Feigenbutz.
- B. Reports:
 - 1) Recorder's Fee Book for March 1, 2017 – March 31, 2017.

5. STUDY SESSION

John Rasmussen / Engineer; Doug Reed / Director, Emergency Management Agency; Mark Shoemaker / Director, Conservation; Sam Stivers / Countywide Tourism / Administrative Director, Conservation; Maggie Popp Reyes / Assistant County Attorney; Jeff Danker / Sheriff -

Discussion of Old Lincoln Highway closure, north of Crescent due to replacement of Bridge CR20 over Simon Run Creek.

ADJOURN

Motion by Hanafan, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 2:15 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: April 18, 2017

PUBLISH: X

April 18, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. April 11, 2017, Minutes as read.
- B. Authorize Chairman to sign Notices of Disallowance for Homestead Tax Credits and Military Service Tax Exemptions.
- C. Secondary Roads – Job Reclassification of Devan Feigenbutz from Roadside Tech 1, at \$20.69 per hour, to Roadside Tech II, at \$21.30 per hour, effective April 13, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED DISCUSSIONS AND/OR DECISIONS

Motion by Wichman, second by Drake, to approve non-assessment of Riverside Grill property, and abate all taxes accumulated. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to approve ownership and responsibility of alarm panel located in Communications Center as Board of Supervisors; and that this panel be eliminated and known entities to be notified by a letter signed by Chairman of the Board of Supervisors. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 17-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 17-2017

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from the Gaming Fund to the General Basic Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$375,000.00 is ordered to be transferred from the Gaming Fund to the General Basic Fund; and

SECTION 2: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfer.

DATED THIS 18TH DAY OF APRIL, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 18-2017**, a Resolution entitled: Resolution for Third Quarter 2016-2017 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 18-2017

RESOLUTION FOR THIRD QUARTER 2016-2017 TRANSFER TO SECONDARY ROADS FUND

WHEREAS, it is desired to transfer money from the Rural Services Fund to the Secondary Roads Fund, and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa, and

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$1,225,000.00 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

DATED THIS 18TH DAY OF APRIL, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----|-----|---------|--------|
| _____ | ○ | ○ | ○ | ○ |
| Justin Schultz, Chairman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 19-2017**, a Resolution entitled: Resolution for 2016-2017 Interfund Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 19-2017

RESOLUTION FOR 2016-2017 INTERFUND TRANSFER TO SECONDARY ROADS FUND

WHEREAS, it is desired to transfer money from the LOT Secondary Roads Fund to Secondary Roads Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa; and

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$3,000,000.00 is ordered to be transferred from the LOT Secondary Roads Fund to the Secondary Road Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

DATED THIS 18TH DAY OF APRIL, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

4. RECEIVED/FILED

A. Salary Actions:

- 1) Sheriff – Payroll Status Change of Tanner Frain
- 2) Communications – Payroll Status Change of Anne Young

B. Reports:

- 1) Sheriff’s Reports of Fees Collected and Disbursed for March 2017.

ADJOURN

Motion by Drake, second by Hanafan, to adjourn meeting. **UNANIMOUS VOTE.** Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:45 AM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance, Auditor's Office

APPROVED: May 9, 2017

PUBLISH: X

May 4, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 AM. All members, except Belt present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

Motion by Hanafan, second by Drake, to award, approve and authorize Chairman to sign Contract 78-CO78-190 and Contractor’s Performance Bond with United Contractors, Inc. for Boyer River Bridge reconstruction on DeSoto Avenue. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to award, approve and authorize Chairman to sign Contract 78-CO78-155 and Contractor’s Performance Bond with Western Engineering Company for L55 resurfacing project. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve and authorize Board to sign Resolution No. 22-2017, a Resolution entitled: Resolution for Reconstruction of Road Segments of Greenview Road to Seal Coat Surfacing with Stabilized Base. Said Resolution is set out as follows:

RESOLUTION NO. 22- 2017

RESOLUTION FOR RECONSTRUCTION OF ROAD SEGMENTS OF GREENVIEW ROAD TO SEAL COAT SURFACING WITH STABILIZED BASE

Whereas, Pottawattamie County Ordinance 7.20.030.01.A “Surfacing” requires a Board of Supervisors resolution to change the surfacing type of a roadway.

Whereas, the traffic on the road is such that the work is warranted; the work corrects an abrupt change in surface type; the work provides a logical termini; and funds exist to perform the work.

Whereas, the Pottawattamie County Engineer recommends the existing gravel surface be upgraded from gravel to a seal coat with a stabilized base.

NOW THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors, in session this 4th day of May, 2017, that the County Engineer by authorized, reconstruct the following road segments to seal coat surfacing with a stabilized base:

- **Greenview Road in from existing seal coat to the intersection of 230th Street. (Approximately 1250 feet)**
- **230th Street from Greenview Road to Highway 92. (Approximately 2675 feet).**

Dated this 4th day of May, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

Roll Call Vote: **AYES: Drake, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to approve \$15,000.00 be paid for extension of the purchase option for the property known as 41911 Industrial Road in Oakland, Iowa. Said funds are to be paid from the Land Fund. UNANIMOUS VOTE. Motion granted.

Motion by Wichman, second by Hanafan, to approve and authorize Board to sign Resolution No. 21-2017. Said Resolution is set out as follows:

RESOLUTION NO. 21-2017

WE HEREBY CERTIFY to the Farm Service Agency, United State Department of Agriculture, that a meeting of the Board of Supervisors of Pottawattamie County, Iowa, a corporation organized under the laws of the State of Iowa, duly called and held at the office of said corporation on the 4th day of May, 2017, the following resolution was duly adopted and is now in full force and effect.

RESOLVED, that Mark Shoemaker, Director / Conservation and Scott Belt, Member / Board of Supervisors, with one signature required, be and they hereby are authorized to sign any and all legal documents required by the FSA Office, from time to time, on behalf of this corporation as may to them in their discretion seem advisable.

That the foregoing powers and authority will continue until written notice of revocation has been delivered to the above firm.

RESOLVED, that the Secretary of this corporation be and hereby is authorized to certify the above firm, the forgoing resolutions and that the provision thereof are in conformity with the charter and Bylaws of the corporation.

IT IS FURTHER CERTIFIED that there are no provisions in the charter or Bylaws of said corporations limiting the power of the Board of Directors to pass the foregoing resolutions and that the same are in conformity with the provision of said charter and Bylaws.

IT IS FURTHER CERTIFIED that the following are the genuine signatures of the persons now holding office in said corporation as indicated opposite their respective signatures.

Dated this 4th day of May, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Schultz, Hanafan, Wichman. Motion carried.**

ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:23 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: May 9, 2017

PUBLISH: X

May 9, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:45 AM. All members, except Drake and Schultz present. Chairman Pro-Tem Hanafan presiding

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. April 18, 2017, and May 4, 2017, Minutes as read.
- B. Publication of Claims allowed for April, 2017.
- C. Conservation – Employment of Warren Epp as a member of the seasonal Burn Crew at \$10.00 per hour, effective April 13, 2017; and Bryan Mead as a member of the seasonal Burn Crew \$10.00 per hour, effective April 20, 2017.
- D. Planning and Zoning – Job Reclassification of Deb Miller from Office Technician I at \$23.75 per hour, to Office Technician II at \$25.66 per hour, effective May 1, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED DISCUSSIONS

Motion by Belt, second by Wichman, to approve 2017 Affirmative Action Plan. UNANIMOUS VOTE. Motion carried.

Discussion was held with Paula Hazelwood, Executive Director of Advance Southwest Iowa Corporation, and Lori Holste, Executive Director of Western Iowa Development Agency, wherein Ms. Hazelwood and Ms. Holste updated the Board with the first quarter activities and initiatives of their agencies. No action taken.

Discussion was held with Courtney Harter, Council Bluffs Community Development Project Coordinator, wherein Ms. Harter presented the Affirmatively Furthering Fair Housing plan, and the schedule for completing the plan. No action taken.

Presentation by Matt Wyant, Director of Pottawattamie County Planning & Zoning, for recognition to Pam Kalstrup and Maria Sieck for obtaining Certified Floodplain Manager certification from the Association of State Floodplain Managers (ASFPM). No action taken.

3. OTHER BUSINESS

Motion by Wichman, second by Belt, to approve and authorize Sheriff's Reserve Officer Scott Vanderfort to carry weapons in the line of duty. UNANIMOUS VOTE. Motion carried.

Discussion was held to approve an amount for the 2016 funding commitment for Avoca Main Street, Inc. Hanafan moved to postpone said decision until a future date. Wichman seconded said motion. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) Sheriff – Payroll Status Change of Josh Kirlin.
- 2) Attorney – Payroll Status Change of Rhonda Blair, Shelly Miles, Hope Rodarte, Alicia Gehrman, Patrick Eppler, James Burger.
- 3) Conservation – Payroll Status Change of Cory Thomas, Samantha Stivers.
- 4) Communications – Payroll Status Change of Rebecca Liston, Elizabeth Cleveland.

- 5) Southwest Iowa Juvenile Detention Center – Employment of Kenneth T. VanDorn, Michael Bertacini, and Jackie Powers as Part-Time Youth Corrections Workers.
- 6) Jail – Payroll Status Change of Fred Albers.
- 7) Planning – Payroll Status Change of Pamela Kalstrup and Maria Sieck.
- 8) Board of Supervisors – Payroll Status Change of Melissa Joslin.
- 9) Treasurer – Payroll Status Change of Brandy Olsen, Mary Jo Turpen, Angela Christiansen, Edward Kalick.
- 10) Recorder – Payroll Status Change of Jeanne Pfeiffer.
- 11) IT – Payroll Status Change of Adam Klein.
- 12) GIS – Payroll Status Change of Jamie Petersen.

B. Reports:

- 1) EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through April 2017).
- 2) Recorder’s Fee Book for April 1, 2017 – April 30, 2017.

ADJOURN

Motion by Belt, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:20 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: May 16, 2017
 PUBLISH: X

May 16, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

- A. May 9, 2017, Minutes as read.
- B. GIS – Employment of James Branstetter as Part-Time, temporary Intern.
- C. Conservation – Employment of Jay Heiny as a NAM Intern (seasonal).
- D. Secondary Roads – Employment of Trey Whitfield as Integrated Roadside Vegetation Management (IRVM) employee (seasonal).
- E. Secondary Roads – Job Reclassification of Mike Davis from Equipment Operator to Dura Patcher.
- F. Renewal of Class E Liquor License (LE), with the following privileges: Class B Wine Permit, Class C Beer Permit (Carryout Beer), Class E Liquor License (LE), and Sunday Sales for Kum & Go LC d/b/a Kum & Go #23, Neola, Iowa.
- G. Renewal of Class C. Native Wine (WCN) Liquor License, with the following privileges: Class C. Native Wine (WCN), Outdoor Service, and Sunday Sales for Lyle Ditmars d/b/a Ditmars Orchard, Council Bluffs, Iowa.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Belt, to open public hearing on Ordinance #2017-2, **AN ORDINANCE** to amend the following in Chapter 8, Zoning Ordinance:

- Section 8.020.030 by adding .12, Conditional Uses for the Class R-2 (Urban Transitional) District, by adding Activity M. Commercial stables, riding academies and clubs;
- Section 8.020.080 by adding .04 Use: Commercial Stables Minimum Lot Area 5.0 acres, Minimum Lot Width 300', Minimum Lot Depth 300', Maximum Lot Coverage 5%.

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Wichman, second by Belt, to close public hearing on Ordinance # 2017-2. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to approve first consideration of Ordinance #2017-2, **AN ORDINANCE** to amend the following in Chapter 8, Zoning Ordinance:

- Section 8.020.030 by adding .12, Conditional Uses for the Class R-2 (Urban Transitional) District, by adding Activity M. Commercial stables, riding academies and clubs;
- Section 8.020.080 by adding .04 Use: Commercial Stables Minimum Lot Area 5.0 acres, Minimum Lot Width 300', Minimum Lot Depth 300', Maximum Lot Coverage 5%;

and to set second consideration for May 23, 2017, at 9:00 AM. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve and authorize Board to sign **Resolution No. 20-2017**, a Resolution entitled: Resolution Endorsing an Application to the Iowa Department of Transportation for the Bike Route Signing and Designation of the Lewis and Clark Trail “Today Route” as a State Bike Route. Said Resolution is set out as follows:

RESOLUTION NO. 20-2017

RESOLUTION ENDORSING AN APPLICATION TO THE IOWA DEPARTMENT OF TRANSPORTATION FOR THE BIKE ROUTE SIGNING AND DESIGNATION OF THE LEWIS AND CLARK TRAIL “TODAY ROUTE” AS A STATE BIKE ROUTE.

WHEREAS, the Lewis and Clark Trail “Today Route” was identified to create a shared bike route that parallels the Missouri River and the Historic Lewis and Clark Trail to provide a designated bike route of nearly 209 miles through 6 counties using City, County and State roadways as a shared use route; and

WHEREAS, this effort is carried out through volunteer work and cooperation between interested citizens, organizations, local governments, and the Iowa Department of Transportation; and

WHEREAS, the Iowa Department of Transportation, through a Federal Grant, shall provide project funding not to exceed \$231,000 requiring a minimum 20% match that will fund final route identification, a signage plan, bidding, installation and all other costs related to the project as approved prior to proceeding with the project; and

WHEREAS, the affiliated cities and counties that agree to participate in this project also agree to participate in the final route planning, sign location planning and assist in project funding to the best of their ability; and

WHEREAS, upon designation, applicants are responsible for funding tourism and promotional plans and activities and no federal or state funding is inherent with designation as a state Bike Route; and

WHEREAS, upon approval, the Frontier Iowa Trails committee in partnership with Pottawattamie County Conservation, will sponsor and lead an effort to place Bike Route signs specific to the Lewis and Clark Trail along the identified route and will provide initial costs for development; and

WHEREAS, each affiliated city or county will be responsible for periodic sign inventory to ensure maintenance, and replacement of signs as needed; and

WHEREAS, Iowa Department of Transportation will be responsible for work needed on state routes to properly repair or reinstall such signs once initially installed; and

WHEREAS, local city and county jurisdictions along the bike route will be responsible for work needed in their jurisdiction to properly repair or reinstall such signs once initially installed; and

WHEREAS, the Board of Supervisors of Pottawattamie County, Iowa, desires to endorse the designation of the Lewis and Clark Bike Trail as an Iowa Bike Route.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, that:

The County endorses this application requesting designation of the Lewis and Clark Bike Trail as a state bike trail and accepts the responsibilities and expectations of such designation as described above.

Dated this 16th day of May, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Wichman, to approve and allow Google to coordinate a luncheon for the County’s first responders. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve the salary increases for non-union employees as 2.75%; and to approve the salary increases for department heads as 2.75%, all to be effective July 1, 2017. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve July 15, 2017, as the final close date for Case Management operations. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign Agreement 2017-C-198 for High Friction Surface Treatment on County Roads L20 and L35. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to go into Executive Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending litigation matters, and hiring outside legal counsel. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to go out of Executive Session. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to hire outside legal counsel for initial consultation. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Garrett Lembke; Jeremy Warren; Kyle Hackett; Jonathan Poore.

4. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:36 A.M.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: May 23, 2017

PUBLISH: X

May 23, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. May 16, 2017, Minutes as read.
- B. Attorney – Employment of Stephanie Price as Legal Assistant, at \$19.73 per hour, effective May 24, 2017; and Sara Thomsen as Legal Assistant, at \$21.69 per hour, effective May 24, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Hanafan, to approve second consideration of Ordinance #2017-02, **AN ORDINANCE** to amend the following in Chapter 8, Zoning Ordinance:

- Section 8.020.030 by adding .12, Conditional Uses for the Class R-2 (Urban Transitional) District, by adding Activity M. Commercial stables, riding academies and clubs;
- Section 8.020.080 by adding .04 Use: Commercial Stables Minimum Lot Area 5.0 acres, Minimum Lot Width 300', Minimum Lot Depth 300', Maximum Lot Coverage 5%.

and to adopt said Ordinance No. 2017-2 into law. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Maggie Burger, Vice President with Speer Financial, Inc., and Becky Belt, Finance Department with the Auditor's Office, appeared before the Board and discussed the County's bond schedule and future bond needs. No action taken.

Motion by Drake, second by Wichman, to approve funding commitment for Avoca Main Street, Inc. in the amount of \$1,000.00, for FY 2016/17. Said funds are to be paid out of Gaming Fund. UNANIMOUS VOTE. Motion carried.

Discussion was held with Maggie Popp Reyes, Assistant County Attorney, and Matt Wyant, Director of Planning and Zoning, regarding the Fireworks legislative changes and amendments, and changes to the County's Application for Permit to Display Fireworks form, the Fireworks Display Acknowledgement and Waiver form, and application procedures. No action taken.

Motion by Belt, second by Wichman, to approve an additional Project Manager position within the Engineer's Office, and to approve the advertisement of said position. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve the scheduling of a public hearing on an Amendment to Pottawattamie County FY 2016-17 Budget for Tuesday, June 13, 2017, at 9:15 AM, in the Board of Supervisors' Hearing Room, and that notice of said public hearing be published by the Auditor's Office. UNANIMOUS VOTE. Motion carried.

The Board recessed at 10:50 AM until 1:30 PM.

UNO CAPS Consulting Group Jason Hornberg, Dr. Joe Allen, Dr. Roni Reiter-Palmon, Nicole Landowski, and Michael Yoerger with the University of Nebraska at Omaha appeared before the Board and presented their final findings of the Workflow Design Study. No action taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) SW Iowa Juvenile Detention Center – Employment of Dillon Simon as Part-Time Youth Corrections Worker.
- 2) WIC – Payroll Status Change of Luz Collins.

B. Reports:

- 1) Sheriff's Reports of Fees Collected and Fees Disbursed for April 2017.

4. ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:12 PM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance, Auditor's Office

APPROVED: May 30, 2017

PUBLISH: X

May 30, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt , to approve:

- E. May 23, 2017, Minutes as read.
- F. Engineer/Secondary Roads – Employment of Meghan Gray as Seasonal – Mower, at \$11.91 per hour, effective May 22, 2017.
- G. Conservation – Employment of Dillon Owens as Seasonal, Part-time Park Ranger Intern, at \$9,00 per hour, effective May 21, 2017.
- H. Jail – Employment of Kyle Putnam as Detention Officer, at \$20.38 per hour, effective May 17, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Drake, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(j) for discussion and/or decision on the purchase or sale of particular real estate.

Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.

Motion by Wichman, second by Drake, to go out of Closed Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.**

Motion by Belt, second by Drake, to direct Attorney's Office to prepare Purchase Agreement for purchase of property up to \$175,000.00, with said funds to be paid from the Farm Land Fund. Any income from the house rental shall be assigned to the Conservation Board. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve Dental Insurance renewal with Reliance Standard at a 3% increase, with an added voluntary vision plan. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Wellness onsite screening for 2017/18 Wellness Program. UNANIMOUS VOTE. Motion carried.

Discussion was held concerning the inquiry into the change of the Wellmark's definition of Employee. No action taken.

Motion by Drake, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending litigation matter. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.**

Motion by Belt, second by Wichman , to go out of Closed Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.**

Motion by Drake, second by Belt, to approve funding request by Boy Town for the Fathers Matter event scheduled for June 20, 2017, at Tom Hanafan River Front Park, in the amount of \$1,000.00. Said amount is to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt , to approve the Policy for Lockout/Tagout Procedures. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman , to approve the purchase of 3 recycling trailers for \$37,026.00 for the Planning and Zoning Department. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve the purchase of a replacement vehicle for the Planning and Zoning Department. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions

- Communications – Payroll Status Change of Anne Young.

B. Reports

- 1) EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through April 2017).

4. ADJOURN

Motion by Belt, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:08 P.M.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 6, 2017

PUBLISH: X

JUNE 6, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Drake, to approve:

- A. May 30, 2017, Minutes as read.
- B. Conservation – Employment / Job Reclassification of Katlyn Schulz from Naturalist Intern, at \$11.00 per hour, to Part-time, seasonal Education Intern at \$11.00 per hour, effective May 15, 2017.
- C. Conservation – Employment of Emily Wagaman as seasonal Naturalist Intern, at \$10.00 per hour, effective May 31, 2017.
- D. Conservation – Employment of Alexander Jones as seasonal Park Ranger Intern, at \$10.00 per hour, effective June 1, 2017.
- E. Engineer / Secondary Roads – Job Reclassification of Jason Hough from Tractor Trailer Operator, at \$24.22 per hour, to Motor Grader, at \$24.91 per hour, effective June 1, 2017.
- F. Publication of Claims Allowed for May, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to approve revisions to the General Assistance Manual.
UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake to postpone decision to June 13, 2017, on Fireworks Application submitted by Andy Rowley and Clay Taylor for The Shine Festival on October 7, 2017, at Westfair. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

- A. Salary Actions:
 - 1) Conservation – Payroll Status Change of Craig Voss.
 - 2) Engineer / Secondary Roads – Payroll Status Change of Breck Henningsen, Bryan Mead, Kevin Ausdemore, Mitch Rollins, Josh Reynolds, Nick McCoid, Josh Kohl.
 - 3) Communications – Payroll Status Change of Abby Fredrich.
 - 4) Jail – Payroll Status Change of Jessica Barlow.
- B. Reports / Miscellaneous:
 - 1) Notice of Consultation Regarding Treynor Proposed Annexation: consultation scheduled for June 12, 2017, at 9:00 AM, at Treynor City Hall; additional meeting scheduled for July 24, 2017, at 7:00 PM, at Treynor Community Center to institute proceedings and take action to accept voluntary annexation applications received.

4. ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:05 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 13, 2017

PUBLISH: X

JUNE 13, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members presents, with Hanafan appearing at 9:03 AM. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Drake, to approve:

- I. June 6, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Drake, to open public hearing on Ordinance # 2017-03. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Drake, to close public hearing on Ordinance # 2017-03. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Wichman, to approve first consideration of **Ordinance # 2017-03**: an Ordinance to amend the following in Chapter 8, Zoning Ordinance:

- General typographical and grammar error corrections.
- Recodify various Sections and Subsections.
- Chapter 8.014.020.03 Loess Hills District (A-4), Principal Uses, to add “and clustered subdivisions” and to delete “and when located within 2-miles of Council Bluffs or ½-mile of other municipalities”.
- Chapter 8.015.020.04 Agricultural-Urban Transitional (R-1), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or ½-mile of other municipalities”.
- Chapter 8.020.020.04 Urban Transitional (R-2), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or ½-mile of other municipalities”.
- Chapter 8.025.020.03 Urban Residential (R-3), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or ½-mile of other municipalities”;

and to set second consideration for June 27, 2017, at 9:00 AM. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to open public hearing on Ordinance # 2017-04. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to close public hearing on Ordinance # 2017-04. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Drake, to approve first consideration of **Ordinance #2017-04**: an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of 8.90 acres from a Class C-1 (Highway Commercial) to a Class R-2 (Urban Transitional) District;

and to set second consideration for June 27, 2017, at 9:15. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to open public hearing on Amendment to FY 2016-17 Budget. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Drake, to approve and authorize Board to sign **Resolution No. 23-2017**, a Resolution setting out the amendment to FY 2016-17 Budget. Said Resolution is set out as follows:

RESOLUTION NO. 23-2017

WHEREAS, there were necessary expenses incurred in some county departments, causing the budget of that department to exceed 100% of costs; and

WHEREAS, the Board of Supervisors desires to allow those expenditures, and no tax increase will occur due to these expenditures; and

WHEREAS, the public had due notice of the Budget Amendment Hearing, and at the hearing due time was allowed for objections to any and all portions of the amended budget.

NOW, THEREFORE BE IT RESOLVED, that the Board of Supervisors of Pottawattamie County, hereby amends the Fiscal Year 2016-17 budget.

Dated this 13TH DAY OF JUNE, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 24-2017**, a Resolution entitled: Resolution for Appropriations. Said Resolution is set out as follows:

RESOLUTION NO. 24-2017

RESOLUTION FOR APPROPRIATIONS

WHEREAS, it is desired to appropriate funds from budget amendment as follows: 01 Board of Supervisors; 04 – Attorney; 29 – Corrections-Jail; and

WHEREAS, said appropriation is in accordance with Section 331.434(6), Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The Auditor is directed to correct his/her book accordingly, and to notify the Treasurer.

Dated this 13th DAY OF JUNE, 2017.

ROLL CALL VOTE

| AYE | NAY | ABSTAIN | ABSENT |
|-----|-----|---------|--------|
|-----|-----|---------|--------|

| | | | | |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Justin Schultz, Chairman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by _____, second by _____, to approve and authorize Board to sign **Resolution No. 25-2017**, a Resolution entitled: Appropriations Resolution. Said Resolution is set out as follows:

RESOLUTION NO. 25-2017

APPROPRIATIONS RESOLUTION

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning **July 1, 2017**, in accordance with Section 331.434, Subsection 6, Code of Iowa.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The amounts itemized by fund and by department or office on the attached Schedule, are hereby appropriated from the resources of each fund so itemized, to the department or office listed in the first column on the same line of the attached Schedule.

SECTION 2: Subject to the provisions of other County procedures and regulations, and applicable State Law, the appropriations under Section 1 shall constitute authorization for the department or officer to make expenditures or incur obligations from the itemized fund, effective **July 1, 2017**.

SECTION 3: In accordance with Section 331.437, Code of Iowa, no department or office shall expend or contract to expend any money or incur any liability, or enter into the contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

SECTION 4: If any time during the **2017-2018** Budget Year the Auditor ascertains that the available resources of a fund for that year will be less than said fund's total appropriations, the Auditor shall immediately so inform the Board and recommend appropriate corrective action.

SECTION 5: The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such accounts to the applicable departments and officers as prescribed by law or as otherwise required and determined within reasonable limits during the **2017-2018** Budget Year.

SECTION 6: All appropriations authorized in accordance with this resolution lapse, **June 30, 2018**.

DATED THIS 13th DAY OF JUNE, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Justin Schultz, Chairman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | | | | |

| | | | | |
|------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Wichman, to approve Fireworks Application submitted by Robert L. Caputo for July 4, 2017. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve Fireworks Application submitted by Bill Bracker for July 3, 2017. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Fireworks Application submitted by Shawn Scott for July 1, 2017. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to deny the Fireworks Application submitted by Andy Rowley and Clay Taylor for The Shine Festival on October 27, 2017, at Westfair. Said denial is made after being informed by the Westfair Board of their decision not to host this event for safety concerns. UNANIMOUS VOTE. Motion carried.

Discussion was held with Michael Williams, President of Williams-Deras & Associates, and Mary Davis, Director of Human Resources, concerning the expansion of employees' health insurance. No Action Taken.

3. OTHER BUSINESS

Motion by Drake, second by Wichman, to approve and authorize Board to sign **Resolution No. 26-2017**, a Resolution entitled: Resolution for Fourth Quarter 2016-17 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 26-2017

RESOLUTION FOR FOURTH QUARTER 2016-2017 TRANSFER TO SECONDARY ROADS FUND

WHEREAS, it is desired to transfer money from the Rural Services Fund to the Secondary Roads Fund, and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa, and

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$1,225,000.00 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

Dated this 13th day of June, 2017.

ROLL CALL VOTE

| | | | | |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| | AYE | NAY | ABSTAIN | ABSENT |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Justin Schultz, Chairman | | | | |

| | | | | |
|------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to approve and authorize Board to sign **Resolution No. 27-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 27-2017

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from the Gaming Fund to the General Basic Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$750,000.00 is ordered to be transferred from the Gaming Fund to the General Basic Fund; and

SECTION 2: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfer.

Dated this 13th day of June, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Justin Schultz, Chairman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| _____ | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Wichman, to approve FY 2017/18 Iowa Drainage District Association Dues in the amount of \$1,250.00. Said funds to be paid out of the Rural Fund. **UNANIMOUS VOTE. Motion carried.**

Motion by Hanafan, second by Belt, to approve replacement and location of Earl Wejby dedication tree as deemed appropriate by the Buildings and Grounds Department. **UNANIMOUS VOTE. Motion carried.**

Motion by Drake, second by Belt, to set aside agenda for update on the Crescent Bridge from Engineer John Rasmussen. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Amber Roberts, Jeremy Harker.

B. Reports:

- 1) Recorder’s Fee Book for May, 2017.

5. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:27 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 27, 2017
 PUBLISH: X

JUNE 15, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

Study Sessions were held with the following departments to discuss the issue of future bond needs:

- Conservation
- IT
- Planning and Zoning
- Recorder
- Treasurer
- Buildings and Grounds
- Sheriff
- Jail
- Communications

Motion by Drake, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:20 P.M.

Justin Schultz, Chairman

ATTEST:

Becky Lenihan, Finance, Auditor's Office

APPROVED: June 27, 2017
 PUBLISH: X

JUNE 27, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. June 13, 2017, and June 15, 2017, Minutes as read.
- B. Iowa Retail Permit Applications for Cigarette/Tobacco/Nicotine/Vapor for:
 - 1) Desoto Bend Mini Mart, Missouri Valley;
 - 2) Kum & Go #23, Neola;
 - 3) Casey's Marketing Company d/b/a Casey's General Store #3204, Minden;
 - 4) Casey's Marketing Company d/b/a Casey's General Store #3205, Council Bluffs;
 - 5) Fill R'Up, Council Bluffs.
- C. Conservation – Employment of Jordan De Graaf, as Full-Time Natural Resource Technician, at \$20.90 per hour, effective June 19, 2017.
- D. Engineer / Secondary Roads – Job Reclassification of Kevin Ausdemore from Truck Driver/Laborer, at \$20.93 per hour, to Tractor/Trailer Operator, at \$21.31 per hour, effective June 12, 2017.
- E. Renewal of Class C Liquor License (LC) (Commercial)/Outdoor Service/Sunday Sales for Genevieve Stueve d/b/a Aeroplane Inn, Honey Creek.
- F. Renewal of Class E Liquor License (LE)/Class B Native Wine Permit/ Class C Beer Permit (Carryout Beer)/Sunday Sales for Casey's Marketing Company d/b/a Casey's General Store #3205, Council Bluffs.
- G. Renewal of Class E Liquor License (LE)/Class B Wine Permit/Class C Beer Permit (Carryout Beer)/Sunday Sales for Fill R Up, Council Bluffs.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Hanafan, second by Belt, to approve second consideration of Ordinance #2017-03, **AN ORDINANCE** to amend the following in Chapter 8, Zoning Ordinance:

- General typographical and grammar error corrections.
- Recodify various Sections and Subsections.
- Chapter 8.014.020.03 Loess Hills District (A-4), Principal Uses, to add “and clustered subdivisions” and to delete “and when located within 2-miles of Council Bluffs or 1/2-mile of other municipalities”.
- Chapter 8.015.020.04 Agricultural-Urban Transitional (R-1), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or 1/2-mile of other municipalities”.
- Chapter 8.020.020.04 Urban Transitional (R-2), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or 1/2-mile of other municipalities”.
- Chapter 8.025.020.03 Urban Residential (R-3), Principal Uses, to delete “and when located within 2-miles of Council Bluffs or 1/2-mile of other municipalities”.

And to adopt said Ordinance #2017-03 into law. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve second consideration of Ordinance #2017-04, **AN ORDINANCE** to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of 8.90 acres from a Class C-1 (Highway Commercial) to a Class R-2 (Urban Transitional) District. And to adopt said Ordinance #2017-04 into law. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to approve Application for Use of Pottawattamie County Grounds submitted by Heartland Harvest Ministries Church, for use of County property located between South 7th Street and the South Expressway (behind Southwest Iowa Juvenile Detention Center) for Back to School Carnival on July 29, 2017. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve request by John Klein, Volunteer Stream Sign Coordinator for East and West Pottawattamie Soil & Water Conservation Districts, for financial assistance for Interstate Highway stream signs and DOT installation to be represent Pottawattamie County to the traveling public, in the amount of \$895.00. Said funds to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending litigation matter. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to go out of Closed Session. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 28-2017**, a Resolution to regulate weapons at the Pottawattamie County Courthouse. Said Resolution is set out as follows:

RESOLUTION NO. 28-2017

WHEREAS, the Pottawattamie County Board of Supervisors direct control over the Pottawattamie County Courthouse and provide facilities to the district court at the courthouse in Pottawattamie County; and

WHEREAS, on March 5, 2015 the Pottawattamie County Board of Supervisors directed and authorized the Pottawattamie County Sheriff's Office (Sheriff's Office) to implement security screening to prohibit weapons in the Pottawattamie County courthouse as a security measure for employees, the district court, and the general public; and

WHEREAS, on April 13, 2017, HF517 was signed into law, amending Iowa Code §724.28 which prohibits a political subdivision, including counties, from enacting an ordinance (and voids an ordinance previously enacted) regulating the ownership, possession, legal transfer, law transportation, registration or licensing of firearms when the ownership, possession, transfer, or transportation is otherwise lawful under Iowa law; and

WHEREAS, on June 19, 2017, the Iowa Supreme Court issued a Supervisory Order prohibiting "all weapons...from courtrooms, court-controlled spaces, and public areas of courthouses and other justice centers occupied by the court system." The Court's Supervisory Order further provides that it does not affect the authority of county officials to determine appropriate employment policies for their employees in county offices located in courthouses and other justice centers or the authority of peace officers to carry weapons in courthouses and justice centers while performing law enforcement duties; and

WHEREAS, the Supervisory Order further provides that the chief judge of each judicial district is authorized to work with county and city officials as well as courthouse and public building security committees to develop additional policies and procedures necessary to implement this supervisory order; and

WHEREAS, the Chief Judge of the 4th Judicial District has requested that the Pottawattamie County Board of Supervisors ban all weapons from courtrooms, court-controlled spaces, and public areas of courthouses and other justice centers occupied by the court system, and to continue to provide security screening at the Pottawattamie County courthouse; and

WHEREAS, the Pottawattamie County Board of Supervisors, aware of both HF517 and the Iowa Supreme Court's Supervisory Order, shall continue to regulate the

carrying of weapons at the Pottawattamie County courthouse which is authorized under Iowa Code §724.28.

THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors as follows:

1. The Sheriff's Office shall continue to provide screening of employees and the general public upon entry to the Pottawattamie County courthouse.

2. Employees and the general public will continue to be prohibited from carrying firearms or any other weapons, including items which could be used as a weapon as determined by the Sheriff's Office, at the Pottawattamie County courthouse. This resolution regulates only the carrying of weapons at the courthouse and does not attempt to regulate the ownership, possession, legal transfer, law transportation, registration or licensing of firearms when the ownership, possession, transfer, or transportation is otherwise lawful under Iowa law.

3. The following individuals are not prohibited from carrying firearms or other weapons at the Pottawattamie County Courthouse:

- a. A peace officer as defined in Iowa Code §801.4; or
- b. A member of the armed forces of the United States or of the national guard, when the person's duties or lawful activities require possession of a dangerous weapon in or on County facilities; or
- c. An individual that possesses a valid Iowa professional permit to carry a weapon and the person's duties require carrying a weapon in or onto County facilities; or
- d. An individual that possesses a dangerous weapon for any purpose authorized by a state or local agency to further the statutory or regulatory responsibilities of that agency. Such an authorization shall not become effective until it has been issued in writing to the person to whom it applies and until copies of the authorization have been received by the Pottawattamie County Sheriff; or
- e. A member of a recognized military veterans organization performing a County-sponsored or approved honor guard service on County facilities; or
- f. An employee who possesses a valid permit to carry weapons, carries a dangerous weapon to County facilities during work hours for the purpose of self-protection, who has received the necessary approval and has notified the Sheriff in advance that the employee or officer will be carrying a dangerous weapon. An employee who has requested permission, received the necessary training and been granted permission to carry a dangerous weapon to the courthouse shall secure their weapon in a storage location designated by the Sheriff; or
- g. An individual who is lawfully participating in a firearms education program or training conducted in whole or in part by a peace officer, as defined in Iowa Code §801.4, and the Sheriff was notified in advance that the program will be conducted on County facilities and that it will involve the handling of dangerous weapons.

4. The Pottawattamie County Sheriff or his designee is authorized to grant prior written approval to a weapons permit holder to enter the Pottawattamie County courthouse for limited times when the permit holder needs to enter the courthouse.

5. The Sheriff's Office is authorized to implement additional security measures as may be necessary to protect the safety of its employees, the district court and the general public at the Pottawattamie County courthouse.

Dated this 27th day of June, 2017.

ROLL CALL VOTE

AYE NAY ABSTAIN ABSENT

○ ○ ○ ○

Justin Schultz, Chairman

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign ASTRO25 System Upgrade Agreement with Maintenance Services between Motorola Solutions, Inc. and Pottawattamie Law Enforcement Center & 911. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve Job Descriptions for: Recycling Center Manager; Recycling Center Operator; Recycling Center Attendant; Clerk II; Animal Control Officer; and On-Call Animal Control Officer. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve the formation of a real estate study group for the delineation of workflow for parcel splits. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to approve and authorize Chairman to sign Contract for Services between Pottawattamie County Board of Health, Pottawattamie County Board of Supervisors, and the Visiting Nurse Association of Pottawattamie County, for the period beginning July 1, 2017, through December 31, 2017. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Discussion was held concerning the Plant Proposal from Greener Times, for the first and second floor lobby areas of the Courthouse. No action taken at this time.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign Law Enforcement Contracts between Pottawattamie County and the Cities/Towns of: Avoca, Carson, Crescent, Hancock, Macedonia, McClelland, Neola, Oakland, Treynor, Underwood and Walnut. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Mike Knotek; Taylor Thomas; Doug Whittington; Roger Brannan.
- 2) Communications – Payroll Status Change of Veronica Criss.
- 3) WIC – Payroll Status Change of Blanca Perez.
- 4) Secondary Roads – Payroll Status Change of Zach Lairmore.

B. Reports:

- 1) Sheriff’s Reports of Fees Disbursed and Collected for May 2017.

5. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:45 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: June 29, 2017

PUBLISH: X

JUNE 29, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 PM. All members, except Hanafan and Belt present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- J. June 27, 2017, Minutes as read.
- K. Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for The Mile Away Hall and Tavern, Council Bluffs.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Wichman, to canvass District 22 Special Election, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

3. ADJOURN

Motion by Wichman, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:08 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: July 11, 2017
PUBLISH: X

JULY 11, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M. All members, except Justin Schultz present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Wichman, to approve:

- A. June 29, 2017, Minutes as read.
- B. Planning & Zoning/Animal Control – Employment of Akeem Banistar as an On-Call Animal Control Officer, at \$15.50 per hour, effective June 12, 2017.
- C. Sheriff's Office – Employment of Noah Hahn as Entry Security Personnel, at \$15.23 per hour, effective June 13, 2017.
- D. Publication of Claims Allowed for June, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Discussion was held with Sheriff Jeff Danker, Chief Deputy John Reynolds, and Jail Administrator concerning the purchase of a body scanner for use at the Jail, and how the purchase is to be made. Once a final bid / quote for the equipment and maintenance plan are obtained by the Sheriff's Office, they are to present it to the Board for consideration. NO ACTION TAKEN.

Discussion was held with Sheriff Danker concerning negotiating terms of the law enforcement contracts for cities and towns within Pottawattamie County for FY 2018/19, and Sheriff Danker will revisit the Board with recommendations concerning this issue. NO ACTION TAKEN.

Motion by Belt, second by Drake, to approve the contract award to Christensen Bros., Inc. of Cherokee, Iowa, for project BRSCO78(191)-60-78 (Minden Bridge), and authorize Chairman or Chairman Pro Tem to sign said contract. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve and authorize payment for materials testing to the DOT from the Farm-to-Market Account. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize the County Engineer to exceed the FY18 budget amount for seal coat by the unspent FY17 amount. UNANIMOUS VOTE. Motion carried.

Recognition and presentation of Registered Sanitarian / Health Specialist Certificate to Maria Sieck.

Discussion was held with Matt Wyant, Director of Planning and Zoning, on disposition of property currently owned by the County located at 42485 Mahogany Road, Hancock, Iowa. NO ACTION TAKEN.

Discussion was held with Matt Wyant, Director of Planning and Zoning on the property acquisition for the property located at 49411 Industrial Road, Oakland, Iowa. NO ACTION TAKEN.

Motion by Belt, second by Wichman, to approve and authorize Chairman or Chairman Pro Tem to sign Notices of Approval and/or Disallowance of: Homestead Tax Credits, Military Service Tax Exemptions, Disabled Veteran Homestead Applications, and Business Property Tax Credits. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Belt, second by Drake, to approve and authorize Chairman or Chairman Pro Tem to sign Law Enforcement Contract between Pottawattamie County and the City of Minden. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve the fund appropriation for support of MAPA for FY 18 in the amount of \$43,332.00, payable in two installments, with the first installment of \$21,666.00 due July 2017, and the second installment of \$21,666.00 due January 2018. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Drake, to approve and appoint Scott Belt as the Delegate, and Marilyn Jo Drake as the Alternate to the Nishnabotna Watershed Coalition Board of Directors. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) SW Iowa Juvenile Detention Center – Employment of Michael Hess and Patrick Powers as Youth Corrections Workers.
- 2) Secondary Roads – Payroll Status Change of Shawn Bluml.
- 3) Jail – Payroll Status Change of Christopher Curtis, Marlys Martin.
- 4) Planning and Zoning – Payroll Status Change of Maria Sieck.

B. Reports:

- 1) EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through May 2017).
- 2) Recorder's Fee Book for June, 2017.

5. ADJOURN

Motion by Drake, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:26 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST:

Becky Belt, Finance, Auditor's Office

APPROVED: July 18, 2017

PUBLISH: X

JULY 18, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:30 AM. All members present, with Hanafan appearing at 8:58 AM. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

- A. July 11, 2017, Minutes as read.
- B. Jail – Employment of Jaime Ramos-Saldana as Detention Officer, at \$20.94 per hour, effective July 12, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Belt, to approve proposed Organization Plan of Pottawattamie County's Public Health Division, of Public Health Administrator position, and the job description thereof. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve appointment of Phil Jacobs to Veteran Affairs Commission. UNANIMOUS VOTE. Motion carried.

Discussion was held with Darlene McMartin, Director of Veteran Affairs, on the procedure on future appointments to the Veteran Affairs Commission. No Action Taken.

Discussion was held with Maggie Popp Reyes, Assistant County Attorney concerning the Purchase Agreement for property located at 28646 Honey Creek Lane, Honey Creek, Iowa. No Action Taken

Motion by Hanafan, second by Belt, to approve and authorize Board to sign **Resolution No. 29-2017**, a Resolution entitled: A Resolution of Pottawattamie County, Iowa Board of Supervisors Taking Position in Support of Voluntary Annexation of Certain Real Estate to the City of Treynor, Iowa. Said Resolution is set out as follows:

RESOLUTION NO. 29-2017

A RESOLUTION OF POTTAWATTAMIE COUNTY, IOWA BOARD OF SUPERVISORS TAKING POSITION IN SUPPORT OF VOLUNTARY ANNEXATION OF CERTAIN REAL ESTATE TO THE CITY OF TREYNOR, IOWA.

WHEREAS, the City of Treynor has received a voluntary annexation petition from the owner(s) of property legally described as:

A parcel of land located in part of the Southeast Quarter of the Southeast Quarter (SE ¼ SE ¼) of Section 6, Township 74 North, Range 41 West of the Fifth Principal Meridian, Pottawattamie County, State of Iowa, more particularly described as follows:

Commencing at the Southeast corner of said Section 6 and Point of Beginning; thence S 89 degrees, 29' 38" W, along the South line of said SE ¼ SE ¼, a distance of 570.87 feet; thence N 1 degree 20' 53" E, and parallel with the East line of said SE ¼ SE ¼, a distance of 1044.44 feet; thence N 89 degrees 29' 38" E, and parallel with the South line of said SE ¼ SE ¼, a distance of 570.87 feet to a point on the East line of said SE ¼ SE ¼, said point also, being on the centerline of 310th Street, thence S 1 degree 20' 53" W, along with East line of said SE ¼ SE ¼ and along the centerline of said 310th Street, a distance of 1044.44 feet to the point of beginning. Said parcel is subject to an easement for State Highway

No. 92 Right of Way, and also, is subject to an easement for 310th Street Right of Way.

NOTE: The South line of said SE ¼ SE ¼ is assumed to bear S 89 degrees 29' 38" W for this description;

WHEREAS, the City of Treynor has assented to the voluntary annexation of said property;

WHEREAS, Section 368.7, subsection b of the Code of Iowa (2011 Supplement) states that Pottawattamie County shall, by resolution, indicate whether it takes a position of supports on said annexation; and

WHEREAS, Section 368.7, subsection b of the Code of Iowa (2011 Supplement) also states that Pottawattamie County shall take its Comprehensive Plan into account when drafting their resolution.

NOW THEREFORE, IT IS HEREBY RESOLVED, by the Pottawattamie County Board of Supervisors as follows:

1. That Pottawattamie County takes a position in support of the application for voluntary annexation presented.
2. That, if approved, the land legally described above shall become part of the City of Treynor.
3. That the County Auditor shall forward this resolution to the City of Treynor for consideration by their City Council.
4. That the City of Treynor shall subsequently forward this resolution as a part of their voluntary annexation proceedings to the City Development Board.

Dated this 18th day of July, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign MAPA Contract for Pottawattamie County GIS Activities – FY18. UNANIMOUS VOTE. Motion carried.

Discussion was held with John Rasmussen, County Engineer, concerning the project concept for G30 Nishnabotna River Bridge. No Action Taken.

Motion was made by Belt, and seconded by Drake, to approve a 5% wage increase to the FY18 non-union pay scale for the Engineer/Secondary Road’s Department. After further discussion by the Board, Hanafan made a motion, and it was seconded by Drake, to amend the increase to the FY18 non-union pay scale for the Engineer /Secondary Roads Department to only 2.25%. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve granting limited authority to the County Engineer to approve pay in lieu of leave to maintain consistency between Union and Non-Union Employees. AYES: 1; NAYS: 4. Motion denied.

3. OTHER BUSINESS

Motion by Hanafan, second by Wichman, to approve for publication the Semi-Annual Report of Lea Voss, Pottawattamie County Treasurer, for the period from January 1, 2017 – June 30, 2017. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Recorder – Payroll Status Change of Paul Nelson.
- 2) GIS – Payroll Status Change of Jamie Petersen.
- 3) Planning and Zoning – Payroll Status Change of Pamela Kalstrup; and Maria Sieck.

5. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:37 P.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: July 25, 2017
PUBLISH: X

January 25, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M. All members, except Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Belt, to approve:

- A. July 18, 2017, Minutes as read.
- B. County Attorney – Employment of Brett Wessels as Attorney I, effective July 12, 2017.
- C. Communications – Employment of Torie Brummett at Telecommunications Operator, at \$19.18 per hour, effective June 29, 2017.
- D. Planning and Zoning / Animal Control – Employment of Angela Rathbun as Full-Time Animal Control Officer, effective July 3, 2017; and Joshua Johnson as On-Call Animal Control Officer, at \$15.50 per hour, effective June 12, 2017.
- E. Jail – Employment of Philip Witte as Detention Officer, at \$20.94 per hour, effective July 17, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Hanafan, second by Belt, to approve Dream Playground Reimagined funding in the amount of \$5,000.00. Said funds are to be paid out of the Gaming Fund. AYES: Belt, Hanafan, Wichman; ABSTAIN: Schultz. Motion carried.

Discussion was held with Lori Holste, Executive Director of Western Iowa Development Agency, on possible future economic development projects in Pottawattamie County. No action taken.

Motion by Hanafan, second by Wichman, to approve and authorize Chairman, once the septic system has been inspected, to sign the Purchase Agreement for property legally described as follows:

Part of the SE ¼ NE ¼ of Section 35, Township 77, Range 44, described as follows: Beginning at a point on top of ridge on East and West center line of said Section 11.42 chains West of East ¼ corner and running North 51 degrees 55' West 1.47 chains, thence North 33 degrees 55' West 2.33 chains, thence North 15 degrees West 1.60 chains, thence North 9 degrees West 1.58 chains, thence North 6 degrees West 2.20 chains, thence North 35 degrees East 7.40 chains to a point in center of public road thence along center of road South 45 degrees East 10.335 chains, thence South 17 degrees West 6.955 chains to East and West center line of the Section, thence West on Center line 6.825 chains to place of beginning, situated in Pottawattamie County, Iowa; more commonly known as 28646 Honey Creek Lane, Honey Creek, Iowa.

UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign Grant Award Letter of Agreement with Iowa West Foundation, for Rural Recycling Center in the amount of \$222,500.00, to construct and operate a rural recycling center. (C2 2017 (15)). UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorized Chairman to sign Rural Transit System Joint Participation Agreement between Southwest Iowa Planning Council of Atlantic, Iowa and Pottawattamie County for July 1, 2017, through June 30, 2018. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve payment of ISAC FY 2018 Member Dues in the amount of \$5,800.00, and payment of ISAC FY 2018 Supervisors' Affiliate dues in the amount of \$350.00. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve Employment Agreement of Don Uhlig, Director of the Southwest Iowa Juvenile Detention Center, for July 1, 2017 – June 30, 2018. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Communications – Payroll Status Change of Eric Wallner.
- 2) Engineer / Secondary Roads – Payroll Status Change of Lisa Nelsen; Brady DeYeager.
- 3) Auditor – Payroll Status Change of Marilyn Kennedy.
- 4) Jail – Payroll Status Change of Jessica Barlow; Austin Frain; Gail Sampo; Derek Button.
- 5) Sheriff – Payroll Status Change of Joshua Harker; Taralee Haynes.

B. Reports:

- 1) Sheriff's Office Reports of Fees Collected and Disbursed for June 1, 2017 – June 30, 2017.

5. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 9:55 AM.

Justin Schultz, Chairman

ATTEST:

Mark Brandenburg, County Recorder

APPROVED: August 1, 2017

PUBLISH: X

August 1, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All member, except Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Hanafan, second by Belt, to approve:

- A. July 25, 2017, Minutes as read.
- B. Renewal of Class E Liquor License (LE) for Casey's Marketing Company d/b/a Casey's General Store #3204, Minden.
- C. Emergency Management Agency – Change of Employment of Michael Bertacini from Courthouse Security Screener to Emergency Management Specialist, full-time at \$20.76 per hour, effective July 31, 2017.
- D. Planning and Zoning – Employment of Melanie Butterbaugh as Clerk II, part-time at \$15.93 per hour, effective July 31, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Jamie Meek, Education Coordinator with East Pottawattamie SWCD, appeared before the Board with an update on Soil & Water Conservation education. This was a discussion only, with no action taken.

Motion by Wichman, second by Hanafan, to approve and award final bid proposal of Avoca Surfaces LLC, in the amount of \$23,371.00 for the countertop replacements in the Treasurer's Office and Recorder's Office. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve the hiring of outside legal counsel for a pending legal matter, with the legal fees not to exceed \$1,000.00 and being paid out of the County Attorney's budget. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions

- 1) Planning and Zoning – Payroll Status Change of Maria Sieck
- 2) Secondary Roads – Payroll Status Change of Shawna Hedegaard
- 3) Treasurer – Payroll Status Change of Jaime Lorenz, Heather Ausdemore
- 4) Secondary Roads – Payroll Status Change of John Walker.

4. ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:45 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: August 8, 2017

PUBLISH: X

August 8, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. August 1, 2017, Minutes as read.
- B. Jail – Employment of Shelbie Harris as Detention Officer, at \$20.94 per hour, effective July 26, 2017.
- C. Jail – Employment of Grant Gilliam as Detention Officer, at \$20.04 per hour, effective July 26, 2017.
- D. Secondary Roads – Job Reclassification of Shawn Bluml from Inventory Tech II at \$21.89 per hour, to Inventory Tech III, at \$23.37 per hour, effective July 28, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Hanafan, second by Belt, to approve and authorize Board to sign Resolution No. 30-2017, a Resolution entitled: Resolution for Reconstruction of Road Segments of 205th and 215th Street to Seal Coat Surfacing with Stabilized Base. Said Resolution is set out as follows:

RESOLUTION NO. 30-2017

RESOLUTION FOR RECONSTRUCTION OF ROAD SEGMENTS OF 205th and 215th STREET TO SEAL COAT SURFACING WITH STABILIZED BASE

Whereas, Pottawattamie County Ordinance 7.20.030.01.A “Surfacing” requires a Board of Supervisors resolution to change the surfacing type of a roadway.

Whereas, the traffic on the road is such that the work is warranted; the work corrects an abrupt change in surface type; the work provides a logical termini; and funds exist to perform the work.

Whereas, the Pottawattamie County Engineer recommends the existing gravel surface be upgraded from gravel to a seal coat with a stabilized base.

NOW THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors, in session this 8th day of August,, that the County Engineer by authorized, reconstruct the following road segments to seal coat surfacing with a stabilized base:

- **On 205th Street from Badger Avenue, to the 210th Street intersection with Highway L34. (Approximately 2.5 miles)**

Dated this 8th day of August, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Wichman, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending litigation matters. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to go out of Closed Session. **Roll Call Vote: AYES: Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to approve Iowa Insurance Division's settlement proposal for restitution in the amount of \$143,356.00 in their case involving Two Rivers Insurance Company, and to authorize Chairman to sign the Election to Participate and Release concerning this case. **Roll Call Vote: AYES: Belt, Hanafan, Wichman; NAY: Schultz. Motion carried.**

3. RECEIVED/FILED

A. Salary Actions:

- 1) Sheriff – Payroll Status Change of John Barnes; Richard Hiatt; Eric Shea; Jerome Steward; Megan Wirt.
- 2) Communications – Payroll Status Change Torie Brummett.
- 3) Jail – Payroll Status Change of Corey Little; David Button; Chasity Christie
- 4) Jail/Buildings and Grounds – Payroll Status Change of Roberto Estrada; Matthew Wiese.
- 5) Community Services – Payroll Status Change of Jody Miles.
- 6) Buildings and Grounds – Payroll Status Change of Rex Hiller.

B. Reports:

- 1) EBS Monthly Receipt / Disbursement Report – Plan Year July 2016 through June 2017 (reporting period: through June 2017).
- 2) Recorder's Fee Book for June, 2017.

4. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. **UNANIMOUS VOTE. Motion carried.**

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:23 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: August 15, 2017
PUBLISH: X

August 15, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Wichman present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Hanafan, second by Belt, to approve:

- A. August 8, 2017, Minutes as read.
- B. Planning and Zoning – Job Reclassification of Steve Hansen from part-time Recycling Center Operator, to full-time Recycling Center Operator, effective August 8, 2017.
- C. Engineer / Secondary Roads – Employment of Tyler Campbell as Truck Driver/Laborer, at \$19.23 per hour, effective August 7, 2017.
- D. Publication of Claims Allowed for July 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Hanafan, to approve the abatement of taxes on parcels 754417426012 and 754417427013, for which property is owned by the State of Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second Belt, to approve Final Payment Voucher to Western Engineering for Project Number STP-S-CO78(188)-5E-78; total project cost of \$1,091,330.95. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve VA21 bridge replacement (G30 Nishnabotna River Bridge) concept with detour and without sidewalk. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 31-2017**, a Resolution approving the use by the City of Underwood, Iowa, of future incremental property tax revenues produced with respect to the Property known as the Fieldcrest Phase 2 Urban Renewal Area, for five additional fiscal years, for a total period of up to sixteen fiscal years. Said Resolution is set out as follows:

RESOLUTION NO. 31-2017

WHEREAS, the City of Underwood, Iowa (the "City") is in the process of establishing the Fieldcrest Phase 2 Urban Renewal Area (the "Urban Renewal Area"), pursuant to Chapter 403 of the Code of Iowa to include the real property described on Exhibit A hereto (the "Property"); and

WHEREAS, project development needs with respect to the Property will require that the City use incremental property tax revenues, as provided for in Section 403.19 of the code of Iowa, received with respect to the Property to pay the cost of certain public improvements related to the development of a housing subdivision in the Urban Renewal Area (the "Project"); and

WHEREAS, Section 403.22 of the Code of Iowa prohibits cities from collecting incremental property tax revenues for this type of project for more than eleven years without the express consent of any affected county, school district and community college; and

WHEREAS, the City Council of the City has requested that the Board of Supervisors of Pottawattamie County, Iowa approve this resolution in order to allow the City to use

incremental property tax revenues from the Property for five additional fiscal years, as provided by law.

NOW, THEREFORE, it is resolved by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

Section 1. Pursuant to Section 403.22 of the Code of Iowa, this Board hereby approves the use by the City of Underwood, Iowa, of future incremental property tax revenues produced with respect to the Property, for a total period of up to sixteen fiscal years.

Section 2. The County Auditor is hereby directed to forward an executed copy of this Resolution to the City Council of the City of Underwood.

Dated this 15th day of August, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

**EXHIBIT A
LEGAL DESCRIPTION**

FIELDCREST PHASE 2 URBAN RENEWAL AREA

Certain real property in the City of Underwood, County of Pottawattamie, State of Iowa, more particularly described as follows:

Legal Description: Fieldcrest Addition Phase 2

A parcel of land being a portion of the southeast quarter of the southwest quarter (SE1/4.SW1/4) of Section 9, Township 76 North, Range 42 West of the fifth principal meridian, City of Underwood, Pottawattamie County, Iowa, more fully described as follows:

Commencing at the south quarter corner of said Section 9; Thence along the south line of said southeast quarter of the southwest quarter (SE1/4 SW1/4) North 89 degrees 56 minutes 31 seconds West, 673.00 feet to the True Point of Beginning; Thence along the easterly boundary of said Fieldcrest Addition Phase 1, the following three (3) courses:

1. North 0 degrees 27 minutes 47 seconds East, 492.64 feet;
2. North 89 degrees 56 minutes 31 seconds West, 21.00 feet;
3. North 0 degrees 27 minutes 47 seconds East 128.00 feet;

Thence South 89 degrees 56 minutes 31 seconds East 560.00 feet;
 Thence South 0 degrees 27 minutes 47 seconds West 178.00 feet;
 Thence North 89 degrees 56 minutes 31 seconds West 46.17 feet;
 Thence South 0 degrees 27 minutes 47 seconds West 139.00 feet;
 Thence North 89 degrees 56 minutes 31 seconds West 160.00 feet;
 Thence South 0 degrees 27 minutes 47 seconds West 303.64 feet to the True Point of Beginning.

Said parcel contains an area of 6.16 acres, more or less, including County Road right-of-way. Subject to easements of Record.

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 32-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 32-2017

RESOLUTION FOR INTERFUND OPERATING TRANSER

WHEREAS, it is desired to transfer money from the Gaming Fund (0003) to West SWCD/Pott County Structures Fund (0046), and from the Gaming Fund (0003) to East SWCD/Pott Co Structures Fund (0047), and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$15,000.00 is ordered to be transferred from the Gaming Fund (0003) to the West SWCD/Pott Co Structures Fund (0046); and

SECTION 2: The sum of \$10,000.00 is ordered to be transferred from the Gaming Fund (0003) to the East SWCD/Pott Co Structures Fund (0047); and

SECTION 3: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

Dated this 15th day of August, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign contract between MAPA and Pottawattamie County for Contract 17POTT01 – Pottawattamie County CITIES Administration – Cities of: Macedonia, Minden, Treynor and Walnut projects. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Planning and Zoning – Payroll Status Change of Errin Gunderson.
- 2) Attorney – Payroll Status Change of Leanne Gifford.

5. STUDY SESSION

11:00 AM Mary Stanley – re: matter regarding septic system.

6. ADJOURN

Motion by Drake, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 9:40 AM, with study session convening at 11:00 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: August 22, 2017

PUBLISH: X

August 22, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Hanafan, second by Drake, to approve:

- L. August 15, 2017, Minutes as read.
- M. Sheriff’s Office/Jail – Job Reclassification of Shawn Jensen from Detention Officer at \$29.26 per hour, to Detention Supervisor at \$30.68 per hour, effective August 19, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Hanafan, to approve and authorize Board to sign **Resolution No. 33-2017**, a Resolution entitled: A Resolution Authorizing the Chairman of the Board Of Supervisors to Sign an Interlocal Agreement Between the County of Pottawattamie and City of Council Bluffs with Respect to the 2017 Byrne Justice Assistance Grant Program Award. Said Resolution is set out as follows:

RESOLUTION NO. 33-2017

A RESOLUTION AUTHORIZING THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN AN INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF POTTAWATTAMIE AND CITY OF COUNCIL BLUFFS WITH RESPECT TO THE 2017 BYRNE JUSTICE ASSISTANCE GRANT PROGRAM AWARD.

WHEREAS, the Justice Assistance Grant (JAG) Program has funds available to award the County and City; and

WHEREAS, the heads of both law enforcement agencies have determined the best way to utilize said funds and agree that the proposed use is in the best interest of the public.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, that the Chairman of the Board is hereby authorized and directed to sign the Interlocal Agreement between the County and City for use of the 2017 JAG funds.

Dated this 22nd day of August, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

Tom Hanafan

○ ○ ○ ○

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Hanafan, to approve the signing of a Proclamation designating Loess Hills and Heritage Week as September 23, 2017 – October 1, 2017. UNANIMOUS VOTE. Motion carried.

Jason Slack, Director of Buildings and Grounds, and Dean Fajen, Project Manager with HGM Associates, Inc., presented the Board with an update of construction documents, plans and specs for the basement, first floor and second floor Fire Sprinkler Renovation Project. No Action Taken.

Motion by Hanafan, second by Belt, to approve and authorize Chairman to sign US Department of Agriculture’s form CCC-861, Agricultural Risk Coverage – County Option (ARC-CO) and Price Loss Coverage (PLC) Contract for Program Year 2017, on County’s Farm Lease with Rockford Farms, Inc. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve Final Payment Voucher to A.M. Cohron & Sons for Project BRS-CO78(183)—60-78 in the amount of \$1,121,005.46. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign letter of support addressed to Federal Transit Administration, supporting Iowa Department of Transportation’s proposal for rural bus replacement funding through the Grants for Buses and Bus Facilities Infrastructure Investment Program. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 2) Conservation – Payroll Status Change of Rene Stroud.
- 3) Communications – Payroll Status Change of Anne Young.
- 4) Sheriff – Payroll Status Change of Lee Volkens; Daniel Temeyer; Brandon Ramsey; Zacharie Norman; Adam Fields; James Doty.

B. Reports:

- 2) Sheriff’s Reports of Fees Collected and Disbursed for July 2017.

5. ADJOURN

Motion by Drake, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:05 AM.

Justin Schultz, Chairman

ATTEST: _____
Becky Belt, Finance, Auditor’s Office

APPROVED: August 29, 2017

PUBLISH: X

August 29, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM A.M. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Hanafan, to approve:

- N. August 22, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Hanafan, to approve the re-appointment of Kathy Fiscus as the Pottawattamie County Representative to the Western Iowa Tourism Region. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve Kathy Fiscus to attend the Iowa Tourism Conference in Sioux City, Iowa, October 25 – 27, 2017. UNANIMOUS VOTE Motion carried.

Discussion was held with John Rasmussen, County Engineer, concerning adding an Inventory Tech position in his office, and the Secondary Roads Wage Study. This was a discussion only, with no action taken.

Discussion was held with David Bayer, Chief Information Office, wherein an update was presented on the public safety software. This was a discussion only, with no action taken.

3. STUDY SESSIONS

- A. Affiliate updates.
- B. County-wide update.
- C. Bonding update.

4. RECEIVED/FILED

- A. Salary Actions:
 - 1) Jail – Payroll Status Change of Jay Wilson.
 - 2) Sheriff’s Office – Payroll Status Change of Les Points.
 - 3) Secondary Roads – Payroll Status Change of Kristina Hauger.

5. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:00 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: September 5, 2017

PUBLISH: X

September 5, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 PM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Hanafan, second by Drake, to approve:

- O. August 29, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Discussion was held concerning future bonding needs and procedures. This was a discussion only, no action was taken.

3. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:45 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

Becky Belt, Finance, Auditor's Office

APPROVED: September 12, 2017

PUBLISH: X

September 12, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M. All members, except Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Drake, to approve:

- P. September 5, 2017, Minutes as read.
- Q. Publication of Claims allowed for August 2017

UNANIMOUS VOTE. Motion Carried

2. SCHEDULED SESSIONS

Motion by Belt, second by Drake, to approve publication for County Annual Financial Report for Fiscal Year ending June 30, 2017. UNANIMOUS VOTE. Motion Carried.

Motion by Drake, second by Belt, to approve Actuarial Services Agreement between Silverstone Group, Inc. and Pottawattamie County effective through December 31, 2020. UNANIMOUS VOTE. Motion Carried.

Motion by Wichman, second by Belt, to approve payment of drainage taxes for County owned property. UNANIMOUS VOTE. Motion Carried.

Discussion was held before the Board to approve tax abatement by Myrtue Medical Center in Avoca. No Action Taken.

Motion by Belt, second by Drake, to approve payment for BRS-CO78(169)-60-78 materials testing to the DOT in the amount of \$3,326.36. UNANIMOUS VOTE. Motion Carried.

3. RECEIVED/FILED**A. Salary Actions**

- Communications – Payroll Status Change of Becky Hermanson, Matthew Corum, David Gentleman, and Heather Townsend
- Jail – Payroll Status Change of Georgia Harley

B. Reports

- 2) EBS Report for Plan Year July 2017-June 2018 for reporting period July 2017.

R. Other

- 1) Receipt of Termination Letter from City of Council Bluffs for GIS Agreement entered into in 2008.

5. ADJOURN

Motion by Belt, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 9:36 A.M.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: September 15, 2017

PUBLISH: X

September 15, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:00 A.M. All members, except Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

- S. September 12, 2017, Minutes as read.

UNANIMOUS VOTE. Motion Carried.

Motion by Drake, second by Belt, to canvass of School Elections: Council Bluffs Schools, Lewis Central Schools, AHSTW Schools, Riverside Schools, Treynor Schools, TriCenter Schools, and Underwood Schools, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion Carried.

2. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 8:20 A.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: September 19, 2017
PUBLISH: X

September 19, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- T. September 15, 2017, Minutes as read.
- U. Community Services- job reclassification of Shelly Hovey from CS Supervisor at \$34.90 to Service Coordinator at \$30.35 effective September 11, 2017 due to Case Management Closure.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Discussion was held before the Board with John Dalton on Lewis Township Fire Department at Hwy 92 intersection. No Action Taken.

Motion by Hanafan, second by Belt, to approve tax suspension request pursuant to Iowa Code Section 427.9, for property located at 2030 South 6th St., Council Bluffs, IA. UNANIMOUS VOTE. Motion Carried.

Discussion was held before the Board with Don Gross, Community and Economic Manager at MAPA to approve Macedonia and Carson downtown renovation projects to be combined, and Pottawattamie County to be the lead on a joint CDBG application. No Action Taken.

Larry Burger with Speer Financial Inc. appeared before the Board to discuss bonding issues. No Action Taken.

3. OTHER BUSINESS

Motion by Hanafan, second by Belt, to approve appointment of Roger Williams as representative for the Board of Supervisors on the Compensation Board, to a four year term ending June 30, 2021.

UNANIMOUS VOTE. Motion Carried.

4. RECEIVED/FILED

A. Salary Actions

- Sheriff – Payroll Status Change of Stephanie Shea-Kammerer
- Jail– Payroll Status Change of Rodney Oliver, Trevor Nelson, and Shawn Jensen
- Roads-Payroll Status Change of Kent Hodges
- Human Resources – Payroll Status Change of Elizabeth Glenn

B. Reports

- 3) Sheriff's Reports for Fees Collected and Fees Disbursed for August 2017
- 4) Recorder's Fee Book for August 2017
- 5) Engineer's Official Report of County Highway Engineer for Fiscal Year 201

5. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:15 P.M.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: September 26, 2017

PUBLISH: X

September 26, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Drake, to approve:

- A. September 19, 2017, Minutes as read.
- B. Conservation – Employment of Bethany Thorton as Seasonal, Hawk Watch Counter, at \$12.00 per hour, effective September 5, 2017.
- C. Sheriff – Employment of Yom Aleu as Part-Time, Entry Security Personnel, at \$15.64 per hour, effective September 15, 2017.
- D. Engineer/Secondary Roads – Employment of Jody Marsh as Full-Time, Project Manager, at \$31.47 per hour at September 18, 2017.
- E. Engineer/Secondary Roads – Job Reclassification of Adam Ring to Full-Time, Project Manager, at \$33.37 per hour, effective September 18, 2017.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Belt, to canvass Iowa Western Community College election, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion Carried.

Motion by Belt, second by Hanafan, to approve Application for Use of Pottawattamie County Property for Annual Adoption Day Celebration on Saturday, November 18, 2017, from 7:00 AM – 12:00 PM. UNANIMOUS VOTE. Motion Carried.

Motion by Belt, second by Hanafan, to approve abatement of real estate taxes assessed against property owned by PACE Harvester II, LLC, located at 1001 South 6th Street in Council Bluffs, along with adjacent vacant lots (Parcel Nos. 754436336006, 754436335003, 754436340001, 754436341001, and 754436341008). **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.**

Motion by Wichman, second by Hanafan to discuss requested tax abatement by Myrtue Medical Center for property located at 510 N Elm Street, Avoca (Parcel No. 773909332009). UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Belt, to approve requested tax abatement by Myrtue Medical Center for property located at 510 N Elm Street, Avoca (Parcel No. 773909332009). UNANIMOUS VOTE. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.**

Motion by Wichman, second by Hanafan, to approve LED lighting replacement plan as follows: \$53,055 from the Building and Grounds Department budget. UNANIMOUS VOTE. Motion Carried.

Discussion was held before the Board with Michael Williams, President of Williams-Deras & Associates, and Mary Davis, Director of Human Resources, regarding the Health Insurance Partial Fund Audit. No action taken.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Amendment to the Consulting Services Agreement between Pottawattamie County, Iowa, and Kansas City

Series of Lockton Company, LLC, to extend the service period through June 30, 2018. UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Belt, to approve revised Pottawattamie County's Insurance / Retirement Programs policy. UNANIMOUS VOTE. Motion Carried.

Motion by Drake, second by Belt, to approve the Board of Supervisor's sponsorship of employees and prize award for the 13th Annual HawkWatch 5k Trail Run or Walk scheduled for October 14, 2017, at Hitchcock Nature Center, as follows: \$10.00 fee to participate for employees and \$100.00 to highest department participation. AYES: Drake, Belt, Schultz, Wichman. Hanafan not present for vote. Motion Carried.

Motion by Hanafan, second by Belt, to approve revisions to Building Inspector I and Environment Health Inspector I and II job descriptions. UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Drake, to approve the purchase of a van for Animal Control from donated funds for equipment. UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Belt, to authorize, Matt Wyant Director, Pottawattamie Planning Department to sign and enter into Contract Number 18ESDAQBBHUTC-0001 with the Iowa Department of Natural Resources for Air Quality Control Monitoring. UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Drake to discuss the City of Council Bluffs' request to cooperate with, and provide assistance to the City Health Department on an interim basis. UNANIMOUS VOTE. Motion Carried.

Motion by Hanafan, second by Belt, to approve the City of Council Bluffs' request to cooperate with, and provide assistance to the City Health Department on an interim basis. UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

Motion by Hanafan, second by Belt, to approve Renewal of Class C Liquor License (LC) (Commercial) by Double Diamond, Inc. d/b/a Mt. Crescent Ski Area, Honey Creek, Iowa, with privileges of Catering / Class C Liquor License (LC) (Commercial) / Outdoor Services / Sunday Sales. AYES: Drake, Belt, Schultz, Hanafan. NAY: Wichman. Motion Carried.

4. RECEIVED/FILED

A. Salary Actions:

- 5) Communications – Payroll Status Change of Torie Brummett.
- 6) Auditor – Payroll Status Change of Linda Swolley.
- 7) Conservation – Payroll Status Change of Scott Gutttau.
- 8) IT – Payroll Status Change of Timothy Norris; Rafael Rodriguez.
- 9) Veteran Affairs – Payroll Status Change of Pamela Wilke.
- 10) Conservation – Payroll Status Change of Kody Wohlers.

B. Reports:

- 3) IMWCA Fiscal Year 2016–2017 Payroll Audit and Audited Premium Schedule.

5. ADJOURN

Motion by Wichman, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:45 A.M.

Justin Schultz, Chairman

ATTEST: _____
Becky Belt, Finance, Auditor's Office

APPROVED: October 3, 2017

PUBLISH: X

October 3, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:15A.M.

All members, except Drake and Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

V. September 26, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

The following Department Heads / Elected Officials appeared before the Board for discussion and/or presentation of their department's project updates and budget projections for FY19:

Suzanne Watson/Director, Community Services
 Darlene McMartin/Director, Veteran Affair
 Jason Slack/Director, Building and Grounds
 David Bayer/Chief Information Offer, IT & GIS
 John Rasmussen/County Engineer
 Matt Wilber, County Attorney
 Mark Brandenburg/Recorder
 Matt Wyant/Director, Planning and Development

Discussion only. No Action Taken.

Motion by Belt, second by Wichman, to approve transfer of Tony Kava from the IT Department to the Sheriff's Office as Digital Forensics Technologist. UNANIMOUS VOTE. Motion carried.

The following Department Heads / Elected Officials appeared before the Board for discussion and/or presentation of their department's project updates and budget projections for FY19:

Jeff Danker/Sheriff, John Reynolds/Chief Deputy, Bob Andersen/Director, Communications
 Mark Shoemaker/Director, Conservation
 Mary Davis/Director, Human Resources; Garfield Coleman/Risk Manager

Discussion only. No Action Taken.

Motion by Wichman, second by Belt, to approve and authorize Board to sign Resolution No. 34-2017. Said Resolution is set out as follows:

RESOLUTION NO. 34-2017

| <u>NAME OF DEPOSITORY</u> | <u>LOCATION</u> | <u>MAXIMUM DEPOSIT UNDER THIS RESOLUTION</u> |
|--------------------------------|-----------------|--|
| <u>COUNTY TREASURER</u> | | |
| Rolling Hills Bank | Walnut | 1,900,000.00 |
| Arbor Bank | Oakland | 2,500,000.00 |
| Midstates Bank | Council Bluffs | 2,000,000.00 |
| Midstates Bank | Avoca | 100,000.00 |
| Great Western Bank | Oakland | 1,500,000.00 |

| | | |
|-----------------------------------|----------------|------------------|
| American National Bank | Council Bluffs | 160,000,000.00 |
| Treynor State Bank | Treynor | 2,500,000.00 |
| US Bank | Council Bluffs | 3,000,000.00 |
| <u>COUNTY AUDITOR</u> | | |
| American National Bank | Council Bluffs | 500,000.00 |
| <u>COUNTY CONSERVATION</u> | | |
| American National Bank | Council Bluffs | 200,000.00 |
| <u>COUNTY PLANNING</u> | | |
| American National Bank | Council Bluffs | 200,000.00 |
| <u>COUNTY RECORDER</u> | | |
| American National Bank | Council Bluffs | 500,000.00 |
| <u>COUNTY SHERIFF</u> | | |
| American National Bank | Council Bluffs | 1,000,000.00 |
| TOTAL | | \$175,900,000.00 |

Dated this 3rd day of October, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Belt, Schultz, Wichman. Motion carried.**

The following Department Heads / Elected Officials appeared before the Board for discussion and/or presentation of their department’s project updates and budget projections for FY19:

- Lea Voss/Treasurer
- Sam Stivers and Committee Members / County Wide Tourism
- Melvyn Houser/Auditor; Kristi Everett/Elections; Becky Belt/Finance
- Karen Foreman and Christopher J. Elliott, M.D./Medical Examiner

Discussion only. No Action Taken.

4. RECEIVED/FILED

A. Salary Actions

- 11) Sheriff – Payroll Status Change of Ryan Olderog and Kathryn Stacy
- 12) Jail– Payroll Status Change of Matthew O’Donnell and Samantha McKern
- 13) Attorney- Payroll Status Change of Dawn Landon

5. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 4:51 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: October 10, 2017
PUBLISH: X

October 10, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. October 3, 2017, Minutes as read.
- B. Publication of Claims for September 2017.
- C. GIS - Employment of Kimberlee Nielsen as Temporary Intern.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Kris Wood, Director of WIC, appeared before the Board for discussion and/or presentation of her department's project updates and budget projections for FY19. Discussion only. No Action Taken.

Motion by Belt, second by Drake, to approve and authorize Chairman to sign ROW Contract for Project Number BRS-CO78(189) – 60-78 between Pottawattamie County and Moran Beef, Inc., an Iowa Corporation. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve and authorize Chairman to sign ROW Contract for Project Number BRS-CO78(189) – 60-78 between Pottawattamie County and George Oamek and Sharon M. Oamek. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Victim Advisory Council's funding request for the 11th Annual Crime Victim's Rights Week Gala scheduled for April 2017, in the amount of \$4,500.00. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve revised Job Description and Pay Grade Assignment as Grade 535 for position of IT Supervisor. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Hanafan, to approve Southwest Iowa MHDS Governing Board's recommendation that Pottawattamie County be employer of record for Data Analyst Molly Brown, effective October 16, 2017. UNANIMOUS VOTE. Motion carried.

Doug Reed, Director of Emergency Management Agency, appeared before the Board for discussion and/or presentation of his department's project updates and budget projections for FY19. Discussion Only. No Action Taken.

Doug Reed, Director of Emergency Management Agency, appeared before the Board to discuss and present the Countywide Continuity Program Manual and Countywide Continuity of Government Plan. Discussion Only. No action taken.

3. OTHER BUSINESS

Motion by Hanafan, second by Belt, to approve the following individuals on the Compensation Board: Board of Supervisors – Roger Williams and Marcia Antworth; Attorney's Office – Matt Garst; Auditor's Office – Robert Livingston. Said terms will be effective through June 30, 2021. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED**A. Salary Actions:**

- 1) WIC – Payroll Status Change of Lynn Davis.
- 2) Secondary Roads – Payroll Status Change of Adam Ring; Kyle Arnold; Cory Achenbaugh.
- 3) SWI Juvenile Detention Center – Payroll Status Change of Stacey Smith.
- 4) SWI Juvenile Detention Center – Employment of Javin Villarreal as Youth Corrections Worker
- 5) IT – Payroll Status Change of Jordan Powell; Timothy Norris; Rafael Rodriguez; Anthony McCartney; Adam Klein.
- 6) Auditor – Payroll Status Change of Andrew Moats; Jodie Beckman.

B. Reports:

- 1) EBS Report for Plan Year July 2017-June 2018, for reporting period through August 2017.

5. ADJOURN

Motion by Belt, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:06 AM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance, Auditor's Office

APPROVED: October 12, 2017

PUBLISH: X

October 12, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 PM. All members, except Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- W. October 10, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Drake, to canvass City of Council Bluffs Primary and Carter Lake City Primary elections, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

3. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:10 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: October 17, 2017

PUBLISH: X

October 17, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M. All members, except Hanafan present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

- X. October 12, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Drake, to approve tax suspension request pursuant to Iowa Code Section 427.9 for the property located at 2643 Avenue L, Council Bluffs, Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Chairman to sign Agreement to Share Public Safety Resources between Pottawattamie County, City of Avoca, City of Carter Lake, and City of Council Bluffs. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 35-2017**, a Resolution entitled: Resolution for First Quarter 2017-2018 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 35-2017

RESOLUTION FOR FIRST QUARTER 2017-2018 TRANSFER TO SECONDARY ROADS FUND

WHEREAS, it is desired to transfer money from the Rural Services Fund to the Secondary Roads Fund, and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa, and

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors as follows:

SECTION 1: The sum of \$1,225,000.00 is ordered to be transferred from the Rural Services Fund to the Secondary Road Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating transfer.

Dated this 17TH day of October, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Schultz, Belt, Wichman, Drake. Motion Carried

Motion by Drake, second by Wichman, to approve and authorize Chairman to sign Notices of Disallowance of Homestead Tax Credits and Military Service Tax Exemptions. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Roger Brannan; Corey Little; Donald Henningsen.

B. Reports:

- 1) Recorder’s Fee Book for September 2017.

5. ADJOURN

Motion by Belt, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 9:35 AM.

 Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: October 24, 2017

PUBLISH: X

October 24, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 AM. All members present, except Schultz who appeared via Skype at 10:50 AM. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Belt, to approve:

- A. October 17, 2017, Minutes as read.
- B. Community Services – Employment of Molly Brown as a full-time Data Analyst, at \$25.70 per hour, effective October 23, 2017.
- C. IT – Job Reclassification of Anthony McCartney from Network Administrator III at \$38.25 per hour, to IT Supervisor at \$40.94 per hour, effective October 23, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Paula Hazelwood, Executive Director of Advance Southwest Iowa Corporation, and Lori Holste, Executive Director of Western Iowa Development Agency appeared before the Board to give an update on economic development. Discussion only. No action taken.

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign Interlocal Agreement between Douglas County, Nebraska and Pottawattamie County, Iowa, for the purpose of providing forensic services. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve and authorize Chairman to sign Employee Benefit Systems' Group Renewal concerning the Flexible Spending Account Administration for period January 1, 2018 – December 31, 2018. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 36-2017**, a Resolution entitled: Resolution Renaming Fund 0019 – County Owned Land Fund to Property Acquisition and Improvement Fund, and Reassigning Fund Balance Thereto. Said Resolution is set out as follows:

RESOLUTION NO. 36-2017

RESOLUTION RENAMING FUND 0019 – COUNTY OWNED LAND FUND TO PROPERTY ACQUISITION AND IMPROVEMENT FUND, AND REASSIGNING FUND BALANCE THERETO.

WHEREAS, the Governmental Accounting Standards Board ("GASB") has issued Statement 54 ("GASB 54"), a standard for governmental fund balance reporting and governmental fund type definitions; and

WHEREAS, the Pottawattamie County Board of Supervisors has established Fund Balance Policy as adopted in Resolution No. 47-2011, dated November 9, 2011.

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors hereby rename Fund 0019 currently the County Owned Land Fund to be referenced from this date on as Property Acquisition and Improvement Fund, and re-assign the fund balance purpose for Fund 0019 - Property Acquisition and Improvement Fund to be used for land or property purchases, additions to, or renovations of county owned property and/or new construction on county owned land.

Dated this 24th day of October, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion Carried.

Motion by Drake, second by Belt, to approve underwriting remaining balance of funding for new county recycling center. UNANIMOUS VOTE. Motion carried.

Matt Wyant / Director, Planning and Zoning; John Rasmussen / Engineer; Maggie Popp Reyes / Assistant County Attorney; Charles Huddleston / Executive Vice President, Engineering Division, Schemmer Associates, Inc.; Gerald Torczon / Managing Partner, TS Development LLC; Dick Wade / City Attorney, City of Council Bluffs, appeared before the Board to discuss Whispering Oaks Subdivision’s access from Greenview Road. Charles Huddleston’s presentation included drawings of the subdivision, and discussion was held on the planned walking/bike areas. Easement Agreements and a Resolution to be approved by the Board of Supervisors were discussed, with Maggie Popp Reyes and John Rasmussen stating they had not received the documents in final form, but it was their opinion the latest drafts were satisfactory, and that the developer should be able move forward with the development. Once the Easements and Resolution are put in final form, they will be presented to the Board for approval. No Action Taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Attorney – Payroll Status Change of Patrick Eppler; Dawn Landon; LuAnn Freese; Janice Warnke.
- 2) Communications – Payroll Status Change of Jason Study; Rebecca Liston; Torie Brummett.
- 3) Jail – Payroll Status Change of Dam Weatherill; Greg Broughan.
- 4) Sheriff / Jail – Payroll Status Change of Jeffrey Walker.
- 5) Recorder – Payroll Status Change of Myra Nixon;
- 6) Building and Grounds – Payroll Status Change of Darrell Justesen.

B. Reports:

- 1) Sheriff’s Office Reports of Fees Disbursed and Collected for September 2017.

4. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:35 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
Becky Belt, Finance, Auditor's Office

APPROVED: October 31, 2017

PUBLISH: X

October 31, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. October 24, 2017, Minutes as read.
- B. Jail – Employment of Jennifer Geronimo as Detention Officer, at \$20.94 per hour, effective October 24, 2017.
- C. Jail – Employment of Joshua Unruh as Detention Officer, at \$20.94 per hour, effective October 24, 2017.
- D. Sheriff – Job Reclassification and Department Transfer of Anthony Kava to Sheriff's Office, at \$49.01 per hour, effective October 16, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Drake, to deny the request by Tina Palmerton and her Attorney, Michael J. Tulis of Iowa Legal Aid, to suspend real property assessment pursuant to Iowa Code Sections 427.7 and 427.8, for property located at 4009 Wakeman Drive, Council Bluffs, Iowa.

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Chairman to sign Software License and Service Agreement with Zuercher Technologies, LLC, for the public safety software, hardware, and related services to be provided by Zuercher to Pottawattamie County.

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Board to sign **Resolution No. 37-2017**, a resolution entitled: Resolution Authorizing Auditor to Issue Warrant to Employee Benefits Systems on Settlement of Restitution Funds in Case Involving Two Rivers Insurance Company. Said Resolution is set out as follows:

RESOLUTION NO. 37-2017

RESOLUTION AUTHORIZING AUDITOR TO ISSUE WARRANT TO EMPLOYEE BENEFITS SYSTEMS ON SETTLEMENT OF RESTITUTION FUNDS IN CASE INVOLVING TWO RIVERS INSURANCE COMPANY.

WHEREAS, the Board of Supervisors of Pottawattamie County, Iowa, on August 8, 2017, approved the Iowa Insurance Division's settlement proposal for restitution in the amount of \$143,356.00, in the case involving Two Rivers Insurance Company, and authorized the Board Chairman to sign an Election to Participate and Release in said case; and

WHEREAS, Pottawattamie County, Iowa received State of Iowa Warrant No. 69123422, in the amount of \$143,356.02, and upon consulting with the State Auditor's Office, said funds were deposited into the County's Supplemental General Fund on October 17, 2017; and

WHEREAS, the Board of Supervisors of Pottawattamie County, Iowa agrees that said settlement funds, in the amount of \$143,356.02, should now be forwarded to Employee Benefit Systems for reimbursement and use in the Pottawattamie County Iowa's Partial Self Fund.

NOW, THEREFORE, IT IS HEREBY RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, that the Pottawattamie County, Iowa Auditor shall issue a warrant in the amount of \$143,356.02, made payable to Employee Benefits Systems to be deposited for use in Pottawattamie County, Iowa's Partial Self Fund.

ROLL CALL VOTE

Dated this 31st day of October, 2017.

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Becky Belt, Finance with Auditor’s Office appeared and discussed future bonding issues and possible dates for public hearings on bonding projects. No action taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Shelbie Harris.
- 2) Veteran Affairs – Payroll Status Change of Jill Mankel; Pamela Wilke.
- 3) Conservation – Payroll Status Change of Jordan Degraff.
- 4) SW Iowa Juvenile Detention Center – Employment of Rachel Blocker as Part-Time Youth Corrections Worker.

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:50 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: November 7, 2017
PUBLISH: X

November 7, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. October 31, 2017, Minutes as read.
- B. Promise Partners – Employment of Kandi McCool as part-time Operations Manager.
- C. Publication of Claims Allowed for October, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Hanafan, to approve Iowa West Foundation Grant Application for CITIES Program 2018 Re-Capitalization Project, and authorize Chairman to sign the Application's Authorization form. UNANIMOUS VOTE. Motion carried.

Jason Slack, Director of Buildings and Grounds, and Garfield Coleman, Safety Director, appeared before the Board and presented the Asbestos Report regarding the Annex Building. This was a discussion only. No Action Taken.

John Rasmussen, Engineer; Matt Wyant, Director of Planning and Zoning; and Mark Shoemaker, Director of Conservation appeared to give an update to the Board on the G30 Nishnabotna River Bridge Project and Rifle Range. This was a discussion only. No Action Taken.

Board recessed at 10:00 AM.

Board back in session at 11:00 AM.

Google Representatives Chris Russell, Brenda Standridge, Andrew Silverstri and Chris Tow appeared before the Board to introduce Google's new Site Manager Brenda Standridge. This was a discussion only. No Action Taken.

3. OTHER BUSINESS

Motion by Wichman, second by Hanafan, to approve and authorize Sheriff's Reserve Officer Ronald Doss, Jr. to carry weapons in the line of duty. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to approve and authorize Sheriff's Reserve Officer Matthew Wiese to carry weapons in the line of duty. UNANIMOUS VOTE. Motion carried.

4. STUDY SESSION

A Study Session was held wherein Sheriff Jeff Danker, Chief Deputy Sheriff John Reynolds, and Jail Administrator Tiffany Mass presented the preliminary plans for the Sheriff's Office and Jail expansion project.

5. SCHEDULED SESSIONS (afternoon)

Motion by Hanafan, second by Drake, to approve and authorize Board to sign **Resolution No. 38-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$550,000 General Obligation Capital Loan

Notes of Pottawattamie County, State of Iowa (for Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 38-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$550,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF.

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$550,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping public buildings with computers and software from the Zuercher Suite pertaining to document management, storage and retrieval, in an amount not to exceed \$550,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$550,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE ISSUANCE OF NOT TO EXCEED \$550,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the

Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping public buildings with computers and software from the Zuercher Suite pertaining to document management, storage and retrieval. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Belt, to approve and authorize Board to sign Resolution No. 39-2017, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$1,300,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 39-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$1,300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF.

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$1,300,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$1,300,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of peace officer communication equipment and other emergency services communication equipment and system provided in the Zuercher Suite, radio upgrades and improvements to the Carson Tower, in an amount not to exceed \$1,300,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$1,300,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF
POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE
PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE
ISSUANCE OF NOT TO EXCEED \$1,300,000 GENERAL OBLIGATION
CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY
PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$1,300,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of peace officer communication equipment and other emergency services communication equipment and system provided in the Zuercher Suite, radio upgrades and improvements to the Carson Tower. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.

Motion by Drake, second by Hanafan, to approve and authorize Board to sign Resolution No. 40-2017, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$520,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 40-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$520,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$520,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 28th day of November, 2017, for the purpose of taking action

on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$520,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping, remodeling and reconstruction of the Sheriff's Department and the Jail, in an amount not to exceed \$520,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$520,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE ISSUANCE OF NOT TO EXCEED \$520,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017 at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$520,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping remodeling and reconstruction of the Sheriff's Department and the Jail. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 41-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$370,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 41-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$370,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$370,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$370,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for recycling, in an amount not to exceed \$370,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$370,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE ISSUANCE OF NOT TO EXCEED \$370,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing **on the 28th day of November, 2017 at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$370,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for recycling. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 42-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$120,000 General Obligation Capital Loan Notes

Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 42-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$120,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$120,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **28th day of November, 2017, at 10:00 AM**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$120,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping of public buildings including the digitalization of records in the County Recorder's office, in an amount not to exceed \$120,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$120,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS
OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE
MATTER OF THE PROPOSED AUTHORIZATION OF
A LOAN AGREEMENT, AND THE ISSUANCE OF NOT
TO EXCEED \$120,000 GENERAL OBLIGATION CAPITAL
LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES),
AND THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017 at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and

the issuance of not to exceed \$120,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping of public buildings including the digitalization of records in the County Recorder's office. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign Resolution No. 43-2017, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$300,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 43-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$300,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, **at 10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping, remodeling and reconstructing the Courthouse basement, in an amount not to exceed \$300,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$300,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS
OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE
MATTER OF THE PROPOSED AUTHORIZATION OF
A LOAN AGREEMENT, AND THE ISSUANCE OF NOT
TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL
LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES),
AND THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing **on the 28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping, remodeling and reconstructing the Courthouse basement. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.

Motion by Drake, second by Hanafan, to approve and authorize Board to sign **Resolution No. 44-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$900,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 44-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$900,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, **at 10:00 AM., on the 28th day of November, 2017**, for the

purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping, remodeling and reconstructing the first floor of the Courthouse, in an amount not to exceed \$900,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$900,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping, remodeling and reconstructing the first floor of the Courthouse. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.

Motion by Drake, second by Hanafan, to approve and authorize Board to sign **Resolution No. 45-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$900,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 45-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$900,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of architectural and engineering studies, plans and designs for the future equipping, remodeling, reconstruction and extension of the current Law Enforcement Center building, in an amount not to exceed \$900,000.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$900,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT, AND THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of architectural and engineering studies, plans and designs for the future equipping, remodeling, reconstruction and extension of the current Law Enforcement Center building. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion Carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 46-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$200,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For Essential County Purposes), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 46-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$200,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of equipping public buildings, including a body scanner at the County Jail.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$200,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS
OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE
MATTER OF THE PROPOSED AUTHORIZATION OF
A LOAN AGREEMENT, AND THE ISSUANCE OF NOT
TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL
LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES),
AND THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM** in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs equipping public buildings,

including a body scanner at the County Jail. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take addition action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake; NAYS: Belt, Shultz, Hanafan, Wichman. Motion denied.

Motion by Drake, second by Hanafan, to approve and authorize Board to sign **Resolution No. 47-2017**, a Resolution entitled: Resolution Fixing Date for a Meeting on the Authorization of a Loan Agreement and the Issuance of Not to Exceed \$300,000 General Obligation Capital Loan Notes Of Pottawattamie County, State Of Iowa (For a General County Purpose), and Providing for Publication of Notice Thereof. Said Resolution is set out as follows:

RESOLUTION NO. 47-2017

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR A GENERAL COUNTY PURPOSE), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$300,000, as authorized by Sections 331.402 and 331.442, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out general county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, the Issuer has a population in excess of 50,000, and the Notes for these purposes do not exceed \$300,000; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action; and

WHEREAS, before the Notes may be issued, it is necessary to comply with the provisions of Chapter 331 of the Code of Iowa, and to publish a notice of the proposal to issue such Notes and the right to petition for an election.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa:

That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:00 AM, on the 28th day of November, 2017**, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for a general county purpose, the proceeds of which notes will be used to provide funds to pay the costs of vehicles for the Sheriff's Department and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$300,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than ten clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

The notice of the proposed action to issue notes shall be in substantially the following form:

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS
OF POTTAWATTAMIE COUNTY, STATE OF IOWA, ON THE
MATTER OF THE PROPOSED AUTHORIZATION OF
A LOAN AGREEMENT, AND THE ISSUANCE OF NOT
TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL
LOAN NOTES OF THE COUNTY (FOR GENERAL COUNTY PURPOSES), AND
THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the **28th day of November, 2017, at 10:00 AM**, in the Board of Supervisors' Hearing Room, Second Floor, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for general county purposes, bearing interest at a rate of not to exceed nine (9%) per centum per annum, the Notes to be issued to provide funds to pay the costs of vehicles for the Sheriff's Department. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At any time before the date of the meeting, a petition, asking that the question of issuing such Notes be submitted to the legal voters of Pottawattamie County, may be filed with the Pottawattamie County Auditor, in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Section 331.402 and 331.442 of the Code of Iowa.

At the above meeting, the Board of Supervisors shall receive oral or written objections from any resident or property owner of Pottawattamie County to the above action. After all objections have been received and considered, the Board of Supervisors will, at the meeting, or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of Pottawattamie County thereunder, or will abandon the proposal to issue said Notes.

This Notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Sections 331.402 and 331.442 of the Code of Iowa.

Dated this 7th day of November, 2017.

Justin Schultz, Chairman Board of Supervisors
Pottawattamie County, Iowa

ATTEST: _____
Melvyn Houser, County Auditor

Dated this 7th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Drake, Hanafan; NAYS: Schultz, Wichman. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Chairman to sign Engagement Agreement between Ahlers and Cooney, P.C., and Pottawattamie County, Iowa, in connection with the issuance of General Obligation Capital Loan Notes, Series 2018 (the "Bonds"), in an amount not to exceed \$5,460,000. UNANIMOUS VOTE. Motion carried.

6. RECEIVED/FILED

A. Salary Actions

- 1) Communications – Payroll Status Change of Jacob Hardiman.

7. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:50 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: November 9, 2017
PUBLISH: X

November 9, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 PM. All members present, except Belt. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. November 7, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Drake, to canvass Avoca City Run-Off election, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

3. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:05 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: November 13, 2017

PUBLISH: X

November 13, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 AM. All members, except Schultz present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Belt, to approve:

- A. November 9, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Wichman, to canvass the elections for all Cities within Pottawattamie County, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

3. ADJOURN

Motion by Wichman, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:01 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: November 14, 2017
 PUBLISH: X

November 14, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Schultz present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- A. November 13, 2017, Minutes as read.
- B. Sheriff – Employment of Brandon Allen as a full-time Deputy – Road, at \$24.28 per hour, effective November 13, 2017.
- C. Sheriff – Employment of Daniel Crawley as a full-time Deputy – Road, at \$24.28 per hour, effective November 13, 2017.
- D. Sheriff – Employment of Hadley Mikovac as a full-time Evidence Technician, at \$22.16 per hour, effective November 13, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Jason Slack, Director of Buildings and Grounds; and Dean Fajen, Project Manager with HGM Associates, Inc., came before the Board for a discussion and update on the Law Enforcement Project. This was a discussion only. No action taken.

Motion by Wichman, second by Belt, to approve the final specs and plan for the Second Floor Sprinkler Renovation Project with HGM Associates, Inc. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve Update of Employee Handbook Policy No. 302 – Travel Authorization and Reimbursement; Out-of-State Travel Notification form; and Travel Expense Form. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Update of Employee Handbook Policy No. 707 - Drug and Alcohol Free Workplace Policy; and Appendix A – Drug & Alcohol Testing Program. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Drake, second by Belt, to approve Employment Agreements with Darlene McMartin, Veteran Affairs Administrator; David Bayer, Chief Information Officer; Suzanne Watson, Community Services Director; Jason Slack, Buildings and Grounds Director; John Rasmussen, County Engineer; Mary Davis, Human Resources Director; and Matt Wyant, Planning and Development Director. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Iowa Department of Transportation's Secondary Road System Pottawattamie County Bridge Replacement – PPCB, Project No. BROS-CO78(193)- - 8J-78. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) Sheriff – Payroll Status Change of Mike Hansen.
- 2) Jail – Payroll Status Change of Teresa Schultz.

5. ADJOURN

Motion by Belt, second by Drake, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:00 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: November 28, 2017

PUBLISH: X

November 28, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- A. November 14, 2017, Minutes as read.
- B. Jail – Employment of Teresa Eckert as Full-Time Jail Facility Custodian, at \$14.71 per hour, effective November 14, 2017.
- C. Renewal of Class C Beer Permit (BC) License by Donald Rief d/b/a Desoto Bend Mini Mart, with privileges of Class C Beer Permit (BC) / Sunday Sales.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Hanafan to approve tax suspension request by Francis Struck pursuant to Iowa Code Section 427.9, for property located at 901 4th Avenue, Council Bluffs, Iowa. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, deny tax abatement and/or suspension request submitted by Kenneth R. Garrett, Chief Financial Officer for XTL, Inc. for property owned by OOTZIE Properties-CB, LLC located at South 24th Street and Highway 275 in Council Bluffs (Parcel No. 744410400006). UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve and authorize Chairman to sign Right of Way contract with Kathryn Kay Jensen for project number BROS-C078(193) – 8J-78. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Right of Way contract with Keith Wadell Tye for project number BROS-C078(193) – 8J- 78. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve and authorize Chairman to sign Right of Way contract with Heritage Fox Ltd and Fox 5 Farms Ltd for project number BROS-C078(193) – 8J-78. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Wichman, to approve project plans for BROS-CO78(192)—8J-78 for the Keg Creek Bridge on Honeysuckle Avenue. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to set public hearing for January 9, 2018, at 6:30 PM, in the Board of Supervisors' hearing room, for public input concerning the G30 extension from Old Lincoln Highway to L34. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Hanafan, to approve and authorize Chairman to sign Title VI Non-Discrimination Agreement between Iowa Department of Transportation and Pottawattamie County. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Hanafan, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$550,000 for an essential county purpose: to provide funding for, and to pay for equipping public buildings and computers and software from the Zuercher Suite pertaining to

document management, storage and retrieval; and to sign **Resolution No. 49-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Hanafan, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$550,000 for an essential county purpose: to provide funding for, and to pay for equipping public buildings and computers and software from the Zuercher Suite pertaining to document management, storage and retrieval; and to sign **Resolution No. 49-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 49-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$550,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funds to pay for equipping public buildings and computers and software from the Zuercher Suite pertaining to document management, storage and retrieval; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$550,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |
| | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Belt, second by Drake, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$1,300,000 for an essential county purpose: to provide funding for, and pay for peace officer communication equipment and other emergency services communication equipment and system provided in the Zuercher Suite, radio upgrades and improvements to the Carson Tower; and to sign **Resolution No. 50-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$1,300,000 for an essential county purpose: to provide funding for, and pay for peace officer communication equipment and other emergency services communication equipment and system provided in the Zuercher Suite, radio upgrades and improvements to the Carson Tower; and to sign **Resolution No. 50-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 50-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$1,300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$1,300,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funding for, and pay for peace officer communication equipment and other emergency services communication equipment and system provided in the Zuercher Suite, radio upgrades and improvements to the Carson Tower; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$1,300,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Drake, second by Belt, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$520,000 for an essential county purpose: to provide funding for, and to pay for the cost of equipping, remodeling and reconstruction of the Sheriff’s Department and the Jail; and to sign **Resolution No. 51-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Belt, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$520,000 for an essential county purpose: to provide funding for, and to pay for the cost of equipping, remodeling and reconstruction of the Sheriff’s Department and the Jail; and to sign **Resolution No. 51-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 51-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$520,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$520,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funding for, and to pay for the cost of equipping, remodeling and reconstruction of the Sheriff’s Department and the Jail; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the

manner required by law of not to exceed \$520,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Drake, second by Belt, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$370,000 for an essential county purpose: to provide funding for, and to pay for the works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for recycling; and sign **Resolution No. 52-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to **deny** the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$370,000 for an essential county purpose: to provide funding for, and to pay for the works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for recycling; and sign **Resolution No. 52-2017**, instituting proceedings to take additional action. **Roll Call Vote: NAYS: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to **approve** the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$370,000 for an essential county purpose: to provide funding for, and to pay for the works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for

recycling; and sign **Resolution No. 52-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 52-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$370,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$370,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funding for, and to pay for the works and facilities useful for the collection and disposal of solid waste, including vehicles and buildings used for recycling; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$370,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Drake, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed

the sum of \$120,000 for an essential county purpose: to provide funding for, and to pay for the equipping of public buildings, including the digitalization of records in the County Recorder’s Office; and sign **Resolution No. 53-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$120,000 for an essential county purpose: to provide funding for, and to pay for the equipping of public buildings, including the digitalization of records in the County Recorder’s Office; and sign **Resolution No. 53-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 53-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$120,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$120,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funding for, and to pay for the equipping of public buildings, including the digitalization of records in the County Recorder’s Office; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$120,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|---|---|---|---|
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | | | | |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Wichman, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$300,000 for an essential county purpose: to provide funding for, and to pay for the equipping, remodeling and reconstruction of the Courthouse basement; and sign **Resolution No. 54-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$300,000 for an essential county purpose: to provide funding for, and to pay for the equipping, remodeling and reconstruction of the Courthouse basement; and sign **Resolution No. 54-2017**, instituting proceedings to take additional action., as follows:

RESOLUTION NO. 54-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funding for, and to pay for the equipping, remodeling and reconstruction of the Courthouse basement; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$300,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to

permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Belt, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$900,000 for an essential county purpose: to provide funding for, and to pay for equipping, remodeling and reconstruction of the 1st floor of the Courthouse; and sign **Resolution No. 55-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Belt, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$900,000 for an essential county purpose: to provide funding for, and to pay for equipping, remodeling and reconstruction of the 1st floor of the Courthouse; and sign **Resolution No. 55-2017**, instituting proceedings to take additional action, as follows:

RESOLUTION NO. 55-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for the essential county purposes, in to provide funding for, and to pay for equipping, remodeling and reconstruction of the 1st floor of the Courthouse; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$900,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from

time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$900,000 for an essential county purpose: to provide funding for, and to pay for architectural and engineering studies, plans and designs for the future equipping, remodeling, reconstruction and extension of the current Law Enforcement Center building; and sign **Resolution No. 56-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$900,000 for an essential county purpose: to provide funding for, and to pay for architectural and engineering studies, plans and designs for the future equipping, remodeling, reconstruction and extension of the current Law Enforcement Center building; and sign **Resolution No. 56-2017**, instituting proceedings to take additional action., as follows:

RESOLUTION NO. 56-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$900,000 General Obligation Capital Loan Notes, for the essential county purposes, in to provide funding for, and to pay for architectural and engineering studies, plans and designs for the future equipping, remodeling, reconstruction and extension of the current Law Enforcement Center building; and has considered the extent of objections received

from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$900,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----|-----|---------|--------|
| _____ | ○ | ○ | ○ | ○ |
| Justin Schultz, Chairman | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Drake, second by Hanafan, to open public hearing on the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$300,000 for a general county purpose: to provide funding for, and to pay for the costs of vehicles for the Sheriff’s Department; and sign **Resolution No. 57-2017**, instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Drake, second by Hanafan, to approve the authorization of a Loan Agreement, and the issuance of General Obligation Capital Loan Notes (Bonds) not to exceed the sum of \$300,000 for a general county purpose: to provide funding for, and to pay for the costs of vehicles for the Sheriff’s Department; and sign **Resolution No. 57-2017**, instituting proceedings to take additional action., as follows:

RESOLUTION NO. 57-2017

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (BONDS).

WHEREAS, pursuant to notice published as required by law, the Pottawattamie County Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes, for the general county purposes, in order to provide funding for, and to pay for the costs of vehicles for the Sheriff's Department; and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and no petition was filed calling for a referendum thereon. The following action is now considered to be in the best interests of Pottawattamie County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, State of Iowa, as follows:

Section 1. That the Pottawattamie County Board of Supervisors does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$300,000 General Obligation Capital Loan Notes, for the foregoing general county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

Section 3. The Treasurer is authorized and directed to proceed on behalf of Pottawattamie County with the sale of the bonds, to select a date for the sale thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of Pottawattamie County and the Pottawattamie County Board of Supervisors, and otherwise to take all action necessary to permit the sale of bonds on a basis favorable to Pottawattamie County and acceptable to the Pottawattamie County Board of Supervisors.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Drake, to approve and authorize Board to sign Resolution No. 58-2017, a Resolution entitled: Proposed Cost Assessment for Destruction of Noxious Weeds, pursuant to Iowa Code Chapter 317. Said Resolution affixing date and time for public meeting on said proposed assessment, is set out as follows:

RESOLUTION NO. 58-2017

**PROPOSED COST ASSESSMENT FOR DESTRUCTION OF NOXIOUS WEEDS,
PURSUANT TO IOWA CODE CHAPTER 317**

WHEREAS, a request has been filed with the Pottawattamie County Board of Supervisors, asking that action be taken to assess the costs for destruction of noxious weeds on the property located at 22645 440th Street, Oakland, Iowa, legally described as follows:

VALLEY TWP 33-76-39 PT SW NW COMM NW COR TH S889.74' E359.47' N887.45' W374.19' TO POB, POTTAWATTAMIE COUNTY, IOWA.

(Parcel No. 7639 33 100 002)

NOW, THEREFORE BE IT RESOLVED that a hearing on the proposed assessment will be held at the Board of Supervisors Hearing Room at 227 South 6th Street, Council Bluffs, Iowa on **December 12, 2017, at 9:00 AM**, in accordance with Iowa Code Chapter 317.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|--------------------------|-----|-----|---------|--------|
| _____ | ○ | ○ | ○ | ○ |
| Justin Schultz, Chairman | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Scott A. Belt | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Tim Wichman | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Marilyn Jo Drake | ○ | ○ | ○ | ○ |
| _____ | ○ | ○ | ○ | ○ |
| Tom Hanafan | | | | |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

Motion by Hanafan, second by Drake, to approve appointment of Dr. Michael Guzman to the Board of Health. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 48-2017**, a Resolution entitled: Resolution for Interfund Operating Transfer. Said Resolution is set out as follows:

RESOLUTION NO. 48-2017

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from the General Basic Fund to the Land Fund; and

WHEREAS, said transfer is in accordance with Section 331.432, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$1,000,000 is ordered to be transferred from the General Basic Fund to the Land Fund; and

SECTION 2: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfer.

Dated this 28th day of November, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Belt, to approve Employment Agreement with Mark Shoemaker, Director of Conservation. **UNANIMOUS VOTE. Motion carried.**

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Robert Awe; Stephanie Ford; Megan Leggett.
- 2) WIC – Payroll Status Change of Kendra Carper.

B. Reports:

- 1) Recorder’s Fee Book for October, 2017.
- 2) Sheriff’s Office Reports of Fees Collected and Disbursed for September 2017.

5. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. **UNANIMOUS VOTE. Motion carried.**

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:05 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: November 30, 2017

PUBLISH: X

November 30, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present at the start of the meeting, except Hanafan who appeared at 9:30 AM. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- A. November 28, 2017, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Christopher J. Elliott, MD, Pottawattamie County Medical Examiner, came before the Board to discuss the position of Chief Medical Examiner Investigator/Coordinator, and the Pottawattamie County Medical Examiner’s Office. This was a discussion only. No action taken.

3. ADJOURN

Motion by Hanafan, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:45 AM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: December 5, 2017
 PUBLISH: X

December 5, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members, except Schultz present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Drake, to approve:

- A. November 30, 2017, Minutes as read.
- B. Conservation – Temporary employment of Caleb Bell on Burn Crew, at \$10.00 per hour, effective November 22, 2017.
- C. Conservation – Temporary employment of Dillon Bates on Burn Crew, at \$10.00 per hour, effective November 21, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Belt, to approve Abraham Lincoln High School ROTC's sponsorship request for funding to purchase trophies in the amount not to exceed \$300.00. Said funds to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve Thomas Carter's tax suspension request pursuant to Iowa Code Section 427.9, for property located at 3510 North 9th Street, Lot 59, Carter Lake, Iowa. NAYS: Drake, Belt, Hanafan, Wichman. Motion denied.

Motion by Belt, second by Drake, to open public hearing on Ordinance #2017-05. **Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Drake, to close public hearing on Ordinance # 2017-05. **Roll Call Vote: AYES: Drake, Belt, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Drake, to approve first consideration of Ordinance #2017-05, AN ORDINANCE to eliminate the residency requirement for Pottawattamie County Sheriff's Deputies and Employees. Said Ordinance to read as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2017-05**

AN ORDINANCE to eliminate the residency requirement for Pottawattamie County Sheriff's Deputies and employees.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

SECTION 1 – PURPOSE. The purpose of this ordinance is to eliminate the state residency requirement for Pottawattamie County Sheriff's Deputies as required by the Iowa Law Enforcement Academy, Iowa Administrative Code 501-2.1(1).

SECTION 2 – RESIDENCY REQUIREMENT ELIMINATED. As of the effective date of this ordinance, Pottawattamie County Sheriff's Deputies and employees will no longer be required to be residents of the State of Iowa.

SECTION 3 – TIME AND DISTANCE REQUIREMENTS. The Sheriff's Office shall assess the needs and demands of their department and shall establish a time and distance policy for the employees of their department.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED _____, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

and to set second consideration for December 12, 2017, at 9:15 AM. **Roll Call Vote: AYES: Drake, Belt, Hanafan. NAY: Wichman. Motion carried.**

Motion by Belt, second by Drake, to approve and authorize Chairman to sign 2018 Orthophotography Agreement with MAPA. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Drake, second by Wichman, to approve the amount of \$500.00 for Iowa Economic Development Authority funding of the Western Iowa Tourism Region for Fiscal Year 2018-19. Said funds shall be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Communications – Payroll Status Change of David Sands; Eric Wallner; Torie Brummett.

5. ADJOURN

Motion by Belt, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:21 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: December 12, 2017
PUBLISH: X

December 12, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM A.M. All members, except Schultz and Drake present. Chairman Pro-Tem Hanafan presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Belt, to approve:

- A. December 5, 2017, Minutes as read.
- B. Jail – Employment of Timothy Curry, as Detention Officer, at \$20.94 per hour, effective December 18, 2017; and Miles Cleveland, as Detention Officer, at \$20.94 per hour, effective December 18, 2017.
- C. Publication of Claims Allowed for November 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on proposed assessment of costs for destruction of noxious weeds on property located at 22645 440th Street, Oakland, Iowa. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Belt, to close public hearing. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 59-2017**, a Resolution entitled: Assessment for Destruction of Noxious Weeds, Pursuant to Iowa Code Chapter 317. Said Resolution is set out as follows:

RESOLUTION NO. 59-2017

ASSESSMENT FOR DESTRUCTION OF NOXIOUS WEEDS, PURSUANT TO IOWA CODE CHAPTER 317

WHEREAS, a request has been filed with the Pottawattamie County Board of Supervisors, asking that action be taken to assess the costs for destruction of noxious weeds on the property located at 22645 440th Street, Oakland, Iowa, legally described as follows:

VALLEY TWP 33-76-39 PT SW NW COMM NW COR TH S889.74'
E359.47' N887.45' W374.19' TO POB, POTTAWATTAMIE COUNTY,
IOWA. (Parcel No. 7639 33 100 002)

WHEREAS, Notice of Public Hearing was published in the Nonpareil on November 30, 2017, noting that a hearing on this issue was set for December 12, 2017, at 9:00 AM.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County in session this 12th day of December, 2017, that the amount assessed for the following work on the property above is as follows:

| | | |
|------------|---|------------|
| Work Done: | Property was mowed for noxious weeds by the County on September 15, 2017, one year return | |
| | Cost: | \$ 650.00 |
| | Administrative Fee: | \$ 150.00 |
| | 25% Assessment Fee: | \$ 200.00 |
| | Total Amount to be Assessed: | \$1,000.00 |

Dated this 12th day of December, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign 2017 Weed Commissioner Reports. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve second consideration of Ordinance No. 2017-05, AN ORDINANCE to eliminate the residency requirement for Pottawattamie County Sheriff’s Deputies and Employees. Said Ordinance to read as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2017-05**

AN ORDINANCE to eliminate the residency requirement for Pottawattamie County Sheriff’s Deputies and employees.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

SECTION 1 – PURPOSE. The purpose of this ordinance is to eliminate the state residency requirement for Pottawattamie County Sheriff’s Deputies as required by the Iowa Law Enforcement Academy, Iowa Administrative Code 501-2.1(1).

SECTION 2 – RESIDENCY REQUIREMENT ELIMINATED. As of the effective date of this ordinance, Pottawattamie County Sheriff’s Deputies and employees will no longer be required to be residents of the State of Iowa.

SECTION 3 – TIME AND DISTANCE REQUIREMENTS. The Sheriff’s Office shall assess the needs and demands of their department and shall establish a time and distance policy for the employees of their department.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 12th day of December, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

| | | | | |
|------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tim Wichman | | | | |
| | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Marilyn Jo Drake | | | | |
| | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| Tom Hanafan | | | | |

ATTEST: _____
 Melvyn Houser, County Auditor

And to adopt said Ordinance No. 2015-05 into law.

Roll Call Vote: AYES: Belt, Wichman; NAY: Hanafan. Motion carried.

Motion by Wichman, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on settlement of current litigation matter before the Iowa Insurance Commissioner. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Wichman, to go out of Closed Session. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Election to Participate and Release, regarding the distribution ordered, pursuant to the consent order entered into by the Iowa Insurance Division and Mutual Med Insurance Services, LLC, on November 20, 2017, regarding matter number 95687. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending imminent litigation matter. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Wichman, to go out of Closed Session. **Roll Call Vote: AYES: Belt, Hanafan, Wichman. Motion carried.**

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign Letter of Engagement with Simmons Hanly Conroy LLC, Crueger Dickinson LLC, and von Briesen & Roper, s.c., as “Counsel”. Said services will include Counsel working with the County in the collection of information necessary to form a good faith basis for filing a claim against Opioid manufactures; and the County authorizing Counsel to file a lawsuit against one or all of the Opioid manufactures upon the terms and conditions fully set out in the Letter of Engagement. UNANIMOUS VOTE. Motion carried.

County Attorney Matt Wilber and Assistant County Attorney Maggie Popp Reyes appeared before the Board and discussed a retirement incentive agreement with Assistant County Attorney Martha Heinicke. Discussion was held. No action taken.

Mary Davis, Director of Human Resources, and Michael Williams, President of Williams-Deras & Associates, came before the Board to give an update on the Health Insurance. This was a discussion only. No action taken.

Motion by Wichman, second by Belt, to approve payment of ACA Health Insurance Fee. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign The E-Verify Memorandum of Understanding for Employers Using a Web Services E-Verify Employer Agent, between the Department of Homeland Security (DHS), Pottawattamie County, and the Web Services E-Verify Employer Agent. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Right of Way contract with Charles and Beth Johnson for project number BROS-CO78(192)-8J-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign Right of Way contract with Patricia Grell for project number BROS-CO78(192)-8J-78 . UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Chairman to sign Iowa Department of Transportation Federal-aid Agreement for a Surface Transportation Program Project, for project number STP-S-CO78(197) – 5E-78. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Chairman to sign Iowa Department of Transportation Federal-aid Agreement for a County Highway Bridge Program Project, for project number BRS-CO78(195)-60-78. UNANIMOUS VOTE. Motion carried.

Joel Dirks with West Central Community Action appeared before the Board and provided their annual update and discussed funding for FY 18/19. This was a discussion only. No action taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Sheriff's Office – Payroll Status Change of John Cool.
- 2) Jail – Payroll Status Change of Brad Perdue; Chris Curtis; Theodore Gillespie.

B. Reports:

- 1) EBS Report for Plan Year July 2017-June 2018, for reporting period through October 2017.
- 2) Recorder's Fee Book for November 2017. Recorder's Fee Book for November 2017.

4. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:55 AM.

Tom Hanafan, Chairman Pro-Tem

ATTEST:

Melvyn Houser, County Auditor

APPROVED: December 19, 2017

PUBLISH: X

December 19, 2017

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:00 AM. All members, except Drake, present at the start of the meeting, who appeared at 8:45 AM. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Hanafan, to approve:

- A. December 12, 2017, Minutes as read.
- B. Jail – Employment of Billy Wilson, as Detention Officer at \$20.94 per hour, effective December 18, 2017.

UNANIMOUS VOTE _____

AYES:

NAYS:

ABSTAIN:

Motion Carried / Motion Denied

2. SCHEDULED SESSIONS

Budget study sessions were held with Lea Voss, Treasurer; and Mark Brandenburg, Recorder.

Buildings and Grounds Director Jason Slack, HGM Associates, Inc.'s Project Manager Dean Fajen, Sheriff's Chief Deputy John Reynolds, and Director of Communications Bob Andersen came before the Board to discuss the space needs of the Communications Department in the Law Enforcement Center. This was a discussion only. No action taken.

Buildings and Grounds Director Jason Slack, HGM Associates, Inc.'s Project Manager Dean Fajen, Safety Director Garfield Coleman, and Representatives from the Auditor's Office, Recorder's Office, Assessor's Office, Treasurer's Office, Human Resources and Courthouse Security came before the Board to discuss the sprinkler / remodeling projects on the First and Second Floors of the Courthouse. This was a discussion only. No action taken.

Judy Davis, Executive Director of Pottawattamie Arts, Culture and Entertainment came before the Board to give a presentation / update of the PACE projects. This was a discussion only. No action taken.

Motion by Hanafan, second by Belt, to rescind Resolution No. 16-2006, which was passed and approved March 8, 2006. **Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.**

Motion by Hanafan, second by Wichman, to approve scheduling date of bid opening on Project L-YO01-DLB-78 for January 9, 2018, at 10:00 AM. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Belt, to approve Shelby / Pottawattamie County TIF Annual Urban Renewal Report for FY 16/17. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 60-2017**, a Resolution directing the Board Chairman sign Engagement Letter with the law firms of Crueger Dickinson LLC, Simmons Hanly Conroy LLC, and von Briesen & Roper, s.c., concerning the Opioid Epidemic. Said Resolution is set out as follows:

RESOLUTION NO. 60-2017

TO THE HONORABLE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

WHEREAS, Pottawattamie County (“County”) is concerned with the recent rapid rise in troubles among County citizens, residents, and visitors in relation to problems arising out of the use, abuse and overuse of opioid medications, which according to certain studies, impacts millions of people across the country; and

WHEREAS, issues and concerns surrounding opioid use, abuse and overuse by citizens, residents and visitors are not unique to County and are, in fact, issues and concerns shared by all other counties in Iowa and, for that matter, states and counties across the country, as has been well documented through various reports and publications, and is commonly referred to as the Opioid Epidemic (“Opioid Epidemic;”); and

WHEREAS, the societal costs associated with the Opioid Epidemic are staggering and, according to the Centers for Disease Control and Prevention, amount to over \$75 billion annually; and

WHEREAS, the National Institute for Health has identified the manufacturers of certain of the opioid medications as being directly responsible for the rapid rise of the Opioid Epidemic by virtue of their aggressive and, according to some, unlawful and unethical marketing practices; and

WHEREAS, certain of the opioid manufacturers have faced civil and criminal liability for their actions that relate directly to the rise of the Opioid Epidemic; and

WHEREAS, County has expended substantial public funds in unexpected and unbudgeted time and resources in its programs and services related to the Opioid Epidemic; and

WHEREAS, County is responsible for a number of programs and services, all of which require County to expend resources generated through state and federal aid, property tax levy, fees and other permissible revenue sources; and

WHEREAS, County’s provision of programs and services becomes more and more difficult every year because the costs associated with providing the Opioid Epidemic programs and services continue to rise, yet County’s ability to generate revenue is limited by strict levy limit caps and stagnant or declining state and federal aid to County; and

WHEREAS, all sums that County expends in addressing, combatting and otherwise dealing with the Opioid Epidemic are sums that cannot be used for other critical programs and services that County provides to County citizens, residents and visitors; and

WHEREAS, County has been informed that numerous counties and states across the country have filed or intend to file lawsuits against certain of the opioid manufacturers in an effort to force the persons and entities responsible for the Opioid Epidemic to assume financial responsibility for the costs associated with addressing, combatting and otherwise dealing with the Opioid Epidemic; and

WHEREAS, County has researched and reviewed the law firms of Crueger Dickinson LLC, Simmons Hanly Conroy LLC, and von Briesen & Roper, s.c., (the “Law Firms”) related to the potential for County to pursue certain legal claims against certain opioid manufacturers; and

WHEREAS, County has been informed that the Law Firms have the requisite skill, experience and wherewithal to prosecute legal claims against certain of the opioid manufacturers on behalf of public entities seeking to hold them responsible for the Opioid Epidemic; and

WHEREAS, the Law Firms have proposed that County engage the Law Firms to prosecute the aforementioned claims on a contingent fee basis whereby the Law Firms would not be compensated unless County receives a financial benefit as a result of the proposed claims and the Law Firms would advance all claim-related costs and expenses associated with the claims; and

WHEREAS, all of the costs and expenses associated with the claims against certain of the opioid manufacturers would be borne by the Law Firms; and

WHEREAS, the Law Firms have prepared an engagement letter (“Engagement Letter”) specifying the terms and conditions under which the Law Firms would provide legal services to County and otherwise consistent with the terms of this Resolution; and

WHEREAS, County is informed that the Iowa State Association of Counties (ISAC) has engaged in extensive discussions with the Law Firms and has expressed a desire to assist the Law Firms, County and other counties in the prosecution of claims against certain of the opioid manufacturers; and

WHEREAS, County would participate in the prosecution of the claim(s) contemplated in this Resolution and the Engagement Letter by providing information and materials to the Law Firms and, as appropriate, the ISAC as needed; and

WHEREAS, County believes it to be in the best interest of County, its citizens, residents, visitors and taxpayers to join with other counties in and outside Iowa in pursuit of claims against certain of the opioid manufacturers, all upon the terms and conditions set forth in the Engagement Letter; and

WHEREAS, by pursuing the claims against certain of the opioid manufacturers, County is attempting to hold those persons and entities that had a significant role in the creation of the Opioid Epidemic responsible for the financial costs assumed by County and other public agencies across the country in dealing with the Opioid Epidemic.

NOW, THEREFORE, BE IT RESOLVED:

The Board of Supervisors for Pottawattamie County authorizes, and agrees to be bound by, the Engagement Letter and hereby directs the Chairman of the Board of Supervisors to execute the Engagement Letter on behalf of the County; and

BE IT FURTHER RESOLVED:

The Board of Supervisors for Pottawattamie County authorizes and directs its officers and employees to faithfully perform all actions required of County in relation to the claims contemplated herein and in the Engagement Letter and hereby directs all County personnel to cooperate with and assist the Law Firms in relation thereto.

The County Auditor shall forward a copy of this Resolution, together with the signed Engagement Letter, to the Law Firms at Erin Dickinson, Crueger Dickinson LLC, 4532 N. Oakland Ave., Whitefish Bay, WI 53211.

Dated this 19th day of December, 2017.

ROLL CALL VOTE

| | AYE | NAY | ABSTAIN | ABSENT |
|-----------------------------------|-----------------------|-----------------------|-----------------------|-----------------------|
| _____ Justin Schultz, Chairman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Scott A. Belt | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tim Wichman | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Marilyn Jo Drake | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |
| _____ Tom Hanafan | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> | <input type="radio"/> |

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Drake, Belt, Schultz, Hanafan, Wichman. Motion carried.

3. OTHER BUSINESS

Motion by Wichman, second by Hanafan, to approve Family Farm Credit Applications presented by the Assessor’s Office. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) WIC – Employment of Genevieve Powles, as Part-time Clerk.
- 2) SW Iowa Juvenile Detention – Employment of Kerry Ellis, as Part-Time Youth Corrections Worker.
- 3) Secondary Roads – Payroll Status Change of Craig Jensen; Jeff Sowers.
- 4) Jail – Payroll Status Change of Chris Bradford; Shannon Holman.

B. Reports:

- 1) Sheriff's Report for Fees Collected and Disbursed for November 2017.

5. ADJOURN

Motion by Hanafan, second by Wichman, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD BROKE FOR LUNCH AT 12:00 PM, RECONVENED AT 1:30 PM; AND ADJOURNED SUBJECT TO CALL AT 3:12 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: December 21, 2017
PUBLISH: X

December 21, 2017**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:00 AM. All members present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

Motion by Wichman, second by Belt, to approve:

- A. December 19, 2017, Minutes as read.
- B. Planning and Development – Employment of David Mentzer as Building Inspector 1, at \$24.75 per hour, effective December 26, 2017.
- C. Planning and Development – Employment of Cody Williams as Environmental Health Inspector, at \$17.98 per hour, effective December 22, 2017.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Budget study sessions were held with John Rasmussen, Engineer; Matt Madsen and Tom Bouska with Department of Human Services; Darlene McMartin, Administrator with Veteran Affairs; Sheriff Jeff Danker and Chief Deputy Sheriff John Reynolds; Bob Andersen, Director of Communications; and Tiffany Mass, Jail Administrator.

Mary Davis, Director of Human Resources, came before the Board to discuss the hiring of a Medical Examiner Investigator. This was a discussion only. No action taken.

Budget study sessions were held with Suzanne Watson, Director of Mental Health and General Assistance; and David Bayer, Chief Information Officer and Director of GIS.

David Bayer, Chief Information Officer, and Mary Davis, Director of Human Resources came before the Board to discuss the position of Communications Officer for the County. This was a discussion only. No action taken.

Motion by Hanafan, second by Belt, to approve Appointment of Lea Voss to serve a three (3) year term on the Board of Health, for a term of January 1, 2018, through December 31, 2020; and Barbara Lee, DVM to the Board of Health, to replace Kathleen Zajic, for a one (1) year term of January 1, 2018, through December 31, 2018. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve the appointment of Dianna Dieatrck to serve a five (5) year term on the Planning Commission beginning January 1, 2018, through December 31, 2022. UNANIMOUS VOTE. Motion carried.

Motion by Hanafan, second by Drake, to approve appointment of Neil Bach to serve a three (3) year term to the Appeal Board, beginning January 1, 2018, through December 31, 2020; David Applegate for a four (4) year term beginning January 1, 2018, through December 31, 2021; and Mike Dennis for a five (5) year term beginning January 1, 2018, through December 31, 2022. UNANIMOUS VOTE. Motion carried.

Becky Belt, Auditor's Office – Finance, came before the Board to discuss bonding projects. This was a discussion only. No action taken.

Budget study session was held concerning the Board of Supervisors budget.

Discussion was held on publishing the 2017 Department Head Report. No action taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) SW Iowa Juvenile Detention Center – Promotion of Joseph Pawoll to Full-Time Youth Corrections Worker.

4. ADJOURN

Motion by Wichman, second by Hanafan, to adjourn meeting. UNANIMOUS VOTE. Motion carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:40 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: January 2, 2018

PUBLISH: X