

JANUARY 2, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 AM. All members present, with Grobe appearing at 9:05 AM. Chairman Wichman presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Drake, second by Schultz , to approve:

- A. December 23, 2019, Minutes as read.

UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Schultz , to adjourn Sine Die. UNANIMOUS VOTE. Motion carried.

Tim Wichman, Chairman

ATTEST:

Melvyn Houser, County Auditor

JANUARY 2, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 AM. All members present, with Grobe appearing at 9:05 AM. Chairman Schultz presiding.

2. SCHEDULED SESSIONS

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 2020. UNANIMOUS VOTE. Motion carried.

Houser announced nominations are now in order for the office of Chairman for 2020.

Schultz was nominated by Wichman.

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

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

Schultz was elected Chairman for 2020.

Houser announced nominations are now in order for the office of Chairperson Pro-Tem for 2020.

Wichman was nominated by Drake.

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

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

Wichman was elected Chairman Pro-Tem for 2020.

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve and appoint Matt Wyant as authorized representative, and the Pottawattamie County Planning and Development office as lead agency for the Pottawattamie County Hazard Mitigation Grant Program. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Memorandum of Understanding with Connections Area Agency on Aging. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve paying the County's deductible for the storm damage to the tower site at 48751 Juniper Road in Oakland, Iowa, ICAP Claim No. ICP052542A1. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 06-2020**, entitled: Resolution Authorizing the County Engineer to Close Secondary Roads for Construction and/or Maintenance. Said Resolution is set out as follows:

RESOLUTION NO. 06-2020

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 2nd day of January, 2020, 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 2020-2021, and any approved supplements thereto.”

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

Dated this 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott 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"/>
Justin Schultz	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____	<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"/>
Lynn Grobe	<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, Wichman, Schultz, Grobe. Motion carried.

Motion by Wichman, second by Drake, to approve and authorize Board to sign **Resolution No. 07-2020**, 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. 07-2020

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 2nd day of January, 2020, 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 2020.

Dated this 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott 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"/>
Justin Schultz	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

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

Motion by Drake, second by Grobe, to approve and authorize Board to sign **Resolution No. 08-2020**, 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. 08-2020

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 2nd day of January, 2020, 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 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Tim Wichman	○	○	○	○
_____	○	○	○	○
Scott Belt	○	○	○	○
_____	○	○	○	○
Justin Schultz	○	○	○	○
_____	○	○	○	○
Marilyn Jo Drake	○	○	○	○
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
Pottawattamie County Engineer

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

Nick Hanson, a resident of Pottawattamie County, was scheduled to come before the Board to discuss the Roads Department. Mr. Hanson did not appear. No action was taken.

Motion by Belt, second by Drake, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings). **Roll Call Vote: AYES: Drake, Belt, Wichman, Schultz, Grobe. Motion carried.**

Motion by Wichman, second by Belt, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Wichman, Schultz, Grobe. Motion carried.**

3. OTHER BUSINESS

Motion by Drake, second by Grobe, 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 Wichman, second by Drake, to establish a policy that the Board of Supervisors’ regular sessions will be held on the following day(s): Tuesday, at 10:00 AM. It shall be the prerogative of the Chairman, with Board approval, to cancel or add a meeting day.

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 01-2020**, a Resolution pertaining to the payment of County bills. Said Resolution is set out as follows:

RESOLUTION NO. 01-2019

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 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott. 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"/>
Justin Schultz	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 02-2020**, 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. 02-2020

WHEREAS, the Pottawattamie County Auditor has on file county vouchers and canceled county warrants, which have been on file on or before January 1, 2010; 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, 2010.

Dated this 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott 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"/>
Justin Schultz	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Grobe, to approve and authorize Board to sign **Resolution No. 03-2020**, a Resolution entitled: Resolution Appointing Deputies. Said Resolution is set out as follows:

RESOLUTION NO. 03-2020

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
Linda Swolley, First Deputy, Real Estate
Kristy Hassay, Second Deputy, Real Estate
- Recorder** Lynn Herrington, First Deputy
- Sheriff** Rob Ambrose, Chief Deputy
- Treasurer** Jamie Smothers, First Deputy

Dated this 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Tim Wichman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Scott Belt	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Justin Schultz	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 04-2020**, 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. 04-2020

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 2020-2021.

RECAPITULATION

TELEPHONE – TELEGRAPH	\$ 24,526,547
RAILROADS	\$ 70,072,342
PIPELINE	\$ 58,897,994
TOTAL FOR COUNTY	\$ 153,496,884

Dated this 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Tim Wichman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Scott Belt	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Justin Schultz	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 05-2020**, a Resolution entitled: Construction Evaluation Resolution. Said Resolution is set out as follows:

RESOLUTION NO. 05-2019

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, 2020, and January 31, 2021, 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 2nd day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Tim Wichman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Scott Belt	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Justin Schultz	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Drake, to approve the following newspapers as Official Newspapers for Pottawattamie County, Iowa for the 2020 year: The Herald-Oakland, The Avoca Journal Herald-Avoca; and The Daily Nonpareil-Council Bluffs. The County shall pay no more than Iowa Code allows for legal publications in these newspapers. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve the Pottawattamie County Courthouse being closed on the following legal holidays for 2020, as per Code of Iowa, Section 33.1:

NEW YEAR’S DAY	JANUARY 1, 2020	WEDNESDAY
MARTIN LUTHER KING, JR. DAY	JANUARY 20, 2020	MONDAY
PRESIDENT’S DAY	FEBRUARY 17, 2020	MONDAY
MEMORIAL DAY	MAY 25, 2020	MONDAY
INDEPENDENCE DAY	OBSERVED JULY 3, 2020	FRIDAY
LABOR DAY	SEPTEMBER 7, 2020	MONDAY
VETERAN’S DAY	NOVEMBER 11, 2020	MONDAY
THANKSGIVING DAY	NOVEMBER 26, 2020	THURSDAY
LIEU OF LINCOLN’S BIRTHDAY	NOVEMBER 27, 2020	FRIDAY
CHRISTMAS	DECEMBER 25, 2020	FRIDAY
NEW YEAR’S DAY 2021	JANUARY 1, 2021	FRIDAY

UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve Federal Standard Mileage Rate for 2020, at 57.5¢ per mile. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Grobe, to approve Drake as first representative, and Belt as second representative to the Southwest Iowa Region Mental Health & Disability Services Board for 2020. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Grobe, to approve appointment of Belt as first representative, and Schultz as second representative to the Fourth Judicial District Department of Correctional Services Board of Directors for 2020. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve appointment of Belt as first representative, and Mike Williams as second representative to IGHCP Board for 2020. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Drake, to approve appointment of Schultz as first representative, and Belt as second representative to MAPA for 2020. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Belt, to approve stipend amount of 60% for Elected Officials' mobile cellular usage for 2020. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1. Communications – Payroll Status Change of Calee Morgal, Desiree Castro.
- 2. Sheriff – Payroll Status Change of Jeremy Harker, Jeremy Petersen, Jesse Windham.

B. Reports:

- 1. Sheriff's Report of Fees Disbursed and Collected for November 2019.

5. ADJOURN

Motion by Wichman, second by Drake, 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: January 7, 2020
PUBLISH: X

January 7, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. January 2, 2020, Minutes as read.
- B. Publication of Claims Allowed for December 2019.
- C. Engineer/Secondary Roads – Job Reclassification of Brady DeYeager from Engineering Tech II, to Engineering Tech III.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on proposed preliminary plat of I-29/I-80 Industrial Park, a subdivision situated in Lewis Township. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-01**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-01**

WHEREAS, the proposed preliminary plat, variance and supporting documents for **I-29/I-80 Industrial Park**, a subdivision situated in **Lewis Township**, has been filed with the Pottawattamie County Planning and Zoning Commission for its study and recommendation under **Case #SUB-2019-09**; and

WHEREAS, said Commission conducted a public hearing on December 16, 2019, in accordance with Chapter 9.04 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and has given all parties an opportunity to be heard; and

WHEREAS, after careful study and being thoroughly familiar with the involved real estate and the surrounding area, said Commission has submitted its written recommendation to this Board to approve the preliminary plat; and

WHEREAS, this Board conducted a public hearing on January 7, 2020 in accordance with the above-noted Ordinance and Statute, and has examined the proposed preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the proposed preliminary plat conforms to the requirements of Chapter 9.01-9.30. Subdivision Ordinance of the Pottawattamie County, Iowa, Code; the Pottawattamie County, Iowa, Land Use Plan and Chapter 354, Code of Iowa, and has deemed it to be in the best interest of Pottawattamie County, Iowa, to concur with the County's Planning and Zoning Commission's recommendation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the proposed preliminary plat of **I-29/I-80 Industrial Park**, be, and the same is hereby approved as the preliminary plat of said subdivision, subject to the following conditions.

1. The Road Agreement shall be submitted.
2. The Developer's Agreement shall be submitted.

Provided however, that this Resolution shall not be construed as being a final acceptance or approval of said Plat with the meaning of Chapter 9.01-9.30, Subdivision Ordinance, of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa; that after completion of all improvements and satisfaction of all requirements for final plats required by the State and County Ordinances and this Resolution, the final plat shall be submitted to this Board for it's consideration.

PASSED AND APPROVED January 7, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-02**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-02**

WHEREAS, this Board had approved the preliminary plat of **Oliver Acres**, a residential subdivision situated in **Hardin Township**, by approval of Planning and Zoning Resolution No. **2019-08**, dated **September 24, 2019**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2019-04**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Oliver Acres**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

PASSED AND APPROVED January 7, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>

_____	○	○	○	○
Scott Belt				
_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
 Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the reappointments of Lynn Leaders and Nelson Bingham to the Pottawattamie County Planning and Zoning Commission. Said appointments will be five year terms, from January 1, 2020, and expiring December 31, 2024. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the appointment of Lynn Leaders to the Pottawattamie County Zoning Board of Adjustment. Said appointment will be a five year term, from January 1, 2020, and expiring December 31, 2024. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the reappointment of Bob Mings to the Appeal Board. Said appointment will be a five year term, beginning January 1, 2020, and expiring December 31, 2024. UNANIMOUS VOTE. Motion carried.

Motion by Drake second by Wichman, to approve and authorize Board to sign **Resolution No. 09-2020**, a Resolution entitled: Resolution Endorsing an Application for RISE Program Funding to Reconstruct Portions of 192nd Street and Construct Internal Roads for a 26-Acre Industrial Development in Pottawattamie County. Said Resolution is set out as follows:

RESOLUTION NO. 09-2020

A RESOLUTION ENDORSING AN APPLICATION FOR RISE PROGRAM FUNDING TO RECONSTRUCT PORTIONS OF 192nd STREET AND CONSTRUCT INTERNAL ROADS FOR A 26-ACRE INDUSTRIAL DEVELOPMENT IN POTTAWATTAMIE COUNTY.

WHEREAS, the Iowa Department of Transportation (“DOT”) sponsors a program called Revitalize Iowa’s Sound Economic (“RISE”) which was created to promote economic development in Iowa through the establishment, construction, improvement and maintenance of roads and streets; and

WHEREAS, Pottawattamie County is responsible for the maintenance and construction of secondary roads in Pottawattamie County; and

WHEREAS, Pottawattamie County desires to improve 192nd Street south of the City of Council Bluffs and to construct a new road into the 26-acre industrial development known as “I-80 Industrial Park”; and

WHEREAS, the improvements to 192nd Street and the internal road into the I-80 Industrial Park are estimated to cost \$1,186,404 (“the Project”) and qualify as an eligible expense under the DOT RISE Program; and

WHEREAS, Pottawattamie County will request RISE funds from the DOT in the amount of \$593,202 for the Project; and

WHEREAS, the RISE Program requires matching funds in the amount of \$593,202 which will be guaranteed jointly by Pottawattamie County and Armstrong Investments LLC; and

WHEREAS, the Project will provide 26-acres of land for immediate industrial development in Pottawattamie County as well as open up additional industrial development along 192nd Street; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY that the Board of Supervisors of Pottawattamie County hereby endorses the RISE application dated February 1, 2020 to fund the improvements to 192nd Street and new roadway into the I-80 Industrial Park.

BE IT FURTHER RESOLVED that the road improvements will be dedicated to public use; and

BE IT FURTHER RESOLVED that the road improvements constructed and reconstructed under this project will be the jurisdictional responsibility of Pottawattamie County and will be adequately maintained by this entity.

Dated this 7th day of January, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Pottawattamie County resident Jill Mowery came before the Board to discuss damage on her property at Mynster Springs Road. Said damage was the result of trees being removed on property adjacent to her property, of which Charlie Nelsen is the owner of said property. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve to combine six of the Courthouse renovation projects into one project; and authorization for Chairman to sign HGM Associates, Inc.’s letter form agreement, setting out the combined six projects. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the content of AIA Document B101 – 2017, Standard Form of Agreement Between Pottawattamie County Board of Supervisors and DLR Group, Inc. for the expansion at the Sheriff’s Office; Additions and Deletions Report for AIA Document B101 -2017; AIA Document A201 – 2017, General Conditions of the Contract for Construction; Additions and Deletions Report for AIA Document A201-2017; DLR Group Hourly Billing Rates; AIA Document E203–2013, Building Information Modeling and Digital Date Exhibit; and Additions and Deletions Report for AIA Document E203-2013. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings). **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, Wichman, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

3. RECEIVED/FILED

A. Salary Actions:

- 1) WIC – Payroll Status Change of Blanca Ponce-Dominguez, and Wei Kay Eng.

4. ADJOURN

Motion by Wichman, second by Belt, 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 14, 2020

PUBLISH: X

January 14, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Drake, to approve

- A. January 7, 2020, Minutes as read.
- B. Planning/Public Health – Employment of Rebekkah Reilich, as Public Health Nurse/ITS Nurse.
- C. Planning/Public Health – Employment of Jane Husz, as Public Health Nurse II PRN.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and adopt the Courthouse Campus Security & Emergency Action Plan. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Eric Hough's reappointment to the Pottawattamie County Conservation Board, to a five year term ending December 2024. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve the appointments/reappointments of the following to the Loess Hills Alliance Board for 2020 as follows: Mark Shoemaker, Cody Wohlers and Scott Belt as primary, and Lynn Grobe as secondary. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Recertification CC0213 form for Community Rating System for 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve payment of IRS Penalties 600 and 612 under Sections 6721 and 6722, in the amount of \$18,008.75. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Legislative Representation Agreement between Brent Siegrist as Lobbyist, and the Council Bluffs Chamber of Commerce and its funding participants, namely Pottawattamie County, City of Council Bluffs, Council Bluffs Community Schools, and Iowa Western Community College, for the 2020 Legislative Session. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve Pottawattamie County Treasurer's Semi Annual Report for 7/1/2019 – 12/31/2019. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorization for Chairman to sign AIA Document B101 2017 – Standard Form of Agreement Between Pottawattamie County Board of Supervisors and DLR Group, Inc. for Pottawattamie County Sheriff's Office Expansion. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve assignment to 2020 Representative Meetings as follows:

	Primary:	Secondary:
Advance SW Iowa Corp	Wichman	Belt
Council Bluffs Airport Authority	Belt	Schultz
Conservation Board	Belt	Wichman
E911 Board	Schultz	Wichman
East Pott Soil and Water Conserv.	Belt	Grobe
EMA Board	Belt	Schultz
Golden Hills RC&D	Grobe	xxxxx
Hungry Canyons	Drake	Grobe
PACE	Belt	Grobe
712 Initiative	Belt	Schultz
Pott County Trails	Belt	Schultz
Promise Partners	Belt	xxxxx
SW Iowa Juvenile Services	Drake	Belt
SWIPCO/SWITA	Drake	Grobe
Veteran Affairs	Schultz	Grobe
Public Health	Belt	Wichman
West Central Community Action	Grobe	Belt
West Pott Soil and Water Conserv.	Belt	Wichman
WIDA	Grobe	Belt
Workforce Investments Board	Belt	Drake
Pott County Quarterly Dept. Head	Wichman	Belt
Pott County Operations Committee	Drake	Grobe
Pott County Wellness Committee	Belt	Drake

UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION(S)

Motion by Wichman, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for purposes of conducting the performance review of Matt Wyant, Director of Planning and Zoning. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

5. STUDY SESSION

The Board held study sessions on the following topics:

- A. Bonding opportunities;
- B. 2020/21 Budget; and
- C. Valuations.

These were discussions only. No action was taken.

6. RECEIVED/FILED

A. Salary Actions:

- 1) SWI Juvenile Detention – Employment of Ryan Edmondson, as Part-Time Youth Corrections Worker.
- 2) Communications – Payroll Status Change of Jaron Neumann.
- 3) Planning – Payroll Status Change of Pamela Kalstrup.

B. Reports:

- 1) Recorder’s Fee Book for December 2019.

C. Out of State Travel Notification:

- 1) Engineer's Office.

7. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:44 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: January 21, 2020

PUBLISH: X

January 21, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve

- A. January 14, 2020, Minutes as read.
- B. Planning / Public Health – Employment of Devin Schroder, as Part-Time Recycle Center Attendant.
- C. Secondary Roads – Job Reclassification of Brady DeYeager to Engineering Tech III (correcting rate of pay).
- D. Sheriff – Job Reclassification of Jennifer Geronimo from Jail Detention Officer, to Sheriff's Deputy – Roads Division.
- E. Sheriff – Job Reclassification of Adam Fields from Deputy in Roads Division, to Deputy in Investigations Division.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Erica Carley, Executive Director of WIDA came before the Board to give an update the agency's projects and happenings. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the appointment of Erica Carley as Pottawattamie County's representative to the Western Iowa Tourism Region Board. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and award the B Wing demolition project to Olsen Brothers for the bid of \$231,897.00; and to approve and authorize Chairman to sign AIA Document A101 – 2017 for said project. UNANIMOUS VOTE. Motion carried.

A budget study session was held for the Community Services department. This was a discussion only. No action was taken.

Mark Eckman with the Countywide Tourism Promotion and Mark Shoemaker came before the Board to give an update on Countywide Tourism, facts and figures, and their funding request for FY 2020/21. After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve funding for the Countywide Tourism for FY 2020/21 in the amount of \$60,000.00. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to deny approval of the Master Matrix scoring recommendation and forward said denial to the Iowa Department of Natural Resources for the Mike Clifton Poultry operation, which is a newly confined feeding operation consisting of eight chicken feeding barns on 253rd Street just north of Applewood Road, on land owned by Cory and Amanda Leick, Parcel Number 744231200004. Said denial is based on: 1) Operator is not landowner and lives in another County; 2) inadequate infrastructure for said operation; and 3) no Manure Management Plan in place. UNANIMOUS VOTE. Motion carried.

At this time, a Motion to Set Aside Agenda was made by Wichman, and seconded by Belt to discuss the renewal of county property casualty insurance with ICAP. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve renewal of county property casualty insurance with ICAP (Iowa Communities Assurance Pool) for the amount of \$504,321.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the reappointment of Shawn Jones, MD to the Pottawattamie County Board of Health for a period of 3 years, ending December 31, 2022. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve to proceed with establishing an Urban Renewal Plan Area along 192nd Street with Ahlers & Cooney, with funding not to exceed \$6,000.00, and the owner, Jason Armstrong, to pay one-half of the funding. UNANIMOUS VOTE. Motion carried.

Discussion was held on setting the public hearing on the 2020/21 Budget and on the Compensation Board's recommendation for the salaries of the elected officials. This was a discussion only. No action was taken.

Budget study sessions were held on the departments of Board of Supervisors and Auditor's Office. This was a discussion only. No action was taken.

3. CLOSED SESSION(S)

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 litigation matter. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve settlement of case as discussed in closed session. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) Secondary Roads – Payroll Status Change of Brad Coffman.
- 2) Sheriff – Payroll Status Change of Chad Freeberg, Mallory Totusek, Tanner Frain, and Trey Carstens.
- 3) Jail – Payroll Status Change of Adam Rutledge.

B. Reports

- 1) Sheriff's Reports of Fees Collected and Disbursed for 11/30/19 – 12/31/19.

C. Out of State Travel Notification

- 1) Sheriff's Office.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:45 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: January 28, 2020
PUBLISH: X

January 28, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. January 21, 2020, Minutes as read.
- B. Conservation – Employment of Kimberly Wickersham, as Administrative Assistant.

UNANIMOUS VOTE. Motion Carried

2. SCHEDULED SESSIONS

Maggie Burger, Vice President of Speer Financial, Inc. came before the Board to discuss the County’s bond schedule and future bond needs. This was a discussion only, No Action Taken.

The Department Heads/Elected Officials of the following departments came before the Board to further discuss their departments’ FY 2020/21 budgets: GIS, IT, Recorder, Sheriff’s Department, Jail, Planning and Development, Animal Control, Public Health, Environmental Health/Recycling Center. These were discussions only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to direct IT to pursue solutions to live stream Board meeting; previously recorded meeting are available upon request.

3. RECEIVED/FILED

- A. Salary Actions:
 - 1) Planning and Development – Payroll Status Change of Tracy Nosekabel.
 - 2) Engineer / Secondary Roads – Payroll Status Change of Jon Johnson; Chad Jacobsen; Mitch Rollins; Breck Henningsen, Gary Feigenbutz.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:45 P.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: February 4, 2020
PUBLISH: X

January 28, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

Paula Hazelwood, Executive Director of Advance Southwest Iowa Corporation came before the Board with an update on their quarterly activities and initiatives. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve funding request for Strategic Planning, Goal Setting, and Implementation Planning in the amount of \$10,500.00, and to approve and authorize Chairman to sign Proposal with Parlay Consulting Firm for said services. Said funding is to be paid out of the Public Health Budget. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the sale of land owned by Pottawattamie County by the Iowa Department of Transportation for a permanent easement for road purposes and for use as a public highway in, to, on, over and across property located in Hancock, Pottawattamie County, Iowa; and to set public hearing on said acquisition for 10:10 AM on the 11th day of February, 2020. UNANIMOUS VOTE. Motion Carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign Resolution No. 10-2020, a Resolution entitled: Resolution of the Pottawattamie County Board of Supervisors Endorsing an Application for RISE Program to Complete Roadway Improvements to Applewood Road West of I-29, H10 (Bunge Avenue) from a Proposed New Road East to the County Line, and a Proposed Road A (182nd Street) to run between Applewood Road and H10 for the Purpose of Enhancing Public Safety and Facilitating the Development of the Surrounding Land Area. Said Resolution is set out as follows:

RESOLUTION NO. 10-2020

A RESOLUTION OF THE POTTAWATTAMIE COUNTY BOARD OF SUPERVISORS ENDORSING AN APPLICATION FOR RISE PROGRAM TO COMPLETE ROADWAY IMPROVEMENTS TO APPLEWOOD ROAD WEST OF I-29, H10 (BUNGE AVENUE) FROM A PROPOSED NEW ROAD EAST TO THE COUNTY LINE, AND A PROPOSED ROAD A (182nd STREET) TO RUN BETWEEN APPLEWOOD ROAD AND H10 FOR THE PURPOSE OF ENHANCING PUBLIC SAFETY AND FACILITATING THE DEVELOPMENT OF THE SURROUNDING LANDAREA.

WHEREAS, Pottawattamie County wishes to ensure the safety of all citizens traveling on its public roadways; and

WHEREAS, Pottawattamie County supports improvements to Applewood Road from crushed stone to Portland concrete cement (PCC) from 189th Street west to a new proposed Road A (182nd St). And grade and pave a new Road A (182nd St) from H10 north to Applewood Road to provide a new access to businesses on 189th Street that will relieve truck congestion at the intersection of 189th Street and H10; and

WHEREAS, Pottawattamie County proposes to improve existing conditions of H10 with turning lanes and HMA resurfacing

WHEREAS, RISE funds of \$2,500,000.00 are requested to partially fund the project and will be matched by EDA grant and stakeholder contributions for the roadway improvement project; and

WHEREAS, the proposed project will greatly enhance traffic safety in the project area and improve access to prime industrial land; and

WHEREAS, the RISE program was created to promote economic development in Iowa through the establishment, construction, improvement, and maintenance of roads and streets, and the improvements on Applewood Road, H10, and creation of Proposed Road A (182nd Street) qualifies as an eligible project.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa That the Board of Supervisors hereby endorses the RISE Application dated January 21, 2020 to fund improvements to Applewood Road, H10, and the creation of Proposed Road A between Applewood Road and H10; and

BE IT FURTHER RESOLVED that the road improvements will continue to be dedicated to public use; and

BE IT FURTHER RESOLVED that the road improvements constructed under this project will be the jurisdictional responsibility of Mills County and will be adequately maintained by the same entity.

Dated this 28th day of January, 2020.

	ROLL		CALL VOTE	
	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<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, Drake, Schultz, Wichman, Grobe. Motion Carried.

Engineer John Rasmussen came before the Board to give an update current and upcoming Secondary Roads projects. This was a discussion only. No action was taken.

2. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 7:30 P.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: February 4, 2020
PUBLISH: X

February 4, 2020

MET IN REGULAR SESSION. The Board of Supervisors met in regular session at 10:00 A.M. All members present. Chairman Wichman presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. January 28, 2020, 10:00 AM, Minutes as read.
- B. January 28, 2020 6:00 PM, Minutes as read.
- C. Publication of Pottawattamie County Salary Listing for 2019
- D. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Class C Liquor License (LC) Commercial)/Outdoor Service/Sunday Sales for Stress Free LLC d/b/a Bent Tree Golf Course, Council Bluffs.
- E. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Class C Liquor License (LC) Commercial)/Outdoor Service/Sunday Sales for NW Pottawattamie County Golf d/b/a Quail Run Country Club, Neola.
- F. Renewal of Class B Native Wine Permit (WBN), granting privileges of Class B Native Wine Permit (WBN)/Sunday Sales for Olive Branch, Inc. d/b/a The Olive Branch, Inc., Council Bluffs.
- G. Sheriff's Office/Jail Division – Employment of Joanne Fastje as Registered Nurse
- H. Treasurer's Office – Employment of Christina Lindgren as Clerk II.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve signature on IT agreement with Carter Lake. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Equipment Donation Policy. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to postpone discussion until February 18, 2020, on payment to CentralSquare Technologies for Annual Software. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve allowed/disallowed Homestead Applications (149 allowed, 1 disallowed) Military Credit Applications (30 allowed, 1 disallowed), Disabled Veteran Homestead (15 allowed, 0 disallowed) and Business Property Tax Credit Applications (12 allowed, 1 disallowed). UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign Resolution No. 11-2020, a Resolution pertaining to award contract for Project BRS-SWAP-CO78(195)—FF-78 to Jensen Construction and authorizing Pottawattamie County Engineer to execute contract number 78-CO78-195. Said Resolution is set out as follows:

RESOLUTION NO. 11-2020

WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes the BRS-SWAP-CO78(195)—FF-78 project, hereafter referred to as “the project” is in the best interest of Pottawattamie County, Iowa, and the residents thereof. The project is defined as the G30 Nishnabotna River Bridge; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Pottawattamie County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Jensen Construction Company in the amount of \$2,217,900.05 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, John A. Rasmussen, the County Engineer for Pottawattamie County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated this 4th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Justin Schultz, Chairman	○	○	○	○
_____	○	○	○	○
Tim Wichman	○	○	○	○
_____	○	○	○	○
Scott Belt	○	○	○	○
_____	○	○	○	○
Marilyn Jo Drake	○	○	○	○
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve Force Account Operations for DSR Number 19-03-19-5026-124. **UNANIMOUS VOTE. Motion Carried.**

3. RECEIVED/FILED

A. Salary Actions

- 1) Attorney’s Office– Payroll Status Change of Mandi Schnepf and Jennifer Wallner.
- 2) Auditor’s Office – Payroll Status Change for working out of class for Becky Lenihan

B. Out of State Travel Notification:

- 1) Sheriff’s Office.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:00 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: February 11, 2020

PUBLISH: X

February 11, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M. All members, except Wichman present. Chairman Schultz presiding, and appearing via Skype.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Drake, to approve

- A. February 4, 2020, Minutes as read.
- B. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Class C Liquor License (LC) Commercial)/Sunday Sales for Palace Event Center LLC d/b/a Palace Event Center, Treynor.
- C. Publication of Claims Allowed for January 2020.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Grobe, to open public hearing on preliminary plat of Kathryn Rose Subdivision, a subdivision situated in Lewis Township. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

Motion by Grobe, second by Drake, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

Motion by Drake, second by Grobe, to approve and authorize Board to sign **Planning and Zoning Resolution No. 03-2020**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-03**

WHEREAS, the proposed preliminary plat and supporting documents for **Kathryn Rose Subdivision**, a subdivision situated in **Lewis Township**, has been filed with the Pottawattamie County Planning and Zoning Commission for its study and recommendation under **Case #SUB-2020-01**; and

WHEREAS, said Commission conducted a public hearing on January 13th, 2020, in accordance with Chapter 9.04 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and has given all parties an opportunity to be heard; and

WHEREAS, after careful study and being thoroughly familiar with the involved real estate and the surrounding area, said Commission has submitted its written recommendation to this Board to approve the preliminary plat; and

WHEREAS, this Board conducted a public hearing on February 11th, 2020 in accordance with the above-noted Ordinance and Statute, and has examined the proposed preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the proposed preliminary plat conforms to the requirements of Chapter 9.01-9.30. Subdivision Ordinance of the Pottawattamie County, Iowa, Code; the Pottawattamie County, Iowa, Land Use Plan and Chapter 354, Code of Iowa, and has deemed it to be in the best interest of Pottawattamie County, Iowa, to concur with the County's Planning and Zoning Commission's recommendation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the proposed preliminary plat of **Kathryn Rose Subdivision**, be, and the same is hereby approved as the preliminary plat of said subdivision.

Provided however, that this Resolution shall not be construed as being a final acceptance or approval of said Plat with the meaning of Chapter 9.01-9.30, Subdivision Ordinance, of the

Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa; that after completion of all improvements and satisfaction of all requirements for final plats required by the State and County Ordinances and this Resolution, the final plat shall be submitted to this Board for its consideration.

Dated this 11th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

Motion by Schultz, second by Grobe, to open public hearing on disposal of county-owned property, legally described as: A parcel of land located in Tract V in the NW ¼ of the NW ¼ of Section 17, Township 76 North, Range 39 West of the 5th Principal Meridian, City of Hancock, Pottawattamie County, Iowa. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

Motion by Grobe, second by Drake, to close public hearing. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

Motion by Grobe, second by Schultz, to approve and authorize Board to sign **Resolution No. 12-2020**, a Resolution entitled: A Resolution Authorizing Disposal of an Interest in County-Owned Property, as Provided Under Iowa Code Section 331.361 and/or Iowa Code Section 350.4. Said Resolution is set out as follows:

RESOLUTION NO. 12-2020

A RESOLUTION AUTHORIZING DISPOSAL OF AN INTEREST IN COUNTY-OWNED PROPERTY AS PROVIDED UNDER IOWA CODE §331.361 AND/OR IOWA CODE §350.4.

WHEREAS, the Board of Supervisors has provided legal notice of and set a public hearing for the disposal of an interest in county-owned property described below; and

WHEREAS, the Board of Supervisors believes it to be in the best interests of Pottawattamie County to dispose of certain county-owned property and to allow the property be transferred; and

WHEREAS, on October 29, 2019, Pottawattamie County, Iowa purchased the property by Warranty Deed from Robert D. Reineke and Donna Reineke; and

WHEREAS, the Iowa Department of Transportation, has expressed interest in obtaining title and ownership of said property from Pottawattamie County, Iowa.

NOW THEREFORE BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa that the Board of Supervisors does hereby authorize the disposal of Pottawattamie County’s interest in the property legally described as follows:

A parcel of land located in Tract V in the NW ¼ of the NW ¼ of Section 17, Township 76 North, Range 39 West of the 5th Principal Meridian, City of Hancock, Pottawattamie County, Iowa, said parcel is more particularly described as follows:

Commencing at the SW Corner NW ¼ NW ¼ of Section 17, Township 76 North, Range 39 West of the 5th P.M.; thence 0° 00' 54" West 667.43 feet along the West line of the NW ¼ NW ¼ of said Section 17, thence N 0° 59' 06" East 388.55 feet to a point on the present easterly right of way line of U.S. 59, said point also being the most northwesterly corner of Tract V, NW ¼ NW ¼; Section 17, Township 76 North, Range 39 West, the Point of Beginning; thence S 71° 03' 31" West 103.79 feet to a point on the present easterly right of way line of U.S. 59; thence N 24° 32' 29" East 78.60 feet along said present easterly right of way line to the Point of Beginning, containing 4,163 sq ft or 0.10 acres.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized, empowered and directed to cause an Easement for Public Highway (Quit Claim Deed) to be prepared duly executed and recorded along with this Resolution and the Proof of Publication of the "Notice of Public Hearing".

Dated this 11th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Just Schultz, Chairman	<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"/>
_____ Scott A. Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Drake, to approve the signed Iowa Homeland Security & Emergency Management’s Iowa Flood Mitigation Program (FMP) Flood Recovery Project Application. NOTE: Due to time constraints, this Application was presented to Chairman Schultz on the afternoon of February 4, 2020, and was signed by Chairman Schultz on that day. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Drake, to amend the Compensation Board’s recommendation, in that the Board of Supervisors’ increase would be 3% instead of the recommended 3.5%, but to approve the 3.5% increase recommended by the Compensation Board for the remaining County Elected officials. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Drake, to approve and authorize Chairman to sign Appendix A – Expectations of ACT and States, Regions and Counties Participating in the ACT Work Ready Communities Boot Camp, for Pottawattamie County to actively participate in the ACT Work Ready Communities (ACT WRC) initiative. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Schultz, to approve list of Compensation / Condemnation Commission for 2020; and approve the posting/publishing of the Notice of Pottawattamie County Compensation / Condemnation Commission Vacancies in the Nonpareil for the eight vacancies to be filled on said Commission. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION(S)

Motion by Schultz, second by Drake, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for a continuance of the performance review of Matt Wyant, Director, Planning and Zoning. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.** Motion by Schultz, second by Drake, to go out of Closed Session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Grobe. Motion Carried.**

5. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Angela Rubek, Adam Rutledge, Samantha Stone.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:10 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: February 18, 2020
PUBLISH: X

February 18, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M. All members present, with Schultz appearing via Skype. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve

- A. February 11, 2020, Minutes as read.
- B. Jail – Employment of Jamelyn Mass, as Full-Time RN.
- C. Communications – Employment of Tammy Lynn Jensen, as Telecommunicator.
- D. Communications – Employment of Joseph R. Master, as Telecommunicator.
- E. Renewal of C Native Wine (WCN), granting privileges of 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.

2. SCHEDULED SESSIONS

Iowa West Foundation President and CEO, Pete Tulipana appeared before the Board for a presentation of Iowa West Foundation's \$500 million funding milestone. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Letter of Support to the DNR Derelict Building Grant Program Selection Board, in support of the City of Oakland's application to the Iowa Department of Natural Resources for the 2020 Derelict Building Grant Program Funding. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve 2020 Pottawattamie County Housing Trust Fund Application in support of Pottawattamie County General Assistance Gap Funding grant request. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Farm Lease with Craig Hotze, for property legally described as: GROVE TWP 17-74-39 PT SE SE & 20-74-39 PT NE NE Comm 138.85' SE COR SEC 17 TH SW 669.08' N283.91' W 364.92' S307.35' SW276.37' SE 270.43' SW442.07' N 1934.4' E1327.46' S818.15' TO POB (INCLUDES PARCEL A SE SE PARCELS B & C NE NE) commonly referred to as Wheeler Grove Conservation Area. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake and seconded by Belt, to approve and authorize Chairman to sign Farm Lease with Craig Hotze, for property legally described as: Tract #1, The North Half of the Northeast Quarter (N ½ NE ¼) and the North Half of the Northwest Quarter (N ½ NW ¼) of the Section 14, Township 74 North, Range 39, West of the 5th P.M.; and Tract #2, the South Half of the Southeast Quarter (S ½ SE ¼) of Section 11, Township 74, Range 39, West of the 5th P.M. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Schultz, to approve and authorize Chairman to sign Farm Lease with Frank Moran / Moran Enterprises, Inc., 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).
UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake to postpone decision on payment to Central Square Technologies for Annual Software Maintenance to February 25, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve the setting of public hearing on Pottawattamie County's Maximum Property Tax Levy for Fiscal Year Ending June 30, 2021 for the 10th day of March, 2020, at 10:00 AM; and approve publication request. UNANIMOUS VOTE. Motion carried.

Discussion was held by the Board with Becky Belt, Finance with the Auditor's Office, concerning the FY Budget 20/21, and Bonding schedule. This was a discussion only. No action was taken.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Drake to approve a salary / contract adjustment for Matt Wyant, Director of Planning and Development, as follows: Said salary change will be effective February 17, 2020, at a prorated amount from his current pay of \$97,921.00 to \$106,832.00 until July 1, 2020, at which time Wyant's pay will reflect a 3% raise, and equal \$110,000.00, plus longevity. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake and seconded by Schultz, to approve annual salary increase from \$72,000 to \$75,000, as recommended by Pottawattamie County Commission of Veteran Affairs, effective February 17, 2020, for Director of Veteran Affairs, Nick Jedlicka. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Schultz, to approve sick leave being utilized by employee for serious illness/injury for extended family member. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorization for Chairman to sign Farm Lease with Joe Respeliers, for property legally described as: A Parcel of Land being a portion of Government Lot 7 in the South Half of the Northeast Quarter, A Portion of the Southeast Quarter, and a portion of Government Lot 6 in the Northwest Quarter of the Southeast Quarter, all in Section 23 Township 75 North, Range 44 West of the 5th Principal Meridian, City of Council Bluffs, Pottawattamie County, Iowa. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Schultz, to approve filing an appeal should the Iowa Department of Natural Resources approve Mike Clifton's Poultry Application to build a confinement feeding operation; and to approve the hiring of outside legal counsel to represent the County on said appeal. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION

Motion by Belt, and second by Grobe, 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, Grobe. Motion carried.**

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

Motion by Drake, second by Belt, 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, Grobe. Motion carried.**

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and proceed with the purchase process of the particular real estate as discussed in the closed session. UNANIMOUS VOTE. Motion carried.

5. RECEIVED/FILED

A. Salary Actions:

- 1) Conservation – Payroll Status Change of Jeffrey Franco.
- 2) Communications - Payroll Status Change of Jaron Neumann, Alicia Cotton, Desiree Castro, Torie Brummett, Scott Vandervort.
- 3) Sheriff – Payroll Status Change of Christopher McCoy
- 4) Jail – Payroll Status Change of Yom Aleu, Dustin Ceder, Trevor Ceder, Stephanie Ford, Nina Hoang, David Hooper, Riley Jones, Nolan Nielsen, Rod Oliver, Aaron Patterson, Jon Poore.
- 5) Auditor – Payroll Status Change of Candy Becerra.
- 6) Medical Examiner – Payroll Status Change of Cheri Dahlheim.
- 7) Buildings and Grounds / Jail – Payroll Status Change of Roberto Estrada, Matthew Wiese.
- 8) SW Iowa Juvenile Detention – Employment of Megan Healy as Part-Time Youth Corrections Worker, and Morgan McBride, as Part-Time Youth Corrections Worker.

B. Reports:

- 1) Sheriff's Reports of Fees Collected and Disbursed for January 2020.

6. ADJOURN

Motion by Belt, second by Grobe, 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: February 25, 2020

PUBLISH: X

February 25, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M. All members present until 10:30 when Chairman Schultz left the meeting for another engagement. Chairman Schultz presiding until 10:30, at which time the meeting was turned over to Chairman Pro-Tem Wichman.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake and seconded by Grobe, to approve

- A. February 18, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Russ Cain came before the Board to discuss property Parcel No. 744323126005, which he owns. This was a discussion only. No action was taken.

David Bayer was scheduled to come before the Board to discuss payment to Central Square Technologies for the annual software maintenance. This matter will be discussed at a later date. No action was taken.

Discussions were held with the Board and Becky Belt on the FY 20/21 budget and bonding procedures. This was a discussion only. No action was taken.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 13-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$900,000 in General Obligation Capital Loan Notes for essential county purposes, to provide funding for: a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network; b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings; and c) equipping of public buildings including software for the County Attorney’s Office; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 13-2020

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 (ESSENTIAL COUNTY PURPOSE #1) 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM on the 17th day of March, 2020, 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:

- a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network;
- b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings;
- c) and equipping of public buildings including software for the County Attorney's office,

at a cost not to exceed \$900,000.

Section 2. 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 (ESSENTIAL COUNTY PURPOSE #1) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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:

- a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network;
- b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings;
- c) and equipping of public buildings including software for the County Attorney's office,

at a cost not to exceed \$900,000. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Drake, second by Grobe, to approve and authorize Board to sign **Resolution No. 14-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$455,000 in General Obligation Capital Loan Notes for essential county purposes, to provide funding for the costs of peace officer communications equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 14-2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$455,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE #2) 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 \$455,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$455,000 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 systems including a vehicle for emergency response situations.

Section 2. 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 \$455,000, 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 \$455,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE #2) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$455,000 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 systems including a vehicle for emergency response situations. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie
County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 15-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$45,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for a vehicle for the use of risk management which is necessary for the operation of the county; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 15 - 2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$45,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #3) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 \$45,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$45,000 General Obligation Capital Loan Notes, for general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of a vehicle for the use of risk management which is necessary for the operation of the county, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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 \$45,000, 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 \$45,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #3) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$45,000 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 a vehicle for the use of risk management which is necessary for the operation of the county. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie
County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 16-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$300,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the costs of sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 16 - 2020

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 (GENERAL COUNTY PURPOSE #4) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 331.442, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out general county purpose project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, 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 general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 (GENERAL COUNTY PURPOSE #4) 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 17th day of March, 2020, at 10:00 AM in the Board Room, County Courthouse, 227 South 6th 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 sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie
County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 17-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$300,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the costs of acquisition and development of land for a public park or other recreation or conservation purpose including a maintenance facility and shower facility at Botna Bend Park; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 17 - 2020

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 (GENERAL COUNTY PURPOSE #6) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 \$30,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, 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 general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a maintenance facility and shower facility at Botna Bend Park and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 (GENERAL COUNTY PURPOSE #6) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 acquisition and development of land for a public park or other recreation or conservation purpose, including a maintenance facility and shower facility at Botna Bend Park. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie County,
State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 18-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$280,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 18 - 2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$280,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #6) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 \$280,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$280,000 General Obligation Capital Loan Notes, for general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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 \$280,000, 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 \$280,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #6) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$280,000 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 acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 19-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$150,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 19 - 2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$150,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #7) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 \$150,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$150,000 General Obligation Capital Loan Notes, for general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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 \$150,000, 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 \$150,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #7) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$150,000 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 acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 20-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$180,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 20 - 2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$180,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #8) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 \$180,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$180,000 General Obligation Capital Loan Notes, for general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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 \$180,000, 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 \$180,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #8) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$180,000 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 acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second Drake, to approve and authorize Board to sign **Resolution No. 21-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$300,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 21 - 2020

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 (GENERAL COUNTY PURPOSE #9) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 331.442, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out general county purpose project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM., on the 17th day of March, 2020, 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 general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 (GENERAL COUNTY PURPOSE #9) 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 17th day of March, 2020, at 10:00 AM., in the Board Room, County Courthouse, 227 South 6th 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 acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 22-2020**, a Resolution fixing date for a meeting on the proposition of the issuance of a sum not to exceed \$200,000 in General Obligation Capital Loan Notes for general county purposes, to provide funding for the acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks; and providing for publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 22 - 2020

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 (GENERAL COUNTY PURPOSE #10) OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR GENERAL 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 331.442, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out general county purpose project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 17th day of March, 2020, 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 general county purposes, the proceeds of which notes will be used to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks, and shall bear interest at a rate not exceeding the maximum specified in the attached notice.

Section 2. 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.

Section 3. 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.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published on or before: March 6, 2020)

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 (GENERAL COUNTY PURPOSE #10) 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 17th day of March, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 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 acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks. 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 the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402 and 331.442 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 25th day of February, 2020.

County Auditor, Pottawattamie
County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 25th day of February, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Wichman, Grobe. Motion Carried.**

3. OTHER BUSINESS

After discussion was held by the Board on the appointment of Brooke Ploen to replace Val Osborn on the Walnut Library Board of Trustees, as required by Walnut Code of Ordinances and requested by Walnut Mayor Gene Larsen, a Motion was made by Belt and seconded by Drake, to postpone this matter until March 4, 2020. UNANIMOUS VOTE. Motion carried.

Discussion was held on possible resolution relating to the construction of a confinement feeding operation structure, and master matrix by the Iowa DNR. This was a discussion only. No action taken.

4. CLOSED SESSION(S)

The Closed Session which was scheduled for discussion and/or decision on a pending legal matter in which Assistant County Attorney Leanne Gifford, John Mullarkey with ICAP, Brent Hinders with Hopkins & Huebner Law Firm, Sheriff Jeff Danker, Chief Deputy Rob Ambrose and Sgt. Jason Lemaster were scheduled to appear was mistakenly scheduled for this day, and will be held at a later dated.

Motion by Belt, second by Grobe, 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, Wichman, Grobe. Motion Carried.**

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

5. RECEIVED/FILED

A. Salary Actions

- 1) Veteran Affairs – Payroll Status Change of Tammy Herring.
- 2) Attorney – Payroll Status Change of Brenton Ayotte, Fabiola Contreras, Paul Forney, Malina Dobson.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:34 AM.

Justin Schultz, Chairman

Tim Wichman, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 4, 2020
PUBLISH: X

February 25, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 6:00 PM. All members except Drake present. Chairman Schultz appearing at 6:04 and presiding.

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Belt, to approve funding request by Western Iowa Development Association in the amount of \$60,000.00. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve setting public bid opening for Project L-EWP2020(2) – 78 on March 17, 2020, at 10:00 AM in the Board of Supervisors Hearing Room. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve setting public bid opening for Project L-2020(WS22) – 78 on March 17, 2020, at 10:05 AM, in the Board of Supervisors Hearing Room. UNANIMOUS VOTE. Motion carried.

Engineer John Rasmussen gave an update on upcoming Secondary Roads Projects. This was a discussion only. No action was taken.

This meeting was opened up for public comment. The following person(s) from the public came before the Board to discuss:

- 1) Jim Kock came forward to discuss the old Transfer Station, and waiting on the DNR for a release to the City of Hancock. This was a discussion only. No action was taken.
- 2) Ray Evans came forward to discuss the old Secondary Roads shop in Hancock, soil testing and then being sold. This was a discussion only. No action was taken.
- 3) Bernie came forward to discuss VA Director Nick Jedlicka and appointments in small towns, and the VA tele health. This was a discussion only. No action was taken.

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 6:45 PM.

Justin Schultz, Chairman

Tim Wichman, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 4, 2020
PUBLISH: X

March 4, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. February 25, 2020 AM and PM, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Avoca Main Street, Inc.'s funding request in the amount of \$3,000.00. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Drake, to approve funding request for Education Coordinator position with East and West Pottawattamie Soil and Water Conservation Districts in the amount of \$40,000.00. Said funding is to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

Cortny Garmong, BSN, RN, GBA, and Brittany Whittington with Lockton Companies, and Michael Williams and Jim Garbina with The Harry A. Koch Company came before the Board to give a presentation/update on Wellness Program and to submit the Wellness Aggregate Reports. This was a discussion only. No action was taken.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 23-2020**, a Resolution awarding contract for Project FM-CO78(20) – 55-78 to Western Engineering for Railroad Highway resurfacing. Said Resolution is set out as follows:

RESOLUTION NO. 23-2020

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes project FM-CO78(202)—55-78, hereafter referred to as "the project" is in the best interest of Pottawattamie County, Iowa, and the residents thereof. The project is defined as Railroad Highway resurfacing; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Pottawattamie County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Western Engineering Co., Inc. in the amount of \$3,994,671.02 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, that after receiving the necessary contract documents, including but not limited to, the

contractor’s bond and certificate of insurance, John A. Rasmussen, the County Engineer of Pottawattamie County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated this 4th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Becky Belt for Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve final payment voucher to Minturn Inc. for Railroad Highway repair, project number FM-CO78(200)—55-78. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve / disallow the following applications made to the Assessor’s Office: Homestead (76 recommended allowed, 0 recommended disallowed), Military (17 recommended allowed, 2 recommended disallowed), Disabled Veteran Homestead (4 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (10 recommended allowed, 2 recommended disallowed), Family Farm (1 recommended allowed, 2 recommended disallowed). UNANIMOUS VOTE. Motion carried.

Director of Planning and Development Matt Wyant came before the Board to discuss the Public Health Department’s preparedness efforts and to discuss their current efforts on plans in the event of a disaster/outbreak. This was a discussion only. No action was taken.

Becky Belt came before the Board to discuss the FY 2020/21 budget. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve FY 20/21 salaries for department heads and non-union employees as 3%. UNANIMOUS VOTE. Motion carried.

Becky Belt, Michael Williams and Jim Garbina with The Harry A. Koch Company, and HR Director Jana Lemrick came before the Board to discuss FY 20/21 employee health insurance. This was a discussion only. No action was taken. UNANIMOUS VOTE. No action was taken.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to accept Sundquist Engineering Report 2019 Flood Repairs – New Coulthard Levee District; and to schedule public hearing for April 16, 2020, at 10:15 AM on flood repairs to Coulthard Levee District. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Appointment of Brooke Ploen to replace Val Osborn on the Walnut Library Board of Trustees, as required by Walnut Code of Ordinances and requested by Walnut Mayor Gene Larsen. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION(S)

Motion by Belt, second by Drake, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings). **Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe. Motion carried.**

Motion by Belt, second Drake, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake to approve an increase of 3% for all union employees for one year. UNANIMOUS VOTE. Motion carried.

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

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) WIC – Payroll Status Change of Blanca Ponce-Dominguez.
- 2) Jail – Payroll Status Change of Todd Schlines, Cassandra Green.
- 3) Veteran Affairs – Payroll Status Change of Paul Rosenberg.
- 4) Buildings and Grounds – Payroll Status Change of Jason Slack.
- 5) Conservation – Payroll Status Change of Katherine Simmons, Amy Johnson-Campagna.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:12 A.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 10, 2020
PUBLISH: X

March 10, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. March 4, 2020, Minutes as read.
- B. Publication of Claims Allowed for February, 2020.
- C. Jail – Employment of Brent Fauble, as Detention Officer.
- D. Jail – Employment of Jacob Meyer, as Detention Officer.
- E. Jail – Employment of Valerie Garrean, as Secretary.
- F. Secondary Roads – Employment of Brody Darrington, as Truck Driver/Laborer.
- G. Secondary Roads – Employment of Wylie McIntire, as Truck Driver/Laborer.
- H. Renewal of Class B Beer (BB) (Includes Wine Coolers) Liquor License, granting privileges of Class B Beer (BB) (Includes Wine Coolers)/Outdoor Service for Westfair Association, d/b/a/ Westfair, Council Bluffs.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Wichman, to open public hearing on Pottawattamie County’s Maximum Property Tax Levy for Fiscal Year Ending June 30, 2021, in accordance with SF 634.

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

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 27-2020**, a Resolution to Approve Pottawattamie County’s Maximum Property Tax Levy for Fiscal Year Ending June 30, 2021. Said Resolution is set out as follows:

RESOLUTION NO. 27 - 2020

A Resolution Approving Pottawattamie County’s Property Tax Levy for Fiscal Year Ending June 30, 2021.

WHEREAS, the Pottawattamie County Board of Supervisors have has considered the proposed fiscal year ending June 30, 2021 County maximum property tax dollars for the affected levy total; and

WHEREAS, a notice concerning the proposed County maximum property tax dollars was published as required and posted on the Pottawattamie County web site and social media accounts, where applicable; and

WHEREAS, a public hearing concerning the proposed Pottawattamie County maximum property tax dollars was held on March 10, 2020.

NOW, THEREFORE, BE IT RESOLVED by the Pottawattamie County Board of Supervisors that the maximum property tax dollars for the affected tax levies for fiscal year ending June 30, 2021, shall not exceed the following total:

Total maximum levy for affected property tax levies for General Services \$36,477,348; and for Rural Services \$6,160,300.

The maximum property tax dollars requested in the total maximum levy for the affected property tax levies for fiscal year ending June30, 2021, does not represent greater than 102% of the maximum property tax dollars requested for current fiscal year ending June 30, 2020.

Dated this 10th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Authorization for Alternate Signatories for Section 106 Compliance Forms for Community Development Block Grant; and to approve and authorize the Board to sign **Resolution No. 25-2020**, a Resolution of Pottawattamie County Adopting Certain Policies, Rules and Regulations During the Performance of the Community Development Block Grant Program. Said Resolution is set out as follows:

RESOLUTION NO. 25- 2020

RESOLUTION OF POTTAWATTAMIE COUNTY ADOPTING CERTAIN POLICIES, RULES AND REGULATIONS DURING THE PERFORMANCE OF THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, Pottawattamie County was the applicant of Community Development Block Grant (CDBG) funds to aid in the implementation of downtown façade improvements in the Cities of Carson and Macedonia; and

WHEREAS, Pottawattamie County was awarded \$500,000.00 in CDBG funds through the Iowa Economic Development Authority, Project #18-DTR-004, in which to complete this work; and

WHEREAS, Pottawattamie County must adopt certain policies and abide by certain rules and laws during the performance of this project.

NOW, THEREFORE, BE IT RESOLVED that Pottawattamie County hereby adopts the following policies and statements, and authorizes the Board of Supervisors Chairperson to sign the same:

- Code of Conduct
- Affirmative Fair Housing
- Procurement

Dated this 10 day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and authorize the Chairman to sign Services Agreement – Mental Health Advocate, by and between the Board of Supervisors or Pottawattamie County, Fremont County, Harrison County, Mills County, Montgomery County, Monona County, Page County, and Shelby County. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve not pay the payment to Central Square Technologies for Annual Software Maintenance at this time, and to reschedule this matter for March 24, 2020. UNANIMOUS VOTE. Motion carried. (Note: After the meeting, it was decided that there was a scheduling conflict with Information Officer David Bayer, and this matter will be rescheduled for March 31, 2020.)

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign July 1, 2020, Renewal Recommendation IGHCP Partially Self-Funded premium sheet, and Wellmark Iowa Governmental Health Care Plan for Rating Period 7/1/20 – 6/30/2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the appointments of Tracy Nosekable and Dusty Crisler as 2020 County Weed Commissioners. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 24-2020**, a Resolution for the Destruction of Noxious Weeds. Said Resolution is set out as follows:

RESOLUTION NO. 24-2020

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 10th day of March, 2020, 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, 2020, 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 K NAPWEED,
BUCKTHORN,
MUSK THISTLE,
TALL THISTLE,
PALMER AMARANTH

SECONDARY NOXIOUS WEEDS:

BUTTERNPRINT 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

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, 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 10th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the release of RFP for appraisals of properties affected by 2019 flood for 30 days. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve setting the date and time for the public hearing on the FY 2020-21 Budget for Tuesday, March 31, 2020, at 6:00 PM. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve setting the date and time for the public hearing and signing of **Resolution No. 26-2020** on the FY 2020-21 salaries for the elected officials for Tuesday, March 31, 2020, at 6:00 PM. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve setting the date and time for the public hearing on Amendment of the FY 2019-20 Budget for Tuesday, March 31, 2020, at 6:00 PM. UNANIMOUS VOTE. Motion carried.

3. CLOSED SESSION(S)

Motion by Belt, second by Drake, 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, Grobe. Motion carried.**

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

4. RECEIVED/FILED

A. Salary Actions:

- 1) Secondary Road – Payroll Status Change of Scott Konz.
- 2) Communications – Payroll Status Change of Tammy Jensen, Eric Wallner.
- 3) GIS – Payroll Status Change of William Shrader.
- 4) Mental Health – Payroll Status Change of Thomas Olsen, Amy Jobe.
- 5) Environmental Health / Planning – Payroll Status Change of Dustin Crisler.

B. Out of State Travel Notification:

- 1) County Attorney.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:40 A.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 17, 2020

PUBLISH: X

March 17, 2020

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- D. March 10, 2020, Minutes as read.
- E. Emergency Management – Employment of Travis Hitchcock, as Emergency Management Specialist.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Courtney Harter and Joe Munch with Pottawattamie County Trails, and Conservation Director Mark Shoemaker came before the Board to give an update on the Pottawattamie County Trails. This was a discussion only. No action taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the change order from HGM Associates, Inc. and Olson Brothers Construction Company on B wing demolition. AYES: Belt, Schultz, Wichman, Grobe. NAY: Drake. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve setting public hearing for **10:00 AM on March 31, 2020**, to designate properties in Pottawattamie County, Iowa, as priority properties for which exemptions may be granted if completed rehabilitation is certified by the State Historic Preservation Office, State Historical Society of Iowa, pursuant to Iowa Code Chapter 427.16. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Rules of Use and Application for Use of Pottawattamie County Property filed by Pottawattamie County Public Health, for May 6, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Rules of Use and Application for Use of Pottawattamie County Property filed by Loess Hills Suicide Prevention Coalition, for the 2nd Thursday of every month. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve Rules of Use and Application for Use of Pottawattamie County Property filed by VFW Post 11355, for the 2nd Tuesday of every month. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Rules of Use and Application for Use of Pottawattamie County Property filed by Iowa Veteran's Foundation, for the 2nd Thursday of the month (quarterly). UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Rules of Use and Application for Use of Pottawattamie County Property filed by Pottawattamie County Public Health, for one Saturday a month. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve emergency funding request in the amount of \$150,000 for COVID-19 Response Team and Efforts. **ROLL CALL: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Sheriff Jeff Danker, Jail Administrator Tiffany Mass, and Detention Officer Steve Noecker came before the Board on Noecker's request for a formal hearing regarding his appeal of Danker's decision in a disciplinary action against Noecker. After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to dismiss all written and oral reprimands, but all documents will remain in employee's file. **UNANIMOUS VOTE. Motion carried.**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Right of Way Contract with David and Joyce Kardell in Section 9, Township 76N, Range 39 W (Valley Township). **UNANIMOUS VOTE. Motion carried.**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve and authorize Chairman to sign Right of Way Contract with Shane Hoepner in Section 8, Township 76N, Range 39 West (Valley Township). **UNANIMOUS VOTE. Motion carried.**

3. PUBLIC HEARING(S)

Motion by Wichman, second by Grobe, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$900,000 General Obligation Capital Loan Notes (Essential County Purpose #1), in order to provide funds to pay the costs of:

- a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network;
- b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings; and
- c) equipping of public buildings including software for the County Attorney's office;

and to sign **Resolution No. 28-2020** instituting proceedings to take additional action.

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

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 28-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 28 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE #1)

WHEREAS, pursuant to notice published as required by law, the 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 (Essential County Purpose #1), for the essential county purposes, in order to provide funds to pay the costs of:

- a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network;
- b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings; and
- c) equipping of public buildings including software for the County Attorney's office, at a cost not to exceed \$900,000, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

That this Board 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.

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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Belt, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$455,000 General Obligation Capital Loan Notes (Essential County Purpose #2), in order to provide funds to pay the costs of peace officer communication equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations; and to sign **Resolution No. 29-2020** instituting proceedings to take additional action. Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.

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

Motion by Drake, second by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 29-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 29 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$455,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE #2)

WHEREAS, pursuant to notice published as required by law, the 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 \$455,000 General Obligation Capital Loan Notes (Essential County Purpose #2), for the essential county purposes, in order to provide funds to pay the costs of peace officer communication equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$455,000 General Obligation Capital Loan Notes (Essential County Purpose #2), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Drake, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$45,000 General Obligation Capital Loan Notes (General County Purpose #3), in order to provide funds to pay the costs of a vehicle for the use of risk management which is necessary for the operation of the county; and to sign **Resolution No. 30-2020** instituting proceedings to take additional action. Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 30-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 30 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$45,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #3)

WHEREAS, pursuant to notice published as required by law, the 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 \$45,000 General Obligation Capital Loan Notes (General County Purpose #3), for the general county purposes, in order to provide funds to pay the costs of a vehicle for the use of risk management which is necessary for the operation of the county, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$45,000 General Obligation Capital Loan Notes (General County Purpose #3), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Grobe, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes (General County Purpose #4), in order to provide funds to pay the costs of sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens, for general county purposes; and to sign **Resolution No. 31-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 31-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 31 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #4)

WHEREAS, pursuant to notice published as required by law, the 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 (General County Purpose #4), for the general county purposes, in order to provide funds to pay the costs of sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board 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 (General County Purpose #4), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes (General County Purpose #5), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a maintenance building and shower facility at Botna Bend Park; and to sign **Resolution No. 32-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Drake, to approve and authorize Board to sign **Resolution No. 32-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 32 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #5)

WHEREAS, pursuant to notice published as required by law, the 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 (General County Purpose #5), for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a maintenance building and shower facility at Botna Bend Park, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board 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 (General County Purpose #5), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Drake, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$280,000 General Obligation Capital Loan Notes (General County Purpose #6), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park; and to sign **Resolution No. 33-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Drake, to approve and authorize Board to sign **Resolution No. 33-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 33 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$280,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #6)

WHEREAS, pursuant to notice published as required by law, the 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 \$280,000 General Obligation Capital Loan Notes (General County Purpose #6), for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$280,000 General Obligation Capital Loan Notes (General County Purpose #6), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Wichman, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$150,000 General Obligation Capital Loan Notes (General County Purpose #7), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park; and to sign **Resolution No. 34-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 34-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 34 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$150,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #7)

WHEREAS, pursuant to notice published as required by law, the 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 \$150,000 General Obligation Capital Loan Notes (General County Purpose #7), for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$150,000 General Obligation Capital Loan Notes (General County Purpose #7), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Wichman, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$180,000 General Obligation Capital Loan Notes (General County Purpose #8), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park; and to sign **Resolution No. 35-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 35-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 35 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$180,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #8)

WHEREAS, pursuant to notice published as required by law, the 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 \$180,000 General Obligation Capital Loan Notes, for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$180,000 General Obligation Capital Loan Notes (General County Purpose #8), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	○	○	○	○
_____ Tim Wichman	○	○	○	○
_____ Scott Belt	○	○	○	○
_____ Marilyn Jo Drake	○	○	○	○
_____ Lynn Grobe	○	○	○	○

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Wichman, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$300,000 General Obligation Capital Loan Notes (General County Purpose #9), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park; and to sign **Resolution No. 36-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 36-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 36 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$300,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #9)

WHEREAS, pursuant to notice published as required by law, the 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 (General County Purpose #9), for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board 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 (General County Purpose #9), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Wichman, to open public hearing on Authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes (General County Purpose #10), in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks; and to sign **Resolution No. 37-2020** instituting proceedings to take additional action. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Drake, second by Wichman, to approve and authorize Board to sign **Resolution No. 37-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 37 - 2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (GENERAL COUNTY PURPOSE #10)

WHEREAS, pursuant to notice published as required by law, the 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 \$200,000 General Obligation Capital Loan Notes (General County Purpose #10), for the general county purposes, in order to provide funds to pay the costs of acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$200,000 General Obligation Capital Loan Notes (General County Purpose #10), 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.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Drake, to open public hearing on Authorization of Issuance of \$3,030,000 General Obligation Capital Loan Notes, Series 2020A, and Levying a Tax for the Payment thereof; and to sign **Resolution No. 38-2020** on said authorization. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 38-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 38 - 2020

RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,030,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2020A, AND LEVYING A TAX FOR THE PAYMENT THEREOF

WHEREAS, Pottawattamie County, State of Iowa ("Issuer"), is a political subdivision, organized and existing under the Constitution and laws of the State of Iowa, and is not affected by any special legislation; and

WHEREAS, the Issuer is in need of funds to pay costs of:

- a) equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network;
- b) equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings;
- c) equipping of public buildings including software for the County Attorney's office;
- d) peace officer communication equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations;
- e) a vehicle for the use of risk management which is necessary for the operation of the county;
- f) sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens;
- g) acquisition and development of land for a public park or other recreation or conservation purpose including a maintenance building and shower facility at Botna Bend Park;

- h) acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park;
- i) acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park;
- j) acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park;
- k) acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park; and
- l) acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks,

(the "Project"), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, Series 2020A, in the amount of \$3,030,000 be issued; and

WHEREAS, the Board of Supervisors has taken such acts as are necessary to authorize issuance of the Notes.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. Authorization of the Issuance. General Obligation Capital Loan Notes, Series 2020A, in the amount of \$3,030,000 shall be issued pursuant to the provisions of Iowa Code Sections 331.402, 331.442, 331.443 and 331.445 for the purposes covered by the hearing.

Section 2. Levy of Annual Tax. For the purpose of providing funds to pay the principal and interest as required under Chapter 76, there is levied for each future year the following direct annual tax upon all the taxable property in Pottawattamie County, State of Iowa, to wit:

AMOUNT	FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION
\$1,760,600	2020/2021
\$796,600	2021/2022
\$571,200	2022/2023

Principal and interest coming due at any time when the proceeds of the tax on hand are insufficient to pay the amount due shall be promptly paid when due from current funds available for that purpose and reimbursement must be made.

Section 3. Amendment of Levy of Annual Tax. Based upon the terms of the future sale of the Notes to be issued, this Board will file an amendment to this Resolution ("Amended Resolution") with the County Auditor.

Section 4. Filing. A certified copy of this Resolution shall be filed with the County Auditor of Pottawattamie County, State of Iowa, who shall, pursuant to Iowa Code Section 76.2, levy, assess and collect the tax in the same manner as other taxes and, when collected, these taxes shall be used only for the purpose of paying principal and interest on the Notes.

Dated this 17th day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>

Lynn Grobe

○ ○ ○ ○

ATTEST: _____
Melvyn Houser, County Auditor

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

Engineer John Rasmussen came before the Board to open bids on Project L-2020(WS22)- 78. One bid was received from ESB Clark. No was taken at this time.

4. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the support for Iowa Western Community College, Adult Education and Family Literacy Act program, and authorize Chairman to sign letter of support. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and authorize Chairman to sign Initiative Agreements with Iowa West Foundation on the following grant awards:

- 1) Conservation Property Acquisition (Grant No. C1 2020 138);
- 2) CITIES Regional Housing Study (Grant No. C1 2020);
- 3) CITIES 2020 (Grant No. C1 2020 #2); and
- 4) Arrowhead Campground Bridge (Grant No. C1 2020 #19).

UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the support of the Lincoln Heritage Byway’s Application for National Scenic Byway designation. UNANIMOUS VOTE. Motion carried.

5. CLOSED SESSION(S)

Motion by Wichman, second by Belt, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings). **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Wichman, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Grobe, 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: Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

6. DEPARTMENT HEAD / ELECTED OFFICIALS SESSION

Discussion was held between the Board and the Department Heads and Elected Officials, or their designated representatives, on the County’s COVID-19 procedures and policies. At the conclusion of the discussion, a Motion was made by Wichman, and seconded by Belt, to close the Courthouse to the public starting March 18, 2020, and to allow County employees to practice the following guidelines during the COVID-19 pandemic: If warranted and approved by their Department Head/Elected Official, an employee may work from home. If the employee’s job duties do not warrant them to work from home, or if the employee’s request to work from home is not approved

by their Department Head/Elected Official and the employee wishes to stay home, they shall utilize their sick leave, then their vacation leave, and then any comp time they have on the books. Once all of those hours are depleted, the employee is allowed to use an additional 80 hours of sick time, which shall be credited back to the County through the employee’s usual bi-monthly accrual for sick time. If an employee wishes to donate hours of sick time to another employee during this time, they may donate hours based on County policy, but only after all sick time, vacation time, and comp time is depleted. UNANIMOUS VOTE. Motion carried.

7. RECEIVED/FILED

B. Salary Actions:

- 2) Sheriff – Payroll Status Change of Josh Harker, Richard Hiatt, Jon Hilz.
- 3) Jail – Payroll Status Change of Joanna Fastje
- 4) Communications – Payroll Status Change of Jaron Neumann
- 5) WIC – Employment of Tonya Lea Danson, as Part-Time Dietitian.
- 6) SWI Juvenile Detention – Employment of Noah Gilliam as Part-Time Youth Corrections Worker.

B. Reports:

- 1) Recorder’s Fee Bok for February 2020.

C. Department Out of State Travel Notification:

- 1) Conservation.

8. ADJOURN

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

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

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: March 31, 2020

PUBLISH: X

March 19, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All members present except Wichman present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the hiring of a County Public Information Officer; approving Job Description of Public Information Officer, the posting of said position; and to investigate PR firms and possible sharing with other governmental agencies. UNANIMOUS VOTE. Motion Carried

Director of Public Health Matt Wyant came before the Board to give an update of COVID-19. This was a discussion only. No action was taken.

2. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:30 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 31, 2020

PUBLISH: X

March 20, 2020

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

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

- A. Secondary Roads – Employment of Todd Runge, as Truck Drive/Laborer.

UNANIMOUS VOTE, Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the creation of a line item for COVID-19 expenditures up to \$250,000.00; and to designate Director of Planning and Development Matt Wyant, and Safety and Risk Manager Garfield Coleman as persons authorizing said expenditures. The Board of Supervisors will ultimately approve final expenditures through their usual claim approval process with the Finance Department in the Auditor’s Office. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

3. RECEIVED/FILED

- A. Salary Actions**

- 1) Secondary Roads – Payroll Status Change of Matt White.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:23 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: March 31, 2020
 PUBLISH: X

March 31, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Belt, to approve

- A. March 17, 2020, March 19, 2020, and March 20, 2020 , Minutes as read.
- B. Sheriff – Job Reclassification of John Cool, from Corporal-Roads Division, to Sergeant-Roads Division.
- C. Sheriff – Job Reclassification of Kurt Ferguson, from Deputy-Roads Division, to Corporal- Roads Division.
- D. Sheriff – Job Reclassification of Ryan Olderog from Deputy-Roads Division, to Corporal- Roads Division.
- E. Sheriff – Job Reclassification of Lee Volkens, from Deputy-Court Security Division, to Corporal-Court Security Division.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on designation of Historic Property Tax Exemption. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 40-2020**, a Resolution entitled: Approving the Priorities for which an Exemption may be Granted under the State of Iowa’s Rehabilitation Tax Exemption Program. Said Resolution is set out as follows:

RESOLUTION NO. 40-2020**APPROVING THE PRIORITIES FOR WHICH AN EXEMPTION MAY BE GRANTED UNDER THE STATE OF IOWA’S REHABILITATION TAX EXEMPTION PROGRAM**

WHEREAS, Iowa Code Section 427.16 allows for a temporary tax exemption for certain increased valuation of historic property, and

WHEREAS, the Board of Supervisors recognizes the benefits of permitting the public to make application for and receive property tax exemption to promote historic property rehabilitation; and

WHEREAS, the Board of Supervisors is required to annually designate real property in the County for a historic property tax exemption.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA, that

Section 1. The following properties in Pottawattamie County, Iowa, are hereby designated as priority properties for which exemptions may be granted if completed rehabilitation is certified by the State Historic Preservation Office, State Historical Society of Iowa:

- A. Property listed on the National Register of Historic Places and those properties certified as eligible for the National Register of Historic Places by the State Historic Preservation Office, State Historical Society of Iowa.

Section 2. The priority properties as described in Section 1 shall not be eligible for this exemption if they are within and are currently benefitting from a tax increment financing district, a self-supported municipal improvement district, an urban revitalization area, an urban renewal area or an industrial partial tax exemption area.

Dated this 31st day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, second by Belt, to approve Application for Historic Property Rehabilitation Tax Exemption filed by The Chieftain LLC, for property located at 38 Pearl Street, Major Realty, LLC, for property located at 148 West Broadway, Council Bluffs, Iowa. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve funding request by Advance Southwest Iowa Corporation, for the Applichem, Inc. project in the amount of \$25,000.00. Said funding is to be paid out of the Gaming fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, seconded by Wichman, to approve and authorize Chairman to sign agreement with Development Strategies to conduct the Pottawattamie County For-Sale Workforce Housing Strategy plan. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Out of Class Pay due to COVID-19 for Pam Kalstrup, effective March 30, 2020, from Zoning and Land Use Coordinator, to Acting Planning Director – Not to Include Public Health. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve the Public Health Department’s hiring of William Skyler Dooley, as Temporary EOC Specialist at \$25.00 per hour, effective March 26, 2020, due to COVID-19. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve contract award to Western Engineering Company for Project STGB-SWAP-CO78(201) – FG-78, and to authorize Board to sign **Resolution No. 39-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 39 - 2020

WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes project STBG-SWAP-CO78(201)—FG-78, hereafter referred to as “the project” is in the best interest of Pottawattamie County, Iowa, and the residents thereof. The project is defined as L66 Reconstruction; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Pottawattamie County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Western Engineering Co., Inc. in the amount of \$4,779,738.46 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, John A. Rasmussen, the County Engineer for Pottawattamie County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated this 31st day of March, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to reject bids for Secondary Road bridge replacement Project L-2020-(WS22) – 78. UNANIMOUS VOTE. Motion carried.

Human Resources Director Jana Lemrick came before the Board to give an update on the Family First Coronavirus Response Act. After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the County’s Amended Leave Policy During COVID-19 Emergency. UNANIMOUS VOTE. Motion carried.

3. CLOSED SESSION(S)

Motion by Wichman, second by Belt, 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: Belt, Schultz, Wichman, Grobe. Motion carried.

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

Motion by Belt, second by Grobe, 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, Wichman, Grobe. Motion carried.

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve filing a claim with ICAP for pending litigation. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

- 7) Jail – Payroll Status Change of Stephanie Cox, Mike Eckmann.
- 8) WIC – Payroll Status Change of Blanca Ponce-Dominguez.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:25 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: April 7, 2020
PUBLISH: X

March 31, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

Motion by Belt, second by Grobe, to open public hearing on Compensation Board’s recommendations for elected officials for FY 2020/21. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 26-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 26-2020

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 13th day of December 2019, and recommended a 3.5% increase for all County elected officials, for the fiscal year beginning July 1, 2020; and

WHEREAS, the Pottawattamie County Board of Supervisors, in their meeting on February 11, 2020, discussed and approved to amend the salary increase for the Board of Supervisors to 3%, reduced from the Compensation Board’s recommendation of 3.5%. It was further discussed and approved by the Board of Supervisors at that same meeting, that the increase for the remaining elected officials shall remain at Compensation Board’s recommendation of 3.5%.

THEREFORE, BE IT RESOLVED that the Pottawattamie County Board of Supervisors hereby adopts the Compensation Board’s recommended 3.5% salary increase for all Pottawattamie County elected officials, except for the Board of Supervisors for which they adopt an amended increase of 3%, for the fiscal year beginning July 1, 2020. Said increases shall be as follows:

Elected Official	Approved Salary for FY 2020/2021
Attorney	\$143,488
Auditor	\$88,359
Recorder	\$88,359
Sheriff	\$137,314
Supervisors	\$48,229
Treasurer	\$88,359

Dated this 31st day of March, 2020.

	ROLL CALL VOTE			
	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 41-2020**, which adopts Pottawattamie County Budget for FY 2020/21. Said Resolution is set out as follows:

RESOLUTION NO. 41 - 2020

WHEREAS, the Board of Supervisors of Pottawattamie County, after due consideration of estimated income and expenses for Fiscal Year 2020-2021, 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 (10) budgeting areas; and

WHEREAS, a hearing was held on Tuesday, March 31, 2020, 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 Belt, and a second by Supervisor Drake, the Fiscal Year 2020-2021 budget was adopted.

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

Dated this 31st day of March, 2020.

ROLL CALL VOTE

	AYES	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Belt, to open public hearing on amending Pottawattamie County Budget for FY 2019/20. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 42-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 42-2020

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 2019/20 budget.

Dated this 31st day of March, 2020.

ROLL CALL VOTE

	AYES	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"/>
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott 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"/>
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"/>
Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 43**. Said Resolution is set out as follows:

RESOLUTION NO. 43-2020

RESOLUTION FOR APPROPRIATIONS

WHEREAS, it is desired to appropriate funds from budget amendment as follows: 01 -Board of Supervisors; 03 – Treasurer; 05 – Sheriff; 06 – Debt Service/Supervisors; 07 – Recorder; 12 – Medical Examiner; 20 – Secondary Roads; 21 – Veteran Affairs; 22 – Conservation; 23 Physical Health & Education; 57 – Promise Partners; and 99 – Non-Departmental as shown in the FY 2019/20 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 31st day of March, 2020.

ROLL CALL VOTE

	AYES	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"/>
_____	<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"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott 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"/>
Marilyn Jo Drake	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Lynn Grobe

ATTEST: _____
Melvyn Houser, County Auditor

EXHIBIT "A"						
FY 2019-2020 Pottawattamie County Budget Appropriations						
Original Appropriation June 18, 2019						
DEPT	DEPARTMENT	CERTIFIED	ORIGINAL	AMENDMENT	Original	DEPT
#	NAME	BUDGET 03/12/19	6/18/2019	APPROP 3/31/2020	Budget	#
			Resolution 37-2019	Resolution 43-2020	With Amendments	
01	Board of Supervisors	11,807,743	11,807,743	730,600	12,538,343	01
02	Auditor	1,783,558	1,783,558		1,783,558	02
03	Treasurer	1,685,970	1,685,970	13,000	1,698,970	03
04	Attorney	3,250,927	3,250,927		3,250,927	04
05	Sheriff	8,270,698	8,270,698	140,000	8,410,698	05
06	Debt Service/Supervisors	3,013,290	3,013,290	420,000	3,433,290	06
07	Recorder	770,709	770,709	15,000	785,709	07
12	Medical Examiner	385,775	385,775	45,000	430,775	12
20	Secondary Roads	20,932,785	20,932,785	3,355,000	24,287,785	20
21	Veteran Affairs	500,899	500,899	45,000	545,899	21
22	Conservation	2,287,745	2,287,745	525,000	2,812,745	22
23	Physical Health & Education	689,627	689,627	401,890	1,091,517	23
24	General Assistance	205,735	205,735		205,735	24
25	DHS	447,800	447,800		447,800	25
27	Animal Control	164,233	164,233		164,233	27
29	Corrections-Jail	13,082,879	13,082,879		13,082,879	29
37	Communications-911	3,455,909	3,455,909		3,455,909	37
38	Environmental Health	664,876	664,876		664,876	38
40	Unemployment--HR	40,000	40,000		40,000	40
48	WIC	695,049	695,049		695,049	48
50	Human Resources	456,520	456,520		456,520	50
51	Building and Grounds	1,430,694	1,430,694		1,430,694	51
52	Information Services	2,109,380	2,109,380		2,109,380	52
53	Planning & Development	694,652	694,652		694,652	53
54	GIS	387,159	387,159		387,159	54
57	Promise Partners	328,040	328,040	30,000	358,040	57
58	CD Treatment Services	7,500	7,500		7,500	58
59	Case Management	325,000	325,000		325,000	59
60	Mental Health	1,973,951	1,973,951		1,973,951	60
99	Non Departmental	9,453,500	9,453,500	1,354,510	10,808,010	99
	TOTAL	91,302,603	91,302,603	7,075,000	98,377,603	

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

2. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 6:15 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: April 7, 2020

PUBLISH: X

April 7, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve

- A. March 31, 2020, 10:00 AM; March 31, 2020, 6:00 PM, Minutes as read.
- B. Publication of Claims Allowed for March 2020.
- C. Conservation – Employment of Aric Ping, as Conservation Technician.
- D. Jail – Employment of Ryan Thompson, as Detention Officer.
- E. Jail – Employment of Nolan Darnell, as Detention Officer.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the hiring of two additional Medical Examiner Investigators. UNANIMOUS VOTE. Motion carried.

Discussion was held with Chief Information Officer David Bayer concerning payment to Central Square for the annual software maintenance. No decision was made at this time. This was delayed until the Board’s April 28, 2020 meeting. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and sign **Resolution No. 46-2020**, a resolution regarding a proposed road vacation, pursuant to Iowa Code Section 306, as follows:

RESOLUTION NO. 46-2020

PROPOSED ROAD VACATION, IOWA CODE SECTION 306.

WHEREAS, a request has been filed with the Pottawattamie County Board of Supervisors asking that action be taken to vacate and clear the record of a section of Pottawattamie County Road, described as follows:

Originally platted alleys in Blocks 3 and 4 of the unincorporated town of Bentley, legally described as: Originally platted alleys in Block 3 and 4 of Original Town Plat in the unincorporated Town of Bentley per town plat filed for record in Section 13, Township 76, Range 42 West of the 5th P.M., Pottawattamie County, Iowa.

Note: Utilities are granted a permanent and perpetual easement for the continuance of maintaining existing facilities for such construction, reconstruction, replacement, and repair thereof as may be deemed necessary by the utilities in the future (Iowa Code 306.22, 479.17, 479.24).

NOW, THEREFORE BE IT RESOLVED that a hearing on the proposed vacation will be held at the Board of Supervisors Hearing Room at 227 South 6TH Street, Council Bluffs, Iowa on **April 28, 2020, at 10:00 AM**, in accordance with Iowa Code Chapter 306.

Dated this 7th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>

_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt				
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

; and to set a public hearing date on said Resolution for April 28, 2020 at 10:00 AM in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and sign **Resolution No. 47-2020**, a resolution regarding a proposed road vacation, pursuant to Iowa Code Section 306, as follows:

RESOLUTION NO. 47-2020

PROPOSED ROAD VACATION, IOWA CODE SECTION 306.

WHEREAS, a request has been filed with the Pottawattamie County Board of Supervisors asking that action be taken to vacate and clear the record of a section of Pottawattamie County Road, described as follows:

A portion of roadway (265th Street) along the east line of the SW 14 of Section 9, Township 76 North, Range 42 West of the 5th P.M., Pottawattamie County, Iowa, more particularly described as follows:

Commencing at the S ¼ corner of said Section 9, thence North along the East line of said SW ¼ a distance of 1120 feet to the center line of a ditch and the Point of Beginning; thence continuing North along the East line of said SW ¼ a distance of 965 feet to a point terminating 50 feet South of an existing farm entrance West of road. Said road was established by Original Petition No. 323 on April 3, 1877, recorded in Road Calendar Book B on Page 556. This portion of roadway was later petitioned and recorded on August 19, 1957, by Petition No. 354 establishing right-of-way at 66 feet wide. The length of said roadway is 965 feet (0.183 mile)

Note: Utilities are granted a permanent and perpetual easement for the continuance of maintaining existing facilities for such construction, reconstruction, replacement, and repair thereof as may be deemed necessary by the utilities in the future (Iowa Code 306.22, 479.17, 479.24).

NOW, THEREFORE BE IT RESOLVED that a hearing on the proposed vacation will be held at the Board of Supervisors Hearing Room at 227 South 6TH Street, Council Bluffs, Iowa on April 28, 2020, **at 10:05 AM**, in accordance with Iowa Code Chapter 306.

Dated this 7th day of April, 2020.

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"/>
Tim Wichman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt				
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

; and to set a public hearing date on said Resolution for April 28, 2020, at 10:05 AM, in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve final plat of Code Farms Estates, a subdivision situated in Garner Township, and to sign **Planning and Zoning Resolution 2020-04**, set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-04**

WHEREAS, this Board had approved the preliminary plat of **Coder Farms Estates**, a residential subdivision situated in **Garner Township**, by approval of Planning and Zoning Resolution No. **2019-10**, dated **October 8, 2019**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2019-07**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Oliver Acres**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 7th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to approve adding Bluebird Lane from Pioneer Trail to The Road Dead Ends to the Official Bituminous Road classification in Pottawattamie County; and to sign **Resolution No. 44-2020**, entitled Resolution for Establishing Official Bituminous Roads. Said Resolution is set out as follows:

RESOLUTION NO. 44 – 2020

RESOLUTION FOR ESTABLISHING OFFICIAL BITUMINOUS ROADS

WHEREAS, the Pottawattamie County, Iowa, Board of Supervisors, amended the Pottawattamie County, Iowa, Zoning Ordinance by adopting Ordinance #2015-05, effective December 18, 2015; and

WHEREAS, Section 8.002.200.150 defines “hardsurfaced street” as a street which has a full-depth surfacing consisting of concrete, or asphalt with a structural capacity equivalency of concrete, constructed in accordance with appropriate local, County or state regulations or a street that the surfacing has been prepared and treated with a bituminous coating and designated by the County Board in a Resolution as an Official Bituminous Road; and

WHEREAS, the Board of Supervisors in conjunction with County Engineer has reviewed the current Pottawattamie County, Iowa, Secondary Road System Roads and has determined that only certain roads are sufficiently improved with a bituminous product that warrants allowing residential development to take place along;

NOW, THEREFORE, BE IT RESOLVED, by the Pottawattamie County, Iowa, Board of Supervisors, that the following county Roads be classified as “Official Bituminous (Sealcoat, Blacktop, Asphalt) Roads” for the purpose of satisfying Section 8.002.200.150 of the Pottawattamie County, Iowa, Zoning Ordinance:

Road Name	From	To
Bluebird Lane	Pioneer Trail	The road dead ends.

Dated this 7th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve COVID-19 Disaster Compensation Policy. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and allow Black Hills Energy to store equipment and supplies on County property, identified as Parcel No. 754436188001. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Secondary Road – Payroll Status Change of Devan Feigenbutz.

B. Reports:

- 1) Recorder’s Fee Book for March 2020.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:30 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: April 9, 2020

PUBLISH: X

April 9, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve

- A. April 7, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and sign the Proclamation proclaiming Saturday, April 11, 2020, as Sgt. Brent M. Maher Day. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve moving forward to obtain tax sale deeds on properties located at:

- 258 Benton Street, Council Bluffs, Parcel No. 754425429020;
- 706 South 3rd Street, Council Bluffs, Parcel No. 754436262004; and
- 2117 5th Avenue, Council Bluffs, Parcel No. 754435156014.

UNANIMOUS VOTE. Motion carried.

3. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:25 AM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: April 14, 2020
 PUBLISH: X

April 14, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. April 9, 2020, Minutes as read.
- B. Renewal of Class C Native Wine (WCN) Liquor License, granting privileges of Class C Native Wine (WCN); Outdoor Service; Sunday Sales for Breezy Hills Winery, LLC d/b/a Breezy Hills Vineyard, Minden, Iowa.
- C. Class B Beer (BB) (Includes Wine Coolers) Liquor License, granting privileges of Class B Beer (BB) (Includes Wine Coolers); Class C Native Wine Permit (On-Premises); Outdoor Service; and Sunday Sales for Lyle Ditmars d/b/a Ditmars Orchard and Vineyard, Council Bluffs.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Engineer’s Iowa DOT Budget Amendment for Fiscal Year 2020 to match County Budget Amendment. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 45-2020**, a Resolution entitled: County Five Year Program Resolution – Pottawattamie County Secondary Roads; said Resolution revises the County Five Year Program to add and modify projects to the Fiscal 2020 Accomplishment Year, and is set out as follows:

RESOLUTION 45-2020

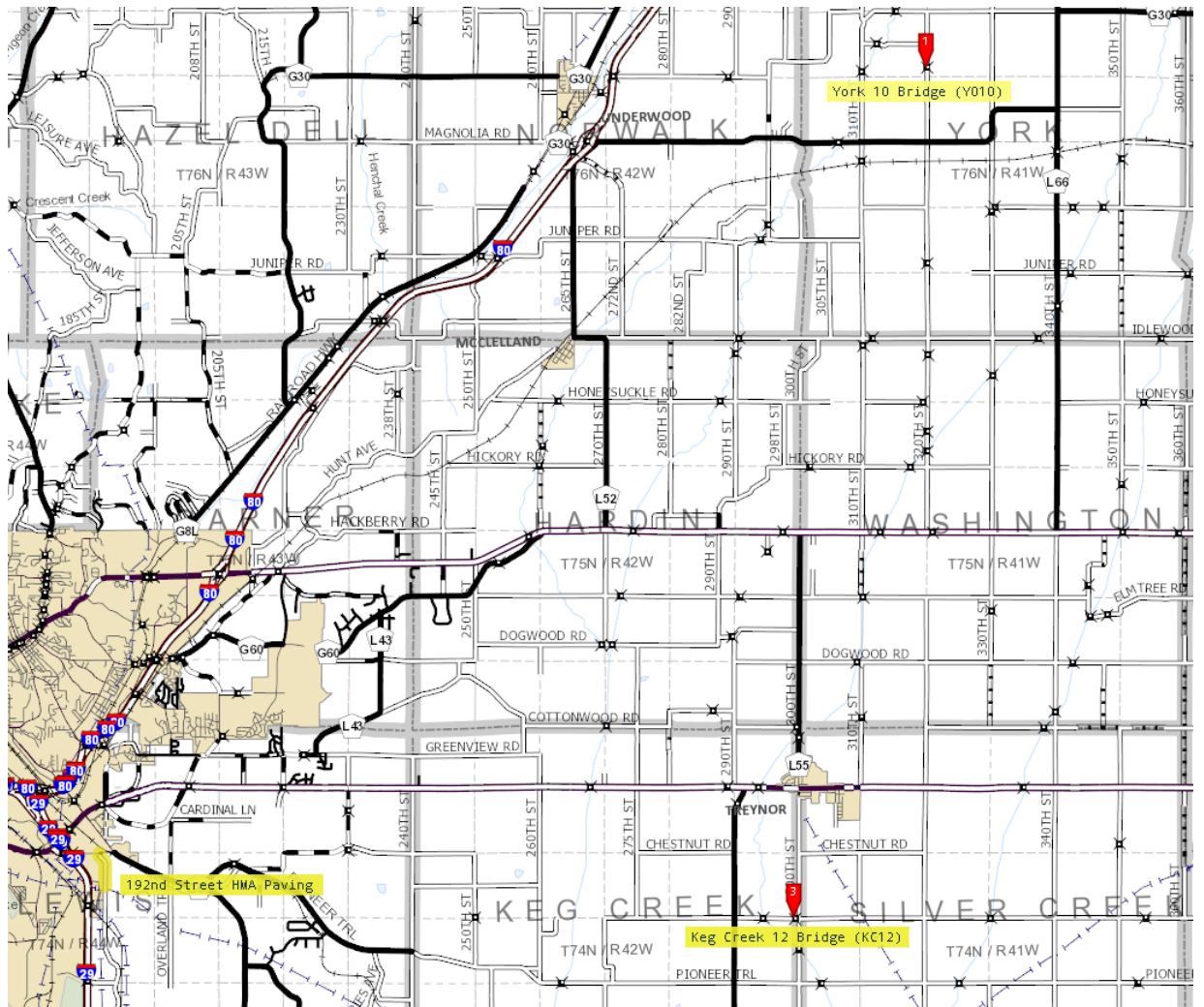
**2020 County Five Year Program Resolution
Pottawattamie County Secondary Roads**

Unforeseen circumstances have arisen since adoption of the approved Secondary Road Five Year Program and previous revisions, requiring changes to the sequence, funding, and timing of the proposed work plan.

The Board of Supervisors of Pottawattamie County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following projects in accomplishment year 2020, for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 309.23 and Iowa DOT Instructional Memorandum 2.050.

The Program’s Accomplishment Year shall be revised as follows:

Action	Project Number	Description	TPMS No.	Amount
Add	L-CO78(KC12)—73-78	Bridge Replacement on Beechnut Road, Over Middle Silver Creek	45104	\$180,000
Add	LFM-CO78()—7X-78	HMA Paving on L31, From East South Omaha Bridge Road S 0.6 miles	45128	\$500,000
Modify from 2022 to 2020	L-(YO10)—73-28	Bridge Replacement on 320 th Street, over small stream S9 T76 R41	36184	\$80,000
			Total	\$760,000



Dated this 14th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Engineer’s Iowa DOT Budget for Fiscal Year 2021 to match County Budget approved March 31, 2020. **UNANIMOUS VOTE. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Engineer’s County Five Year Program for the 2021 Accomplishment Year. **UNANIMOUS VOTE. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Agreement between Pottawattamie County and Local 2364, American Federation of State, County and Municipal Employees – Courthouse Employees (AFSCME/Iowa Council 61) for period of July 1, 2020 – June 30, 2021, which includes a salary increase of 3%. **UNANIMOUS VOTE. Motion carried.**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve Agreement between Pottawattamie County and Local 2364, American Federation of State, County, and Municipal Employees – Roads Employees (AFSCME/Iowa Council 61) for period of July 1, 2020 – June 30, 2021, which includes a salary increase of 3%. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 48-2020**, a Resolution entitled: Resolution for 2019-2020 Interfund Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 48-2020

RESOLUTION FOR 2019-2020 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 \$2,200,000.00 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 14th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES, Drake, Belt, Schultz, Wichman, Grobe.**

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 49-2020**, a Resolution entitled: Resolution for Second and Third Quarter 2019-2020 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 49-2020

RESOLUTION FOR SECOND AND THIRD QUARTER 2019-2020 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 \$2,500,000.00 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 14th day of April 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
Justin Schultz, Chairman	<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"/>
Scott Belt	<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"/>
Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: Melvyn Houser, County Auditor

Roll Call Vote: AYES, Drake, Belt, Schultz, Wichman, Grobe.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Assessor’s recommendations on the following applications: Homestead (102 recommended allowed, 0 recommended disallowed), Military (11 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (3 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (12 recommended allowed, 0 recommended disallowed), Family Farm (1 recommended allowed, 0 recommended disallowed).

UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION(S)

Motion by Belt, second by Wichman, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for discussion and/or decision on personnel matters. Roll Call Vote: AYES, Drake, Belt, Schultz, Wichman, Grobe.

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to instruct Human Resources Director Jana Lemrick, and Assistant County Attorney Leanne Gifford to notify parties of termination of insurance as of June 30, 2020, as discussed in Closed Session. UNANIMOUS VOTE. Motion carried.

5. RECEIVED/FILED

A. Salary Actions:

- 1) Communications – Payroll Status Change of Robert Andersen.
- 2) Jail – Payroll Status Change of Madison Csellar, Andrew Smith.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:46 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: April 16, 2020
PUBLISH: X

April 16, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:15 A.M. All members, except Drake present. Chairman Schultz presiding.

Public Hearing was held between the Board of Supervisors of both Pottawattamie County and Harrison County as Trustees of the Coulthard Levee Drainage District. Items discussed during the Public Hearing with were:

1. The approval of Sundquist Engineer's report for the Coulthard Levee District repairs;
2. Authorization for Chairman to sign joint Corp and DNR permit application; and
3. Authorization for engineer to proceed with receipt of bids.

At 10:37 AM a Motion was made by Belt (Pottawattamie County), and seconded by Utman (Harrison County), to adjourn Public Hearing. UNANIMOUS VOTE. Motion Carried.

At this time, Pottawattamie County convened their regular scheduled meeting.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve

- A. April 14, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Jail Detention Office Kenny Loghry, Director of Human Resources Jana Lemrick, and Assistant County Attorney Leanne Gifford were scheduled to come before the Board to discuss the employee morale at the Pottawattamie County Jail. This agenda item was cancelled before the start of the meeting.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve RFP procedures on the Hazard Mitigation Grant Program, and approve the Agreement for Appraisal Services submitted by NRH Appraisal Associates, LLC for appraisals of Flood Impacted Properties for the date of loss of March 11, 2019. Said costs shall be paid out of the Rural Cash Carryover fund. UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign 2020 Pottawattamie County Housing Trust Fund Grant Agreement between Pottawattamie County General Assistance Fund and Pottawattamie County Housing Trust Fund, Inc. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Belt, to approve Notices of Disallowance of Homestead Tax Credit Applications. UNANIMOUS VOTE.

Motion Carried.

4. RECEIVED/FILED**A. Salary Actions**

- 1) Communications – Payroll Status Change of Rachel Bieghler.

B. Reports:

- 1) Sheriff's Reports of Fees Collected and Disbursed for February 29, 2020 – March 31, 2020.

5. ADJOURN

Motion by Belt, 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: April 28, 2020

PUBLISH: X

April 28, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. April 16, 2020, Minutes as read.
- B. Planning / Public Health – Employment of Elizabeth Marino as Epidemiologist – Temporary.
- C. Planning / Public Health – Employment of Carol Timm as Public Health Nurse PRN – Temporary.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Belt, to open public hearing on proposed road vacation of a the originally platted alleys in Blocks 3 and 4 of the unincorporated town of Bentley, legally described as: Originally platted alleys in Blocks 3 and 4 of Original Town Plat in the unincorporated Town of Bentley per town plat for recorded in Section, 13, Township 76, Range 42 West of the 5th P.M., Pottawattamie County, Iowa. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 50-2020**, as follows:

RESOLUTION NO. 50-2020

WHEREAS, the following described road has a very low volume of traffic; and

WHEREAS, budget and liability constraints dictate the secondary roads system be reduced; and

WHEREAS, it is in the best interest of Pottawattamie County to vacate the road right-of-way described below.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County in session this 28th day of April, 2020, that the following described road easement be vacated:

Originally platted alleys in Blocks 3 and 4 of the unincorporated town of Bentley, legally described as: Originally platted alleys in Blocks 3 and 4 of Original Town Plat in the unincorporated Town of Bentley per town plat filed for record in Section 13, Township 76, Range 42 West of the 5th P.M., Pottawattamie County, Iowa.

Note: Utilities are granted a permanent and perpetual easement for the continuance of maintaining existing facilities for such construction, reconstruction, replacement, and repair thereof as may be deemed necessary by the utilities in the future (Iowa Code 306.22, 479.17, 479.24).

Dated this 28th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

Motion by Belt, second by Wichman, to open public hearing on proposed road vacation of a portion of roadway (265th Street) along the east line of the SW ¼ of Section 9, Township 76 North, Range 42 West of the 5th P.M., Pottawattamie County, Iowa. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 51-2020**, as follows:

RESOLUTION NO. 51-2020

WHEREAS, the following described road has a very low volume of traffic; and

WHEREAS, budget and liability constraints dictate the secondary roads system be reduced; and

WHEREAS, it is in the best interest of Pottawattamie County to vacate the road right-of-way described below.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County in session this 28th day of April, 2020, that the following described road easement be vacated:

A portion of roadway (265th Street) along the east line of the SW 1/4 of Section 9, Township 76 North, Range 42 West of the 5th P.M., Pottawattamie County, Iowa, more particularly described as follows:

Commencing at the S ¼ corner of said Section 9, thence North along the East line of said SW ¼ a distance of 1120 feet to the center line of a ditch and the Point of Beginning; thence continuing North along the East line of said SW ¼ a distance of 965 feet to a point terminating 50 feet South of an existing farm entrance West of road. Said road was established by Original Petition No. 323 on April 3, 1877, recorded in Road Calendar Book B on Page 556. This portion of roadway was later petitioned and recorded on August 19, 1957, by Petition No. 354 establishing right-of-way at 66 feet wide. The length of said roadway is 965 feet (0.183 mile)

Note: Utilities are granted a permanent and perpetual easement for the continuance of maintaining existing facilities for such construction, reconstruction, replacement, and repair thereof as may be deemed necessary by the utilities in the future (Iowa Code 306.22, 479.17, 479.24).

Dated this 28th day of April, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

Motion by Drake, second by Belt, to open public hearing on proposed preliminary plat of Criswell Subdivision, a subdivision situated in Hazel Dell Township; and sign **Planning and Zoning Resolution No. 2020-05**. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-05**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-05**

WHEREAS, the proposed preliminary plat and supporting documents for **Criswell Subdivision**, a subdivision situated in **Hazel Dell Township**, has been filed with the Pottawattamie County Planning and Zoning Commission for its study and recommendation under **Case #SUB-2020-02**; and

WHEREAS, said Commission conducted a public hearing on **January 13th, 2020**, in accordance with Chapter 9.04 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and has given all parties an opportunity to be heard; and

WHEREAS, after careful study and being thoroughly familiar with the involved real estate and the surrounding area, said Commission has submitted its written recommendation to this Board to approve the preliminary plat; and

WHEREAS, this Board conducted a public hearing on **April 28th, 2020** in accordance with the above-noted Ordinance and Statute, and has examined the proposed preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the proposed preliminary plat conforms to the requirements of Chapter 9.01-9.30. Subdivision Ordinance of the Pottawattamie County, Iowa, Code; the Pottawattamie County, Iowa, Land Use Plan and Chapter 354, Code of Iowa, and has deemed it to be in the best interest of Pottawattamie County, Iowa, to concur with the County's Planning and Zoning Commission's recommendation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the proposed preliminary plat of **Criswell Subdivision**, be, and the same is hereby approved as the preliminary plat of said subdivision.

Provided however, that this Resolution shall not be construed as being a final acceptance or approval of said Plat with the meaning of Chapter 9.01-9.30, Subdivision Ordinance, of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa; that after completion of all improvements and satisfaction of all requirements for final plats required by the State and County Ordinances and this Resolution, the final plat shall be submitted to this Board for its consideration.

PASSED AND APPROVED April 28th, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
<u>Justin Schultz, Chairman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Tim Wichman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Scott Belt</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Marilyn Jo Drake</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Lynn Grobe</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Consulting Services Agreement with Kansas City Series of Lockton Companies, LLC. , for period of June 1, 2020 through May 31, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and allow the funds allocated on November 26, 2019, to the Fourth Judicial District Department of Correctional Services in the amount of \$3,242.00 for the 13th Annual Crime Victim’ Rights Luncheon scheduled for April 22, 2020, be kept by the Department of Corrections for use towards the Board of Supervisor’s allocation of funds for the 2021 Annual Crime Victims’ Rights Luncheon. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve 28E Agreement for Southwest Iowa MHDS Region, between the Counties of Cass, Fremont, Harrison, Mills, Monona, Montgomery, Page, Pottawattamie and Shelby; and authorization for Marilyn Jo Drake or Scott Belt to sign said Agreement on June 1, 2020, on behalf of the Board of Supervisors, and as the Board’s SWIA MHDS Governing Board representative. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, second by Belt, to approve and authorize Chairman to sign Interlocal Agreement for Cooperative Use of the Wireless Area Network, between Omaha Public Power District, Douglas County, NE; Sarpy County, NE; Washington County, NE; City of Fremont/Dodge County, NE Communications; Pottawattamie County, Iowa; effective April 15, 2020 through April 15, 2025. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve adding the Courthouse / Jail Connection to the bond project list. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, seconded by Belt, to approve the authorization of existing funds to purchase Courthouse Switches in the amount of \$140,000 with the intent that a Reimbursement Resolution would be used later. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve the authorization of existing funds to purchase CH / Jail Connection hardware and services in the amount of \$90,000 with the intent that a Reimbursement Resolution would be used later. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board and David Bayer, Chief Information Officer, the matter concerning payment to Central Square's annual software maintenance was postponed until Central Square finishes the project.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve amendment to IT Office Assistant Job Description to include additional duties and change pay grade from 515 to 519. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve IT donating two used laptops to the Historic General Dodge House. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize existing funds for all remaining authorized projects per public hearings in February 2020, with the intent that Reimbursement Resolutions would be used later. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Memorandum of Understanding between Pottawattamie County and the American Federation of State, County, and Municipal Employees (AFSCME), Local 2364, regarding supplemental pay for maintenance and custodial staff assigned to the jail or juvenile detention facility, effective July 1, 2020 through June 30, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Memorandum of Understanding between Pottawattamie County and the American Federation of State, County and Municipal Employees (AFSCME), Local 2364, regarding supplemental pay for those employees that are included in the Roads bargaining unit, effective July 1, 2020 – June 30, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and sign Agreement between Pottawattamie County and Local 2364, American Federation of State, County, and Municipal Employees (AFSCME/Iowa Council 61) – **911 Employees**. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Memorandum of Understanding between City of Carson and Pottawattamie County, for the County to provide financial support to the City to employ a Part-time Mainstreet Coordinator to assist the City in the coordination of a successful comprehensive downtown commercial district and main street revitalization program; and approval to utilize \$28,000.00 in Impact Funds for said position. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the utilization of \$50,000.00 in Impact Funds to complete a joint City-County Land Use Study. UNANIMOUS VOTE. Motion carried.

Director of Planning and Development Matt Wyant, Director of EMA Doug Reed, and Temporary EOC Specialist Skyler Dooley, came before the Board to give an assessment of COVID-19 procedures with the Public Health Department and the EOC. After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve the transition of Skyler Dooley's job description from Temporary EOC Specialist to Temporary Incident

Commander; and the rate of pay for said job shall be \$37.00 per hour, commencing April 21, 2020. Said position will be reviewed after six months. UNANIMOUS VOTE. Motion carried.

Human Resources Director Jana Lemrick and Director of Planning and Development Director Matt Wyant came before the Board to give an update on the COVID- 19 matters. This was a discussion only. No action was taken at this time.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Amendment to the Agreement between the County and MAPA for Contract for 18POTT01 – Pottawattamie County CITIES Administration for Carson and Hancock projects, extending the completion date to May 15, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Amendment to the Agreement between the County and MAPA for Contract 17POTT01 – Pottawattamie County CITIES Administration for Macedonia, Minden, Treynor and Walnut Projects, extending the completion to May 15, 2021. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION(S)

Motion by Belt, second by Drake, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings). **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Wichman, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

5. RECEIVED/FILED

A. Salary Actions

- 1) Attorney – Payroll Status Change of Emily Peklo.
- 2) Sheriff – Payroll Status Change of Trey Carstens.
- 3) Conservation – Payroll Status Change of Ryan Penney.
- 4) WIC – Payroll Status Change of Luz Collins.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:10 PM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: May 12, 2020
PUBLISH: X

May 12, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve

- F. April 28, 2020, Minutes as read.
- G. Publication of Claims Allowed for April 2020.
- H. Planning and Development/Public Health – Employment of Maria Torres, as Temporary Community Health Organizer.
- I. Planning and Development/Public Health – Employment of Melissa Castro, as Temporary Community Health Organizer.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

A joint meeting with Harrison County Board of Supervisors was held on the Coulthard Levee Drainage District. At the conclusion of the joint meeting, Chairman Schultz closed the joint meeting and reopened the regular Board of Supervisors meeting.

Bill Stazzoni with Iowa Workforce Development came before the Board to discuss the Disaster Response Emergency Program (DREP) with Iowa Western Community College, regarding Flood Disaster Recovery Employment Program. This was a discussion only. No action was taken.

Paula Hazelwood and Shalimar Mazetis with Advance Southwest Iowa Corporation came before the Board to give an update on current and future projects with the County. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve to make public assistance application for reimbursement for the County and Public Health. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve **Resolution No. 52-2020**, entitled Resolution for Interfund Operating Transfer, and set out as follows:

RESOLUTION NO. 52-2020

RESOLUTION FOR INTERFUND OPERATING TRANSFER

WHEREAS, it is desired to transfer money from Fund #2200 Bond Series 2016A Debt Fund to Fund #2190 Bond Series 2014 Debt Fund; and

WHEREAS, it is desired to transfer money from Fund #2210 Bond Series 2018 Deb Fund to Fund 2190 Bond Series 2014 Debt Fund; and

WHEREAS, it is desired that the debt fund transfers above mentioned are being completed to balance debt fund balances for future payments; and

WHEREAS, said transfers are 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 \$150,000 ordered to be transferred from Fund #2200 Bond Series 2016A Debt Fund to 2190 Bond Series 2014 Debt Fund;

SECTION 2: The sum of \$300,000 is ordered to be transferred from Fund 2210 Bond Series 2018 Debt Fund to 2190 Bond Series 2014 Debt Fund; and

SECTION 3: The debt fund transfers in Sections 1 and 2 above are being completed to balance debt fund balances for future payments; and

SECTION 4: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating transfers.

Dated this 12th day of May, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve filing application for Community Development Block Grant (CDBG) for COVID-19 funding support; and authorization for Chairman to sign letter requesting funding. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve Assessor’s recommendation to approve / disallow the following applications: Homestead (61 recommended allowed / 0 recommended disallowed); Family Farm (1 recommended allowed / 0 recommended disallowed); Military (5 recommended allowed / 0 recommended disallowed); Disabled Veteran Homestead: (5 recommended allowed, 0 recommended disallowed); Business Property Tax Credit: 18 recommended allowed / 3 recommended disallowed). UNANIMOUS VOTE. Motion carried.

Discussion was held on the State Auditor’s Report for period ending June 30, 2019. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Iowa Department of Transportation Agreement for a Revitalize Iowa’s Sound Economy Program (RISE) Project. UNANIMOUS VOTE. Motion carried.

3. CLOSED SESSIONS

Motion by Drake, second by Belt, 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, Grobe. Motion carried.**

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to proceed with letter of intent as discussed in the closed session, and to allow Engineer John

Rasmussen to negotiate the purchase price of the property. Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Communications – Payroll Status Change of Heather Townsend; Joseph Master; Kena Woods; Jaron Neumann.
- 2) Sheriff – Payroll Status Change of Teresa Schultz.
- 3) Jail – Payroll Status Change of Garrett Lembke.

B. Reports:

- 1) Recorder Fee Book for April 2020.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:35 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: May 26, 2020

PUBLISH: X

May 26, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

- J. May 12, 2020, Minutes as read.
- K. Sheriff – Employment of Travis Kephart, as Deputy.
- L. Jail – Employment of Heidi Swanson, as Full-Time RN.
- M. Renewal of Iowa Retail Permit for Cigarette/Tobacco/Nicotine/Vapor for Kum & Go #0023, Neola.
- N. Renewal of Iowa Retail Permit for Cigarette/Tobacco/Nicotine/Vapor for Casey's Marketing Company DBA Casey's General Store #3204, Minden.
- O. Iowa Retail Permit for Cigarette/Tobacco/Nicotine/Vapor for Casey's Marketing Company DBA Casey's General Store, Council Bluffs.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve renewal of: County's Life Insurance/AD&D, Long Term Disability, and Voluntary Life Insurance with Madison National Life Insurance Company; Vision Insurance with Reliance Standard; and Dental Insurance with MetLife, all effective July 1, 2020. UNANIMOUS VOTE. Motion carried.

Human Resources Director Jana Lemrick came before the Board to discuss the County's Holiday Policy and employees working on a designated County Holiday, due to the COVID-19 pandemic. The Board requested more information on this issue before rendering a decision, and asked that this matter be brought back to the Board on June 2, 2020, for further discussion and/or a decision.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve and authorize Chairman to sign Memorandum of Understanding between Pottawattamie County and the American Federation of State, County and Municipal Employees (AFSCME), Local 2364-911, concerning supplemental pay for employees of the Pottawattamie County Communications Center. UNANIMOUS VOTE. Motion carried.

Grant Anderson, Community and Economic Development Planner with MAPA, came before the Board to discuss and open bids for the asbestos abatement for Carson and Macedonia downtown revitalization projects. Mr. Anderson reported that no bids were submitted for these projects, and that the asbestos abatement RFP will be re-advertised. No action was taken by the Board at this time.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 53-2020**, entitled Resolution for Establishing Official Bituminous Roads. Said Resolution is set out as follows:

RESOLUTION #53-2020

RESOLUTION FOR ESTABLISHING OFFICIAL BITUMINOUS ROADS

WHEREAS, the Pottawattamie County, Iowa, Board of Supervisors, amended the Pottawattamie County, Iowa, Zoning Ordinance by adopting Ordinance #2015-05, effective December 18, 2015; and

WHEREAS, Section 8.002.200.150 defines “hardsurfaced street” as a street which has a full-depth surfacing consisting of concrete, or asphalt with a structural capacity equivalency of concrete, constructed in accordance with appropriate local, County or state regulations or a street that the surfacing has been prepared and treated with a bituminous coating and designated by the County Board in a Resolution as an Official Bituminous Road; and

WHEREAS, the Board of Supervisors in conjunction with the County Engineer has reviewed the current Pottawattamie County, Iowa, Secondary Road System Roads and has determined that only certain roads are sufficiently improved with a bituminous product that warrants allowing residential development to take place along.

NOW, THEREFORE, BE IT RESOLVED, by the Pottawattamie County, Iowa, Board of Supervisors, that the following County Roads be classified as “Official Bituminous (Sealcoat, Blacktop, Asphalt) Roads ” for the purpose of satisfying Section 8.002.200.150 of the Pottawattamie County, Iowa, Zoning Ordinance:

Road Name	From	To
Hunt Avenue	Hwy 6	238 th Street

Dated this 26th day of May 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve final plat of Criswell Subdivision, a subdivision situated in Hazel Dell Township, and to sign **Planning and Zoning Resolution 2020-06**, set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-06**

WHEREAS, this Board had approved the preliminary plat of **Criswell Subdivision**, a residential subdivision situated in **Hazel Dell Township**, by approval of Planning and Zoning Resolution No. **2020-05**, dated **April 28, 2020**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2020-02**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the

Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Criswell Subdivision**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 26th day of May, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECORD: After passage

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to allow Leuder to withdraw their bid on the Courthouse Renovation Project due to a clerical error. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to award renovation of the B Wing to Ronco Construction for the bid of \$5,165,000.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve 2020 Snow Removal request for proposals. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to review Amendment to FY 2019-20 budget, and to set date for pubic hearing on said Amendment for June 16, 2020, at 10:00 AM. UNANIMOUS VOTE. Motion carried.

Chief Information Office David Bayer came before the Board and gave a demonstration of the new County Website and Employee Portal. This was a discussion only. No action was taken.

After discussion was held by the Board on the proposed Pottawattamie County Industrial Park Urban Renewal Plan for the Pottawattamie County Industrial Park Urban Renewal Area, a Motion was made by Belt, and seconded by Wichman to approve setting the date for the Consultation of said Plan for the 2nd day of June, 2020 at 9:00 AM; a second Motion was made by Belt, and seconded by Drake, to approve setting the date for the Public Hearing on said Plan for June 23, 2020, at 10:00 AM; that both the Consultation and Public Hearing shall be held in the Board of Supervisors Hearing Room at the Pottawattamie County Courthouse in Council Bluffs; and to sign **Resolution 54-2020**, entitled Resolution Determining the Necessity and Setting Dates of a Consultation and a Public Hearing on a Proposed Pottawattamie County Industrial Park Urban Renewal Plan for a Proposed Urban Renewal Area in Pottawattamie County, State Of Iowa, with said Resolution set out as follows:

RESOLUTION NO. 54-2020**RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A CONSULTATION AND A PUBLIC HEARING ON A PROPOSED POTTAWATTAMIE COUNTY INDUSTRIAL PARK URBAN RENEWAL PLAN FOR A PROPOSED URBAN RENEWAL AREA IN POTTAWATTAMIE COUNTY, STATE OF IOWA**

WHEREAS, it is hereby found and determined that one or more economic development areas, as defined in Chapter 403, Code of Iowa, exist within the County and the rehabilitation, conservation, redevelopment, development, or combination thereof, of the area is necessary in the interest of the public health, safety, or welfare of the residents of the County; and

WHEREAS, this Board has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an urban renewal area under Iowa law and has caused there to be prepared a proposed Pottawattamie County Industrial Park Urban Renewal Plan ("Plan" or "Urban Renewal Plan") for the Pottawattamie County Industrial Park Urban Renewal Area ("Area" or "Urban Renewal Area"), which proposed Plan is attached hereto as Exhibit 1; and

WHEREAS, this proposed Urban Renewal Area includes and consists of:
LEWIS TWP 17-74-43 SE NW EXC COMM SW COR TH N447.42' E900.84' S447.42' W900.84' TO POB

AND

192ND STREET (INCLUDING ROW) FROM E SOUTH OMAHA BRIDGE ROAD SOUTHERLY TO THE SW CORNER OF I-29/I-80 INDUSTRIAL PARK LOT 5

PARCEL NUMBER: 7443 17 176 007

LEGAL DESCRIPTION AND PARCEL NUMBER WILL CHANGE WHEN FINAL PLAT IS RECORDED.

WHEREAS, the proposed Area is within two miles of the corporate boundaries the City of Council Bluffs, Iowa, and accordingly, the County will enter into a joint agreement with the City of Council Bluffs to allow the County to operate within the proposed Area; and

WHEREAS, County staff has caused there to be prepared a form of Plan, a copy of which has been placed on file for public inspection in the office of the County Auditor and which is incorporated herein by reference, the purpose of which is to form the Pottawattamie County Industrial Park Urban Renewal Area suitable for economic development and to include a list of proposed projects to be undertaken within the Urban Renewal Area; and

WHEREAS, it is desirable that the area be redeveloped as part of the overall redevelopment covered by the Plan; and

WHEREAS, the Iowa statutes require the Board of Supervisors to submit the proposed Urban Renewal Plan to the Planning and Zoning Commission for review and recommendation as to its conformity with the general plan for development of the County as a whole prior to Board approval of such Plan, and further provides that the Planning and Zoning Commission shall submit its written recommendations thereon to this Board within thirty (30) days of its receipt of such proposed Urban Renewal Plan; and

WHEREAS, the Iowa statutes require the Board of Supervisors to notify all affected taxing entities of the consideration being given to the proposed Urban Renewal Plan and to hold a consultation with such taxing entities with respect thereto, and further provides that the designated representative of each affected taxing entity may attend the consultation and make written recommendations for modifications to the proposed division of revenue included as a part thereof, to which the County shall submit written responses as provided in Section 403.5, Code of Iowa, as amended; and

WHEREAS, the Iowa statutes further require the Board of Supervisors to hold a public hearing on the proposed Urban Renewal Plan subsequent to notice thereof by publication in a newspaper having general circulation within the County, which notice shall describe the time, date, place and purpose of the hearing, shall generally identify the urban renewal area covered by the Plan and shall outline the general scope of the urban renewal project under consideration, with a copy of the notice also being mailed to each affected taxing entity.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That the consultation on the proposed Urban Renewal Plan required by Section 403.5(2), Code of Iowa, as amended, shall be held on the June 2, 2020, in the Board of Supervisors Room, County Courthouse, 223 South 6th Street, Council Bluffs, Iowa, at 9:00 A.M., and Pam Kalstrup, or her delegate, is hereby appointed to serve as the designated representative of the County

for purposes of conducting the consultation, receiving any recommendations that may be made with respect thereto and responding to the same in accordance with Section 403.5(2), Code of Iowa.

Section 2. That the County Auditor is authorized and directed to cause a notice of such consultation to be sent by regular mail to all affected taxing entities, as defined in Section 403.17(1), Code of Iowa, along with a copy of this Resolution and the proposed Urban Renewal Plan, the notice to be in substantially the following form:

NOTICE OF A CONSULTATION TO BE HELD BETWEEN POTTAWATTAMIE COUNTY, STATE OF IOWA AND ALL AFFECTED TAXING ENTITIES CONCERNING THE PROPOSED POTTAWATTAMIE COUNTY INDUSTRIAL PARK URBAN RENEWAL PLAN FOR POTTAWATTAMIE COUNTY, STATE OF IOWA

Pottawattamie County, State of Iowa will hold a consultation with all affected taxing entities, as defined in Section 403.17(1), Code of Iowa, as amended, commencing at 9:00 A.M. on June 2, 2020, in the Board of Supervisors Room, County Courthouse, 223 South 6th Street, Council Bluffs, Iowa concerning a proposed Pottawattamie County Industrial Park Urban Renewal Plan for a proposed Pottawattamie County Industrial Park Urban Renewal Area, a copy of which is attached hereto.

Each affected taxing entity may appoint a representative to attend the consultation. The consultation may include a discussion of the estimated growth in valuation of taxable property included in the proposed Urban Renewal Area, the fiscal impact of the division of revenue on the affected taxing entities, the estimated impact on the provision of services by each of the affected taxing entities in the proposed Urban Renewal Area, and the duration of any bond issuance included in the Plan.

The designated representative of any affected taxing entity may make written recommendations for modifications to the proposed division of revenue no later than seven days following the date of the consultation. Pam Kalstrup, or her delegate, as the designated representative of Pottawattamie County, State of Iowa, shall submit a written response to the affected taxing entity, no later than seven days prior to the public hearing on the proposed Pottawattamie County Industrial Park Urban Renewal Plan, addressing any recommendations made by that entity for modification to the proposed division of revenue.

This notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Section 403.5, Code of Iowa, as amended. Dated this 26th day of May, 2020.

/s/ _____
Justin Schultz, Chairman, Board of Supervisors
Pottawattamie County, Iowa.

ATTEST: /s/ _____
Melvyn Houser, County Auditor

(End of Notice)

Section 3. That a public hearing shall be held on the proposed Urban Renewal Plan before the Board of Supervisors at its meeting on June 23, 2020, which commences at 10:00 A.M.

Section 4. That the County Auditor is authorized and directed to publish notice of this public hearing in The Daily Nonpareil, The Avoca Journal Herald, and The Oakland Herald, once on a date not less than four (4) nor more than twenty (20) days before the date of the public hearing, and to mail a copy of the notice by ordinary mail to each affected taxing entity, such notice in each case to be in substantially the following form:

NOTICE OF PUBLIC HEARING TO CONSIDER APPROVAL OF A PROPOSED POTTAWATTAMIE COUNTY INDUSTRIAL PARK URBAN RENEWAL PLAN FOR A PROPOSED URBAN RENEWAL AREA IN POTTAWATTAMIE COUNTY, STATE OF IOWA.

The Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing before itself at its meeting which commences at 10:00 A.M. on June 23, 2020, to consider adoption of a proposed Pottawattamie County Industrial Park Urban Renewal Plan (the "Plan")

concerning a proposed Pottawattamie County Industrial Park Urban Renewal Area in Pottawattamie County, State of Iowa.

Due to public health concerns related to COVID-19, as authorized by emergency proclamation of the Governor of the State of Iowa, this meeting may be held in person or it may be held electronically, depending on the severity of the COVID-19 pandemic at the time. An announcement of whether the meeting will be held in person or electronically will be made no less than 24 hours prior to the meeting.

If the meeting is held in person, it shall be held in the Board of Supervisors Room, County Courthouse, 223 South 6th Street, Council Bluffs, Iowa.

If the meeting is held electronically because an in-person meeting is impossible or impractical, public access information will be provided no less than 24 hours prior to the meeting.

Any person or organization desiring to be heard shall be afforded an opportunity to be heard at such hearing. Please check the posted agenda in advance of the June 23, 2020 meeting for any updates to the manner in which the public may access the hearing. Please contact the Planning and Development Department at pam.kalstrup@pottcounty-ia.gov if you have questions about the format of the meeting, or to request a copy of the Plan.

The Pottawattamie County Industrial Park Urban Renewal Area is proposed to contain the land legally described as follows:

LEWIS TWP 17-74-43 SE NW EXC COMM SW COR TH N447.42' E900.84' S447.42' W900.84' TO POB

AND

192ND STREET (INCLUDING ROW) FROM E SOUTH OMAHA BRIDGE ROAD SOUTHERLY TO THE SW CORNER OF I-29/I-80 INDUSTRIAL PARK LOT 5

PARCEL NUMBER: 7443 17 176 007

LEGAL DESCRIPTION AND PARCEL NUMBER WILL CHANGE WHEN FINAL PLAT IS RECORDED.

A copy of the Plan is on file for public inspection in the office of the County Auditor, Courthouse, Council Bluffs, Iowa.

Pottawattamie County, State of Iowa is the local public agency which, if such Plan is approved, shall undertake the urban renewal activities described in such Plan.

The general scope of the urban renewal activities under consideration in the Plan is to promote the growth and retention of qualified industries and businesses in the Urban Renewal Area through various public purpose and special financing activities outlined in the Plan. To accomplish the objectives of the Plan, and to encourage the further economic development of the Urban Renewal Area, the Plan provides that such special financing activities may include, but not be limited to, the making of loans or grants of public funds to private entities under Chapter 15A, Code of Iowa. The County also may reimburse or directly undertake the installation, construction and reconstruction of substantial public improvements, including, but not limited to, street, water, sanitary sewer, storm sewer or other public improvements. The Plan provides that the County may issue bonds or use available funds for purposes allowed by the Plan and that tax increment reimbursement of the costs of urban renewal projects may be sought if and to the extent incurred by the County. The Plan initially proposes specific public infrastructure or site improvements to be undertaken by the County, and provides that the Plan may be amended from time to time.

This notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Section 403.5, Code of Iowa.

Dated this 26th day of May, 2020.

/s/ _____
Justin Schultz, Chairman, Board of Supervisors
Pottawattamie County, Iowa.

ATTEST: /s/ _____
Melvyn Houser, County Auditor

(End of Notice)

Section 5. That the proposed Urban Renewal Plan, attached hereto as Exhibit 1, for the proposed Urban Renewal Area described therein is hereby officially declared to be the proposed Urban Renewal Plan referred to in the notices for purposes of such consultation and hearing and that a copy of the Plan shall be placed on file in the office of the County Auditor.

Section 6. That the proposed Urban Renewal Plan be submitted to the Planning and Zoning Commission for review and recommendation as to its conformity with the general plan for the development of the County as a whole, with such recommendation to be submitted in writing to this Board within thirty (30) days of the date hereof.

Dated this 26th day of May, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Planning and Development Director Matt Wyant, Safety and Risk Manager Garfield Coleman, Veteran Affairs Director Nick Jedlicka, and Human Resources Director Jana Lemrick came before the Board to discuss the opening of the Courthouse to the public. After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve opening the Courthouse to the public on Monday, June 8, 2020; and to approve funding for thirty (30) days for the screening of individuals entering the Courthouse, and for the sanitation crew due to the COVID-19 pandemic. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize the Chairman to sign Articles of Agreement for Workforce Development Chief Elected Official Consortium Workforce Innovation and Opportunity Act of 2014 (Workforce Realignment 28E). UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Agreement between County and MAPA on CITIES Project 20POTT03 – Pottawattamie County CITIES Administration for Cities of Avoca, Macedonia, Neola and Treynor. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

C. Salary Actions:

- 9) Communications – Payroll Status Change of Tammy Jensen
- 10) Secondary Roads – Payroll Status Change of Brady Schroder and Josh Dau.
- 11) Jail – Payroll Status Change of Luis Trujillo, Matt Corum, Kyle Putnam, and Kyle Hackett.
- 12) Conservation – Payroll Status Change of Andrew Casson.
- 13) IT – Payroll Status Change of Kellie Kincaid (change previously approved on May 5, 2020).

D. Reports:

- 1) Sheriff’s Reports of Fees Collected and Disbursed for April 2020.

5. ADJOURN

Motion by Belt, second by Grobe, 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: June 2, 2020

PUBLISH: X

June 2, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. May 26, 2020, Minutes as read.
- B. Renewal of Class E Liquor License (LE), granting privileges of 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.
- C. Conservation – Employment of Alec Mass, as Park Ranger Intern, Seasonal.
- D. Conservation – Employment of Joseph Campbell, as NAM Intern, Seasonal.
- E. Conservation – Employment of Nolan Moore, as Park Aide, Seasonal.
- F. Conservation – Employment of Daniel Pauley, as NAM Intern, Seasonal.
- G. Conservation – Employment of Malena Brotherson, as Naturalist Intern, Seasonal.
- H. Conservation – Employment of Kristen Yost, as Naturalist Intern, Temporary.
- I. Conservation – Employment of Jackson Nelson, as Park Ranger Intern, Seasonal.
- J. Planning / Public Health – Employment of Jacob Grothe, as Epidemiologist, Temporary.
- K. Planning / Public Health – Employment of Tanya French, as Public Health Nurse, Temporary.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve certain temporary employees to receive additional salary for working the Memorial Day Holiday, due to the COVID-19 pandemic. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and sign Agreement between Pottawattamie County, Iowa, Pottawattamie County Sheriff's Office, and General Drivers and Helpers Union Local No. 554 Affiliate of the International Brotherhood of Teamsters (Pottawattamie County Detention Officers) for July 1, 2020 through June 30, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorization for Chairman to sign Agreement between Pottawattamie County and Pottawattamie County's Sheriff's Deputies Association, for July 1, 2020 through June 30, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Policy regarding admitting public into the Courthouse once reopened for business on June 8, 2020. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the selection committee for filling the July 1, 2020, vacancy on the Veteran Affairs Commission. Members of the selection committee shall be Supervisor Lynn Grobe, Veteran Affairs Commissioner Skyler Dooley, Planning and Zoning Director Matt Wyant, Human Resources Director Jana Lemrick, Supervisor Tim Wichman, Engineer John Rasmussen, and Safety and Risk Manager Garfield Coleman. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve creating the Board of Supervisor’s exemplary service program, and approve distribution of recognition award for praiseworthy acts. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) Auditor – Payroll Status Change of Dixie Wilson.
- 2) Treasurer – Payroll Status Change of Peggy Ausdemore.
- 3) Communications – Payroll Status Changes of Joseph Master (1st effective May 16, 2020; 2nd effective May 30, 2020).

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:35 AM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: June 9, 2020

PUBLISH: X

June 9, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. June 2, 2020, Minutes as read.
- B. Publication of Claims Allowed for May 2020.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to canvass 2020 Primary Election, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve setting date for public hearing for 10:10 AM on June 23, 2020, to initiate MAPA's bid letting process for Carson and Macedonia downtown revitalization projects, per Chapter 26 of the Iowa Code. UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 55-2020**, Authorizing the Redemption of Outstanding General Obligation Bonds, Series 2014, dated September 23, 2014. Said Resolution is set out as follows:

RESOLUTION NO. 55-2020**RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING GENERAL OBLIGATION BONDS, SERIES 2014, OF POTTAWATTAMIE COUNTY, STATE OF IOWA, DATED SEPTEMBER 23, 2014, AND DIRECTING NOTICE BE GIVEN**

WHEREAS, the County did by resolution dated September 9, 2014, authorize the issuance of \$1,940,000 General Obligation Bonds, Series 2014, (the "Bonds") dated September 23, 2014; and

WHEREAS, the Bonds are redeemable in any order of their numbering on June 1, 2020 or any date thereafter upon giving notice in the manner provided in the resolution authorizing the issuance of the Bonds; and

WHEREAS, it is deemed necessary and advisable that \$445,000 be so redeemed on July 10, 2020 and notice of redemption be given according to the terms of the resolution authorizing issuance of the Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That outstanding General Obligation Bonds, dated September 23, 2014, in the principal amount of \$445,000, be and the same are hereby redeemed as of July 10, 2020.

Section 2. The Registrar and Paying Agent, UMB Bank, n.a. of West Des Moines, Iowa Successor to Bankers Trust Company of Des Moines, Iowa, is hereby authorized and directed to cause notice of such redemption be given not less than thirty (30) days prior to the redemption date and to cause notice of redemption to be mailed to the registered owners of the Bonds by registered mail, and to notify DTC.

Section 3. The County Treasurer is hereby authorized and directed to cause to be deposited in a separate fund sum sufficient to pay all principal and interest on the redeemed Bonds to the date of redemption and to notify the County's dissemination agent to post the Notice of

Redemption to the MSRB's website (EMMA) in searchable PDF format for the refunded Bonds in accordance with the Continuing Disclosure Certificate for the Bonds.

Section 4. That the form of such notice be substantially as follows:

NOTICE OF THE CALL OF BONDS FOR REDEMPTION TO THE HOLDERS OF THE FOLLOWING DESCRIBED BONDS:

Please take notice that the Bonds described below have been called for redemption. Owners of the Bonds should present their Bonds for payment on the redemption date.

Issuer: Pottawattamie County, State of Iowa
 Original Issue Amount: \$1,940,000
 Bond Issue: General Obligation Bonds, Series 2014
 Dated Date: September 23, 2014
 Redemption Date: July 10, 2020
 Redemption Price: Par, plus accrued interest

Bonds Called for Redemption

<u>CUSIP Numbers</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Maturity June 1st</u>
737875 GG3	\$220,000	2.00%	2021
737875 GH1	\$225,000	2.00%	2022

No representation is made as to the accuracy of the CUSIP numbers printed herein or on the Bonds.

The above Bonds should be presented to UMB Bank, n.a., West Des Moines, Iowa Successor to Bankers Trust Company of Des Moines, Iowa. This represents a full call of the outstanding obligations. All interest will cease to accrue on the Redemption Date.

UMB BANK, N.A., West Des Moines, Iowa

(End of Notice)

Dated this 9th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
<u>Justin Schultz, Chairman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Tim Wichman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Scott Belt</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Marilyn Jo Drake</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Lynn Grobe</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
 Melvyn Houser, County Auditor

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

Director of Planning and Zoning Matt Wyant came before the Board to discuss approving the TIF/Bonds on the Armstrong Investment LLC / Urban Renewal project. This was a discussion only. No action taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve payment out of the Gaming Fund for legal services by Ahlers & Cooney Law Firm on the Armstrong Investment LLC / Urban Renewal project. AYES: Drake, Wichman, Grobe; NAYS: Belt, Schultz. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign Iowa Economic Development Authority Community Development Block Grant (CDBG) Program Contract for CDBG OT Project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve posting of Notices of Vacancy for the Planning and Zoning Commission and Board of Adjustment due to recent legislative changes. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Application for Permit to Display Fireworks filed by Dean Ratliff, for display on July 4, 2020, at 55 Lawndale, Council Bluffs.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to close the posting of the Public Information Officer position, and postpone the interviews and hiring of said position until a future date. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Assessor's recommendations on the following applications: Homestead (43 recommended allowed, 0 recommended disallowed), Military (6 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (5 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (6 recommended allowed, 0 recommended disallowed), Family Farm (2 recommended allowed, 0 recommended disallowed). UNANIMOUS VOTE. Motion carried.

4. STUDY SESSION

- A. Update on previously approved projects; and
- B. Ordinance Regulating the Operations of All-Terrain and Off-Road Vehicles.

5. RECEIVED/FILED

A. Salary Actions

- 1) Sheriff – Payroll Status Change of Eric Shea.
- 2) Jail – Payroll Status Change of Brent Fauble; Jacob Meyer; Amber Roberts; Eric Seibel.
- 3) IT – Payroll Status Change of Kelly Greer; Matthew Reeves.
- 4) Planning and Zoning – Payroll Status Change of Jeffrey Miller.

B. Reports:

- 1) Recorder's Fee Book for May 2020.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:20 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 16, 2020

PUBLISH: X

June 16, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. June 9, 2020, Minutes as read.
- B. Conservation – Employment of Connor Williams, as NAM Seasonal.
- C. Conservation – Employment of Katelyn Duffy, as NAM Seasonal.
- D. Conservation – Employment of Ethan Brewer, as NAM Seasonal.
- E. Secondary Roads – Employment of Dylan Pitt, as Seasonal Roadside.
- F. Planning / Public Health – Employment of Benjamin Boese, as Temporary Public Health Intern.
- G. Planning / Public Health – Employment of Kaedyn Niemeyer, as Temporary Public Health Intern.
- H. Planning / Public Health – Employment of Lydia Wede, as Temporary Public Health Intern.
- I. Planning / Public Health – Employment of Tallin Rasmussen, as Temporary Public Health Intern.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Belt, to open public hearing on amendment to Pottawattamie County Budget for FY 2019/20. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Drake, second by Belt, to approve and sign **Resolution 56-2020**, amending Pottawattamie County Budget for FY 2019/20. Said Resolution is set out as follows:

RESOLUTION NO. 56-2020

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 2019-20 budget.

Dated this 16th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	○	○	○	○
_____ Tim Wichman	○	○	○	○

_____	○	○	○	○
Scott Belt	○	○	○	○
_____	○	○	○	○
Marilyn Jo Drake	○	○	○	○
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to approve and sign **Resolution No. 57-2020**, a Resolution to appropriate funds from Amendment to Budget for FY 2019/20. Said Resolution is set out as follows:

RESOLUTION NO. 57-2020

RESOLUTION FOR APPROPRIATIONS

WHEREAS, it is desired to appropriate funds from budget amendment as follows: 23 – Physical Health & Education; 53 – Planning and Development; and 99 – Non Departmental, as shown in the FY 2019-2020 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 16th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Justin Schultz, Chairman	○	○	○	○
_____	○	○	○	○
Tim Wichman	○	○	○	○
_____	○	○	○	○
Scott Belt	○	○	○	○
_____	○	○	○	○
Marilyn Jo Drake	○	○	○	○
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 58-2020**, a Resolution to re-appropriate funds from Board of Supervisors (Department 01) to Environmental Health (Department 38) and Planning and Development (Department 53). Said Resolution is set out as follows:

RESOLUTION NO. 58-2020

RESOLUTION FOR RE-APPROPRIATION BETWEEN DEPARTMENTS

WHEREAS, it is desired to re-appropriate money from Board of Supervisors (Department 01) to Environmental Health (Department 38) and Planning and Development (Department 53); and

WHEREAS, said re-appropriations are in accordance with Section 331.434(6), Code of Iowa, and

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

SECTION 1: The sum of **\$5,000.00** is ordered to be re-appropriated from Board of Supervisors (Department 01), to Environmental Health (Department 38);

SECTION 2: The sum of **\$20,000.00** is ordered to be re-appropriated from Board of Supervisors (Department 01), to Planning and Development (Department 53); and

SECTION 3: The Auditor is directed to correct his/her books accordingly and to notify the Treasurer of this operating re-appropriation.

Dated this 16th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve funding request by Southwest Iowa Planning Council for FY 21 in the amount of \$11,716.98. Said funds are to be paid out of the Rural Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, seconded by Belt, to approve funding request by Southwest Iowa Transit Agency for FY 21 in the amount of \$6,000.00, and to authorize Chairman to sign Rural Transit System Joint Participation Agreement for FY 21. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign a three-year renewal Contract to Provide Professional Consulting Services to Pottawattamie County by Cost Advisory Services, Inc. UNANIMOUS VOTE. Motion carried.

Buildings and Grounds Director Jason Slack, Assistant County Attorney Christine Circo, Safety and Risk Manager Garfield Coleman, Sheriff Jeff Danker, Chief Deputy Rob Ambrose, Lieutenant Andy Brown and Tony Kava with the Sheriff’s Office, Jail Administrator Tiffany Mass and Lewis Davids with the Jail, Chief Information Officer David Bayer and Anthony McCartney with the IT Department, all came before the Board to discuss County Security Upgrades at the Courthouse, the Sheriff’s Office and Jail. This was a discussion only and was scheduled for further discussion and/or decision for July 21, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and authorize Chairman to sign Emergency Purchasing Agreement with Witt O’Brien’s LLC, regarding COVID-19 funds. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Amendment to Agreement between MAPA and the County on Project 19POTT02–Pottawattamie County CITIES Administration Cities of Macedonia and Treynor. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve and authorize Chairman to sign Employment Agreements with Chief Information Officer David Bayer, HR Director Jana Lemrick, Engineer John Rasmussen, Buildings and Grounds Director Jason Slack, Veteran Affairs Director Nicholas Jedlicka, Conservation Director Mark Shoemaker, Planning and Development Director Matt Wyant, and Community Services Director Suzanne Watson. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

4. RECEIVED/FILED

A. Salary Actions:

- 1) Attorney – Payroll Status Change of Lyndze Thompson.
- 2) Secondary Roads – Payroll Status Change of Zach Lairmore, Nick McCoid, Mitch Rollins, Josh Reynolds, Kevin Ausdemore.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:24 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 23, 2020

PUBLISH: X

June 23, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve

- A. June 16, 2020, Minutes as read.
- B. Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Desoto Bend Mini Mart, Missouri Valley.
- C. Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for The Mile Away, Council Bluffs.
- D. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Class C Liquor License (LC) Commercial/Outdoor Service/Sunday Sales for Genevieve Stueve d/b/a Aeroplane Inn, Honey Creek.
- E. Beer Permit (Carryout Beer)/Class E Liquor License (LE)/Sunday Sales for Casey's Marketing Company d/b/a Casey's General Store #3205, Council Bluffs.
- F. Medical Examiner – Employment of William Elliott III, as Part-Time Medical Examiner Investigator.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on proposed Pottawattamie County Industrial Park Urban Renewal Plan. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Grobe, to continue public hearing until July 14, 2020, at 10:00 AM. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Ahlers & Cooney, P.C.'s Conflict of Waiver letter between City of Council Bluffs and Pottawattamie County, Iowa, related to Urban Renewal / Economic Development matters. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign Two-Mile Limit Area Policy Agreement Between Pottawattamie County, Iowa and Council Bluffs, Iowa Adopted by the County on December 27, 1995, and Adopted by the City on December 18, 1995. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve final plat of Harter's Acres, a subdivision situated in Garner Township, and to sign **Planning and Zoning Resolution 2020-07**, set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-07**

WHEREAS, this Board had approved the preliminary plat of **Harter's Acres**, a residential subdivision situated in **Garner Township**, by approval of Planning and Zoning Resolution No. **2019-14**, dated **November 19, 2019**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2019-06**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Harter’s Acres**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 23rd day of June, 2020

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Application for Permit to Display Fireworks filed by Robert L. Caputo for Caputo Enterprises DBA Mother Goose Child Care & Preschool. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to open the bid received for Carson and Macedonia downtown asbestos abatement. UNANIMOUS VOTE. Motion carried.

After discussion between the Board and Grant Anderson with MAPA, it was determined that the signing of the letter to the Iowa Economic Development Authority, accepting the bid for the Carson and Macedonia downtown asbestos abatement be postponed, as the single bid received for said project was too excessive. No action was taken on acceptance of the bid at this time.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve the rescheduling date for public hearing to initiate bidding process for downtown façade construction in Carson and Macedonia for June 30, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Right of Way Contracts with David L. and Joyce A. Kardell, and Derek Kardell (tenant) regarding the DLB-VA09 project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and sign Standard Form of Agreement Between Owner and Contractor, Ronco

Constructions Company, Inc. for Pottawattamie County , Iowa Courthouse Renovation project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Disaster Compensation Policy Addendum due to COVID-19 pandemic; and to approve vacation hours be extended until December 31, 2020, due to COVID-19 pandemic; and to approve County’s Holiday Policy and employees working on the Fourth of July holiday, due to the COVID-19 pandemic. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 60-2020**, a Resolution entitled: RESOLUTION DECLARING AN OFFICIAL INTENT UNDER TREASURY REGULATION 1.150-2 TO ISSUE DEBT TO REIMBURSE THE COUNTY FOR CERTAIN ORIGINAL EXPENDITURES PAID IN CONNECTION WITH SPECIFIED PROJECTS. Said Resolution is set out as follows:

RESOLUTION NO. 60-2020

RESOLUTION DECLARING AN OFFICIAL INTENT UNDER TREASURY REGULATION 1.150-2 TO ISSUE DEBT TO REIMBURSE THE COUNTY FOR CERTAIN ORIGINAL EXPENDITURES PAID IN CONNECTION WITH SPECIFIED PROJECTS

WHEREAS, the County anticipates making cash expenditures for one or more capital improvement projects, generally described below (each of which shall hereinafter be referred to as a "Project"); and

WHEREAS, the County reasonably expects to issue debt to reimburse the costs of a Project; and

WHEREAS, the Board believes it is consistent with the County's budgetary and financial circumstances to issue this declaration of official intent.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA:

- Section 1. That this Resolution be and does hereby serve as a declaration of official intent under Treasury Regulation 1.150-2.
- Section 2. That it is reasonably expected that capital expenditures will be made in respect of the following Project(s), from time to time and in such amounts as this Board determines to be necessary or desirable under the circumstances then and there existing.
- Section 3. That the County reasonably expects to reimburse all or a portion of the following expenditures with the proceeds of bonds, notes or other indebtedness to be issued or incurred by the County in the future.
- Section 4. That the total estimated costs of the Project(s), the maximum principal amount of the bonds, notes or other indebtedness to be issued for the foregoing Project(s) and the estimated dates of completion of the Project(s) are reasonably expected to be as follows:

<u>Project</u>	<u>Fund from which original expenditures are to be Advanced</u>	<u>Total Estimated Cost*</u>	<u>Amount of Borrowing Anticipated</u>	<u>Estimated Date of Completion</u>
Equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network	Gaming 0003	\$ 400,000	\$ 400,000	12/31/2020
Equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings	Gaming 0003	\$ 425,000	\$ 425,000	12/31/2020
Equipping of public buildings including software for the County Attorney's office	Gaming 0003	\$ 75,000	\$ 75,000	12/31/2020

Peace officer communication equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations	Gaming 0003	\$ 455,000	\$ 455,000	12/31/2020
A vehicle for the use of risk management	Gaming 0003	\$ 45,000	\$ 45,000	12/31/2020
Sheriff vehicles	Gaming 0003	\$ 300,000	\$ 300,000	12/31/2020
Acquisition and development of land for a public park or other recreation or conservation purpose including a maintenance facility and shower facility at Botna Bend Park	Gaming 0003	\$ 300,000	\$ 300,000	8/31/2020
Acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park	Gaming 0003	\$ 280,000	\$ 280,000	8/31/2020
Acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park	Gaming 0003	\$ 150,000	\$ 150,000	3/31/2021
Acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park	Gaming 0003	\$ 180,000	\$ 180,000	8/31/2020
Acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park	Gaming 0003	\$ 300,000	\$ 300,000	12/31/2020
Acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks	Gaming 0003	\$ 200,000	\$ 200,000	12/31/2020

Section 5. That the County reasonably expects to reimburse the above-mentioned Project costs not later than the later of eighteen months after the capital expenditures are paid or eighteen months after the property is placed in service, but in no event more than three (3) years after the original expenditure is paid.

Section 6. That this Resolution be maintained by the County Auditor in an Official Intent File maintained in the office of the Auditor and available at all times for public inspection, subject to such revisions as may be necessary.

Dated this 23rd day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
Justin Schultz, Chairman	<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"/>
Scott Belt	<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"/>
Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
 Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 61-2020**, a Resolution to appropriate funds for FY 2020/21 Budget. Said Resolution is set out as follows:

**RESOLUTION NO. 61-2020
APPROPRIATIONS RESOLUTION**

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning **July 1, 2020**, 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, 2020**.

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 **2019-2020** 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 **2020-2021** Budget Year.

SECTION 6: All appropriations authorized in accordance with this resolution lapse, **June 30, 2021**.

Dated this 23rd day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

ATTACHEMENT

FY 2020-2021 Pottawattamie County Budget Appropriations					
DEPT	DEPARTMENT	CERTIFIED	ORIGINAL	Original	DEPT
#	NAME	BUDGET	6/23/2020	Budget	#
			Resolution No. 61-2020	With Amendments	
01	Board of Supervisors	15,732,921	15,732,921	15,732,921	01
02	Auditor	1,752,638	1,752,638	1,752,638	02
03	Treasurer	1,759,304	1,759,304	1,759,304	03
04	Attorney	3,342,314	3,342,314	3,342,314	04
05	Sheriff	8,474,359	8,474,359	8,474,359	05
06	Debt Service/Supervisors	2,645,825	2,645,825	2,645,825	06
07	Recorder	877,990	877,990	877,990	07
12	Medical Examiner	400,168	400,168	400,168	12
20	Secondary Roads	23,286,735	23,286,735	23,286,735	20
21	Veteran Affairs	446,089	446,089	446,089	21
22	Conservation	2,375,266	2,375,266	2,375,266	22
23	Physical Health & Education	1,025,568	1,025,568	1,025,568	23
24	General Assistance	209,265	209,265	209,265	24
25	DHS	437,800	437,800	437,800	25
27	Animal Control	177,582	177,582	177,582	27
29	Corrections-Jail	13,586,891	13,586,891	13,586,891	29
37	Communications-911	3,550,641	3,550,641	3,550,641	37
38	Environmental Health	678,210	678,210	678,210	38
40	Unemployment—HR	40,000	40,000	40,000	40
48	WIC	631,596	631,596	631,596	48
50	Human Resources	474,848	474,848	474,848	50
51	Building and Grounds	1,478,319	1,478,319	1,478,319	51
52	Information Services	2,089,700	2,089,700	2,089,700	52
53	Planning & Development	666,340	666,340	666,340	53
54	GIS	415,872	415,872	415,872	54
57	Promise Partners	375,197	375,197	375,197	57
58	CD Treatment Services	7,500	7,500	7,500	58
59	Case Management	0	0	0	59
60	Mental Health	2,378,510	2,378,510	2,378,510	60
99	Non Departmental	13,912,000	13,912,000	13,912,000	99
	TOTAL	103,229,448	103,229,448	103,229,448	

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 62-2020**, a Resolution entitled: Transfer to Property Acquisition & Improvement Fund. Said Resolution is set out as follows:

RESOLUTION NO. 62-2020

RESOLUTION FOR Transfer to PROPERTY ACQUISITION & IMPROVEMENT FUND.

WHEREAS, it is desired to transfer money from the Gaming Fund to the Property Acquisition & Improvement Fund; 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 authorizes the following transfer:

SECTION 1: The sum of \$1,000,000 is ordered to be transferred from the Gaming Fund to the Property Acquisition & Improvement 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 23rd day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 63-2020**, a Resolution entitled: Resolution for Fourth Quarter 2019-2020 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 63-2020

RESOLUTION FOR FOURTH QUARTER 2019-2020 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 \$1,250,000 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 23rd day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Law Enforcement Services Contracts between Pottawattamie County and the following: City of Avoca, City of Carson, City of Crescent, City of Hancock, City of Macedonia, City of McClelland, City of Minden, City of Neola, City of Oakland, City of Treynor, City of Underwood, and City of Walnut. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve disallowed Homestead Tax Credit Applications. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by, to approve Melvyn Houser as the Board of Supervisors’ delegate for Nation Associate of Counties (NACo). UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION.

Motion by Belt, second by Grobe, 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, Wichman, Grobe. Motion carried.**

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

After discussion was held by the Board, a Motion was made by Wichman and seconded by Belt, to approve and authorize Chairman to sign Agreement responding to matter ICP047055A2. UNANIMOUS VOTE. Motion carried.

5. RECEIVED/FILED

E. Salary Actions:

- 1) Communications – Payroll Status Change of Desiree Castro, Calee Morgal.
- 2) Promise Partners – Payroll Status Change of Jordan Morse, Patricia Russmann, Tisha Moore, Scott Root, Jessica Rayment
- 3) Jail – Payroll Status Change of Nolan Darnell, Taylor Thomas, Georgia Harley

F. Reports:

- 1) Sheriff’s Reports of Fees Collected and Disbursed for May 2020

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:28 A.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: June 30, 2020
PUBLISH: X

June 30, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All member present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

- A. June 23, 2020, Minutes as read.
- B. Conservation – Employment of Steve Bath, as Park Aide.
- C. Medical Examiner Employment of Allison Sundeen, as Part-Time Medical Examiner Investigator.
- D. Conservation – Pay Increase of Clarence Sliger, Seasonal Park Aide.
- E. Conservation – Pay Increase of Jackson Nelson, Seasonal Ranger Intern.
- F. Planning/Public Health – Pay Increase of Maria Torres, Temporary/Part-time Community Health Organizer, pursuant to expansion of temporary position duties to include bilingual disease investigation.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on Carson and Macedonia downtown façade architectural plans and documents. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize MAPA's initiation of the bidding process for Carson and Macedonia downtown revitalization projects. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Application for Use of Pottawattamie County Grounds for Iowa 99 County Bible Reading Marathon from July 21, 2020 through July 23, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve corrected ending term date to Veteran Affairs Commission as follows: Ellen Fritz – Appointment ending June 30, 2022 (corrected from June 30, 2021, as per Iowa Code); Jesse Shea – Appointment ending June 30, 2021 (corrected from June 30, 2020, as per Iowa Code); and William Dooley – Appointment ending June 30, 2022 (corrected from June 30, 2021, as per Iowa Code). UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Southwest Iowa Training Facility Revised Joint 28E Agreement between the City of Council Bluffs and Pottawattamie County. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve the donation of five laptops to the Junior Jacket Robotics program. UNANIMOUS VOTE Motion carried.

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 64-2020**, a Resolution fixing date for a meeting on the proposition to authorize a Loan Agreement and the issuance of not to exceed \$600,000 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, or reconstruction of public buildings including equipping jail with programmable logic control upgrades. Said Resolution is set out as follows:

RESOLUTION NO. 64-2020

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$600,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE) 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 \$600,000, 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 project(s) 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:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 21st day of July, 2020, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$600,000 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, or reconstruction of public buildings including equipping jail with programmable logic control upgrades.

Section 2. 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 \$600,000, 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.

Section 3. 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. Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published between July 1, 2020 and July 15, 2020)

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 \$600,000 GENERAL OBLIGATION CAPITAL LOAN NOTES (ESSENTIAL COUNTY PURPOSE) 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 21st day of July, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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 \$600,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of equipping,

remodeling, or reconstruction of public buildings including equipping jail with programmable logic control upgrades. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 30th day of June, 2020.

/s/
County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

Dated this 30th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
<u>Justin Schultz, Chairman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Tim Wichman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Scott Belt</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Marilyn Jo Drake</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Lynn Grobe</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: Melvyn Houser, County Auditor

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

Motion by Bel, second by Drake, to approve and authorize Board to sign **Resolution No. 65-2020**, a Resolution fixing date for a meeting on the proposition to authorize 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, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades. Said Resolution is set out as follows:

RESOLUTION NO. 65-2020

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 (ESSENTIAL COUNTY PURPOSE) 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 project(s) 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: Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 21st day of July, 2020, 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, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades. Section 2. 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. Section 3. 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. Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

(To be published between July 1, 2020 and July 15, 2020)

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 (ESSENTIAL COUNTY PURPOSE) 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 21st day of July, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th 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, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund. At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board 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 the 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 30th day of June, 2020.

/s/
County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

Dated this 30th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
<u>Justin Schultz, Chairman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Tim Wichman</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Scott Belt</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Marilyn Jo Drake</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<u>Lynn Grobe</u>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Bond Counsel Engagement Agreement with Ahlers & Cooney, P.C., dated June 25, 2020, regarding General Obligation Capital Loan Notes, regarding the \$600,000 General Obligation Capital Loan Notes, and the \$900,000 General Obligation Capital Loan Notes. UNANIMOUS VOTE. Motion carried.

Motion by Drake, second by Wichman, to approve and authorize Board to sign **Resolution No. 66-2020**, a Resolution entitled fixing date for a meeting on the proposition to authorize a Loan Agreement and the issuance of not to exceed \$8,000,000 General Obligation Local Option Sales and Services Tax Bonds, the proceeds of which Bonds will be used to provide funds to pay the cost of acquisition of land and construction and equipping of county shops to service secondary roads. Said Resolution is set out as follows:

RESOLUTION NO. 66-2020

RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$8,000,000 GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICES TAX BONDS OF POTTAWATTAMIE COUNTY, STATE OF IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, pursuant to Chapter 423B of the Code of Iowa, 2019, as amended, and an election duly held in accordance therewith, the Board of Supervisors of the County of Pottawattamie (the "Issuer") is currently entitled to receive proceeds of the local option sales and services tax (the "Local Option Tax") imposed in accordance with Chapter 423B and an Ordinance duly adopted by the Board of Supervisors of Pottawattamie County with respect thereto; and

WHEREAS, pursuant to an election held November 8, 1994 and an Ordinance No. 95-2 passed and approved by this Board of Supervisors on February 22, 1995 and published on March 2, 1995, revenues derived from the Local Option Tax are to be allocated as follows: 15% for property tax relief (the "Property Tax Relief Portion"); 70% for secondary roads capital improvements; 10% for soil and water conservation districts for capital improvements; and 5% County Conservation Department; and

WHEREAS, the 70% of local option revenues allocated for "secondary roads capital improvements" is the "Designated Project Portion" proposed to be used for the present project; and

WHEREAS, the Issuer proposes to apply the Designated Project Portion of the Local Option Tax to pay the cost of acquisition of land and construction and equipping of county shops to service secondary roads as determined by the Pottawattamie County Board of Supervisors; and

WHEREAS, the Board now deems it in the best interests of the County and its residents to issue not to exceed \$8,000,000 General Obligation Local Option Sales and Services Tax Bonds, to pay the cost of acquisition of land and construction and equipping of county shops to service secondary roads; and

WHEREAS, before said Bonds may be issued, it is necessary to comply with the provisions of Chapter 423B of the Code of Iowa, and to publish a notice of the proposal to issue such Bonds and the right to petition for an election and to receive oral or written objections from any resident or property owner of the County to such actions.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board shall meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at 10:00 AM, on the 21st day of July, 2020, for the purpose of taking action on the matter of the issuance of not to exceed \$8,000,000 of General Obligation Local Option Sales and Services Tax Bonds, the proceeds of which Bonds will be used to provide funds to pay the cost of acquisition of land and construction and equipping of county shops to service secondary roads. The Bonds shall bear interest at a rate not exceeding the maximum specified in the attached notice. Said Bonds shall be payable from the

Designated Project Portion of the Local Option Tax receipts and, to the extent provided in Iowa Code Section 423B.9(4), the debt service fund of the County.

Section 2. That the County Auditor is hereby directed to cause at least one publication to be made of a notice of said meeting in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said County. The publication to be not less than ten (10) nor more than twenty (20) clear days before the date of said public meeting on the issuance of said Bonds.

Section 3. The notice of the proposed action to issue said Bonds shall be in substantially the following form:

(To be published between July 1, 2020 and July 10, 2020)

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 \$8,000,000 GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICES TAX BONDS, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the 21st day of July, 2020, at 10:00 AM, in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the issuance of not to exceed \$8,000,000 General Obligation Local Option Sales and Services Tax Bonds of said County, bearing interest at the rate of not to exceed nine per centum (9%) per annum. Said Bonds are proposed to be issued for the purpose of paying the cost of acquisition of land and construction and equipping of county shops to service secondary roads, as determined by the Pottawattamie County Board of Supervisors. Said Bonds shall be payable from the eligible portion of the local option sales and services tax receipts collected by the County (equal to 100% thereof) and, to the extent provided in Iowa Code Section 423B.9(4), the debt service fund of the County.

At any time before the date fixed for taking action for the issuance of the Bonds, a petition, signed by eligible electors residing within the County in a number equal to at least three percent (3%) of the registered voters of the County, may be filed with the County Auditor, asking that the question of issuing the Bonds be submitted to the registered voters of the County at a special election called upon the question of issuing said Bonds.

At the above meeting oral or written objections from any resident or property owner of said County to the above action shall be received. After all objections have been received and considered, the Board will at said meeting or at any adjournment thereof, take additional action for the issuance of said Bonds or will abandon the proposal to issue said Bonds.

This Notice is given by order of the Board of Supervisors of the Pottawattamie County, State of Iowa, as provided by Section 423B.9(4) of the Code of Iowa.

Dated this 30th day of June, 2020.

/s/ _____
County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

Dated this 30th day of June, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve and authorize Chairman to sign Bond Counsel Engagement Agreement with Ahlers & Cooney, P.C., dated June 25, 2020, regarding General Obligation Local Option

Sales and Services Tax Bonds, not to exceed \$8,000,000. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Employment Agreement between Southwest Iowa Juvenile Detention Center and Don Uhlig for July 1, 2020 through June 30, 2021. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) Board of Supervisors – Payroll Status Change of Melissa Joslin.
- 2) Treasurer – Payroll Status Change of MaryJo Turpen, Brandy Olsen.
- 3) Communications – Payroll Status Change of Torie Brummett.
- 4) Sheriff – Payroll Status Change of Jeremy Harker.

5. ADJOURN

Motion by Drake, second by Belt, 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: July 7, 2020
 PUBLISH: X

July 7, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

- A. June 30, 2020, Minutes as read.
- B. Publication of Claims Allowed for June 2020.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to appoint Michael K. "Mick" Gutttau to the Veteran Affairs Commission to a three year term, effective July 7, 2020 through June 30, 2023. Michael K. "Mick" Gutttau appeared before the Board, and was sworn in for said three year term. UNANIMOUS VOTE. Motion carried.

Treasurer Lea Voss came before the Board to discuss the annual Tax Sale and the amount owed in delinquent taxes. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign IT Support Agreement between Emergency Management Agency and Pottawattamie County IT Department. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, , to approve payment of CentralSquare's Annual Maintenance Invoice totaling \$127,097.00. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve payment of Iowa State Association of Counties (ISAC) FY 2021 Member Dues in the amount of \$5,900.00. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 1) WIC / Board of Health – Payroll Status Change of Wei Kay Eng.
- 2) Jail – Payroll Status Change of Dustin Ceder, Cory Elonich.
- 3) Secondary Roads – Payroll Status Change of Kyle Schroeder.
- 4) Conservation – Payroll Status Change of Malena Brotherson, Karen Yost.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:37 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: July 14, 2020

PUBLISH: X

July 14, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All members present, until Grobe left at 1:00 PM. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. July 7, 2020, Minutes as read.
- B. Renewal of Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor by Taylor Quik Pik, Council Bluffs.
- C. Planning / Public Health – Employment of Karan Johnson, as Temporary Community Health Organizer.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to re-open public hearing from June 23, 2020, on proposed Pottawattamie County Industrial Park Urban Renewal Plan. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Wichman, to continued public hearing to July 21, 2020, at 10:00 AM. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Wichman, second by Drake, to open public hearing on **Ordinance No. 2020-01**. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Drake, to close public hearing on **Ordinance No. 2020-01**. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve first consideration of **Ordinance No. 2020-01**: an Ordinance to amend Chapter 8 of the Pottawattamie County, Iowa Zoning Ordinance, by adding provision that Commercial kennels and veterinary hospitals or clinics are a conditional use in the A-3 District; and to set second consideration for July 21, 2020. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Wichman, second by Belt, to open public hearing on proposed preliminary plat of Gillett Subdivision, a subdivision situated in Garner Township. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Drake, to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-08**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-08**

WHEREAS, the proposed preliminary plat and supporting documents for Gillett Subdivision, a subdivision situated in Garner Township, has been filed with the Pottawattamie County Planning and Zoning Commission for its study and recommendation under Case #SUB-2020-03; and

WHEREAS, said Commission conducted a public hearing on June 15th, 2020, in accordance with Chapter 9.04 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and has given all parties an opportunity to be heard; and

WHEREAS, after careful study and being thoroughly familiar with the involved real estate and the surrounding area, said Commission has submitted its written recommendation to this Board to approve the preliminary plat; and

WHEREAS, this Board conducted a public hearing on July 14th, 2020 in accordance with the above-noted Ordinance and Statute, and has examined the proposed preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the proposed preliminary plat conforms to the requirements of Chapter 9.01-9.30. Subdivision Ordinance of the Pottawattamie County, Iowa, Code; the Pottawattamie County, Iowa, Land Use Plan and Chapter 354, Code of Iowa, and has deemed it to be in the best interest of Pottawattamie County, Iowa, to concur with the County’s Planning and Zoning Commission’s recommendation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the proposed preliminary plat of Gillett Subdivision, be, and the same is hereby approved as the preliminary plat of said subdivision.

Provided however, that this Resolution shall not be construed as being a final acceptance or approval of said Plat with the meaning of Chapter 9.01-9.30, Subdivision Ordinance, of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa; that after completion of all improvements and satisfaction of all requirements for final plats required by the State and County Ordinances and this Resolution, the final plat shall be submitted to this Board for its consideration.

Dated this 14th day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Drake, to approve final plat of Kathryn Rose Subdivision, a subdivision situated in Lewis Township; and authorize Board to sign **Resolution No. 2020-09**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-09**

WHEREAS, this Board had approved the preliminary plat of Kathryn Rose Subdivision, a residential subdivision situated in Lewis Township, by approval of Planning and Zoning Resolution No. 2020-03, dated February 11th, 2020; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under Case #SUB-2020-01; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the

Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of Kathryn Rose Subdivision, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 14th day of July 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve funding request in the amount \$15,000 for Pottawattamie County Housing Trust Fund. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve WIC Employee Retirement Payout Agreement between Pottawattamie County and Pottawattamie County WIC Program 7/1/2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve Assessor’s recommendations on the following applications: Homestead (306 recommended allowed, 2 recommended disallowed), Military (29 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (11 recommended allowed, 1 recommended disallowed), Business Property Tax Credit (25 recommended allowed, 0 recommended disallowed). UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve amendment to County Policy No. 802, Cameras in the Workplace. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve amendment to County Policy No. 504, Smoking. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve amendment to County Policy No. 305, Mobile Device. UNANIMOUS VOTE. Motion carried.

Sheriff Jeff Danker and Chief Deputy Rob Ambrose came before the Board to discuss the remodel of the Sheriff’s Office administration building. This was a discussion only. No action was taken.

Sheriff Jeff Danker, Chief Deputy Rob Ambrose, Director of Planning and Development Matt Wyant, and Engineer John Rasmussen came before the Board to discuss passing an ordinance

and regulating the operations of all-terrain and off-road vehicles in Pottawattamie County. This was a discussion only. No action was taken.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve Pottawattamie County Treasurer’s Semi Annual Report for 1/1/2020 – 6/30/2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve Employment Agreement between Conservation Director Mark Shoemaker and Pottawattamie County, Iowa (this Agreement corrects the Employment Agreement previously approved on June 16, 2020). UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 67-2020** (correcting Resolution No. 26-2020 previously passed on March 31, 2020. Said Resolution is set out as follows:

**RESOLUTION NO. 67-2020
(correcting Resolution 26-2020)**

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 13th day of December 2019, and recommended a 3.5% increase for all County elected officials, for the fiscal year beginning July 1, 2020; and

WHEREAS, the Pottawattamie County Board of Supervisors, in their meeting on February 11, 2020, discussed and approved to amend the salary increase for the Board of Supervisors to 3%, reduced from the Compensation Board’s recommendation of 3.5%. It was further discussed and approved by the Board of Supervisors at that same meeting, that the increase for the remaining elected officials shall remain at Compensation Board’s recommendation of 3.5%.

THEREFORE, BE IT RESOLVED that the Pottawattamie County Board of Supervisors hereby adopts the Compensation Board’s recommended 3.5% salary increase for all Pottawattamie County elected officials, except for the Board of Supervisors for which they adopt an amended increase of 3%, for the fiscal year beginning July 1, 2020. Said increases shall be as follows:

Elected Official	Approved Salary for FY 2020/2021
Attorney	\$143,488
Auditor	\$88,359
Recorder	\$88,359
Sheriff	\$137,314
Supervisors	48,229 \$47,996
Treasurer	\$88,359

ROLL CALL VOTE

Dated this 14th day of July, 2020.

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____

Melvyn Houser, County Auditor

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

4. PUBLIC COMMENTS

- A. Discussion/Comments received by members of the public concerning the letter addressed to the Board of Supervisors from Concerned Citizens of Pottawattamie County, and the un-deputized, armed civilians who violated the City's curfew at the Courthouse on May 31, 2020.

Individual No. 1

Name: Scott Puntaney
Address: 4105 Gladbrook Drive, Council Bluffs

Individual No. 2

Name: Glenn Hurst
Address: 210 5th Street, Minden, Iowa

Individual No. 3

Name: Cory Damgaard
Address: 123 E Main, Treynor, Iowa

Individual No. 4

Name: Steve Gilfillan
Address: 2635 Avenue I, Council Bluffs, Iowa

Individual No. 5

Name: Chad Boyer
Address: 1707 S 12th, Omaha, Nebraska

Individual No. 6

Name: Bill Ryan
Address: 11714 S 203rd, Gretna, Nebraska

Individual No. 7

Name: Rick Griffis
Address: 2729 Avenue L, Council Bluffs, Iowa

Individual No. 8

Name: Steve Semrell
Address: 1002 Westwind Drive, Lenox, Iowa

These were discussions only. No action was taken.

5. CLOSED SESSION(S)

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

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

Motion by Drake, second by Belt, to close meeting pursuant to Iowa Code Section 20.17(3) which exempts meetings to discuss strategies in collective bargaining from the provision of Iowa Code Chapter 21 (Open Meetings); and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.**

Motion by Belt, second by Drake, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman. Motion carried.**

6. RECEIVED/FILED

A. Salary Actions:

- 1) WIC – Employment of Cassandra L. Dytrych and Brigid Mordeson, as Part-Time WIC Dietitians.
- 2) Communications – Payroll Status Change of Rachel Bieghler, Elizabeth Sanders, Scott Vandervort, and Heather Townsend.

B. Reports:

- 1) Recorder’s Fee Book for June 1, 2020 - June 30, 2020.

7. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 2:17 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

Becky Belt, Finance, Auditor’s Office

APPROVED: July 21, 2020

PUBLISH: X

July 21, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:55 A.M. All members present, with Wichman appearing by telephone. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

A. July 14, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

At 9:55, a meeting was held by the Board Members as Trustees of South Noble Lake Drainage.

At 10:00, Chairman Schultz opened Board of Supervisors meeting.

Motion by Belt, second by Drake, to open public hearing on the issuance of Notes not to exceed \$8,000,000 in General Obligation Local Option Sales and Services Tax Bonds, to provide funds to pay costs of acquisition of land, and construction and equipping of county shops to service secondary roads. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 69-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 69-2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$8,000,000 GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICES TAX BONDS

WHEREAS, pursuant to notice published as required by law, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of not to exceed \$8,000,000 General Obligation Local Option Sales and Services Tax Bonds, for the purpose of paying costs of acquisition of land and construction and equipping of county shops to service secondary roads, and has considered the extent of objections received from residents or property owners as to said proposed issuance of Bonds, and no petition having been filed; and, accordingly the following action is now considered to be in the best interests of the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the sale and issuance in the manner required by law of not to exceed \$8,000,000 General Obligation Local Option Sales and Services Tax Bonds, for the foregoing 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 Bonds. The amounts so advanced shall be reimbursed from the proceeds of the Bonds 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.

Dated this 21st day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Justin Schultz, Chairman	○	○	○	○
_____	○	○	○	○
Tim Wichman	○	○	○	○
_____	○	○	○	○
Scott Belt	○	○	○	○
_____	○	○	○	○
Marilyn Jo Drake	○	○	○	○
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to open public hearing on Authorization of a Loan Agreement and the issuance of Notes not to exceed \$900,000 in General Obligation Capital Loan Notes, in order to provide funds to pay the costs of equipping, remodeling, or reconstruction of public buildings, including equipping the Courthouse with access control and video surveillance, and the Jail with camera upgrades, for essential county purposes. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 70-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 70-2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES

WHEREAS, pursuant to notice published as required by law, the 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 order to provide funds to pay the costs of equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board 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.

Dated this 21st day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to open public hearing on Authorization of a Loan Agreement and the issuance of Notes to not to exceed \$600,000 in General Obligation Capital Loan Notes, in order to provide funds to pay the costs of equipping, remodeling, or reconstruction of public buildings, including equipping jail and programmable logic control upgrades, for essential county purposes. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 71-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 71-2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$600,000 GENERAL OBLIGATION CAPITAL LOAN NOTES

WHEREAS, pursuant to notice published as required by law, the 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 \$600,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funds to pay the costs of equipping, remodeling, or reconstruction of public buildings including equipping jail with programmable logic control upgrades, 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 the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$600,000 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.

Dated this 21st day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After receipt and review of City of Council Bluffs’ Annexation Agreement Regarding Parcel Number 7443 17 176 –6, commonly known as 13667 192nd Street, Council Bluffs, Iowa, and the City’s Petition for Voluntary Annexation, a motion was made by Belt, and seconded by Drake, to close public hearing on Proposed Pottawattamie County Industrial Urban Renewal Plan. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 59-2020**, along with Exhibit 1 to said Resolution, entitled Pottawattamie County Industrial Park Urban Renewal Plan for the Pottawattamie County Industrial Park Urban Renewal Area dated June 2020. Said Resolution is set out as follows:

RESOLUTION NO. 59-2020

RESOLUTION DETERMINING AN AREA OF THE COUNTY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE COUNTY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING THE POTTAWATTAMIE COUNTY INDUSTRIAL PARK URBAN RENEWAL PLAN

WHEREAS, this Board has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an urban renewal area under Iowa law; and

WHEREAS, a proposed Pottawattamie County Industrial Park Urban Renewal Plan ("Plan" or "Urban Renewal Plan") for the Pottawattamie County Industrial Park Urban Renewal Area ("Area" or "Urban Renewal Area") described below has been prepared, which proposed Plan has been on file in the office of the County Auditor and which is incorporated herein by reference; and

WHEREAS, this proposed Urban Renewal Area includes and consists of:

LEWIS TWP 17-74-43 SE NW EXC COMM SW COR TH
N447.42' E900.84' S447.42' W900.84' TO POB

AND

192ND STREET (INCLUDING ROW) FROM E SOUTH
OMAHA BRIDGE ROAD SOUTHERLY TO THE SW
CORNER OF I-29/I-80 INDUSTRIAL PARK LOT 5
PARCEL NUMBER: 7443 17 176 007

LEGAL DESCRIPTION AND PARCEL NUMBER WILL
CHANGE WHEN FINAL PLAT IS RECORDED.

WHEREAS, the proposed Area is within two miles of the corporate boundaries the City of Council Bluffs, Iowa, and accordingly, the County has received the consent of the City of Council Bluffs in the form of a joint agreement to allow the County to operate within the proposed Area, which agreement is hereby approved in all respects and incorporated herein by this reference; and

WHEREAS, it is desirable that the Urban Renewal Area be redeveloped as described in the proposed Urban Renewal Plan to be known hereafter as the "Pottawattamie County Industrial Park Urban Renewal Plan"; and

WHEREAS, the Iowa statutes require the Board of Supervisors to submit the proposed Urban Renewal Plan to the Planning and Zoning Commission for review and recommendation as to its conformity with the general plan for development of the County as a whole, prior to Board of Supervisors approval thereof; and

WHEREAS, creation of the Urban Renewal Area and adoption of the Urban Renewal Plan therefore has been approved by the Planning and Zoning Commission for the County as being in conformity with the general plan for development of the County as a whole, as evidenced by its written report and recommendation filed herewith, which report and recommendation is hereby accepted, approved in all respects and incorporated herein by this reference; and

WHEREAS, by resolution adopted on May 26, 2020, this Board directed that a consultation be held with the designated representatives of all affected taxing entities to discuss the proposed Urban Renewal Plan and the division of revenue described therein, and that notice of the consultation and a copy of the proposed Urban Renewal Plan be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the Board of Supervisors and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the County's designated representative to the consultation meeting, filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by resolution this Board also set a public hearing on the adoption of the proposed Urban Renewal Plan for the July 14, 2020 meeting of the Board of Supervisors, and due and proper notice of the public hearing was given, as provided by law, by timely publication in the Daily Nonpareil, the Avoca Journal Herald, and the Oakland Herald, which notice set forth the time and place for the hearing and the nature and purpose thereof; and

WHEREAS, at the July 14, 2020 meeting, this Board opened the public hearing and voted to continue the public hearing to this date and time; and

WHEREAS, in accordance with the notice, all persons or organizations desiring to be heard on the proposed Urban Renewal Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Board in connection therewith and the public hearing has been closed.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That the findings and conclusions set forth or contained in the proposed "Pottawattamie County Industrial Park Urban Renewal Plan" for the area of Pottawattamie County, State of Iowa, legally described and depicted in the Plan and incorporated herein by reference (which area shall hereinafter be known as the "Pottawattamie County Industrial Park Urban Renewal Area"), be and the same are hereby adopted and approved as the findings of this Board for this area.

Section 2. This Board further finds:

a) Although relocation is not expected, a feasible method exists for the relocation of any families who will be displaced from the Urban Renewal Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

b) The Urban Renewal Plan conforms to the general plan for the development of the County as a whole; and

c) Acquisition by the County is not immediately expected, however, as to any areas of open land to be acquired by the County included within the Urban Renewal Area:

i. Residential use is not expected, however, with reference to any portions thereof which are to be developed for residential uses, this Board of Supervisors hereby determines that a shortage of housing of sound standards and design with decency, safety and sanitation exists within the County; that the acquisition of the area for residential uses is an integral part of and essential to the program of the municipality; and that one or more of the following conditions exist:

a. That the need for housing accommodations has been or will be increased as a result of the clearance of slums in other areas, including other portions of the urban renewal area.

b. That conditions of blight in the municipality and the shortage of decent, safe and sanitary housing cause or contribute to an increase in and spread of disease and crime, so as to constitute a menace to the public health, safety, morals, or welfare.

c. That the provision of public improvements related to housing and residential development will encourage housing and residential development which is necessary to encourage the retention or relocation of industrial and commercial enterprises in this state and its municipalities.

d. The acquisition of the area is necessary to provide for the construction of housing for low and moderate income families.

ii. Non-residential use is expected and with reference to those portions thereof which are to be developed for non-residential uses, such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 3. That the Urban Renewal Area is an economic development area within the meaning of Chapter 403, Code of Iowa; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403, Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of this County.

Section 4. That the Urban Renewal Plan, attached hereto as Exhibit 1 and incorporated herein by reference, be and the same is hereby approved and adopted as the "Pottawattamie County Industrial Park Urban Renewal Plan for the Pottawattamie County Industrial Park Urban Renewal Area"; the Urban Renewal Plan for such area is hereby in all respects approved; the Chairperson and County Auditor are authorized to execute the Joint City-County Agreement; and the County Auditor is hereby directed to file a certified copy of the Urban Renewal Plan with the proceedings of this meeting.

Section 5. That, notwithstanding any resolution, ordinance, plan, amendment or any other document, the original Urban Renewal Plan shall be in full force and effect from the date of this Resolution until the Board amends or repeals the Plan. Said Urban Renewal Plan shall be forthwith certified by the County Auditor, along with a copy of this Resolution, to the Recorder for Pottawattamie County, Iowa, to be filed and recorded in the manner provided by law.

Dated this 21st day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, second by Drake to approve the Joint City/County Agreement, marked as Exhibit C to the Pottawattamie County Industrial

Park Urban Renewal Plan for the Pottawattamie County Industrial Park Urban Renewal Area dated June 2020, as set out and attached to Resolution 59-2020. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Drake, second by Belt, to approve second consideration of **Ordinance No. 2020-1**, an Ordinance to amend Chapter 8, of Pottawattamie County, Iowa Zoning Ordinance, by adding provision that Commercial kennels and veterinary hospitals or clinics are a conditional use in the A-3 District; and to adopt said **Ordinance 2020-01** into law. Said Ordinance is set out as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2020-01**

AN ORDINANCE to amend Chapter 8, of Pottawattamie County, Iowa Zoning Ordinance, by adding provisions that Commercial kennels and veterinary hospitals or clinics are a conditional use in the A-3 District.

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

SECTION 1 - AMENDMENTS: That the Pottawattamie County, Iowa, Code, be and the same is hereby amended by adding thereto the following new Section, to be codified as Section 8.012.030.10, Conditional Use in the A-3 (River Front & Agricultural Production) District:

8.012.030 **CONDITIONAL USES:** The following conditional uses shall be permitted in a Class A-3 District, when authorized in accordance with the requirements of Chapter 8.096:

.10 Commercial kennels and veterinary hospitals or clinics, provided that no such structure or exercising runway shall be located closer than two hundred (200) feet from any Class "R" District or platted residential subdivision or dwelling other than that of the lessee or owner of the site.

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 - REPEAL OF CONFLICTING ORDINANCES: That all ordinance or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve preparation of a Quit Claim Deed to adjacent parcel and set public hearing for August 11, 2020 at 10:00 AM regarding title to property located at 1114 Military Avenue, Council Bluffs, Parcel No. 7544 25 176 002, legally described as Rohrer Park 2nd Addition, Part O/L C adjacent on West of Lot 10, Block 3. **UNANIMOUS VOTE. Motion carried.**

Director of Advance Southwest Iowa Corporation Paula Hazelwood came before the Board to give an update on quarterly activity and initiatives. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve setting a public hearing on August 4, 2020, at 10:00 AM to consider plans,

specifications, form of contract and total estimated costs for the proposed Hancock Roads Maintenance Facility.

UNANIMOUS VOTE. Motion carried.

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 68-2020**, a Resolution to authorize Chairman to sign Interlocal Agreement between the City of Council Bluffs and County of Pottawattamie, Iowa, with respect to the 2020 Byrne Justice Assistance Grant (JAG) Program Award. Said Resolution is set out as follows:

RESOLUTION NO. 68-2020

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 2020 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 2020 JAG funds.

Dated this 21st day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Right of Entry, granting permission to Verizon Wireless to enter certain property owned by the County. UNANIMOUS VOTE. Motion carried.

Director of the Southwest Iowa Juvenile Detention Center Don Uhlig came before the Board to discuss COVID-19 testing procedures for juveniles being held at the Southwest Iowa Juvenile Detention Center; and the involvement of the County’s Public Health Department and the doctor

at the County Jail in said testing. Director of Planning and Development/Public Health was also involved in this discussion. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign Agreement for Professional Services between the County GIS Department and MAPA for the period of July 1, 2020 through June 30, 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve and award contract for asbestos abatement in the Communications Center to JAMCO for the bid of \$8,660.00. UNANIMOUS VOTE. Motion carried.

Director of Building and Grounds Jason Slack, Safety and Risk Manager Garfield Coleman, Sheriff Jeff Danker, Sheriff's Digital Forensics/Technology Administrator Anthony Kava, Jail Administrator Tiffany Mass, Detention Officer Lewis Davids, and Chief Information Officer David Bayer came before the Board with an update on the County's security upgrades at the Courthouse and Jail/Sheriff's Office. This matter was postponed until July 28, 2020. No further action was taken.

Auditor Melvyn Houser came before the Board to discuss the indexing of transfer book scanned images in the Auditor's Office. This was a discussion only. No action was taken.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve funding appropriation for support of MAPA for FY 20/21 in the amount of \$44,716.00, payable in two installments, with the first installment in the amount of \$22,358.00 due July 2020, and the second installment in a like amount due January 2021. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve FY 20/21 Matching Funds request in the amount of \$500.00 for Iowa Economic Development Authority funding of the Western Iowa Tourism Region. Said funds are to be paid out of the Gaming Fund. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve ISACS Supervisors' Dues for FY 20/21 in the amount of \$375.00. UNANIMOUS VOTE. Motion carried.

4. RECEIVED/FILED

A. Salary Actions

- 14) Planning and Development – Payroll Status Change of Pamela Kalstrup, Angela Rathburn.
- 15) Recorder – Payroll Status Change of Kathy Kallas.
- 16) Jail – Payroll Status Change of Heidi Swanson, Marlys Martin, Ryan Thompson, Philip Witte, Austin Frain.
- 17) Secondary Roads – Payroll Status Change of Shawn Bluml.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:25 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: July 28, 2020

PUBLISH: X

July 28, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. July 21, 2020, Minutes as read.
- B. Community Services – Change of Employment of Jamie Lorez from a Clerk 2 in the Treasurer’s Office, to Administrative Assistant in Community Services.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve the appointment of Karen S. Anderson to the Zoning Board of Adjustment, with a term ending date of December 31, 2022. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve appointment of Dolores D. Silkworth to the Planning and Zoning Commission, with a term ending date of December 31, 2022. UNANIMOUS VOTE. Motion carried.

Becky Belt, with the Auditor’s Office, and Sr. Vice President of Speer Financial, Inc Maggie Burger came before the Board to give an update and to discuss the 2020A bonding projects. This was a discussion only. No action was taken.

Becky Belt, Finance with the Auditor’s Office, came before the Board to discuss and give an update on FY 19/20 year end fund balances. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Drake, second by Grobe, to approve updated procedures on Courthouse Safety Measures Related to COVID, as set out in the Memorandum addressed to the Board of Supervisors, dated July 28, 2020. UNANIMOUS VOTE. Motion carried.

Jason Slack / Director, Buildings and Grounds; Christine Circo / Assistant County Attorney; Garfield Coleman / Safety and Risk Manager; Sheriff Jeff Danker, Chief Deputy Rob Ambrose and Lieutenant Andy Brown / Sheriff’s Office; Jail Administrator Tiffany Mass and Lewis Davids / Jail; Chief Information Officer David Bayer and Anthony McCartney / IT came before the Board to continue the discussion on County Security Upgrades. This was a discussion only. No action was taken.

3. OTHER BUSINESS

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 72-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 72-2020

RESOLUTION FOR TRANSFER TO PROPERTY ACQUISITION & IMPROVEMENT FUND

WHEREAS, it is desired to transfer money from the General Basic Fund, to the Property Acquisition & Improvement 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 \$5,500,000 is ordered to be transferred from the General Basic Fund to the Property Acquisition & Improvement 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 28th day of July, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

4. RECEIVED/FILED

A. Salary Actions:

- 1) Planning and Zoning / Public Health – Payroll Status Change of Maria Sieck.
- 2) Buildings and Grounds – Payroll Status Change of Jeremy Meyers, Jason Burhenne
- 3) Southwest Iowa Juvenile Detention Center – Payroll Status Change of Melissa A. Vanderpool.
- 4) Attorney – Payroll Status Change of Mandi Jo Schnepf, Brett Wessels.

B. Reports:

- 1) Sheriff's Report of Fees Collected and Disbursed for 5/30/2020 – 6/30/2020.

C. Notices of Out of State Travel:

- 1) Sheriff's Office (2).

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:15 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: August 4, 2020
PUBLISH: X

August 4, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, second by Grobe, to approve

- A. July 28, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Drake, second by Wichman, to open public hearing on proposed plans, specifications, form of contract and total estimates costs for the proposed Hancock Roads Maintenance Facility; and to approve and sign **Resolution 73-2020**, a Resolution Adopting Plans, Specifications, Form of Contract and Estimate of the Cost for the Hancock Pottawattamie County Secondary Roads Shop Public Improvement Project, and setting public bid opening for construction for 10:00 AM on September 15, 2020. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

Motion by Wichman, second by Drake, to approve and authorize Board to sign **Resolution No. 73-2020**, a Resolution Adopting Plans, Specifications, Form of Contract and Estimate of the Cost for the Hancock Pottawattamie County Secondary Roads Shop Public Improvement Project, and setting public bid opening for construction at 10:00 AM on September 15, 2020. Said Resolution is set out as follows:

RESOLUTION NO. 73-2020

RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF THE COST FOR THE HANCOCK POTTAWATTAMIE COUNTY SECONDARY ROADS SHOP PUBLIC IMPROVEMENT PROJECT.

WHEREAS, on the 25th day of July, 2020, plans, specifications, form of contract and estimate of cost were provided by the County Engineer for the construction of certain public improvements described in general as the Hancock Pottawattamie County Secondary Roads Shop Public Improvement; and

WHEREAS, notice of hearing on plans, specifications, form of contract and estimate of cost for the public improvements was published as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE POTTAWATTAMIE COUNTY BOARD OF SUPERVISORS, STATE OF IOWA:

That the plans, specifications, form of contract and estimate of cost are hereby approved as the plans, specifications, form of contract and estimate of cost for the Hancock Pottawattamie County Secondary Roads Shop public improvement. Furthermore, that the project shall be let for construction at a public bid opening with bids to be opened at 10:00 A.M. on September 15, 2020.

Dated this 4th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>

	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt	<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"/>
Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

RECOMMENDED: _____
John Rasmussen, Engineer

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

After discussion was held by the Board, a Motion was made by Drake and seconded by Grobe, to approve the reallocation of Engineer’s fund balance to be used for gravel, sealcoat and bridges, to be spent over the next three years. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt and seconded by Grobe, to approve setting public hearing and first consideration of an Ordinance for the 25th day of August, 2020, at 10:00 AM, on the regulation of operations for all terrain and off-road vehicles in Pottawattamie County. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve setting public hearing on the 25th day of August, 2020, at 10:10 for modification of the County’s Schedule of Fees. UNANIMOUS VOTE. Motion carried.

Director of Planning and Development Matt Wyant, Interim Director Pam Kalstrup, and Terry E. Brown with Iowa Homeland Security & Emergency Management Department, came before the Board to discuss how to proceed with the DR4421 application, pertaining to the flood impacted properties for the date of loss of March 11, 2019. This was a discussion only. No action was taken.

Director of Planning and Development Matt Wyant and Interim Director Pam Kalstrup came before the Board to discuss reducing the number of members on the Planning and Zoning Commission from 7 members to 5 members. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Board to sign **Resolution No. 74-2020**, a Resolution scheduling public hearing for 18th day of August, 2020, at 10:00 AM, on the proposal to enter into a Development Agreement with Armstrong Investments, LLC; and to provide publication of notice thereof. Said Resolution is set out as follows:

RESOLUTION NO. 74-2020

RESOLUTION FIXING DATE FOR A PUBLIC HEARING ON THE PROPOSAL TO ENTER INTO A DEVELOPMENT AGREEMENT WITH ARMSTRONG INVESTMENTS, LLC, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF.

WHEREAS, by Resolution No. 59-2020, adopted July 21, 2020, this Board found and determined that certain areas located within the County are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Pottawattamie County Industrial Park Urban Renewal Plan (the "Urban Renewal Plan" or "Plan") for the Pottawattamie County Industrial Park Urban Renewal Area (the "Urban Renewal Area" or "Area") described therein, which Plan, is on file in the office of the Recorder of Pottawattamie County; and

WHEREAS, it is desirable that properties within the Area be redeveloped as part of the overall redevelopment area covered by said Plan; and

WHEREAS, the County has received a proposal from Armstrong Investments, LLC (the "Developer"), in the form of a proposed Development Agreement (the "Agreement")

by and between the County and the Developer, pursuant to which, among other things, the Developer would agree to prepare for development certain real property located within the Urban Renewal Area as defined and legally described in the Agreement (the

"Development Property") by platting the Development Property to create multiple lots for industrial businesses, constructing water infrastructure to provide water service to the lots, and marketing the lots for sale to industrial businesses, which businesses are anticipated to create jobs and income through their operations on the Development Property; and

WHEREAS, the Agreement further proposes that the County will construct certain Public Improvements (as defined in the Agreement), including storm sewer infrastructure and streets to facilitate the development of lots for industrial businesses on the Development Property, under the terms and following satisfaction of the conditions set forth in the Agreement; and

WHEREAS, the County and the Iowa Department of Transportation have entered into a separate agreement under the Iowa Department of Transportation's RISE program, pursuant to which the County would receive a RISE grant to help finance the Public Improvements; and

WHEREAS, as security for the County's costs of constructing the Public Improvements, the Agreement would require the Developer to make certain payments to the County, including the Shortfall Payments and Rise Grant Reimbursement Payments (as those terms are defined in the Agreement), if the Development Property is not developed as contemplated in the Agreement, all under the terms and conditions of the Agreement; and

WHEREAS, Chapters 15A and 403, Code of Iowa, (the "Urban Renewal Law") authorize counties to construct infrastructure for economic development in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Chapter, and to levy taxes and assessments for such purposes; and

WHEREAS, the Board has determined that the Agreement is in the best interests of the County and the residents thereof and that the performance by the County of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Agreement and the County's performance thereunder is in furtherance of appropriate economic development activities and objectives of the County within the meaning of Chapters 15A and 403, Code of Iowa, taking into account the factors set forth therein; and

WHEREAS, neither the Urban Renewal Law nor any other Code provision sets forth any procedural action required to be taken before said economic development activities can occur under the Agreement, and pursuant to Section 331.301(5), Code of Iowa, it is deemed sufficient if the action hereinafter described be taken and the County Auditor publish notice of the proposal and of the time and place of the meeting at which the Board proposes to take action thereon and to receive oral and/or written objections from any resident or property owner of said County to such action.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY IN THE STATE OF IOWA:

Section 1. That this Board meet in the Board of Supervisors Room, County Courthouse, 223 South 6th Street, Council Bluffs, Iowa, at 10:00 A.M. on August 18, 2020, for the purpose of taking action on the matter of the proposal to enter into a Development Agreement with Armstrong Investments, LLC.

Section 2. That the County Auditor is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said County, said publication to be not less than four (4) clear days nor more than twenty (20) days before the date of said public meeting.

Section 3. The notice of the proposed action shall be in substantially the following form:

NOTICE OF PUBLIC HEARING OF THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY IN THE STATE OF IOWA, ON THE MATTER OF THE PROPOSAL TO ENTER INTO A DEVELOPMENT AGREEMENT WITH ARMSTRONG INVESTMENTS, LLC, AND THE HEARING THEREON

PUBLIC NOTICE is hereby given that the Board of Pottawattamie County in the State of Iowa, **will hold a public hearing on August 18, 2020,**

at 10:00 A.M. in the Board of Supervisors Room, County Courthouse, 223 South 6th Street, Council Bluffs, Iowa, at which meeting the Board proposes to take action on the proposal to enter into a Development Agreement (the "Agreement") with Armstrong Investments, LLC (the "Developer").

Due to public health concerns related to COVID-19, the public may attend the meeting in person, or may access the meeting electronically, pursuant to Iowa Code Section 21.8, via YouTube at:

<https://www.youtube.com/channel/UCeP9ZQIBgMpuSyOprlyMl6g>

or by dialing 712-328-5848.

Please check the posted agenda in advance of the August 18, 2020 meeting for any updates to the manner in which the public may access the hearing. Please contact the Planning and Development Department at pam.kalstrup@pottcounty-ia.gov if you have questions about the format of the meeting, or to request a copy of the Agreement.

The Agreement would obligate the Developer to prepare for development certain real property located within the Urban Renewal Area as defined and legally described in the Agreement (the "Development Property") by platting the Development Property to create multiple lots for industrial businesses, constructing water infrastructure to provide water service to the lots, and marketing the lots for sale to industrial businesses.

The Agreement further provides that the County will construct certain Public Improvements (as defined in the Agreement), including storm sewer infrastructure and streets to facilitate the development of lots for industrial businesses on the Development Property, under the terms and following satisfaction of the conditions set forth in the Agreement. The County and the Iowa Department of Transportation have entered into a separate agreement under the Iowa Department of Transportation's RISE program, pursuant to which the County would receive a RISE grant to help finance the Public Improvements.

The Agreement further obligates the Developer to make certain payments to the County, including the Shortfall Payments and Rise Grant Reimbursement Payments (as those terms are defined in the Agreement), as security for the County's construction the Public Improvements, if the Development Property is not developed as contemplated in the Agreement, all under the terms and conditions of the Agreement.

A copy of the Agreement is on file for public inspection during regular business hours in the office of the County Auditor, Courthouse, Pottawattamie County, Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of said County, to the proposal to enter into the Agreement with the Developer. After all objections have been received and considered, the Board will at this meeting or at any adjournment thereof, take additional action on the proposal or will abandon the proposal to authorize said Agreement.

This notice is given by order of the Board of Supervisors of Pottawattamie County in the State of Iowa, as provided by Sections 331.301(5) and 331.305, Code of Iowa.

Dated this 4th day of August, 2020.

County Auditor, Pottawattamie County
in the State of Iowa

(End of Notice)

Dated this 4th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>

Lynn Grobe

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve and authorize Board to sign **Resolution No. 75-2020**, a Resolution scheduling public hearing on the proposition of the issuance of not to exceed \$600,000 General Obligation Urban Renewal Bonds 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. 75-2020

RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$600,000 GENERAL OBLIGATION URBAN RENEWAL BONDS OF POTTAWATTAMIE COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, by Resolution No. 59-2020, adopted July 21, 2020, this Board found and determined that certain areas located within the County are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Pottawattamie County Industrial Park Urban Renewal Plan (the "Plan") for the Pottawattamie County Industrial Park Urban Renewal Area (the "Area" or "Urban Renewal Area"), which Plan is or will be on file in the office of the Recorder of Pottawattamie County, Iowa; and

WHEREAS, it is deemed necessary and advisable that Pottawattamie County, State of Iowa, should issue General Obligation Urban Renewal Bonds, to the amount of not to exceed \$600,000, as authorized by Sections 331.443 and 403.12, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose project(s) as hereinafter described; and

WHEREAS, before bonds may be issued, it is necessary to comply with the procedural requirements of Chapters 331 and 403 of the Code of Iowa, and to publish a notice of the proposal to issue such bonds and the right to petition for an election.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board meet in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at **10:20 AM, on the 25th day of August, 2020**, for the purpose of taking action on the matter of the issuance of not to exceed \$600,000 General Obligation Urban Renewal Bonds, for essential county purposes, the proceeds of which bonds will be used to provide funds to pay the costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 including paving of 192nd St., road improvements in the industrial park, and related storm sewer improvements.

Section 2. 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 Bonds.

Section 3. The notice of the proposed action to issue bonds 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 ISSUANCE OF NOT TO EXCEED \$600,000 GENERAL OBLIGATION URBAN RENEWAL BONDS 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 25th day of August, 2020, at 10:20 AM**, in the Board Room, County Courthouse, 227 South 6th Street, Council Bluffs, Iowa, at which meeting the Board proposes to take additional action for the issuance of not to exceed \$600,000 General Obligation Urban Renewal Bonds, for essential county purposes, to provide funds to pay the costs of aiding in

the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 including paving of 192nd St., road improvements in the industrial park, and related storm sewer improvements.

At any time before the date of the meeting, a petition, asking that the question of issuing such Bonds be submitted to the legal voters of the County, may be filed with the Auditor of the County in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.441(2)(b)(14), 331.443 and 403.12 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the issuance of the Bonds or will abandon the proposal to issue said Bonds. This notice is given by order of the Board of Supervisors of Pottawattamie County, State of Iowa, as provided by Chapters 331 and 403 of the Code of Iowa.

Dated this 4th day of August, 2020.

County Auditor, Pottawattamie County, State of Iowa

(End of Notice)

Dated this 4th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, 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

Urban Renewal Bonds, in an amount not to exceed \$600,000. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve moving forward on the camera / security project for the Jail and Courthouse, and for the Auditor’s Office to bring forth a Reimbursement Resolution to allow further bonding to repay spent funds. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions

- 5) WIC – Employment of Julisa Collins as Part-Time Support Staff.
- 6) Attorney – Payroll Status Change of Christine Circo.
- 7) Sheriff – Payroll Status Change of Megan Wirt.
- 8) Secondary Roads – Payroll Status Change of Tyler Campbell.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:54 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: August 11, 2020
PUBLISH: X

August 11, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. August 4, 2020, Minutes as read.
- B. Publication of Claims for July, 2020.
- C. Planning / Public Health – Employment of Candy Heyer, as Community Health Organizer – Temporary.
- D. Planning / Public Health – Employment of Jessica Barrett, as Community Health Organizer – Temporary.
- E. Planning / Public Health – Employment of Zoey Cook, as Community Health Organizer – Temporary.
- F. Planning / Public Health – Employment of Linda Guehring, as Community Health Organizer – Temporary
- G. Planning / Public Health – Employment of Melissa Duschanek, as Community Health Organizer – Temporary.

UNANIMOUS VOTE. Motion carried.

2. PUBLIC HEARINGS

Motion by Wichman, second by Belt, to open public hearing on disposal of county-owned property to John W. Lambertz and Gail K. Lambertz, and their successors, as trustees of the John and Gail Lambertz Living Trust. Said property is legally described as: That certain portion of Outlot “C” lying to the west of and immediately adjoining Lot 10, Block 3 in Rohrer’s Park Second Addition, with said portion of said Outlot “C” conveyed being 20x60 feet, more or less, all in Council Bluffs, Pottawattamie County, Iowa . **Roll Call Vote: AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

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

After discussion by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Board to sign **Resolution No. 78-2020**, a Resolution Authorizing Disposal of an Interest in County-Owned Property as provided Under Iowa Code Section 331.361 and Iowa Code Section 350.4. Said Resolution is set out as follows:

RESOLUTION NO. 78-2020

A RESOLUTION AUTHORIZING DISPOSAL OF AN INTEREST IN COUNTY-OWNED PROPERTY AS PROVIDED UNDER IOWA CODE SECTION 331.361 AND IOWA CODE SECTION 350.4

WHEREAS, the Board of Supervisors has provided legal notice of and set a public hearing for the disposal of an interest in county-owned property described below, and

WHEREAS, the Board of Supervisors believes it to be in the best interest of Pottawattamie County to dispose of certain county-owned property and to allow the property be transferred and assessed for taxation; and

WHEREAS, on April 2, 1991, Pottawattamie County, Iowa obtained title of the property identified as Rohrer Park 2nd Addition O/L C, pursuant to tax sale, as a result of delinquent general taxes, interest, penalties, and costs on the property for 1977, 1978, 1979, which mistakenly included a portion of Outlot “C” lying to the west of and immediately adjoining Lot 10, Block 3 in Rohrer’s Park Second Addition, with said portion of said Outlot “C” conveyed being 20x60 feet, more or less, all in Council Bluffs, Pottawattamie County, Iowa.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Pottawattamie County, Iowa that the Boar of Supervisors does hereby authorize the disposal of Pottawattamie County interest in the property legally described as follows be transferred to John W. Lambertz and Gail K. Lambertz, and their successors, as trustees of the John and Gail Lambertz Living Trust:

Outlot "C" lying to the west of and immediately adjoining Lot 10, Block 3 in Rohrer's Park Second Addition, with said portion of said Outlot "C" conveyed being 20x60 feet, more or less, all in Council Bluffs, Pottawattamie County, Iowa.

BE IT FURTHER RESOLVED that the County Auditor be and is hereby authorized empowered and directed to cause a Quit Claim Deed to be prepared duly executed and recorded along with this Resolution and the Proof of Publication of the "Notice of Public Hearing".

Dated this 11th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

Motion by Wichman, second by Belt, to open public hearing on **Ordinance 2020-02**, an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 2.893 acres from a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District. **Roll Call Vote: AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

Motion by Wichman, second by Belt, to close public hearing on **Ordinance 2020-02**. **Roll Call Vote: AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

After discussion was held by the Board, a Motion was made by Wichman, second by Grobe, to approve first consideration of **Ordinance 2020-02**, an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 2.893 acres from a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District; and to set second consideration for the 18th day of August, 2020, at 10:00 AM. Said Ordinance is set out as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2020-02**

AN ORDINANCE to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 2.893 acres from a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District.

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

SECTION 1 - AMENDMENTS: That the Official Zoning Map, as adopted by reference in Section 8.003.020 of the Pottawattamie County, Iowa, Zoning Ordinance, be and the same is hereby amended by changing the district designation from its present designation

of a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District of certain real estate, as shown on the attached plat and which is legally described as follows:

Kathryn Rose Subdivision – Lot 3

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 - REPEAL OF CONFLICTING ORDINANCES: That all ordinance or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

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

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES:** Drake, Belt, Schulz, Wichman, Grobe. Motion carried.

3. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve Hungry Canyons Alliance’s annual membership fee of \$4,250.00 for FY 20/21. UNANIMOUS VOTE. Motion carried.

MAPA’s Community & Economic Development Planner Grant Anderson came before the Board to give an update on the Carson-Macedonia Downtown Renovation Project. After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the scheduling for the bid opening on the Carson-Macedonia Downtown Renovation Project for August 20, 2020, at 2:00 PM via Zoom. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve General Accounting Expenditure (GAX) form, for payment to Franks Design Group in the amount of \$20,289.00, and reimbursement to Pottawattamie County in the amount of \$24,334.00, for the CDBG / Carson-Macedonia downtown building façade project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Chairman to sign Animal Control Services Agreement between Pottawattamie County, Iowa and Avoca, Iowa, effective July 1, 2020. UNANIMOUS VOTE. Motion carried.

After discussion by the Board, a Motion was made by Wichman, and seconded by Belt, , to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-12**, a Resolution to approve final plat of I-29/I-80 Industrial Park, a residential subdivision in Pottawattamie County, Iowa. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-12**

WHEREAS, this Board had approved the preliminary plat of **I-29/I-80 Industrial Park**, a residential subdivision situated in **Lewis Township**, by approval of Planning and Zoning Resolution No. **2019-14**, dated **January 7, 2020**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2019-09**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **I-29/I-80 Industrial Park**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 11th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

After discussion by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-11**, a Resolution to approve final plat of Gillett Subdivision, a residential subdivision in Pottawattamie County, Iowa. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-11**

WHEREAS, this Board had approved the preliminary plat of **Gillett Subdivision**, a residential subdivision situated in **Garner Township**, by approval of Planning and Zoning Resolution No. **2020-08**, dated **July 14th, 2020**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2020-03**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Gillett Subdivision**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

Dated this 11th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

4. CLOSED SESSION

Motion by Drake, second by Belt, to go into Closed Session as allowed by Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement.

Roll Call Vote: **AYES: Drake, Belt, Schulz, Wichman, Grobe. Motion carried.**

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

5. RECEIVED/FILED

G. Salary Actions:

- 18) Jail – Payroll Status Change of Chasity Christie, Grant Gilliam, Shelbie Harris, Kayla Smeal.
- 19) Sheriff – Payroll Status Change of Adam Fields, Doug Kelsey, Teresa Schultz, Jeremy Warren.

H. Reports:

- 1) Recorder’s Fee Book for 7/1/2020 – 7/31/2020

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:08 PM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: August 18, 2020

PUBLISH: X

August 18, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All members, except Justin Schultz present. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, second by Grobe, to approve

- A. August 11, 2020, Minutes as read.
- B. Planning – Employment of Lilia Torres, as Environmental Health Intern

UNANIMOUS VOTE. Motion Carried.

2. PUBLIC HEARING

Motion by Drake, second by Belt, to open public hearing on proposal to enter into a Development Agreement with Armstrong Investments, LLC. **Roll Call Vote: AYES: Drake, Belt, Grobe, Wichman. Motion Carried.**

Motion by Belt, second by Grobe, to close public hearing. **Roll Call Vote: AYES: Belt, Grobe, Drake, Wichman. Motion Carried.**

After discussion by Board motion by Drake, second by Grobe, on **Resolution 79-2020** approving and authorizing execution of a Development Agreement by and between Pottawattamie County and Armstrong Investments, LLC. Said Resolution is set out as follows:

RESOLUTION NO. 79-2020

RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT BY AND BETWEEN POTTAWATTAMIE COUNTY AND ARMSTRONG INVESTMENTS, LLC

WHEREAS, by Resolution No. 59-2020, adopted July 21, 2020, this Board found and determined that certain areas located within the County are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Pottawattamie County Industrial Park Urban Renewal Plan (the "Urban Renewal Plan" or "Plan") for the Pottawattamie County Industrial Park Urban Renewal Area (the "Urban Renewal Area" or "Area") described therein, which Plan, is on file in the office of the Recorder of Pottawattamie County; and

WHEREAS, it is desirable that properties within the Area be redeveloped as part of the overall redevelopment area covered by said Plan; and

WHEREAS, the County has received a proposal from Armstrong Investments, LLC (the "Developer"), in the form of a proposed Development Agreement (the "Agreement") by and between the County and the Developer, pursuant to which, among other things, the Developer would agree to prepare for development certain real property located within the Urban Renewal Area as defined and legally described in the Agreement (the "Development Property") by platting the Development Property to create multiple lots for industrial businesses, constructing water infrastructure to provide water service to the lots, and marketing the lots for sale to industrial businesses, which businesses are anticipated to create jobs and income through their operations on the Development Property; and

WHEREAS, the Agreement further proposes that the County will construct certain Public Improvements (as defined in the Agreement), including storm sewer infrastructure and streets to facilitate the development of lots for industrial businesses on the Development Property, under the terms and following satisfaction of the conditions set forth in the Agreement; and

WHEREAS, the County and the Iowa Department of Transportation have entered into a separate agreement under the Iowa Department of Transportation's RISE program, pursuant to which the County would receive a RISE grant to help finance the Public Improvements; and

WHEREAS, as security for the County's costs of constructing the Public Improvements, the

Agreement would require the Developer to make certain payments to the County, including the Shortfall Payments and Rise Grant Reimbursement Payments (as those terms are defined in the Agreement), if the Development Property is not developed as contemplated in the Agreement, all under the terms and conditions of the Agreement; and

WHEREAS, Chapters 15A and 403, Code of Iowa, authorize counties to make grants for economic development in furtherance of the objectives of an urban renewal project and to appropriate such funds and make such expenditures as may be necessary to carry out the purposes of said Chapters, and to levy taxes and assessments for such purposes; and

WHEREAS, the Board has determined that the Agreement is in the best interests of the County and the residents thereof and that the performance by the County of its obligations thereunder is a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Agreement and the County's performance thereunder is in furtherance of appropriate economic development activities and objectives of the County within the meaning of Chapters 15A and 403, Code of Iowa, taking into account any or all of the factors set forth in Chapter 15A, Code of Iowa, to wit:

- a. Businesses that add diversity to or generate new opportunities for the Iowa economy should be favored over those that do not.
- b. Development policies in the dispensing of the funds should attract, retain, or expand businesses that produce exports or import substitutes, or which generate tourism-related activities.
- c. Development policies in the dispensing or use of the funds should be targeted toward businesses that generate public gains and benefits, which gains and benefits are warranted in comparison to the amount of the funds dispensed.
- d. Development policies in dispensing the funds should not be used to attract a business presently located within the state to relocate to another portion of the state unless the business is considering in good faith to relocate outside the state or unless the relocation is related to an expansion which will generate significant new job creation. Jobs created as a result of other jobs in similar Iowa businesses being displaced shall not be considered direct jobs for the purpose of dispensing funds; and

WHEREAS, pursuant to notice published as required by law, this Board has held a public meeting and hearing upon the proposal to approve and authorize execution of the Agreement and has considered the extent of objections received from residents or property owners as to said proposed Agreement; and, accordingly the following action is now considered to be in the best interests of the County and residents thereof.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY IN THE STATE OF IOWA:

Section 1. That the performance by the County of its obligations under the Agreement, including but not limited to the construction of the Public Improvements in connection with the development of the Development Property under the terms set forth in the Agreement, be and is hereby declared to be a public undertaking and purpose and in furtherance of the Plan and the Urban Renewal Law and, further, that the Agreement and the County's performance thereunder is in furtherance of appropriate economic development activities and objectives of the County within the meaning of Chapters 15A and 403, Code of Iowa, taking into account the factors set forth therein.

Section 2. That the form and content of the Agreement, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the Chairperson and the County Auditor be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver the Agreement for and on behalf of the County in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Agreement, the Chairperson and the County Auditor are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Agreement as executed.

Dated this 18th day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

3. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, second by Drake, to approve second consideration of **Ordinance 2020-02**, an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 2.893 acres from a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District; and to adopt said Ordinance 2020-02 into law. Said Ordinance is set as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2020-02**

AN ORDINANCE to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 2.893 acres from a Class R-3 (Urban Residential) to a Class C-2 (General Commercial) District.

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

SECTION 1 - AMENDMENTS: That the Official Zoning Map, as adopted by reference in Section 8.003.020 of the Pottawattamie County, Iowa, Zoning Ordinance, be and the same is hereby amended by changing the district designation from its present designation of a Class_ R-3 (Urban Residential) to a Class C-2 (General Commercial) District of certain real estate, as shown on the attached plat and which is legally described as follows:

Kathryn Rose Subdivision - Lot 3

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 - REPEAL OF CONFLICTING ORDINANCES: That all ordinance or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

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

ROLL CALL VOTE

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

_____	○	○	○	○
Tim Wichman				
_____	○	○	○	○
Scott Belt				
_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, second by Drake, to pursue an Inter Fund Loan from Impact Fund of up to \$500,000 to match RISE Grant on TIF Funding source for Armstrong Development. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, second by Drake, to approve the donation of computing equipment to the following organizations:

- 1) New Visions Homeless Service – 5 rugged tablets
- 2) Thomas Jefferson Robotics Program – 5 laptops
- 3) Connections Area Agency on Aging – 1 laptop
- 4) Centro Latino of Iowa – 2 laptops
- 5) Municipal Housing Agency – 2 desktops
- 6) Heartland Bike Share – 2 laptops and 1 desktop
- 7) Nebraska AIDS project (significant work is done in SWI) – 2 laptops
- 8) Iowa Legal Aid – 2 laptops
- 9) IowaWORKS, Veteran Career Planning – 2 laptops
- 10) Children’s Square – 6 laptops

UNANIMOUS VOTE. Motion Carried.

Discussion Only from Jason Slack, Building and Grounds Director, on Courthouse Renovation. No Action Taken.

After discussion by the Board, a Motion was made by Drake, second by Belt, to sign contract with Parallel Technologies for the County Security Upgrades in the amount of \$777,437.46. UNANIMOUS VOTE. Motion Carried.

After discussion by the Board, a Motion was made by Drake, second by Belt, to sign Food Service and Laundry Agreement with Summit Food Services. UNANIMOUS VOTE. Motion Carried.

4. RECEIVED/FILED

A. Salary Actions:

- 1) Jail – Payroll Status Change of Jason Karns, Tom Van Soelen, David Button, Cory Little
- 2) Medical Examiner – Payroll Status Change of Cheri Dahlheim

5. ADJOURN

Motion by Belt, second by Grobe, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:07 A.M.

Tim Wichman, Pro-Tem Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: August 25, 2020

PUBLISH: X

August 25, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All members, except Schultz present. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, second by Grobe, to approve

- A. August 18, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. PUBLIC HEARINGS

Motion by Belt, second by Drake, to open public hearing to approve preliminary plat approval of Hadleigh Acres and **Planning and Zoning Resolution No. 2020-10**. **Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe. Motion carried.**

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

After discussion by Board motion by Drake, second by Belt, to approve preliminary plat approval of Hadleigh Acres and **Planning and Zoning Resolution No. 2020-10**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-10**

WHEREAS, the proposed preliminary plat and supporting documents for **Hadleigh Acres**, a subdivision situated in **Garner Township**, has been filed with the Pottawattamie County Planning and Zoning Commission for its study and recommendation under **Case #SUB-2020-04**; and

WHEREAS, said Commission conducted a public hearing on **July 27, 2020**, in accordance with Chapter 9.04 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and has given all parties an opportunity to be heard; and

WHEREAS, after careful study and being thoroughly familiar with the involved real estate and the surrounding area, said Commission has submitted its written recommendation to this Board to approve the preliminary plat; and

WHEREAS, this Board conducted a public hearing on **August 25, 2020** in accordance with the above-noted Ordinance and Statute, and has examined the proposed preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the proposed preliminary plat conforms to the requirements of Chapter 9.01-9.30. Subdivision Ordinance of the Pottawattamie County, Iowa, Code; the Pottawattamie County, Iowa, Land Use Plan and Chapter 354, Code of Iowa, and has deemed it to be in the best interest of Pottawattamie County, Iowa, to concur with the County's Planning and Zoning Commission's recommendation:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the proposed preliminary plat of **Hadleigh Acres**, be, and the same is hereby approved as the preliminary plat of said subdivision.

Provided however, that this Resolution shall not be construed as being a final acceptance or approval of said Plat with the meaning of Chapter 9.01-9.30, Subdivision Ordinance, of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa; that after completion of all improvements and satisfaction of all requirements for final plats required by the State and County Ordinances and this Resolution, the final plat shall be submitted to this Board for its consideration.

Dated this 25th day of August.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to open public hearing for first consideration of **Ordinance No. 2020-03**, an Ordinance to adopt Chapter 12, All-terrain and Off-road Vehicles, an ordinance to identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads. **Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe. Motion carried.**

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

After discussion by Board motion by Belt, second by Drake, to approve first consideration of **Ordinance No. 2020-03**, an Ordinance to adopt Chapter 12, All-terrain and Off-road Vehicles, an ordinance to identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads; and to set Second Consideration for September 1, 2020. Said Ordinance is set out as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2020-03**

AN ORDINANCE to adopt Chapter 12, All-terrain and Off-road Vehicles, an ordinance to identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads.

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

SECTION 1 - AMENDMENTS: That the Pottawattamie County, Iowa, Code, be and the same is hereby amended by adding thereto the following new Chapter to be codified as Chapter 12, All-terrain and Off-road Vehicles to read as follows:

**Chapter 12
All-terrain and Off-road Vehicles**

- Sections:** 12.01 Purpose
- 12.02 Definitions
- 12.03 Operation on Roadways
- 12.04 Minimum Equipment Standards for Operation
- 12.05 Requirements of Operation
- 12.06 Exempt Vehicles
- 12.07 Penalties
- 12.08 Fees

12.01 **PURPOSE:** This ordinance shall identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads.

12.02 **DEFINITIONS:** below definitions are compliant with 321I of the Iowa Code

12.02.01 **All-terrain Vehicle** – means a motorized vehicle with not less than three and not more than six non highway tires that is limited in engine displacement to less than one thousand cubic centimeters and in total dry weight to less than one thousand two hundred pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

12.02.02 **Off-Road Vehicle** - means a motorized vehicle with not less than four and not more than eight non highway tires or rubberized tracks that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. “Off-road utility vehicle” includes the following vehicles:

- a. (1) “Off-road utility vehicle — type 1” means an off-road utility vehicle with a total dry weight of one thousand two hundred pounds or less and a width of fifty inches or less.
- b. (2) “Off-road utility vehicle — type 2” means an off-road utility vehicle, other than a type 1 off-road utility vehicle, with a total dry weight of two thousand pounds or less, and a width of sixty-five inches or less.
- c. (3) “Off-road utility vehicle — type 3” means an off-road utility vehicle with a total dry weight of more than two thousand pounds or a width of more than sixty-five inches, or both.

12.02.03 **Roadway** - means that portion of a roadway improved, designed, or ordinarily used for vehicular travel.

12.03 **OPERATION ON ROADWAYS:**

12.03.01 If an all-terrain vehicle or off-road vehicle is properly registered pursuant to Iowa Code section 321I.3 and is equipped with the minimum level of safety equipment as prescribed in Section 4 of this ordinance, the vehicle may be operated on any County public roadway within Pottawattamie County.

12.03.02 The operation under this ordinance applies to those roadways lying outside the city limits of any incorporated city which does not have an ordinance or other regulation in effect allowing such operation. Operation shall be permitted on Farm to Market roadways through cities with a population of less than 2500 population whether an ordinance exists or not.

12.03.03 Individuals who operate an all-terrain or off-road vehicle must have a valid state driver’s license, proof of liability insurance, and Iowa Department of Natural Resources registration or registration from the appropriate out of state authority on their persons while operating said vehicle.

12.03.04 Operation of all-terrain or off-road vehicles on County public roadways shall be conducted in accordance with all State of Iowa traffic laws and posted signage.

12.04 **MINIMUM EQUIPMENT STANDARDS FOR OPERATION:**

12.04.01 Vehicles more than 40 inches wide shall be equipped with turn signal lamps and have a manually operated switched controlled by the driver.

12.04.02 Vehicle shall be equipped with a properly operating speedometer and odometer calibrated in miles per hour and miles respectively and shall be fully illuminated when the headlamp(s) are activated.

12.04.03 Vehicles shall be equipped with an electrically actuated horn, and emit a sound clearly audible from a distance of 200 feet. The horn shall be actuated with a switch easily accessible to the driver when operating the vehicle.

12.04.04 Vehicles shall be equipped with a headlamp that shall be in a plane that is perpendicular to a vertical plane through the longitudinal centerline of the vehicle. The headlamps shall be mounted not less than 24 inches, nor more than 54 inches, above the road surface when measured to the headlamp center.

12.04.05 Vehicles shall be equipped with tail lamp or lamps mounted on the rear of the vehicle, exhibiting a red light plainly visible from a distance of 500 feet to the rear. The tail lamps shall be mounted not less than 15 inches, nor more than 72 inches, above the roadway.

12.04.06 Vehicles shall be equipped with a stop lamp that is actuated by the brake switch to indicate braking of the vehicle.

12.04.07 Vehicles shall be equipped with a DOT rated tire which shall display the proper markings on the sidewall of the tire.

12.04.08 Vehicles shall be equipped with a rear facing mirror and shall provide the operator with a clear view of the rear.

12.05 **REQUIREMENTS OF OPERATION:** Individuals who operate on roadways in Pottawattamie County must adhere to all applicable County Ordinances and provisions of the Iowa Code. In addition to the provisions of Iowa Code Chapters 321 and 321I, the following conditions apply:

- 12.05.01 Every all-terrain or off-road vehicle operated upon roadways of Pottawattamie County shall be registered annually with the County Recorder and be required to pay a registration fee in such amount established by the Board. The operator of each all-terrain or off-road vehicle shall be required to provide, upon request by any peace officer, proof of ownership including but not limited to bill of sale or registration. This requirement shall be satisfied if an all-terrain or off-road vehicle is in compliance with the registration requirements of any state within the United States of America.
- 12.05.02 A person shall not operate an all-terrain or off-road vehicle unless the operator has a valid driver’s license issued by any state within the United States of America.
- 12.05.03 A person shall not operate an all-terrain or off-road vehicle unless the operator has proof of insurance complying with that required of an operator of a motor vehicle pursuant to applicable provisions of the Iowa Code, Rules and Regulations, including but not limited to Iowa Code 321.20B and 321A.21.
- 12.05.04 A person shall not drive or operate an all-terrain or off-road vehicle:
 - .01 At a rate of speed greater than the posted speed limit.
 - .02 In a careless, reckless, or negligent manner so as to;
 - .03 Endanger any person
 - .04 Cause injury or damage to person or property
 - .05 Create unnecessary skidding or sliding or cause any wheel or wheels to unnecessarily lose contact with the ground.
 - .06 While under the influence of intoxicating liquor or narcotics or habit-forming drugs as prescribed under chapter 321J of the Iowa Code.
 - .07 In any park, wildlife area, reserve, refuge, game management area, or any portion of a meandered stream, which has been identified as a navigable stream or river by rule adopted by the department and which is covered by water, except on designated riding areas and designated trails.
 - .08 Upon operating railroad right-of-way, an all-terrain or off-road vehicle may be driven directly across railroad right-of-way only at an established crossing and, notwithstanding any other provisions of law, may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic. This paragraph does not apply to a law enforcement officer or railroad employee of a utility authority to enter upon the railroad right-of-way in the lawful performance of the employee’s duty.
 - .09 With more persons on the vehicle than designed to be carried or seated.
 - .10 The operator and passengers shall wear the seatbelt or harness as so equipped by the manufacturer.

12.06 **EXEMPT VEHICLES:**

- 12.06.01 All-terrain or off-road vehicles owned by the United States, this state, or another state, or by a governmental subdivision thereof, and used for enforcement, search and rescue, or official research and studies, but not for recreational or commercial purposes.
- 12.06.02 Registration shall not be required for all-terrain or off-road vehicles used exclusively to conduct agricultural operations pursuant to Iowa Code 321I.9(3)
- 12.06.03 All-terrain or off-road vehicles used in accordance with section 321.234A, subsection 1, paragraph “a”.
- 12.07 **VIOLATIONS AND PENALTIES:** The penalty for violating the provisions of this Chapter shall be as set forth in Chapter 1.75.
- 12.08 **FEE SCHEDULE:** The fee schedule as set forth in Chapter 1.50 is hereby established for matters pertaining to this Ordinance.

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 – REPEAL OF CONFLICTING ORDINANCES: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage, approval and publication, as by law provided.

PASSED AND APPROVED

ROLL CALL VOTE

AYE NAY ABSTAIN ABSENT

○ ○ ○ ○

Justin Schultz, Chairman

_____	○	○	○	○
Tim Wichman				
_____	○	○	○	○
Scott Belt				
_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

NOTICE OF PUBLIC HEARING BOARD OF SUPERVISORS PUBLISHED: August 13, 2020
BOARD OF SUPERVISORS PUBLIC HEARING: August 25, 2020
FIRST CONSIDERATION: August 25, 2020
SECOND CONSIDERATION: September 1, 2020
PUBLICATION: September 10, 2020
RECORD: September 11, 2020
EFFECTIVE: September 11, 2020

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

Motion by Belt, second by Drake, to open public hearing for Authorization of a Loan Agreement and the issuance of Notes not to exceed \$600,000 in General Obligation Urban Renewal Bonds, in order to provide funds to pay the costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 including paving of 192nd St., road improvements in the industrial park, and related storm sewer improvements, for essential county purposes; and to approve and sign **Resolution 80-2020**, instituting proceedings to take additional action. Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe. Motion carried.

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and Authorization of a Loan Agreement and the issuance of Notes not to exceed \$600,000 in General Obligation Urban Renewal Bonds, in order to provide funds to pay the costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 including paving of 192nd St., road improvements in the industrial park, and related storm sewer improvements, for essential county purposes; and to approve and sign **Resolution 80-2020**, instituting proceedings to take additional action. Said Resolution is set out as follows:

RESOLUTION NO. 80-2020

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$600,000 GENERAL OBLIGATION URBAN RENEWAL BONDS

WHEREAS, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of not to exceed \$600,000 General Obligation Urban Renewal Bonds, for the essential county purposes, in order to provide funds to pay the costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 including paving of 192nd St., road improvements in the industrial park, and related storm sewer improvements, and has considered the extent of objections received from residents or property owners as to the proposed issuance of Bonds; and no petition was filed calling for a referendum thereon. The following action is now considered to be in the best interests of the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$600,000 General Obligation Urban Renewal Bonds, 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 Bonds. The amounts so advanced shall be reimbursed from the proceeds of the Bonds 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.

Dated this 25 day of August, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

3. SCHEDULED SESSIONS

After discussion by Board motion by Drake, second by Grobe, to approve the Master Matrix and Construction Permit Applicant for Applicant Dan Pederson / Northridge Site. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve **Resolution 82-2020** to approve project plans, specifications an estimate for project RC-CO78(203)-9A-78 and set bid opening date of October 6, 2020 at 10 A.M. UNANIMOUS VOTE. Motion carried. Said Resolution is set out as follows:

RESOLUTION NO. 82-2020

RESOLUTION ADOPTING PLANS, SPECIFICATIONS, AND ESTIMATE OF THE COST FOR PROJECT RC-CO78(203)--9A-78.

WHEREAS, on the 20th day of August, 2020, plans, specifications, and estimate of cost were provided by the County Engineer for the construction of Project RC-CO78(203)--9A-78; an economic development project on 192nd Street in Lewis Township; and

WHEREAS, approval of the project documents is necessary prior to publishing the Notice to Bidders and setting a bid opening date.

NOW, THEREFORE, BE IT RESOLVED BY THE POTTAWATTAMIE COUNTY BOARD OF SUPERVISORS, STATE OF IOWA:

That the plans, specifications, and estimate of cost are hereby approved for Project RC-CO78(203)--9A-78. Furthermore, that the project shall be let for construction at a public bid opening with bids to be opened at 10:00 A.M. on October 6, 2020

Dated this 25th day of August.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
Scott Belt				
_____	<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"/>
Lynn Grobe				

ATTEST: _____
 Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve funding agreement for BRS-CO78(199)-FF-78 for the construction of a Reinforced Box Culvert on M16 in Section 4 of James Townships. **UNANIMOUS VOTE. Motion carried.**

Director of Human Resources Jana Lemrick came before the Board to discuss FY 2020 overtime costs. This was a discussion only. No action was taken.

4. OTHER BUSINESS

After discussion was held by the Board, a Motion was by Belt, and seconded by Drake, to approve and authorize Board to sign **Resolution No. 81-2020**, a Resolution entitled: Resolution for Transfers to the West SWCD/Pott Co Structures Fund and to the East SWCD/Pott Co Structures Fund. Said Resolution is set out as follow:

RESOLUTION NO. 81-2020

RESOLUTION FOR TRANSFERS TO WEST SWCD/POTT CO STRUCTURES FUND AND EAST SWCD/POTT CO STRUCTURES FUND.

WHEREAS, it is desired to transfer money from the Gaming Fund to West SWCD/Pott Co Structures Fund, and from the Gaming Fund to East SWCD/Pott Co Structures Fund; and

WHEREAS, said transfers are in accordance with Section 331.432, Code of Iowa.

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors authorizes the following transfers:

SECTION 1: The sum of **\$15,000.00** is ordered to be transferred from the Gaming Fund to the West SWCD/Pott Co Structures Fund;

SECTION 2: The sum of **\$10,000.00** is ordered to be transferred from the Gaming Fund to the East SWCD/Pott Co Structures Fund;

SECTION 3: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of these operating transfers.

Dated this 25th day of August, 2020.

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"/>
Tim Wichman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt				
_____	<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"/>
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) SWI Juvenile Detention Center – Payroll Status Change of Falyn Rowell
- 2) Building & Grounds – Payroll Status Change of Tammy Bockert
- 3) Planning- Payroll Status Change of Angela Walker
- 4) Conservation-Payroll Status Change of Kimberly Wickersham, Rene Stroud

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:35 AM.

Tim Wichman, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: September 1, 2020

PUBLISH: X

August 27, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 PM. All members, except Schultz and Drake present. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE

1. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to canvass City of Avoca’s Special Election, and to authorize Auditor to pay election costs. UNANIMOUS VOTE. Motion carried.

2. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:01 PM.

Tim Wichman, Chairman Pro-Tem

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: September 1, 2020
PUBLISH: X

September 1, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve

- A. August 25, 2020, and August 27, 2020, Minutes as read.
- B. Renewal of Class B Beer (BB) (Includes Wine Coolers), granting privileges of Class B Beer (BB) (Includes Wine Coolers) / Class C Native Wine Permit (On-Premise) / Outdoor Service / Sunday Sales to Pioneer Trail Orchard and Pumpkin d/b/a Pioneer Trail Orchard and Pumpkin Patch, Council Bluffs.
- C. Renewal of Class E Liquor License (LE), granting privileges of Class B Wine Permit / Class C Beer Permit (Carryout Beer) / Class E Liquor License (LE) / Sunday Sales for Casey's Marketing Company d/b/a Casey's General Store #3204, Minden.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve bid for the CDBG Pottawattamie County Façade Rehabilitation Project as follows: to issue a notice of intent to award bid to Cornerstone Commercial Contractors, Inc., for the Carson and Macedonia façade rehab project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake and seconded by Wichman, to approve change order in an amount not to exceed \$12,732.59, on unforeseen fire sprinkler system conditions in 911 Communications Center. UNANIMOUS VOTE. Motion carried.

Buildings and Grounds Director Jason Slack, and Director of Planning and Development Matt Wyant appeared before the Board to discuss Public Health's space for winter preparation. This was a discussion only. No action was taken.

After discussion by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Board to sign **Resolution No. 77-2020**, entitled Resolution Requesting Reimbursement from the Iowa COVID-19 Government Relief Fund. Said Resolution is set out as follows:

RESOLUTION NO. 77-2020**RESOLUTION REQUESTING REIMBURSEMENT FROM THE IOWA COVID-19 GOVERNMENT RELIEF FUND**

A resolution by Pottawattamie County to request reimbursement for eligible costs related to the COVID-19 public health emergency from the Iowa COVID-19 Government Relief Fund.

WHEREAS, the United States Congress approved the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide economic relief related to the COVID-19 pandemic.

WHEREAS, Governor Kim Reynolds allocated \$125 million of the State of Iowa's CARES Act funding to local governments for direct expenses incurred in response to the COVID-19 emergency.

WHEREAS, local government funding reimbursements may only be used for necessary expenditures incurred due to the COVID-19 pandemic, were not accounted for in the

current fiscal year county budget, were incurred during the time period of March 1, 2020 through December 30, 2020 and have not been reimbursed from other sources.

NOW, THEREFORE BE IT RESOLVED, Pottawattamie County requests reimbursement of up to \$1,181,666.33 in eligible expenditures in response to the COVID-19 public health emergency.

BE IT FURTHER RESOLVED, Pottawattamie County affirms that the above requests for reimbursement follow all formal published Federal and State of Iowa guidance on how the funds should be spent, and understand if the reimbursements are misrepresented, the local government will be liable for any applicable penalty and interest.

HEREBY RESOLVED but the Board of Supervisors for Pottawattamie County on this 1st day of September, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve second consideration of **Ordinance No. 2020-03**, an Ordinance to adopt Chapter 12, All-Terrain and Off-Road Vehicles, an Ordinance to identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads, and to adopt said **Ordinance 2020-03** into law. Said Ordinance is set out as follows:

**POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2020-03**

AN ORDINANCE to adopt Chapter 12, All-terrain and Off-road Vehicles, an ordinance to identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads.

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

SECTION 1 - AMENDMENTS: That the Pottawattamie County, Iowa, Code, be and the same is hereby amended by adding thereto the following new Chapter to be codified as Chapter 12, All-terrain and Off-road Vehicles to read as follows:

**Chapter 12
All-terrain and Off-road Vehicles**

- Sections:** 12.01 Purpose
- 12.02 Definitions
- 12.03 Operation on Roadways
- 12.04 Minimum Equipment Standards for Operation
- 12.05 Requirements of Operation
- 12.06 Exempt Vehicles
- 12.07 Penalties
- 12.08 Fees

12.01 **PURPOSE:** This ordinance shall identify regulations regarding all-terrain vehicles and/or off-road utility vehicles operation on all approved county roads.

12.02 **DEFINITIONS:** below definitions are compliant with 321I of the Iowa Code

12.02.01 **All-terrain Vehicle** – means a motorized vehicle with not less than three and not more than six non highway tires that is limited in engine displacement to less than one thousand cubic centimeters and in total dry weight to less than one thousand two hundred pounds and that has a seat or saddle designed to be straddled by the operator and handlebars for steering control.

12.02.02 **Off-Road Vehicle** - means a motorized vehicle with not less than four and not more than eight non highway tires or rubberized tracks that has a seat that is of bucket or bench design, not intended to be straddled by the operator, and a steering wheel or control levers for control. “Off-road utility vehicle” includes the following vehicles:

- d. (1) “Off-road utility vehicle — type 1” means an off-road utility vehicle with a total dry weight of one thousand two hundred pounds or less and a width of fifty inches or less.
- e. (2) “Off-road utility vehicle — type 2” means an off-road utility vehicle, other than a type 1 off-road utility vehicle, with a total dry weight of two thousand pounds or less, and a width of sixty-five inches or less.
- f. (3) “Off-road utility vehicle — type 3” means an off-road utility vehicle with a total dry weight of more than two thousand pounds or a width of more than sixty-five inches, or both.

12.02.03 **Roadway** - means that portion of a roadway improved, designed, or ordinarily used for vehicular travel.

12.04 **OPERATION ON ROADWAYS:**

12.04.01 If an all-terrain vehicle or off-road vehicle is properly registered pursuant to Iowa Code section 321I.3 and is equipped with the minimum level of safety equipment as prescribed in Section 4 of this ordinance, the vehicle may be operated on any County public roadway within Pottawattamie County.

12.04.02 The operation under this ordinance applies to those roadways lying outside the city limits of any incorporated city which does not have an ordinance or other regulation in effect allowing such operation. Operation shall be permitted on Farm to Market roadways through cities with a population of less than 2500 population whether an ordinance exists or not.

12.04.03 Individuals who operate an all-terrain or off-road vehicle must have a valid state driver’s license, proof of liability insurance, and Iowa Department of Natural Resources registration or registration from the appropriate out of state authority on their persons while operating said vehicle.

12.04.04 Operation of all-terrain or off-road vehicles on County public roadways shall be conducted in accordance with all State of Iowa traffic laws and posted signage.

12.05 **MINIMUM EQUIPMENT STANDARDS FOR OPERATION:**

12.04.01 Vehicles more than 40 inches wide shall be equipped with turn signal lamps and have a manually operated switched controlled by the driver.

12.04.02 Vehicle shall be equipped with a properly operating speedometer and odometer calibrated in miles per hour and miles respectively and shall be fully illuminated when the headlamp(s) are activated.

12.04.03 Vehicles shall be equipped with an electrically actuated horn, and emit a sound clearly audible from a distance of 200 feet. The horn shall be actuated with a switch easily accessible to the driver when operating the vehicle.

12.04.04 Vehicles shall be equipped with a headlamp that shall be in a plane that is perpendicular to a vertical plane through the longitudinal centerline of the vehicle. The headlamps shall be mounted not less than 24 inches, nor more than 54 inches, above the road surface when measured to the headlamp center.

12.04.05 Vehicles shall be equipped with tail lamp or lamps mounted on the rear of the vehicle, exhibiting a red light plainly visible from a distance of 500 feet to the rear. The tail lamps shall be mounted not less than 15 inches, nor more than 72 inches, above the roadway.

12.04.06 Vehicles shall be equipped with a stop lamp that is actuated by the brake switch to indicate braking of the vehicle.

12.04.07 Vehicles shall be equipped with a DOT rated tire which shall display the proper markings on the sidewall of the tire.

12.04.08 Vehicles shall be equipped with a rear facing mirror and shall provide the operator with a clear view of the rear.

12.05 **REQUIREMENTS OF OPERATION:** Individuals who operate on roadways in Pottawattamie County must adhere to all applicable County Ordinances and provisions of the Iowa Code. In addition to the provisions of Iowa Code Chapters 321 and 321I, the following conditions apply:

- 12.06.01** Every all-terrain or off-road vehicle operated upon roadways of Pottawattamie County shall be registered annually with the County Recorder and be required to pay a registration fee in such amount established by the Board. The operator of each all-terrain or off-road vehicle shall be required to provide, upon request by any peace officer, proof of ownership including but not limited to bill of sale or registration. This requirement shall be satisfied if an all-terrain or off-road vehicle is in compliance with the registration requirements of any state within the United States of America.
- 12.06.02** A person shall not operate an all-terrain or off-road vehicle unless the operator has a valid driver's license issued by any state within the United States of America.
- 12.06.03** A person shall not operate an all-terrain or off-road vehicle unless the operator has proof of insurance complying with that required of an operator of a motor vehicle pursuant to applicable provisions of the Iowa Code, Rules and Regulations, including but not limited to Iowa Code 321.20B and 321A.21.
- 12.06.04** A person shall not drive or operate an all-terrain or off-road vehicle:
- .01 At a rate of speed greater than the posted speed limit.
 - .02 In a careless, reckless, or negligent manner so as to;
 - .03 Endanger any person
 - .04 Cause injury or damage to person or property
 - .05 Create unnecessary skidding or sliding or cause any wheel or wheels to unnecessarily lose contact with the ground.
 - .06 While under the influence of intoxicating liquor or narcotics or habit-forming drugs as prescribed under chapter 321J of the Iowa Code.
 - .07 In any park, wildlife area, reserve, refuge, game management area, or any portion of a meandered stream, which has been identified as a navigable stream or river by rule adopted by the department and which is covered by water, except on designated riding areas and designated trails.
 - .08 Upon operating railroad right-of-way, an all-terrain or off-road vehicle may be driven directly across railroad right-of-way only at an established crossing and, notwithstanding any other provisions of law, may, if necessary, use the improved portion of the established crossing after yielding to all oncoming traffic. This paragraph does not apply to a law enforcement officer or railroad employee of a utility authority to enter upon the railroad right-of-way in the lawful performance of the employee's duty.
 - .09 With more persons on the vehicle than designed to be carried or seated.
 - .10 The operator and passengers shall wear the seatbelt or harness as so equipped by the manufacturer.
- 12.07** **EXEMPT VEHICLES:**
- 12.06.01** All-terrain or off-road vehicles owned by the United States, this state, or another state, or by a governmental subdivision thereof, and used for enforcement, search and rescue, or official research and studies, but not for recreational or commercial purposes.
- 12.06.04** Registration shall not be required for all-terrain or off-road vehicles used exclusively to conduct agricultural operations pursuant to Iowa Code 321I.9(3)
- 12.06.05** All-terrain or off-road vehicles used in accordance with section 321.234A, subsection 1, paragraph "a".
- 12.07** **VIOLATIONS AND PENALTIES:** The penalty for violating the provisions of this Chapter shall be as set forth in Chapter 1.75.
- 12.08** **FEE SCHEDULE:** The fee schedule as set forth in Chapter 1.50 is hereby established for matters pertaining to this Ordinance.

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 – REPEAL OF CONFLICTING ORDINANCES: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect from and after its passage, approval and publication, as by law provided.

PASSED AND APPROVED SEPTEMBER 1, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

 NOTICE OF PUBLIC HEARING BOARD OF SUPERVISORS PUBLISHED: August 13, 2020
 BOARD OF SUPERVISORS PUBLIC HEARING: August 25, 2020
 FIRST CONSIDERATION: August 25, 2020
 SECOND CONSIDERATION: September 1, 2020
 PUBLICATION: September 10, 2020
 RECORD: September 11, 2020
 EFFECTIVE: September 11, 2020

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Project BRS-SWAP-CO78(199)—FF-78 (PCB culvert replacement – twin box James-05) for construction, and authorization for Chairman to sign cover sheet. UNANIMOUS VOTE Motion carried.

Director of Human Resources Jana Lemrick came before the Board to discuss the compensation philosophy relating to the comp/wage study with Baker Tilly. This was a discussion only. No action was taken.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Fireworks Display Permit Application filed by Connie Ratliff, for display on September 12, 2020. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION

Motion by Wichman, seconded by Drake, to go into Closed Session as allowed by Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) Attorney – Payroll Status Change of Fabiola Contreras, Brenton Ayotte

- 2) Planning and Development/Environmental Health – Payroll Status Change of Steven Hansen
- 3) WIC – Employment of Claire H. Roach as Part-time WIC Dietitian

B. Reports:

- 1) Sheriff's Reports of Fees Collected and Disbursed for July 1, 2020 – July 31, 2020

6. ADJOURN

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

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

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: September 8, 2020

PUBLISH: X

NOTE: Before this meeting started, there were meetings held on South Noble Lake Drainage District, and the Coulthard Levee Drainage District. Minutes for those proceedings are kept with the Drainage Clerk, in the Pottawattamie County Auditor's Office.

September 8, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, second by Grobe, to approve

- P. September 1, 2020, Minutes as read.
- Q. Publication of Claims for August 2020.
- R. Planning/Recycling Center – Employment of Ronald Calhoon, as Part-Time Recycle Center Attendant.
- S. Conservation – Employment of Ryan “Earl” Johnson, as Seasonal Hawk Watch Counter.
- T. Class E Liquor License (LE), granting privileges of Class B Wine Permit, Class C Beer Permit (Carryout Beer), Class E Liquor License (LE), and Sunday Sales for Tylor Oil Company d/b/a Taylor Quik Pik, Council Bluffs.
- U. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Catering / Class C Liquor License (LC) (Commercial) / Outdoor Services / Sunday Sales for Double Diamond, Inc. d/b/a Mt. Crescent Ski Area, Honey Creek, Iowa.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve Change Order in the amount of \$9,935.67 with Ronco Construction and Mahoney Fire Sprinkler, Inc. for CRC #005R Revised Fire Suppression System. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and award bid to install a second furnace in the Services Building to Ray Martin for the amount of \$11,521.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve Assessor's recommendations on the following applications: Homestead (91 recommended allowed, 1 recommended disallowed), Military (13 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (3 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (5 recommended allowed, 0 recommended disallowed), and Family Farm Tax Credit (3 recommended allowed, 0 recommended disallowed). UNANIMOUS VOTE. Motion carried.

After discussion by the Board, a Motion was made by Belt, and seconded by Drake, to approve fees for All-Terrain and Off-Road Vehicle Licenses to be added to County Code Chapter 1.50, Schedule of Fees; and to sign **Resolution No. 76-2020**, to include said licensing fees. Said Resolution is set out as follows:

CHAPTER 1.50
SCHEDULE OF FEES

- 1.50.010 PURPOSE: The purpose of this chapter is to set forth those fees and charges authorized to be charged by the County pursuant to specific authorization of the Board of Supervisors, as evidenced herein, or as authorized in other chapters of this Code. The provisions of this Chapter shall constitute authorization for the County Official designated by the respective Titles and/or Chapters within the Titles, to charge and collect the fees and charges set forth herein. If a fee or charge is authorized to be made or charged, such fee or charge is nonetheless authorized to be made or charged, the same as if it were set forth herein. (*Ordinance #2008-02/February 1, 2008*)
- 1.50.020 FEES SET BY RESOLUTION: Any fees not specifically set forth in this Chapter shall be set and amended by resolution by the Board of Supervisors. The schedule of fees shall be maintained and shall be available for inspection in the Office of Planning and Development. (*Ordinance #2008-02/February 1, 2008*)
- 1.50.030 INVESTIGATION FOR WORK WITHOUT A PERMIT: Whenever any work for which a permit is required by the Pottawattamie County, Iowa, Code, has commenced without first obtaining said permit, a special investigation shall be made before a permit may be issued for such work. (*Ordinance #2008-02/February 1, 2008*)
- 1.50.040 INVESTIGATION FEE FOR WORK WITHOUT A PERMIT: An investigation fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The investigation fee shall be double the amount of the permit fee required by the Pottawattamie County, Iowa, Code or as set by resolution by the Board of Supervisors. In the event more than one permit is required prior to commencing said work, the investigation fee shall double the amount of all permit fees required. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of the Pottawattamie County, Iowa, Code, nor from any penalty prescribed by law. (*Ordinance #2008-02/February 1, 2008*)
- 1.50.050 SITE EVALUATION FEE: In the event a site evaluation is required by the Pottawattamie County, Iowa, Code, in various chapters, a site evaluation fee shall be charged. The site evaluation fee shall be seventy-five (75) percent of the permit requiring the site evaluation. In the event a site evaluation involves multiple permits, the site evaluation fee shall be fifty (50) percent of the accumulatively total of all permits required. (*Ordinance #2008-02/February 1, 2008*)
- 1.50.060 FEE REFUND: Fees shall not be entitled to be refunded. (*Ordinance #2009-05/June 5, 2009*)

RESOLUTION NO. 76-2020

A RESOLUTION TO ESTABLISH A SCHEDULE OF FEES.

WHEREAS, Pottawattamie County, Iowa, has established the need for fees to cover the cost of administering various provisions of the Pottawattamie County, Iowa, Code; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA, that the Board of Supervisors of Pottawattamie County, Iowa, that the following Schedule of Fees be and the same is hereby amended and said amendments adopted.

County Code Chapter 3.50-Animal Control Description of License, Fee or Permit	Charges
Any animal	\$ 8.00
Unspayed female or unneutered male	\$ 22.00
County Code Chapter 3.55-Sexually Oriented Businesses Description of License, Fee or Permit	Charges
Sexually Oriented Business License-Initial License	\$ 100.00
Sexually Oriented Business License-Annual Renewal	\$ 50.00
Sexually Oriented Business Employees License-Initial License	\$ 50.00
Sexually Oriented Business Employees License-Annual Renewal	\$ 25.00
County Code Chapter 5.50-Onsite Wastewater Treatment and Disposal Systems Description of License, Fee or Permit	Charges
Percolation Test	\$325.00
Septic Permit & 1st Septic Inspection Fee	\$ 120.00
Septic Permit Tank Only Permit and Inspection Fee	\$ 60.00
Septic Inspection Fee 2nd & subsequent (Per Visit)	\$ 60.00
Septic Variance	\$ 120.00
Septic Installer's Commercial License	\$ 60.00
Septic Pre-Installation Site Inspection	\$ 60.00
Late Inspection Fee Per Hour (Inspections after 4:30 P.M. time calculated at job site plus drive time from job site to Courthouse)	\$ 75.00
Site Evaluation Fee (% of Permit Fee)	75%*
*50% of septic permit fee if multiple permits applied for at the same time	
Time of Transfer Waiver Agreement	\$150.00
County Code Chapter 5.60-Private Water Well Description of License, Fee or Permit	Charges
Well Permit	\$ 120.00
Well Pre-Installation Site Inspection	\$ 60.00
Well Variance	\$ 120.00
Site Evaluation Fee (% of Permit Fee)	75%*
*50% of the well permit fee if multiple permits are applied for at the same time	
Late Inspection Fee Per Hour (Inspections after 4:30 P.M. time calculated at job site plus drive time from job site to Courthouse)	\$ 75.00
County Code Chapter 5.05-Local Siting Description of License, Fee or Permit	Charges
Local Siting approval for projects outlined in Chapter 5.05	\$5000.00
Amendment to Local Siting approval for projects in Chapter 5.05	\$2500.00
County Code Chapter 5.30-Floodplain Development Description of License, Fee or Permit	Charges
Floodplain Development Permit	\$ 120.00
Site Evaluation Fee (% of Permit Fee)	75%*
*50% of Floodplain Development permit fee if multiple permits applied for at the same time	
Floodplain Development Variance	\$ 120.00
County Code Chapter 7.30-Rural Addressing Description of License, Fee or Permit	Charges
Cost to change the name of a roadway	Actual Cost
County Code Title 8-Zoning Ordinance Description of License, Fee or Permit	Charges
Zoning Text Amendment	\$ 450.00
Zoning Map Amendment – Any District**	\$ 400.00
Development Plan Review Class R-5, R-6 and I-3 Districts/Per Plan Submittal	\$ 300.00
Conditional Use Permit**	\$ 260.00
Zoning Variance-Appeal of Administrative Decision**	\$ 140.00

Zoning Permit for signs, home occupations and other issues not required to secure building permits	\$ 70.00
Site Evaluation Fee (% of Permit Fee) *50% of the zoning permit fee if multiple permits are applied for at the same time	75%*
Late Inspection Fee Per Hour (Inspections after 4:30 P.M. time calculated at job site plus drive time from job site to Courthouse)	\$ 75.00
County Code Title 9-Subdivision Ordinance Description of License, Fee or Permit	Charges
Preliminary Plat-Minor Subdivision	\$ 165.00
Preliminary Plat Major Subdivision	\$ 275.00 + \$5/lot
Final Plat - Minor Subdivision	\$ 165.00
Final Plat - Major Subdivision	\$ 275.00 + \$5/lot
Subdivision Variance or Appeal/Per Issue	\$ 120.00
Final Construction Plan Review	\$ 200.00
Stop sign per public road intersection	\$ 100.00
Intersection sign per public road intersection	\$ 210.00
Sketch Plat Application per parcel (\$150 minimum)	\$ 75.00
Sketch Plat Application for a minor or major subdivision	\$ 200.00 1 st 4 lots + \$5.00/lot >4

County Code Title 10-Building Codes
BUILDING PERMIT FEE

(Table 3-A of the 1997 UBC Administrative)

TOTAL VALUATION	FEE
\$1 to \$500	\$ 23.50
\$501 to 2,000	\$ 23.50 for the first \$ 500.00 plus \$ 3.05 for each additional \$ 100.00, or fraction thereof, to and including \$ 2,000.00
\$2,001 to \$25,000	\$ 69.25 for the first \$ 2,000.00 plus \$ 14.00 for each additional \$ 1,000.00, or fraction thereof, to and including \$ 25,000.00
\$25,001 to \$50,000	\$ 391.75 for the first \$ 25,000.00 plus \$ 10.10 for each additional \$ 1,000.00, or fraction thereof, to and including \$ 50,000.00
\$50,001 to \$100,000	\$ 643.75 for the first \$ 50,000.00 plus \$ 7.00 for each additional \$ 1,000.00, or fraction thereof, to and including \$ 100,000.00
\$100,001 to \$500,000	\$ 993.75 for the first \$ 100,000.00 plus \$ 5.60 for each additional \$ 1,000.00, or fraction thereof, to and including \$ 500,000.00
\$500,001 to \$1,000,000	\$ 3,233.75 for the first \$ 500,000.00 plus \$ 4.75 for each additional \$ 1,000.00, or fraction thereof, to and including \$ 1,000,000.00
\$1,000,001 and up	\$ 5,608.75 for the first \$ 1,000,000.00 plus \$ 3.15 for each additional \$ 1,000.00, or fraction thereof
Other Inspections and Fees:	
1. Inspections outside of normal business hours (minimum charge-two hours) \$75.00 per hr*	
2. Reinspection fees assessed under provisions of Building Official \$75.00 per hr*	
3. Inspections for which no fee is specifically indicated (minimum charge-1/2 hour) \$75.00 per hr*	
4. Additional plan review required by changes, additions or revisions to plans. (Minimum charge is ½ hour) \$75.00 per hr*	
5. For use of outside consultants for plan checking and inspections, or both...Actual costs**	

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

**Actual costs include administrative and overhead costs.

Construction valuations shall include total value of work including materials and labor for which the permit is being issued such as electrical, gas, mechanical, plumbing equipment and permanent systems. The determination of value or valuation for new construction per square foot under any of the provisions of the adopted Codes shall be as currently published in the International Code Council "Building Safety" Journal. For residential one and two family, the square foot construction cost shall be 76% of the table valuation, effective September 1, 2007. Annually, in June, the Board of Supervisors may review the this percentage to determine if the fees collected are adequate to cover expenses incurred in the operation of the Building and

Safety Division. If, in the opinion of the Building Official, the valuation is underestimated on the application for remodeling, the Building Official shall require the applicant can show detailed estimates to meet the approval of the Building Official. Final building permit valuation shall be set by the Building Official.

<i>BUILDING VALUATION OF:</i>	<i>PER SQUARE FOOT</i>
Dwelling – Habitable Living Area	\$ 71.50
Dwelling – Remodel/Finish Existing Area into Habitable Living Area	\$ 36.50
Dwelling – Pre-Manufactured Home – Habitable Living Area	\$ 35.75
Basement – Finished Habitable Living Area	\$ 36.50
Basement – Unfinished Non-Habitable Area	\$ 18.25
Basement – Finish Existing Unfinished Area into Habitable Living Area	\$ 28.50
Garage – Attached or Detached Area	\$ 28.00
Storage Shed/Pole Barn Area (Post & Truss Design)	\$ 10.75
Carport – Attached or Detached Area	\$ 12.50
Porch – Enclosed Habitable Area	\$ 29.50
Porch – With Roof Area	\$ 14.75
Porch – Deck Only Area	\$ 8.25

<i>BUILDING VALUATION OF:</i>	<i>PER SQUARE FOOT</i>
Block or CMU fence over six (6) feet in height	\$ 8.25
Retaining walls over four (4) feet in height	\$ 8.25
<i>TYPES OF PERMITS:</i>	<i>FLAT FEE</i>
Reshingle-Existing Structure	\$100.00
Windows and Door Replacement*	\$100.00
Combination of 2: Reshingle or Windows & Doors*	\$ 75.00
Demolition of Principal Structure, per structure (Issued in conjunction with other permit on the same property there is No Charge)	\$ 75.00
Demolition of Accessory Structure, per structure (Issued in conjunction with other permit on the same property there is No Charge)	\$75.00
Interior Commercial Alteration before Remodeling	\$150.00
Residential Tornado Shelter	\$ 56.25

- Window replacement: size for size or smaller installation of new windows in an existing structure for every permitted project.

ELECTRICAL PERMIT FEES
(Table 3-B of the 1997 UBC Administrative)

Permit Issuance

1.	For the issuance of each electrical permit	\$23.50
2.	For the issuing of each supplemental permit for which the original permit has not expired, been canceled, or finale	\$7.25

System Fee Schedule (Note: The following do not include permit-issuing fee.)

1.	New Residential Buildings The following fees shall include all wiring and electrical equipment in or on each building, or other electrical equipment on the same premises constructed at the same time.	
	Multifamily: For new multifamily buildings (apartments and condominiums) having three or more dwelling units constructed at the same time, not including the area of garages, carports and accessory buildings, per square foot (0.09 m ²)	\$0.050
	Single and Two family: For new single- and two-family residential buildings constructed at the same time and not including the area of garages, carports and accessory buildings, per square foot (0.09 m ²)	\$0.056

2.	Private Swimming Pools For new private, in ground swimming pools for single-family and multifamily occupancies, including a complete system of necessary branch circuit wiring, bonding, grounding, underwater lighting, water pumping and other similar electrical equipment directly related to the operation of a swimming pool, each pool	\$49.50
3.	Carnivals and Circuses Carnivals, circuses, or other traveling shows or exhibitions utilizing transportable-type rides, booths, displays and attractions.	
	For electrical generators and electrically driven rides, each	\$23.50
	For mechanically driven rides and walk-through attractions or displays having electric lighting, each	\$7.25
	For a system of area and booth lighting, each	\$7.25
	For permanently installed rides, booths, displays and attractions, use the Unit Fee Schedule.	
4.	Temporary Power Service	
	For a temporary service pole or pedestal, including all pole or pedestal-mounted receptacle outlets and appurtenances each	\$23.50
	For a temporary distribution system and temporary lighting and receptacle outlets for construction sites, decorative lights, Christmas tree sale lots, fireworks stand, etc. each	\$12.30

Unit Fee Schedule (Note: The following do not include permit-issuing fee.)

1.	Receptacle, Switch and Light Outlets For receptacle, switch, light or other outlets at which current is used or controlled, except services, feeders and meters:	
	First 20 fixtures, each	\$1.10
	Additional fixtures, each <i>(Note: For multi-outlet assemblies, each 5 feet (1524 mm) or fraction thereof may be considered as one outlet.)</i>	\$0.73
2.	Lighting Fixtures For lighting fixtures, sockets or other lamp-holding devices:	
	First 20 fixtures, each	\$1.10
	Additional fixtures, each	\$0.73
	For pole or platform-mounted lighting fixtures, each	\$1.10
	For theatrical-type lighting fixtures or assemblies, each	\$1.10
3.	Residential Appliances For fixed residential appliances or receptacle outlets for same, including wall-mounted electric ovens; counter-mounted cooking tops; electric ranges; self-contained room; console or through-wall air conditioners; space heaters; food waste grinders; dishwaters; washing machine; water heaters; clothes dryers; or other motor-operated appliances not exceeding 1 horsepower (HP) (746 W) in rating, each <i>(Note: For other types of air conditioners and other motor-driven appliances having larger electrical ratings, see Power apparatus.)</i>	\$4.75
4.	Nonresidential Appliances For nonresidential appliances and self-contained factory-wired, nonresidential appliances not exceeding 1 horsepower (HP), kilowatt (kW) or kilovolt-ampere (kVA), in rating, including medical and dental devices; food, beverage and ice cream cabinets; illuminated show cases; drinking fountains; vending machines; laundry machines; or other similar types of equipment, each <i>(Note: For other types of air conditioners and other motor-driven appliances having larger electrical ratings, see Power apparatus.)</i>	\$4.75
5.	Power Apparatus For motors, generators, transformers, rectifiers, synchronous converters, capacitors, industrial heating, air conditioners and heat pumps, cooking or baking equipment and other apparatus, as follows:	
	Rating in horsepower (HP), kilowatts (kW), kilovolt-amperes (kVA) or kilovolt-amperes-reactive (kVAR):	
	Up to and including 1, each	\$4.75
	Over 1 and not over 10, each	\$12.30

	Over 10 and not over 50, each	\$24.60
	Over 50 and not over 100, each	\$49.50
	Over 100, each	\$74.50
	<i>Notes:</i> 1. For equipment or appliances having more than one motor, transformer, heater, etc. the sum of the combined ratings may be used. 2. These fees include all switches, circuit breakers, contractors, thermostats, relays and other directly related control equipment.	
6.	Busways For trolley and plug-in-type busways, each 100 feet (30 480 mm) or fraction thereof (<i>Note: An additional fee is required for lighting fixtures, motors and other appliances that are connected to trolley and plug-in-type busyways. A fee is not required for portable tools.</i>)	\$7.25
7.	Signs, Outline Lighting and Marquees For signs, outline lighting systems or marquees supplied from one branch circuit, each	\$24.60
	For additional branch circuits within the same sign, outline lighting system or marquee, each	\$4.75
8.	Services For services of 600 volts or less and not over 200 amperes in rating, each	\$30.50
	For services of 600 volts or less and over 200 amperes to 1,000 amperes, each	\$62.15
	For services over 600 volts or over 1,000 amperes in rating, each	\$124.30
9.	Miscellaneous Apparatus, Conduits and Conductors For electrical apparatus, conduits and conductors for which a permit is required but for which no fee is herein set forth (<i>Note: This fee is not applicable when a fee is paid for one or more services, outlets, fixtures, appliances, power apparatus, busways, signs or other equipment.</i>)	\$18.20

Other Inspections and Fees

1.	Inspections outside of normal business hours, per hour (minimum charge-two hours)	\$75.00*
2.	Reinspection fees assessed under provisions of Section 10.01.700.08 per inspection	\$75.00*
3.	Inspections for which no fee is specifically indicated, per hour (minimum charge-one half hour)	\$75.00*
4.	Additional plan review required by changes, additions or revisions to plans or to plans for which an initial review has been completed (minimum charge-one half hour)	\$75.00*

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

MECHANICAL PERMT FEES
 (Table 3-C of the 1997 UBC Administrative)

Permit Issuance and Heaters

1.	For the issuance of each mechanical permit	\$23.50
2.	For issuing each supplemental permit for which the original permit has not expired, been canceled or finale	\$7.25

Unit Fee Schedule (*Note: The following do not include permit-issuing fee.*)

1.	For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliances, up to and including 100,000 Btu/h (29.3)	\$14.80
	For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliance over 100,000 Btu/h (29.3)	\$18.20
	For the installation or relocation of each floor furnace, including vent	\$14.80
	For the installation or relocation of each suspended heater, recessed wall heater or floor-mounted unit heater	\$14.80
2.	Appliance Vents	
	For the installation, relocation or replacement of each appliance vent installed and not included in an appliance permit	\$7.25

3.	Repairs or Additions	
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	For the repair of, alteration of, or addition to each heating appliance, refrigeration unit, cooling unit, absorption unit or each heating, cooling, absorption or evaporative cooling system, including installation of controls regulated by the Mechanical Code	\$13.70
4.	Boilers, Compressors and Absorption Systems	
	For the installation or relocation of each boiler or compressor to and including 3 horsepower (10.6 kW), or each absorption system to and including 100,000 Btu/h (29.3 kW)	\$14.70
	For the installation or relocation of each boiler or compressor over 3 horsepower (10.6 kW) to and including 15 horsepower (52.7 kW), or each absorption system over 100,000 Btu/h (29.3 kW) to and including 500,000 Btu/h (146.6 kW)	\$27.15
	For the installation or relocation of each boiler or compressor over 15 horsepower (52.7 kW) to and including 30 horsepower (105.5 kW), or each absorption system over 500,000 Btu/h (146.6 kW) to and including 1,000,000 Btu/h (293.1 kW).	\$37.25
	For the installation or relocation of each boiler or compressor over 30 horsepower (105.5 kW) to and including 50 horsepower (176 kW), or each absorption system over 1,000,000 Btu/h (293.1 kW) to and including 1,750,000 Btu/h (512.9 kW).	\$55.45
	For the installation or relocation of each boiler or compressor over 50 horsepower (176 kW), or each absorption system over 1,750,000 Btu/h (512.9 kW)	\$92.65
5.	Air Handlers	
	For each air-handling unit to and including 10,000 cubic feet per minute (cfm) (4719 L/s), including ducts attached thereto <i>(Note: This fee does not apply to an air-handling unit which is a portion of a factory-assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in the Mechanical Code.)</i>	\$10.65
	For each air-handling unit over 10,000 cfm (4719 L/s)	\$18.10
6.	Evaporative Coolers	
	For each evaporative cooler other than portable type	\$10.65
7.	Ventilation and Exhaust	
	For each ventilation fan connected to a single duct	\$7.25
	For each ventilation system which is not a portion of any heating or air-conditioning system authorized by a permit	\$10.65
	For the installation of each hood which is served by mechanical exhaust, including the ducts for such hood	\$10.65
8.	Incinerators	
	For the installation or relocation of each domestic-type incinerator	\$18.20
	For the installation or relocation of each commercial or industrial-type incinerator	\$14.50
9.	Miscellaneous	
	For each appliance or piece of equipment regulated by the Mechanical Code but not classed in other appliance categories, or for which their fee is listed in the table	\$10.65

Other Inspections and Fees

1.	Inspections outside of normal business hours, per hour (minimum charge-two hours)	\$75.00*
2.	Reinspection fees assessed under provisions of Section 10.01.700.08 per inspection	\$75.00*
3.	Inspections for which no fee is specifically indicated, per hour (minimum charge-one half hour)	\$75.00*
4.	Additional plan review required by changes, additions or revisions to plans or to plans for which an initial review has been completed (minimum charge-one half hour)	\$75.00*

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

PLUMBING PERMIT FEES
(Table 3-D of the 1997 UBC Administrative)
Permit Issuance

1.	For the issuance of each plumbing permit	\$23.50
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2.	For issuing each supplemental permit for which the original permit has not expired, been canceled or finale	\$7.25
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Unit Fee Schedule (Note: The following do not include permit-issuing fee.)

1.	Fixtures and Vents	
	For each plumbing fixture or trap or set of fixtures on one trap (including water, drainage piping and backflow protection thereof)	\$9.80
	For repair of alteration of drainage or vent piping, each fixture	\$4.75
2.	Sewers, Disposal Systems and Interceptors	
	For each building sewer and each trailer park sewer	\$24.65
	For each private sewage disposal system (See Title 5 fees above)	
	For each industrial waste pretreatment interceptor, including its trap and vent, excepting kitchen-type grease interceptors functioning as fixture traps	\$19.90
	Rainwater Systems-per drain (inside building)	\$9.80
3.	Wells	
	For each private water well (See Title 5 fees above)	
4.	Water Piping and Water Heaters	
	For installation, alteration, or repair of water piping or water-treating equipment, or both, each	\$4.75
	For each water heater including vent	\$12.30
	For vents only, see Table 3-C	
5.	Gas Piping Systems	
	For each gas piping system of one to five outlets	\$6.15
	For each additional outlet over five, each	\$1.10
6.	Lawn Sprinklers, Vacuum Breakers and Backflow Protection Devices	
	For each lawn sprinkler system on any one meter, including backflow protection devices thereof	\$14.80
	For atmospheric-type vacuum breakers or backflow protection devices not included in Item 1:	
	1 to 5 devices	\$12.30
	Over 5 devices, each	\$2.25
	For each backflow-protection device other than atmospheric-type vacuum breakers:	
	2 inches (50.8 mm) and smaller	\$12.30
	Over 2 inches (50.8 mm)	\$24.65
7.	Swimming Pools	
	For each swimming pool or spa:	
	Public pool	\$91.25
	Public spa	\$60.75
	Private pool, over 5,000 gallons in ground or above ground. 1 square foot = 7.48 gallons	\$60.75
	Private spa	\$30.25
8.	Miscellaneous	
	For each appliance or piece of equipment regulated by the Plumbing Code but not classed in other appliance categories, or for which no other fee is listed in this code	\$9.80

Other Inspections and Fees

1.	Inspections outside of normal business hours, per hour (minimum charge-two hours)	\$75.00*
2.	Reinspection fees assessed under provisions of Section 10.01.700.08 per inspection	\$75.00*
3.	Inspections for which no fee is specifically indicated, per hour (minimum charge-one half hour)	\$75.00*
4.	Additional plan review required by changes, additions or revisions to plans or to plans for which an initial review has been completed (minimum charge-one half hour)	\$75.00*

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

PROPERTY MAINTENANCE CODE

1.	Inspections of property to determine abatement work to be completed and post abatement ins of cleanup work, per hour (minimum charge-two hours)	\$75.00*
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GRADING PERMIT FEES

Permit Issuance

1.	For the issuance of each grading permit	\$23.50
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Unit Fee Schedule (Note: The following do not include permit-issuing fee.)

		PER CUBIC YARD:
1.	Excavation and Fill-all Relocated On-site	.02
2.	Fill Brought in from Off-site	.06
3.	Excavation Removed from On-site	.06

ALL-TERRAIN AND OFF-ROAD VEHICLE LICENSES

County Code Chapter 12-All-Terrain and Off-Road Vehicle Licensing	Charges
For each All-Terrain and/or Off-Road Vehicle License	\$ 50.00

PASSED AND APPROVED September 8, 2020.

	ROLL CALL VOTE			
	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Tim Wichman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Scott Belt	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Marilyn Jo Drake	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
_____ Lynn Grobe	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Attest: _____
Melvyn Houser, County Auditor
Pottawattamie County, Iowa

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

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign Iowa Secretary of State Vote Safe Iowa Initiative Grant Agreement, Contract Number 378-11320-HAVACARES, for the grant award amount of \$34,600.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Department of Justice Equitable Sharing Agreement and Certification with the Sheriff’s Office. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION

Motion by Wichman, second by Drake, to close meeting for discussion and/or decision pursuant to Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

Motion by Belt, second by Wichman, to convene in open session. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

5. RECEIVED/FILED

A. Salary Actions

- 1) SWI Juvenile Detention Center – Payroll Status Change of Haley Harker
- 2) Secondary Roads – Payroll Status Change of Brody Darrington, Wylie McIntire, Nick Allen, Todd Runge, Matt White

B. Reports:

- 1) Recorder’s Fee Book for August 2020

6. ADJOURN

Motion by Belt, second by Wichman, 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: September 15, 2020
PUBLISH: X

September 15, 2020

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M. All members present.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. September 8, 2020, Minutes as read.
- B. County Attorney – Promotion of Hope Rodarte, from Clerk II to Legal Assistant.
- C. County Attorney – Promotion of Jennifer Wallner, from Clerk II to Legal Assistant.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve opening bids received for the Hancock Maintenance Facility. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Chairman to sign Right of Way Contract with Chad W. Eitmann Trust and Kris A. Eitmann Trust for Project BRS-SWAP-CO78(199)—FF-78. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, second by Belt, to approve and authorize Chairman to sign Right of Way Contract with Charles W. Johnsen and Beth A. Johnsen for Project BRS-SWAP-CO78(199)—FF-78. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and authorize MAPA to issue a Notice of Intent to Award Proposal for asbestos abatement work on the Carson and Macedonia Façade Rehabilitation Project. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve payment of drainage taxes for County owned properties, totaling \$1,112.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve Tax abatement by Myrtue Medical Center for property located at 510 N Elm Street, Avoca (Parcel No. 773909332009). UNANIMOUS VOTE. Motion carried.

Director of Planning and Development Matt Wyant, Director of Veteran Affairs Nick Jedlicka, and Safety and Risk Manager Garfield Coleman came before the Board to give an update on COVID-19. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve final Plat of Hadleigh Acres, a residential subdivision situated in Garner Township; and to approve and authorize Board to sign **Planning and Zoning Resolution No. 2020-13**. Said Resolution is set out as follows:

**PLANNING AND ZONING
RESOLUTION NO. 2020-13**

WHEREAS, this Board had approved the preliminary plat of **Hadleigh Acres**, a residential subdivision situated in **Garner Township**, by approval of Planning and Zoning Resolution No. **2020-10**, dated **August 25th, 2020**; and

WHEREAS, the final plat and supporting documents required by Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, has been filed with this Board for its study and consideration under **Case #SUB-2020-04**; and

WHEREAS, this Board has examined the final plat and has found it is in substantial compliance with the approved preliminary plat; and

WHEREAS, after careful study, and due consideration this Board has determined that the final plat and supporting documents conform to the requirements of Chapter 9.10 of the Pottawattamie County, Iowa, Code and Chapter 354, Code of Iowa, and it has deemed it to be in the best interest of Pottawattamie County, Iowa, to approve the final plat.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA: That the final plat of **Hadleigh Acres**, a residential subdivision in Pottawattamie County, Iowa, be, and the same is hereby approved as the final plat of said subdivision.

And that the Chairman of the Board of Supervisors is hereby authorized to enter such approval upon said final plat.

PASSED AND APPROVED September 15th, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize the designation of Pam Kalstrup as the Authorized Representative for the Mitigation/Public Assistance project with Iowa Homeland Security and Emergency Management (HSEMD), for the purpose of financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act and Iowa Code Chapter 29c; and to approve and authorize Board to sign **Resolution No. 83-2020**, entitled Local Match for the Hazard Mitigation Grant Program. Said Resolution is set out as follows:

RESOLUTION NO. 83-2020

LOCAL MATCH FOR THE HAZARD MITIGATION GRANT PROGRAM

WHEREAS, Pottawattamie County, Iowa (hereinafter called "the Subgrantee"), has made application through the Iowa Homeland Security and Emergency Management Division (HSEMD) to the Federal Emergency Management Agency (FEMA) for funding from the Hazard Mitigation Grant Program, in the amount of \$2,199,400 for the total project cost; and

WHEREAS, the Subgrantee recognizes the fact that this grant is based on a cost share basis with the federal share not exceeding 75%, the state share not exceeding 10%, and the local share being a minimum of 15% of the total project cost. The minimum 15% local share can be cash, in-kind match or other source provided that it is not federal funding.

THEREFORE, the Subgrantee agrees to provide and make available up to \$329,910 (three hundred twenty nine thousand nine hundred and ten dollars) of non-federal contribution to be used to meet the minimum 15% match requirement for this mitigation grant application.

ROLL CALL VOTE

Dated this 15th day of September, 2020.

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, the Board tabled for one week their decision for the County to opt out of the President’s Payroll Tax Deferral plan for the period of September 1, 2020 – December 31, 2020.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize **Resolution No. 84-2020**, entitled: Resolution Directing the Advertisement for Sale of \$4,610,000 (Dollar Amount Subject to Change) General Obligation Capital Loan Notes, Series 2020A, and Approving Electronic Bidding Procedures and Official Statement. Said Resolution is set out as follows:

RESOLUTION NO. 84-2020

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF \$4,610,000 (DOLLAR AMOUNT SUBJECT TO CHANGE) GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2020A, AND APPROVING ELECTRONIC BIDDING PROCEDURES AND OFFICIAL STATEMENT

WHEREAS, the Issuer is in need of funds to pay costs of equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with a fiber network; equipping, remodeling, or reconstruction of public buildings including software and card readers for doors on multiple public buildings; and equipping of public buildings including software for the County Attorney's office, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$900,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the Issuer is in need of funds to pay costs of peace officer communication equipment and other emergency services communication equipment and systems including a vehicle for emergency response situations, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$455,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of a vehicle for the use of risk management which is necessary for the operation of the county, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$45,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of sheriff vehicles which are necessary for the operation of the county or the health and welfare of its citizens, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$300,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a maintenance building and shower facility at Botna Bend Park, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$300,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a new dock and asphalt parking at Narrows Park, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$280,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including RV hook-ups and hard surface roads at Old Towne Park, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$150,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including a shower facility at Arrowhead Park, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$180,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as

above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including entrance renovation, a 3 lane entry and additional parking at Hitchcock Park, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$300,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the County is in need of funds to pay costs of acquisition and development of land for a public park or other recreation or conservation purpose, including road resurfacing at County Parks, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$200,000 be authorized for said purpose(s); 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, pursuant to notice published as required by Sections 331.402 and 331.442 of the Code of Iowa, the Board of the County has held public meeting and hearing upon the proposal to institute proceedings for the issuance of Notes for general county purpose(s) in the amounts as above set forth, and, no petition for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the Issuer is in need of funds to pay costs of equipping, remodeling, or reconstruction of public buildings including equipping jail with programmable logic control upgrades, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$600,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, the Issuer is in need of funds to pay costs of equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$900,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purpose(s); and

WHEREAS, pursuant to Section 331.445 of the Code of Iowa, it is hereby found and determined that the various general obligation notes authorized as hereinabove described shall be combined for the purpose of issuance in a single issue of \$4,610,000 (Dollar Amount Subject to Change) General Obligation Capital Loan Notes, Series 2020A as hereinafter set forth; and

WHEREAS, in conjunction with its Municipal Advisor, Speer Financial, Inc., the County has caused an Official Statement to be prepared outlining the details of the proposed sale of the Notes; and

WHEREAS, the Board has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic, facsimile and internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Board deems it in the best interests of the County and the residents thereof to receive bids to purchase such Notes by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That the receipt of electronic bids by facsimile machine and through the Speer Auction Competitive Bidding System described in the Notice of Sale and Official Statement are hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That General Obligation Capital Loan Notes, Series 2020A, of Pottawattamie County, State of Iowa, in the amount of \$4,610,000 (Dollar Amount Subject to Change), to be issued as referred to in the preamble of this Resolution, to be dated October 27, 2020, be offered for sale pursuant to the published advertisement.

Section 3. That the preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Chairperson and County Auditor, upon the advice of bond counsel and the County's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Notes for sale.

Section 4. That the Auditor is hereby directed to publish notice of sale of the Notes at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in the "Daily Nonpareil", a legal newspaper, printed wholly in the English language, published within the county in which the Notes are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Board, on the 29th day of September, 2020, at 2:00 P.M., will hold a meeting to receive and act upon bids for said Notes, which bids were previously received and opened by County Officials at 10:30 A.M. on said date.

Dated this 15th day of September, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve and authorize **Resolution No. 85-2020**, entitled: Resolution Directing the Advertisement for Sale of \$2,045,000 (Dollar Amount Subject to Change) General Obligation Local Option Sales and Service Tax Bonds, Series 2020B, and Approving Electronic Bidding Procedures and Official Statement. Said Resolution is set out as follows:

RESOLUTION NO. 85-2020

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF \$2,045,000 (DOLLAR AMOUNT SUBJECT TO CHANGE) GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICE TAX BONDS, SERIES 2020B, AND APPROVING ELECTRONIC BIDDING PROCEDURES AND OFFICIAL STATEMENT

WHEREAS, the Issuer is in need of funds to pay costs of acquisition of land and construction and equipping of county shops to service secondary roads, general corporate purposes, and it is deemed necessary and advisable that General Obligation Local Option Sales and Services Tax Bonds, to the amount of not to exceed \$8,000,000 be authorized for said purposes; and

WHEREAS, pursuant to notice published as required by Section 423B.9(4) of the Code of Iowa, this Council has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of said Bonds, and no petitions for referendum having been received, the Council is therefore now authorized to proceed with the issuance of said Bonds for such purposes; and

WHEREAS, in conjunction with its Municipal Advisor, Speer Financial, Inc., the County has caused an Official Statement to be prepared outlining the details of the proposed sale of the Bonds; and

WHEREAS, the Board has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic, facsimile and internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and

WHEREAS, the Board deems it in the best interests of the County and the residents thereof to receive bids to purchase such Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. That the receipt of electronic bids by facsimile machine and through the SpeerAuction Competitive Bidding System described in the Notice of Sale and Official Statement are hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2. That General Obligation Local Option Sales and Service Tax Bonds, Series 2020B, of Pottawattamie County, State of Iowa, in the amount of \$2,045,000 (Dollar Amount Subject to Change), to be issued as referred to in the preamble of this Resolution, to be dated October 27, 2020, be offered for sale pursuant to the published advertisement.

Section 3. That the preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Chairperson and County Auditor, upon the advice of bond counsel and the County's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Bonds for sale.

Section 4. That the Auditor is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in the "Daily Nonpareil", a legal newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale or an adjacent county. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Board, on the 29th day of September, 2020, at 2:00 P.M., will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by County Officials at 11:00 A.M. on said date.

Dated this 15th day of September, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
214-20				42-214

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve and authorize **Resolution No. 86-2020**, a Resolution declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the County for certain original expenditures paid in connection with specified Projects. Said Resolution is set out as follows:

RESOLUTION NO. 86-2020

RESOLUTION DECLARING AN OFFICIAL INTENT UNDER TREASURY REGULATION 1.150-2 TO ISSUE DEBT TO REIMBURSE THE COUNTY FOR CERTAIN ORIGINAL EXPENDITURES PAID IN CONNECTION WITH SPECIFIED PROJECTS

WHEREAS, the County anticipates making cash expenditures for one or more capital improvement projects, generally described below (each of which shall hereinafter be referred to as a "Project"); and

WHEREAS, the County reasonably expects to issue debt to reimburse the costs of a Project; and

WHEREAS, the Board believes it is consistent with the County's budgetary and financial circumstances to issue this declaration of official intent.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA:

Section 1. That this Resolution be and does hereby serve as a declaration of official intent under Treasury Regulation 1.150-2.

Section 2. That it is reasonably expected that capital expenditures will be made in respect of the following Project(s), from time to time and in such amounts as this Board determines to be necessary or desirable under the circumstances then and there existing.

Section 3. That the County reasonably expects to reimburse all or a portion of the following expenditures with the proceeds of bonds, notes or other indebtedness to be issued or incurred by the County in the future.

That the total estimated costs of the Project(s), the maximum principal amount of the bonds, notes or other indebtedness to be issued for the foregoing Project(s) and the estimated dates of completion of the Project(s) are reasonably expected to be as follows:

<u>Project</u>	<u>Fund from which original expenditures are to be Advanced</u>	<u>Total Estimated Cost*</u>	<u>Amount of Borrowing Anticipated</u>	<u>Estimated Date of Completion</u>
Equipping, remodeling, or reconstruction of public buildings including equipping the Courthouse with access control and video surveillance and the jail with camera upgrades	Property Acquisition & Improvement Fund 0019	\$ 900,000	\$ 900,000	06/30/2021
Equipping, remodeling, or reconstruction of public buildings including equipping jail with programmable logic control upgrades	Property Acquisition & Improvement Fund 0019	\$ 600,000	\$ 600,000	06/30/2021

Section 4. That the County reasonably expects to reimburse the above-mentioned Project costs not later than the later of eighteen months after the capital expenditures are paid or eighteen months after the property is placed in service, but in no event more than three (3) years after the original expenditure is paid.

Section 5. That this Resolution be maintained by the County Auditor in an Official Intent File maintained in the office of the Auditor and available at all times for public inspection, subject to such revisions as may be necessary.

Dated this 15th day of September, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Director of Human Resources Jana Lemrick came before the Board to discuss the process for posting open positions within the County. This was a discussion only. No decisions were made.

3. CLOSED SESSION

Motion by Wichman, second by Grobe, to go into Closed Session pursuant to Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement.

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

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

4. RECEIVED/FILED

A. Salary Actions

- 1) Jail – Payroll Status Change of Nolan Nielsen

5. ADJOURN

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

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

Justin Schultz, Chairman

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

Matt Wilber, County Attorney

APPROVED: September 22, 2020

PUBLISH: X

September 22, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve

A. September 15, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve Change Order #4 in the amount of \$894.29 with Ronco Construction and Johnson Drywall Company, Inc. for the CRC-004R – Furring Wall Type A. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to deny Change Order #6 in the amount of \$3,230.44 with Ronco Construction, for the CRC-006 – Call Center Asbestos Delay Remobilization. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Changer Order #8 in the amount of \$4,507.84 with Ronco Construction ABC Electric, Inc, for the ASI-#007 – Transformer Moat Replacement. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Change Order #9 in the amount of \$936.05 with Ronco Construction Ray Martin Company, for the CRC-#009 – New Gas Valve for Removal. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to award and approve the bid for construction of the Hancock Maintenance Facility to Jensen Builders of Fort Dodge for the bid amount of \$2,148,000.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve the County opting out of the President's Payroll Tax Deferral plan for the period of September 1, 2020 – December 31, 2020; and approval of Memorandum to County Employees signed by Auditor Melvyn Houser on the decision to opt out of said plan. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve publication of County's Annual Financial Report for Fiscal Year ending June 30, 2020. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Wichman, to approve holiday pay for temporary / part-time contact tracers covered by COVID funds from the State of Iowa. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED**A. Salary Actions**

- 1) Communications – Payroll Status Change of Merissa Cox
- 2) Jail – Payroll Status Change of Valerie Garrean

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:30 AM.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: September 29, 2020

PUBLISH: X

The Board of Supervisors met prior to this meeting at 9:55 AM on issues regarding the Coulthard Levee District. This was a drainage district meeting, and said Minutes are held in the Drainage District Clerk's office within the Auditor's Office.

September 29, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve

- A. September 22, 2020, Minutes as read.
- B. Treasurer – Employment of Hannah Gehrmann, as Clerk II.
- C. Treasurer – Employment of Allyson Ybarra, as Clerk II.
- D. Planning / Environmental Health – Employment of Tom Silknitter, as Environmental Intern.
- E. Community Services – Employment of Chasity Kephart, as Service Coordinator.
- F. IT – Job Reclassification of Dustin Peregrine from Help Desk Technician I, to Help Desk Technician II.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Dick Miller came before the Board to discuss displaying Louis Grell art in the Courthouse. This matter will be discussed after construction in the Courthouse is finished. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve paying \$250.00 deposit for civil service testing at the Mid-America Center. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Agreement by and between McGill Asbestos Abatement, LLC and Pottawattamie County for Carson/Macedonia Downtown Revitalization Asbestos Abatement. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve the County paying for part-time county employees' flu shots. UNANIMOUS VOTE. Motion carried.

Mark Eckman, Executive Director of the Council Bluffs Convention and Visitors Bureau came before the Board for a presentation / update on the Bureau's FY 2020 performance and accomplishments. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve funding request for Livability: This is Iowa initiative, in the amount of \$8,000.00 from tourism line item. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve and authorize Chairman to sign AIA Document A104-2017 Standard Abbreviated Form of Agreement Between Owner (Pottawattamie County) and Contractor (Jensen Builders, Ltd), for construction of the Secondary Roads Maintenance Facility in Hancock, Iowa. UNANIMOUS VOTE. Motion carried.

3. CLOSED SESSION(S)

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

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

Motion by Wichman, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for discussion and/or decision on personnel matters; and pursuant to Code of Iowa, Chapter 21.5(1)(c) for discussion and/or decision on pending litigation, or on a matter where litigation is imminent. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

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

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

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

Motion by Belt, second by Grobe, to go into Closed Session pursuant to Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement. **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

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

4. PUBLIC HEARING

Motion by Belt, second by Grobe, to open public hearing on Receipt of bids and sign **Resolution No. 87-2020**, a Resolution directing sale of \$4,610,000 (subject to adjustment per terms of Offering), and **Resolution No. 88-2020**, a Resolution directing sale of \$2,045,000 (subject to adjustment per terms of Offering). **Roll Call Vote: AYES: Belt, Schultz, Wichman, Grobe. Motion carried.**

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

After discussion by the Board, a Motion was made by Belt, and seconded by Wichman, to receive bids, and to approve and authorize Board to sign **Resolution No. 87-2020**, a Resolution directing the sale of \$4,610,000 (subject to adjustment per terms of Offering) in General Obligation Capital Loan Notes, Series 2020A. Said Resolution is set out as follows:

RESOLUTION NO. 87-2020

RESOLUTION DIRECTING SALE OF \$4,610,000 (SUBJECT TO ADJUSTMENT PER TERMS OF OFFERING) GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2020A

WHEREAS, bids have been received for the Notes described as follows and the best bid received (with permitted adjustments, if any) is determined to be the following:

\$4,610,000 (SUBJECT TO ADJUSTMENT PER TERMS OF OFFERING)
GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2020A

Bidder: DA Davidson – 1 of 6.

The terms of award:

Final Par Amount as adjusted: \$4,610,000

Purchase Price as adjusted: \$ 4,867,515.90

True Interest Rate: .375844%

Net Interest Cost: \$38,895.77

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 3. That the bid for the Notes as above set out is hereby determined to be the best and most favorable bid received and, the Notes are hereby awarded as described above.

Section 4. That the statement of information for Note bidders and the form of contract for the sale of the Notes are hereby approved and the Chairperson and Auditor are authorized to execute the same on behalf of the County.

Section 5. That all acts of the County Treasurer and other officials done in furtherance of the sale of the Notes are hereby ratified and approved.

Section 6. That the notice of the sale of the notes heretofore given and all acts of the Auditor done in furtherance of the sale of the notes are hereby ratified and approved.

Dated this 29th day of September, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion by the Board, a Motion was made by Belt, and seconded by Grobe, to receive bids, and to approve and authorize Board to sign **Resolution No. 88-2020**, a Resolution directing the sale of \$2,045,000 (subject to adjustment per terms of Offering) in General Obligation Local Option Sales and Service Tax Bonds, Series 2020B. Said Resolution is set out as follows:

RESOLUTION NO. 88-2020

RESOLUTION DIRECTING SALE OF \$2,045,000 (SUBJECT TO ADJUSTMENT PER TERMS OF OFFERING) GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICE TAX BONDS, SERIES 2020B

WHEREAS, bids have been received for the Bonds described as follows and the best bid received (with permitted adjustments, if any) is determined to be the following:

\$2,045,000 (SUBJECT TO ADJUSTMENT PER TERMS OF OFFERING)
GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICE TAX BONDS,
SERIES 2020B

Bidder: UMB Bank – 1 of 6

The terms of award:

Final Par Amount as adjusted: \$2,045,000

Purchase Price as adjusted: \$2,072,824.90

True Interest Rate: .733946%

Net Interest Cost: \$ 79,581.49

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 7. That the bid for the Bonds as above set out is hereby determined to be the best and most favorable bid received and, the Bonds are hereby awarded as described above.

Section 8. That the statement of information for Bond bidders and the form of contract for the sale of the Bonds are hereby approved and the Chairperson and Auditor are authorized to execute the same on behalf of the County.

Section 9. That the notice of the sale of the Bonds heretofore given and all acts of the County Treasurer and other officials done in furtherance of the sale of the Bonds are hereby ratified and approved.

Dated this 29th day of September.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

5. RECEIVED/FILED

I. Salary Actions:

- 20) Veteran Affairs – Payroll Status Change of Paul Rosenberg
- 21) Jail – Payroll Status Change of Don Henningsen

J. Reports:

- 1) Sheriff's Department – Reports of Fees Collected and Disbursed for August 2020

6. ADJOURN

Motion by Wichman, 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: October 6, 2020

PUBLISH: X

October 6, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve

- A. September 29, 2020, Minutes as read.
- B. Publication of Claims Allowed for September 2020.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Belt, to open bids. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Change Order #6 in the amount of \$3,230.44 with Ronco Construction, for the CRC-006 – Call Center Asbestos Delay Remobilization. **Roll Call Vote: AYES: Schultz, Belt, Grobe. NAY: Wichman. Motion carried.**

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve Change Order #10R in the amount of \$1,006.74 with Ronco Construction, for the CRC-10R - Fur East Wall of Sheriff 029. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve / disallow the following applications made to the Assessor's Office: Homestead (52 recommended allowed, 0 recommended disallowed), Military (7 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (1 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (9 recommended allowed, 0 recommended disallowed), Family Farm Tax Credit (5 recommended allowed, 2 recommended disallowed). UNANIMOUS VOTE. Motion carried.

Paula Hazelwood, Executive Director, and Shalimar Mazetis, Rural Development Manager with Advance Southwest Iowa Corporation came before the Board to give an update on quarterly activity and initiatives. This was a discussion only. No decisions were made.

3. OTHER BUSINESS

Discussion was held by the Board concerning hiring a part-time Assistant in the Board of Supervisor's Office. This was a discussion only. No action was taken.

Discussion was held by the Board, various department heads and elected officials, concerning the issue of working from home. This was a discussion only. No action was taken.

Discussion was held by the Board and Safety/Risk Director Garfield Coleman on the issue of hiring an outside firm to conduct a construction site safety audit. This was a discussion only. No action was taken.

4. CLOSED SESSION

Motion by Wichman, second by Belt, to go into Closed Session pursuant to Iowa Code 20.17(3), for discussion and/or decision on labor negotiations / collective bargaining matters; and pursuant

to Iowa Code 21.9, for discussion and/or decision on matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement.

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

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) SW Iowa Juvenile Emergency Services – Employment of Jacob R. Lear as Youth Corrections Worker
- 2) Conservation – Payroll Status Change of Amy Johnson-Campagna, Aric Ping, Michelle Biodrowski
- 3) Human Resources – Payroll Status Change of Elizabeth Glenn
- 4) Veteran Affairs – Payroll Status Change of Peggy Becker
- 5) Attorney – Payroll Status Change of Robin Riso
- 6) IT – Payroll Status Change of David Bayer
- 7) Sheriff – Payroll Status Change of Kathryn Stacy

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:28 PM.

Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: October 13, 2020

PUBLISH: X

The Board of Supervisors met prior to this meeting at 9:55 AM on issues regarding the Coulthard Levee District. This was a drainage district meeting, and said Minutes are held in the Drainage District Clerk's office within the Auditor's Office.

October 13, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

Motion by Wichman, second by Grobe, to approve:

- A. October 6, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Wichman, second by Belt, to approve and authorize Chairman to sign Final Voucher for Project STP-S-Co78(197) – 5E-78. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign Memorandum of Understanding between Pottawattamie County and Mills County concerning 911 Communications radio frequency. UNANIMOUS VOTE. Motion carried.

Jim Reiff with Nebraska Enterprise Fund came before the Board to introduce the Nebraska Enterprise Fund and proposal for expansion of Southwest Iowa Funding. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Advance Southwest Iowa Corporation and the City of Oakland's funding request for demolition of the S.S. Rust Block/Oakland Hotel on Main Street in Oakland in the amount of \$54,328.00, with said amount to be paid out of the Gaming Fund; and to authorize Chairman to sign a letter of support for the project to be submitted for a CITIES grant. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt to approve setting time and place for public hearing on an amendment to FY 2020/21 for the 3rd day of November, 2020, at 10:00 AM. UNANIMOUS VOTE. Motion carried.

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 89-2020**, a Resolution Appointing UMB Bank, N.A. of West Des Moines, Iowa, to Serve as Paying Agent, Note Registrar and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement on \$4,610,000 General Obligation Bonds, Series 2020A. Said Resolution is set out as follows:

RESOLUTION NO. 89-2020

RESOLUTION APPOINTING UMB BANK, N.A. OF WEST DES MOINES, IOWA, TO SERVE AS PAYING AGENT, NOTE REGISTRAR, AND TRANSFER AGENT, APPROVING THE PAYING AGENT AND NOTE REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT

WHEREAS, \$4,610,000 General Obligation Capital Loan Notes, Series 2020A, dated October 27, 2020, have been sold and action should now be taken to provide for the maintenance of records, registration of certificates and payment of principal and interest in connection with the issuance of the Notes; and

WHEREAS, this Board has deemed that the services offered by UMB Bank, N.A. of West Des Moines, Iowa, are necessary for compliance with rules, regulations, and requirements governing the registration, transfer and payment of registered notes; and

WHEREAS, a Paying Agent, Note Registrar and Transfer Agent Agreement (hereafter "Agreement") has been prepared to be entered into between the County and UMB Bank, N.A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

1. That UMB Bank, N.A. of West Des Moines, Iowa, is hereby appointed to serve as Paying Agent, Note Registrar and Transfer Agent in connection with the issuance of \$4,610,000 General Obligation Capital Loan Notes, Series 2020A, dated October 27, 2020.
2. That the Agreement with UMB Bank, N.A. of West Des Moines, Iowa, is hereby approved and that the Chairperson and Auditor are authorized to sign the Agreement on behalf of the County.

Dated this 13th day of October, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Grobe, to approve and authorize Board to sign **Resolution No. 90-2020**, a Resolution Amending the "Resolution Authorizing the Issuance of \$3,030,000 General Obligation Capital Loan Note, Series 2020A, and Levying a Tax for the Payment Thereof," Passed and approved on March 17, 2020, by Substituting a New Resolution Thereof, Approving and Authorizing a Form of Loan Agreement and Authorizing and Providing for the Issuance of \$4,610,000 General Obligation Capital Loan Notes, Series 2020A, and Levying a Tax for the Payment Thereof and Approving the Tax Exemption Certificate and Approving the Continuing Disclosure Certificate. Said Resolution is set out as follows:

RESOLUTION NO. 90-2020

RESOLUTION AMENDING THE 'RESOLUTION AUTHORIZING THE ISSUANCE OF \$3,030,000 GENERAL OBLIGATION CAPITAL LOANS NOTES, SERIES 2020A, AND LEVYING A TAX FOR THE PAYMENT THEREOF', PASSED AND APPROVED ON MARCH 17, 2020, BY SUBSTITUTING A NEW RESOLUTION THEREOF, APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$4,610,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2020A, AND LEVYING A TAX FOR THE PAYMENT THEREOF AND APPROVING THE TAX EXEMPTION CERTIFICATE AND APPROVING THE CONTINUING DISCLOSURE CERTIFICATE.

NOTE: For a complete copy of this Resolution, please contact the Board of Supervisors.

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

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 91-2020**, a Resolution Appointing UMB Bank, N.A. of West Des Moines, Iowa, to Serve as Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and

Transfer Agent Agreement and Authorizing the Execution of the Agreement on \$2,045,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2020B. Said Resolution is set out as follows:

RESOLUTION NO. 91-2020

RESOLUTION APPOINTING UMB BANK, N.A. OF WEST DES MOINES, IOWA, TO SERVE AS PAYING AGENT, BOND REGISTRAR, AND TRANSFER AGENT, APPROVING THE PAYING AGENT AND BOND REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT

WHEREAS, \$2,045,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2020B, dated October 27, 2020, have been sold and action should now be taken to provide for the maintenance of records, registration of certificates and payment of principal and interest in connection with the issuance of the Bonds; and

WHEREAS, this Board has deemed that the services offered by UMB Bank, N.A. of West Des Moines, Iowa, are necessary for compliance with rules, regulations, and requirements governing the registration, transfer and payment of registered bonds; and

WHEREAS, a Paying Agent, Bond Registrar and Transfer Agent Agreement (hereafter "Agreement") has been prepared to be entered into between the County and UMB Bank, N.A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

1. That UMB Bank, N.A. of West Des Moines, Iowa, is hereby appointed to serve as Paying Agent, Bond Registrar and Transfer Agent in connection with the issuance of \$2,045,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2020B, dated October 27, 2020.

2. That the Agreement with UMB Bank, N.A. of West Des Moines, Iowa, is hereby approved and that the Chairperson and Auditor are authorized to sign the Agreement on behalf of the County.

Dated this 13th day of October, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Wichman, to approve and authorize Board to sign **Resolution No. 92-2020**, a Resolution Authorizing and Providing for the Issuance of \$2,045,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2020B, and Levying a Tax to Pay said Bonds; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. Said Resolution is set out as follows:

RESOLUTION NO. 92-2020

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$2,045,000 GENERAL OBLIGATION LOCAL OPTION SALES AND SERVICES TAX BONDS, SERIES 2020B, AND LEVYING A TAX TO PAY SAID BONDS; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE.

NOTE: For a complete copy of this Resolution, please contact the Board of Supervisors.

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

3. OTHER BUSINESS

Discussion was held by the Board to approve hiring a part-time Assistant in the Board of Supervisor’s Office. This was a discussion only. No action was taken.

4. PUBLIC COMMENT(S)

A. Comments received from the public.

Individual No. 1

Topic: COVID and remote working.

Name: Naomi Corrie

Address: 5 Arnold Avenue, Council Bluffs, Iowa

Individual No. 2

Topic: COVID

Name: Dex Koontz

Address: 616 North 22nd Street, Council Bluffs, Iowa

Individual No. 3

Topic: Elections

Name: Mike Gronstal

Address: 229 Bennett Avenue, Council Bluffs, Iowa

These were discussions only. No action was taken.

5. STUDY SESSION

A study session was held on Urban Renewal. This was a discussion only. No action was taken.

6. RECEIVED/FILED

A. Salary Actions:

- 1) Board of Health –Payroll Status Change of Camber Reed.

B. Reports:

- 1) Recorder’s Fee Book Report for September 2020.

7. ADJOURN

Motion by Wichman, 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: October 20, 2020

PUBLISH: X

October 20, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M. All members present, except Drake. Belt appearing by telephone. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE

Before acting on the Consent Agenda, a discussion was held by the Board, and a Motion was made by Wichman and seconded by Belt, to remove Agenda item D regarding the City of Avoca's request to enter into a 28E Agreement with the County to join the County's benefit plan. By unanimous vote, item D was removed from the Agenda. Motion carried.

1. CONSENT AGENDA

Motion was made by Wichman, and seconded by Belt, to approve

- A. October 13, 2020, Minutes as read.
- B. County Attorney – Employment of Tammy Herring, as Clerk II.
- C. County Attorney – Employment of Angela Christiansen, as Clerk II.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Wichman, to approve forming a furniture selection committee. Said committee members shall include Chief Information Officer David Bayer, Board Member Wichman, and other individuals selected by Chief Information Officer David Bayer. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve Change Order #7R – AS1005 Electrical Change in the amount of \$5,954.40, with Ronco Construction and Engineering Technologies, Inc. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Belt, to approve Change Order #CRC 011 – Steel Modifications (RFI #062) in the amount of \$1,700.85, with Ronco Construction. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Change Order # CRC 013 – Extend Wall Height in Hall 201 in the amount of \$1,173.04, with Ronco Construction and Johnson Drywall Company, Inc. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to **DENY** Change Order # CRC 014 – Temporary Flue Piping in the amount of \$4,160.84, with Ray Martin Company and SOS Heating and Cooling. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve Homeless Camp Abatement with Haz-Mat Response, Inc.sm for property owned by Pottawattamie County, located in or near Big Lake Park, Pottawattamie County Parcel No. 7544 13 301 001, for an estimated cost of \$9,476.00. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve and authorize Chairman to sign Lease with Pottawattamie Arts, Culture & Entertainment for use of the Hoff Family Arts & Culture Center for jury selection purposes by the Fourth Judicial District Court of Iowa during the COVID-19 pandemic. UNANIMOUS VOTE. Motion carried.

At this time, Supervisor Belt left the meeting.

3. OTHER BUSINESS

After discussion by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve and authorize Board to sign Resolution No. 93-2020, a Resolution entitled: Resolution for First Quarter 2020-21 Transfer to Secondary Roads Fund. Said Resolution is set out as follows:

RESOLUTION NO. 93-2020

RESOLUTION FOR FIRST QUARTER 2020-21 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.

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

SECTION 1: The sum of \$1,275,000.00 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 20 day of October, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Schultz, Wichman, Grobe. Motion carried.

Discussion was held by the Board concerning their Affiliate Representative Assignments. This was a discussion only. No action was taken.

Discussion was held by the Board concerning resuming the Board of Supervisors' Town Hall Meetings. This was a discussion only. No action was taken.

4. RECEIVED/FILED

A. Salary Actions:

- 1) SWI Juvenile Emergency Services – Employment of Addison Fischer as Youth Corrections Worker; and Zach Murray as Youth Corrections Worker.
- 2) Community Services – Payroll Status Change of Debra Redmon.
- 3) Auditor – Payroll Status Change of Andrew Moats; and Jodie Beckman.
- 4) Jail – Payroll Status Change of Trevor Nelson; and Brian Snyder.
- 5) Treasurer – Payroll Status Change of Joni Wright; and Ashley Brammer.
- 6) Secondary Roads – Payroll Status Change of John Ehrens; and Jason Neighbors.

5. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 10:35 AM.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: October 27, 2020

PUBLISH: X

October 27, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve

- A. October 20, 2020, Minutes as read.
- B. Class E Liquor License (LE) granting privileges of Class E Liquor License (LE) to **(NEW OWNERSHIP)** Casey's Marketing Company d/b/a Casey's General Store #3205, Council Bluffs.
- C. Planning and Development – Job Reclassification of Jeffrey Miller, from Building Inspector I to Building Inspector II.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Director of WIDA, Erica Carley came before the Board for an update/presentation of WIDA projects/happenings. This was a discussion only. No action was taken.

Human Resources Jana Lemrick came before the Board to discuss the County's Remote Work/Telecommuting Policy. This was a discussion only. No action was taken.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt to approve the Remote Work/Telecommuting Agreement. After further discussion, the Motion by Wichman, and second by Belt, were rescinded, and no further action was taken at this time.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Notices of Allowed/Disallowed Homestead and Military Credits. UNANIMOUS VOTE. Motion carried.

3. STUDY SESSION

A Study Session was held on the County Courthouse Urban Renewal Plan. This was a discussion only. No action was taken.

4. RECEIVED/FILED

- A. Salary Actions:
 - 1) HR/Risk Management – Payroll Status Change of Jacob Head.
 - 2) Recorder – Payroll Status Change of Myra Nixon.
 - 3) Treasurer – Payroll Status Change of Alisha Schultz.
 - 4) Jail – Payroll Status Change of Brian Snyder.
 - 5) Sheriff – Payroll Status Change of Ryan Olderog.
 - 6) Planning/Recycling Center – Payroll Status Change of Thomas Grobe.
 - 7) Buildings and Grounds – Payroll Status Change of Benjamin Shudak, and Jeffrey Walker.
- B. Reports:
 - 1) Sheriff's Report of Fees Collected and Disbursed for September 2020

5. ADJOURN

Motion by Wichman, second by Grobe, 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 3, 2020
PUBLISH: X

November 3, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve

- A. October 27, 2020, Minutes as read.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Wichman, to open public hearing on amendment to Pottawattamie County Budget for FY 2020/21. **Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.**

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

After discussion by the Board, a Motion was made by Drake, and seconded by Wichman, to approve and authorize Board to sign **Resolution No. 94-2020**, a Resolution to amend Pottawattamie County Budget for FY 2020/21. Said Resolution is set out as follows:

RESOLUTION NO. 94-2020

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 2020/21 budget.

Dated this 3rd day of November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion by the Board, a Motion was made by Belt, and second by Wichman, to approve and authorize Board to sign **Resolution No. 95-2020**, a Resolution to appropriate funds for Amendment to FY 2020/21 Pottawattamie County Budget. Said Resolution is set out as follows:

RESOLUTION NO. 95-2020

RESOLUTION FOR APPROPRIATIONS

WHEREAS, it is desired to appropriate funds from budget amendment as follows: 06 – Debt Services/Supervisors; 23 - Physical Health & Education; and 99 – Non-Departmental, as shown in the FY 2020/21 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 3rd day of November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Drake, to approve Change Order CRC 015 – ASI #12, Changed Ramp Flooring in the amount of \$530.15 with Ronco Construction and Baldwin’s Flooring America. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Change Order CRC 012R – ASI #10, Replace Garage Door with Coiling Door in the amount of \$4,466.19 with Norm’s Door Service or Overhead Door Company of Omaha / Council Bluffs. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve Change Order CRC 017 – VE Ceramic Tile for a credit of \$6,000.00 with Baldwin’s Flooring America. UNANIMOUS VOTE. Motion carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to award and authorize Chairman to sign Contract and Contractor’s Performance Bond, with Bluffs Paving & Utility Company for asphalt and concrete paving for Project No. RC-CO78(203) – 9A-78. UNANIMOUS VOTE. Motion carried.

A Motion to set aside agenda was made by Wichman and seconded by Belt to discuss a County employee mandated mask policy. UNANIMOUS VOTE. Motion carried.

After discussion was held, Motion was made by Wichman and seconded by Grobe to approve a policy to mandate County employees to wear masks while inside County buildings, effective November 4, 2020. UNANIMOUS VOTE. Motion carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve and authorize Chairman to sign letter of support to Iowa Department of Transportation for the LIFTS grant application for the TSL project. UNANIMOUS VOTE. Motion carried.

4. CLOSED SESSION

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

Motion by Wichman, second by Drake, to go out of Closed Session. Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. 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 litigation, or on a matter where litigation is imminent. Roll Call Vote: AYES: Drake, Belt, Schultz, Wichman, Grobe. Motion carried.

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

5. RECEIVED/FILED

A. Salary Actions

- 22) Communications – Payroll Status Change of Rebecca Liston; Jacob Hardiman.
- 23) Attorney – Payroll Status Change of Janice Warnke.
- 24) Community Services – Payroll Status Change of Abby Ashcraft, Gina Huebner, Barbara Cheney, Molly Brown.

6. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:50 PM.

Justin Schultz, Chairman

ATTEST: _____
Becky Belt, Finance – County Auditor

Leanne Gifford, Assistant County Attorney

APPROVED: November 5, 2020

PUBLISH: X

November 5, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. November 3, 2020, Minutes as read.
- B. Publication of Claims Allowed for October 2020.

UNANIMOUS VOTE. Motion carried.

2. SCHEDULED SESSIONS

After discussion by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and authorize Board to sign **Resolution No. 96-2020**, a Resolution regarding public mask policy in County facilities. Said Resolution is set out as follows:

RESOLUTION NO. 96-2020

WHEREAS, in response to the Novel Coronavirus 2019 (COVI D-19) outbreak, Iowa Governor Kim Reynolds issued a Proclamation of Disaster Emergency, the United States Department of Health and Human Services declared a national public health emergency, and President Trump issued a proclamation declaring that the COVID-19 outbreak in the United States constitutes a national emergency; and

WHEREAS, COVID-19 can spread from person-to-person and poses a possibility of causing severe illness or death; and

WHEREAS, the risk of transmission of COVID-19 may be substantially reduced by community containment strategies, measures, and protocols designed to slow the community spread of COVID-19; and

WHEREAS, Pottawattamie County Division of Public Health, the Centers for Disease Control and Prevention, and other public health experts encourage the use of a mask or other face covering for protection in public settings to mitigate the risk of community spread, especially when social distancing measures are difficult to maintain; and

WHEREAS, the Pottawattamie County Board of Supervisors implemented COVID-19 Face Covering Policy regarding the use of face coverings by Pottawattamie County employees in Pottawattamie County-owned facilities and vehicles to protect public health, and

WHEREAS, the Pottawattamie County Board of Supervisors finds that additional measures to protect public health and the life, health, safety, and property of people entering Pottawattamie County-owned facilities are in the public interest.

NOW THEREFORE BE IT RESOLVED the Pottawattamie County Board of Supervisors approves and adopts the Pottawattamie County-Owned Facilities Face Covering Policy as follows:

All persons entering any County owned facility shall wear a face covering. If a person needing to complete business with the County is unable to wear a face covering, he or she should contact the Department with which they need to complete business and make alternate arrangements. NOTE: many County services are able to be completed online.

The policy is effective on November 5, 2020, and remains in effect until repealed or superseded.

Dated this 5th day of November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Justin Schultz, Chairman				

_____	<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"/>
Scott Belt				
_____	<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"/>
Lynn Grobe				

ATTEST: _____
 Melvyn Houser, County Auditor

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

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve hiring outside counsel regarding employment related matters. UNANIMOUS VOTE. Motion carried.

3. RECEIVED/FILED

A. Salary Actions

- 1) Sheriff – Payroll Status Change of Hadley Mikovec.

4. ADJOURN

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 8:50 AM.

 Justin Schultz, Chairman

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

APPROVED: November 10, 2020
 PUBLISH: X

November 10, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M.
all members, except Schultz present. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve

- V. November 5 , 2020, Minutes as read.
- W. Planning / Public Health – Employment of Shelby Bingham, as Disease Investigator– Temporary.
- X. Engineer/Secondary Roads – Employment of Joel Ruggles, as Equipment Operator.
- Y. Treasurer – Employment of Jennifer Nobiling, as Clerk II.
- Z. Jail – Employment of Catharine Przyborowski, as Detention Officer.
- AA. Veteran Affairs – Employment of Jess Boese, as Receptionist.
- BB. 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

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to canvass General Election 2020, and to authorize Auditor to pay election costs.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve / disallow the following applications made to the Assessor's Office: Homestead (102 recommended allowed, 0 recommended disallowed), Military (23 recommended allowed, 0 recommended disallowed), Disabled Veteran Homestead (5 recommended allowed, 0 recommended disallowed), Business Property Tax Credit (8 recommended allowed, 1 recommended disallowed), Family Farm Tax Credit (11 recommended allowed, 0 recommended disallowed).

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Belt, to approve Change Order CRC 019R – ASI-014 Storm Piping, for a credit of \$249.90 with Ray Martin Company.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Change Order CRC 020 – Glue Down Carpet at Access Flooring, for a credit of \$3,570.00.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve 2020 Weed Commissioner's Report.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve 2021 County Weed Commissioner Certification Form.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt , to approve County's Remote Work / Telecommuting Policy.

UNANIMOUS VOTE. Motion Carried.

A Motion to set aside agenda was made by Grobe and seconded by Drake to go into closed session. UNANIMOUS VOTE. Motion Carried.

Motion by Drake, and second by Belt to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for discussion and/or decision on personnel matters. Roll Call Vote: AYES: Drake, Belt, Wichman, Grobe.

Schultz entered meeting by phone.

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

Motion by Schultz, and second by Grobe to accept resignation of Executive Assistant to Board of Supervisors as discussed in Closed Session. Roll Call Vote: AYES: Schultz, Grobe, Belt, Drake, Wichman.

4. RECEIVED/FILED

K. Salary Actions:

- 25) IT – Payroll Status Change of Anthony McCartney.

L. Reports:

- 1) Recorder’s Fee Book for October 2020.

5. ADJOURN

Motion by Drake, second by Belt, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:05 P.M.

Tim Wichman, Pro-Tem Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: November 17, 2020

PUBLISH: X

November 17, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M. All members, except Schultz present. Chairman Pro-Tem Wichman presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- CC. November 10, 2020, Minutes as read.
- DD. Planning / Public Health – Employment of Jayde Stansel, as Disease Investigator – Temporary.
- EE. Sheriff's Office – Employment of Dalton Gross, as Entry Security Personnel
- FF. Sheriff's Office/ Jail Division – Employment of Danell Smith, Registered Nurse

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve change order CRC 016R - revised venting in the restroom in the amount of \$2,749.19. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve change order CRC 017 – control changes in call center in the amount of \$3,442.19. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve Change Order CRC 021 – boiler room first suppression in the amount of \$5,301.45. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve change order #1 for County Security Upgrade in reference to the Jail in the amount of \$10,666.60. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve project plans (sign 11x17 cover page) and set letting date for project L-EWP2020(1)—78 for December 1, 2020. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve Project plans (sign 11x17 cover page) and set letting date for project L-EWP2020(2)—78 for December 1, 2020. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve project plans (sign 11x17 cover page) and set letting date for project L-EWP2020(3)—78 for December 1, 2020. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve project plans (sign 11x17 cover page) and set letting date for project L-EWP2020(4)—78 for December 1, 2020. UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

Motion by Belt, second by Grobe, to approve and authorize Board to sign Resolution No. 97-2020. Said Resolution is set out as follows:

RESOLUTION NO. 97-2020

RESOLUTION Transfer from LOST Secondary Roads Fund to Bond Series 2020B Debt Fund

WHEREAS, it is desired to transfer money from the LOT Secondary Roads Fund to Bond Series 2020B Debt 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 \$213,500 is ordered to be transferred from the LOT Secondary Roads Fund to the Bond Series 2020B Debt 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 November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Drake, second by Belt, to approve and authorize Board to sign Resolution No. 98-2020. Said Resolution is set out as follows:

RESOLUTION NO. 98-2020

RESOLUTION Transfer from Bond Series 2190 Debt Fund to Bond Series 2016A Debt Fund

WHEREAS, it is desired to transfer money from Bond Series 2190 Debt Fund to Bond Series 2016A Debt; 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 \$109,203.75 is ordered to be transferred from Bond Series 2190 Debt Fund to Bond Series 2016A Debt, 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 November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Drake, Belt, Grobe, Wichman. Motion Carried.**

Motion by Belt, second by Drake, to approve and authorize Board to sign **Resolution No. 99-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 99-2020

RESOLUTION Transfer from Bond Series 2020A Capital Fund to Property Acquisition and Improvement Fund

WHEREAS, it is desired to transfer money from Bond Series 2020A Capital Fund to Property Acquisition and Improvement 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 \$529,978.55 is ordered to be transferred from Bond Series 2020A Capital Fund to Property Acquisition and Improvement 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 November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	<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"/>
_____ Scott Belt	<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"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: **AYES: Belt, Drake, Grobe, Wichman. Motion Carried.**

Motion by Drake, second by Belt, to approve and authorize Board to sign **Resolution No. 100-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 100-2020

RESOLUTION Transfer from Bond Series 2185 Debt Fund to Bond Series 2016A Debt Fund

WHEREAS, it is desired to transfer money from Bond Series 2185 Debt Fund to Bond Series 2016A Debt 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 \$55,180.21 is ordered to be transferred from Bond Series 2185 Debt Fund to Bond Series 2016A Debt 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 November, 2020.

ROLL CALL VOTE

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

_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Grobe, to approve and authorize Board to sign **Resolution No. 101-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 101-2020

RESOLUTION Transfer from Bond Series 2020A Capital Fund to Gaming Fund

WHEREAS, it is desired to transfer money from Bond Series 2020A Capital Fund to Gaming 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 \$286,111.56 is ordered to be transferred from Bond Series 2020A Capital Fund to Gaming 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 November, 2020.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	○	○	○	○
Justin Schultz, Chairman				
_____	○	○	○	○
Tim Wichman				
_____	○	○	○	○
Scott Belt				
_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
Melvyn Houser, County Auditor

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

4. CLOSED SESSION

Motion by Drake, second by Belt, to go into Closed Session pursuant to Iowa Code §21.5(1)(c) to discuss matters that are presently in litigation.

Roll Call Vote: **AYES: Drake, Belt, Grobe, Wichman. Motion Carried.**

Motion by Belt, second by Drake, to go out of Closed Session.

Roll Call Vote: **AYES: Belt, Drake, Grobe, Wichman. Motion Carried.**

5. STUDY SESSION

A Study Session was held on the County Courthouse Urban Renewal Plan. This was a discussion only. No action was taken.

6. RECEIVED/FILED

M. Salary Actions:

- 26) Jail – Payroll Status Change of Josh Unruh.
- 27) Secondary Roads – Payroll Status Change of Chad Hiller.
- 28) Communications – Payroll Status Change of Jacob Hardiman and Jaron Neumann.
- 29) Sheriff’s Office – Payroll Status Change of Brandon Allen.

7. ADJOURN

Motion by Belt, second by Drake, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:20 A.M.

Tim Wichman, Pro-Tem Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: November 24, 2020
PUBLISH: X

November 24, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to approve

- GG. November 17, 2020, Minutes as read.
- HH. Planning / Public Health – Employment for position of Disease Investigator-Temporary: Brittany McGee, Alexander McGee, Tani Harris, and Marisa Bohlim.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Discussion only. Matt Wyant, Director of Planning, updated the Board on COVID-19 in Pottawattamie County. No Action Taken.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Grobe, to approve signing of MOU with SWIPCO assisting to keep TestIowa location in Pottawattamie County.

3. OTHER BUSINESS

Motion by Wichman, second by Belt, to approve and authorize Board to sign **Resolution No. 102-2020**. Said Resolution is set out as follows:

RESOLUTION NO. 102-2020

RESOLUTION Transfer from Rural Services Basic Fund to Financial Assurance Fund

WHEREAS, it is desired to transfer money from Rural Services Basic Fund to Financial Assurance 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 \$3,500 is ordered to be transferred from Rural Services Basic Fund to Financial Assurance 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 24th day of November, 2020

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Justin Schultz, Chairman	○	○	○	○
_____ Tim Wichman	○	○	○	○

_____	○	○	○	○
Scott Belt				
_____	○	○	○	○
Marilyn Jo Drake				
_____	○	○	○	○
Lynn Grobe				

ATTEST: _____
 Melvyn Houser, County Auditor

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

4. RECEIVED/FILED

- N. Salary Actions:
 - 1) Planning / Public Health – Employment rehire Kaedyn Niemeyer and Tallin Rasmussen
 - 2) Sheriff’s Office / Jail – Payroll Status Change of Nolan Nielsen
- B. Reports:
 - 1) Sheriff’s Office – Reports of Fees Collected and Disbursed for October 2020

7. ADJOURN

Motion by Wichman, second by Grobe, to adjourn meeting.
 UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 2:40 P.M.

 Justin Schultz, Chairman

ATTEST: _____
 Melvyn Houser, County Auditor

APPROVED: December 1, 2020
 PUBLISH: X

December 1, 2020**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M. All member present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to approve

- A. November 24, 2020, Minutes as read.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Engineer John Rasmussen came before the Board at 10:00 AM to open bids for project L-EWP2020(1)—78, project L-EWP2020(2)—78, project L-EWP2020(3)—78, project L-EWP2020(4)—78. Bids opened were:

- 1) Project L-EWP2020(1)—78
 - a. Nelson & Rock Contracting, Inc. for \$242,322.00
 - b. A.M. Cohron & Son, Inc. for \$288,409.59
- 2) Project L-EWP2020(2)—78
 - a. A.M. Cohron & Son, Inc. for \$485,355.46
- 3) Project L-EWP2020(3)—78
 - a. A.M. Cohron & Son, Inc. for \$249,347.29
 - b. ESB Clark Heavy Construction, Inc. for \$305,597.00
- 4) Project L-EWP2020(4)—78
 - a. A.M. Cohron & Son, Inc. for \$293,982.62
 - b. ESB Clark Heavy Construction, Inc. for \$333,142.00

After discussion was held by the Board, a Motion was made by Drake, and seconded by Grobe, to award software contract to Volano Software for Attorney's Office custom software.

AYES: Drake, Grobe, Belt, Schultz

NAYS: Wichman

Motion Carried.

Wendy Mueller, Executive Director, called in for West Central Community Action and presented a presentation to the Board.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve funding request for West Central Community Action in the amount of \$15,000 to come out of gaming fund.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve Change Order CRC 19R – Existing Storm Pipe remain for credit of \$1,714.00.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to approve hiring of temporary custodian for the Sheriff's Office/Jail Division.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve and authorize Chairman to sign engagement letter – Urban Renewal Plan and TIF-backed Development Agreement with Dorsey & Whitney LLP for \$8,500 with half being paid by Developer and half being paid from Impact Fund.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Wichman, to approve job descriptions for Temporary positions of Disease Investigator and Disease Investigator Lead along with retroactive pay for the Disease Investigator Lead to November 9th, 2020.

UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve the Sheriff/Jail Administration Building project, with regards to financing and authorization of bid letting.

AYES: Drake, Belt, Grobe, Schultz

NAYS: Wichman

Motion Carried.

3. OTHER BUSINESS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Drake, to approve and authorize Board to sign lease renewal with the City of Avoca and Newtown Avoca Historical Society for the Avoca Courthouse, for two years.

UNANIMOUS VOTE. Motion Carried.

4. CLOSED SESSION

Motion by Wichman, second by Belt, to go into Closed Session as allowed by Code of Iowa, Chapter 21.5(1)(i) for discussion and/or decision on personnel matters.

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

Motion by Belt, second by Grobe, to go out of Closed Session.

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) Human Resources – Out of Class pay for Elizabeth Glenn
- 2) Sheriff's Office / Jail – Payroll Status Change of Mike Mantell, Megan Albers
- 3) Sheriff's Office – Payroll Status Change Brandon Allen, Dan Temeyer

6. ADJOURN

Motion by Wichman, second by Belt, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:44 P.M.

Justin Schultz, Chairman

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: December 8, 2020

PUBLISH: X

December 8, 2020

9:45 AM This is a drainage district meeting that meets prior to regular Board meeting, and said Agenda and Minutes are held in the Drainage District Clerk's Office within the Auditor's Office.

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. December 1, 2020, Minutes as read.
- B. Publication of Claims Allowed for November 2020
- C. Employment of Timothy Walton as On-call Animal Control Officer

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Belt, and seconded by Wichman, to award bid for project number EWP-2020(1)--78 to Nelson and Rock Contracting, Inc. in the amount of \$242,332.00. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to award bid for project number EWP-2020(2)--78 to A.M. Cohron & Son, Inc. in the amount of \$485,335.46. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to award bid for project number EWP-2020(3)--78 to A.M. Cohron & Son, Inc. in the amount of \$249,347.29. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Grobe, to award bid for project number EWP-2020(4)--78 to A.M. Cohron & Son, Inc. in the amount of \$293,982.62. UNANIMOUS VOTE. Motion Carried.

Michelle Franks, Executive Director, called in for Golden Hills and presented a presentation to the Board and update on the Loess Hills Missouri River Parks to People Region Project.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve funding request for Golden Hills; Loess Hills Missouri River Parks to People Region Project of \$15,000 that will come out of the Gaming Fund. UNANIMOUS VOTE. Motion Carried.

Discussion only. Rob Ambrose, Chief Deputy, came before the Board to discuss moving forward with Company PAMCORP, CCIM for Verizon Wireless to lease space on the Carson tower [radio].

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve and submission of 2021 Pottawattamie County CITIES Program Re-Capitalization Grant. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve CRC 023 – Ceiling Height Conflicts, First Floor for \$3,817.04. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Drake, and seconded by Belt, to approve CRC 014 – Temporary Flue Piping for \$1,020.00. UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve CRC 024 – new Louver for Sally Port for \$1,212.37. UNANIMOUS VOTE. Motion Carried.

3. CLOSED SESSION

Motion by Wichman, second by Belt, to go into Closed Session on personnel matters, as allowed by Code of Iowa, Chapter 21.5(1)(i). **Roll Call Vote: AYES: Wichman, Belt, Drake, Grobe, Schultz. Motion Carried.**

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

Following closed session discussion, the Board made a motion as follows:

Motion by Grobe, second by Belt to approve the sick leave policy per employee handbook for employee's and elected officials. AYES: Grobe, Belt, Wichman, Schultz. ABSTAIN: Drake. Motion Carried.

Becky Belt was asked to leave the room for the next Closed Session. Leanne Gifford replaced her as the clerk to the Board.

Motion by Belt, second by Wichman, to go into Closed Session on personnel matters, as allowed by Code of Iowa, Chapter 21.5(1)(i). **Roll Call Vote: AYES: Belt, Wichman, Grobe, Drake, Schultz. Motion Carried.**

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

4. RECEIVED/FILED

A. Salary Actions:

- 1) Southwest Iowa Juvenile Detention Center Employment of Jeannette Juarez-Alcantara
- 2) Payroll Status Change – Human Resource for Jana Lemrick

5. ADJOURN

Motion by Wichman, second by Grobe, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:53 P.M.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance Officer

Leanne Gifford, Attorney

APPROVED: December 15, 2020

PUBLISH: X

December 10, 2020

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CLOSED SESSION

Motion by Belt, second by Grobe, to go into Closed Session pursuant to Iowa Code §21.5(1)(i) on evaluation of individual’s hiring.

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

Motion by Drake, second by Grobe, to go out of Closed Session.

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

2. ADJOURN

Motion by Belt, second by Drake, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 4:17 PM.

Justin Schultz, Chairman

ATTEST:

Jana Lemrick, Director of Human Resources

APPROVED: December 15, 2020

PUBLISH: X

December 15, 2020

MET IN REGULAR SESSION

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

9:55 AM This is a drainage district meeting that meets prior to regular Board meeting, and said Agenda and Minutes are held in the Drainage District Clerk's Office within the Auditor's Office.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve:

- A. December 8, 2020, Minutes as read.
- B. December 10, 2020, Minutes as read.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Discussion only. Jana Lemrick, Human Resources Director and/or Matt Wyant, Planning Director, came before the Board to provide an update on the mass vaccination clinic. No action taken.

Discussion only. Budget study session was held with Matt Madsen for DHS and Lea Voss for Treasurer's Office. No action taken.

3. OTHER BUSINESS

Motion by Belt, second by Drake, to approve Loess Hills Alliance County Contribution in the amount of \$2,000 for FY 21/22. UNANIMOUS VOTE. Motion Carried.

Becky Belt was asked to leave the room for the next Closed Session.
Jana Lemrick replaced her as the clerk to the Board.

There were two Closed Sessions but the first Closed Session did not transpire.

4. CLOSED SESSION

Motion by Wichman, second by Drake, to go into Closed Session pursuant to Iowa Code §21.5(1)(i) on evaluation of individual's hiring.

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

Motion by Wichman, second by Belt, to go out of Closed Session.

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

5. RECEIVED/FILED

A. Salary Actions:

- 1) Payroll Status Change for IT: Adam Klein
- 2) Payroll Status Change for Jail: Barb Boner, Anthony Tranmer, Chris Bradford, Shannon Holman, Miles Cleveland, Billy Wilson, Tim Curry

Reports:

- 1) Recorder Fee Book Report for November

6. ADJOURN

Motion by Wichman, second by Grobe, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 12:57 PM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance Officer

Jana Lemrick, Human Resources Director

APPROVED: December 22, 2020

PUBLISH: X

December 22, 2020**MET IN REGULAR SESSION**

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

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Drake, to approve

- A. December 15, 2020, Minutes as read.
- B. Renewal of Class C Liquor License (LC) (Commercial), granting privileges of Class C Liquor License (LC) Commercial)/Outdoor Service/Sunday Sales for Mile A Way Hall and Tavern, LLC, Council Bluffs.
- C. Employment- Community Services, Miranda Wachter as Service Coordinator

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Drake, to approve and sign the contract for project number EWP-2020(1)--78 to Nelson and Rock Contracting, Inc. in the amount of \$242,332.00.

UNANIMOUS VOTE. Motion Carried.

Motion by Drake, second by Wichman, to approve and authorize the Chairman to sign the contract for project number EWP-2020(2)--78 to A.M. Cohron & Son, Inc. in the amount of \$485,335.46.

UNANIMOUS VOTE. Motion Carried.

Motion by Wichman, second by Drake, to approve and authorize the Chairman to sign the contract for project number EWP-2020(3)--78 to A.M. Cohron & Son, Inc. in the amount of \$249,347.29.

UNANIMOUS VOTE. Motion Carried.

Motion by Drake, second by Wichman, to approve and authorize the Chairman to sign the contract for project number EWP-2020(4)--78 to A.M. Cohron & Son, Inc. in the amount of \$293,982.62.

UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

Motion by Wichman, second by Drake, to approve approval and sign Proclamation proclaiming Sunday, January 3, 2021, as Sgt. Thomas E. Houser Day.

UNANIMOUS VOTE. Motion Carried.

4. CLOSED SESSION

Melvyn Houser was asked to leave the room for the Closed Session.
Jana Lemrick replaced her as the clerk to the Board.

Motion by Wichman, second by Drake, to go into Closed Session pursuant to Iowa Code §21.5(1)(i) on evaluation of individual's hiring.

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

Motion by Drake, second by Grobe, to go out of Closed Session.

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

Motion by Wichman, second by Grobe, to make offer to an individual for the Executive Assistant position to the Board of Supervisors. UNANIMOUS VOTE. Motion Carried.

5. RECEIVED/FILED

A. Salary Actions:

- 1) Sheriff's Office / Jail – Payroll Status Change of Jennifer Geronimo, Richard Hiatt, Jeremy Petersen, Jesse Windham

6. ADJOURN

Motion by Drake, second by Belt, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:45 A.M.

Justin Schultz, Chairman

ATTEST:

Melvyn Houser, Auditor

Jana Lemrick, Human Resources Director

APPROVED: December 29, 2020

PUBLISH: X

December 29, 2020**MET IN REGULAR SESSION**

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

All members, except Marilyn Jo Drake present. Chairman Schultz presiding.

PLEDGE OF ALLEGIANCE**1. CONSENT AGENDA**

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Belt, to approve

- A. December 22, 2020, Minutes as read.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Erica Carley, WIDA Director gave a presentation to the Board. No Action taken.

Motion by Belt, second by Grobe, to approve funding request for WIDA in the amount of \$30,000 from Gaming Fund for FY 21/22.

UNANIMOUS VOTE. Motion Carried.

Motion was made by Wichman, and seconded by Belt, to approve change order CRC 028 for the new APC ceiling in Stair S-1 in the amount of \$2,017.42

UNANIMOUS VOTE. Motion Carried.

Discussion only. Budget study session was held with David Bayer, CIO of IT/GIS and Jamie Petersen, GIS Coordinator. No action taken.

Discussion only. Budget study session was held with Mark Shoemaker, Director of Conservation and Kim Wickersham, Administrative Assistant. No action taken.

Mark Shoemaker, Director Conservation, and Kim Wickersham, Administrative Assistant, presented the annual report to the Board. No Action taken.

Motion was made by Belt, and seconded by Wichman, to approve the reappointment of Mary Kramer to the Conservation Board.

UNANIMOUS VOTE. Motion Carried.

Motion was made by Wichman, and seconded by Grobe, to approve the appointment of Jerry Mathaison to the Conservation Board to replace John Newman for the 2 years left on his term.

UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

Motion was made by Belt, and seconded by Grobe, to approve the reappointment of Neil Back to the Pottawattamie Board of Appeals for a term of 5 years to end on 12/31/2025.

UNANIMOUS VOTE. Motion Carried.

4. RECEIVED/FILED

- A. Reports:

- 1) Sheriff's Office Report of Fees

6. ADJOURN

Motion by Wichman, second by Schultz, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 11:31 AM.

Justin Schultz, Chairman

ATTEST:

Becky Belt, Finance Director

APPROVED: January 4, 2021

PUBLISH: X