

November 9, 2021

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:30 A.M. All members present. Chairman Belt presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Schultz, and second by Shea, to approve:

- A. November 2, 2021, Minutes as read.
- B. Publication of Claims allowed for October 2021.
- C. Renewal of Class C Beer Permit (BC) License by Donald Rief d/b/a Desoto Bend Mini Mart, with privileges of Class C Beer Permit (BC) / Sunday Sales.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

After discussion was held by the Board, a Motion was made by Shea, and second by Schultz, to Canvass City/School Elections 2021, and to authorize Auditor to pay election costs.

UNANIMOUS VOTE. Motion Carried.

Motion by Shea, second by Schultz, to approve second consideration of **Ordinance No. 2021-07**, an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 44.9 acres from a class R-2 (Urban Transitional) District to a Class I-1 (Limited Industrial District); and to adopt Ordinance No. 2021-07 into law.

**POTTAWATTAMIE COUNTY, IOWA  
ORDINANCE NO. 2021-07**

**AN ORDINANCE** to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 44.9 acres from a Class R-2 (Urban Transitional) District to a Class I-1 (Limited Industrial) 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-2 (Urban Transitional) District to a Class I-1 (Limited Industrial) District of certain real estate, as shown on the attached plat and which is legally described as follows:

20-76-42 & 21-76-42 EXC RR W OF HWY SE NE & NE SE W OF HWY & SW NE  
TRI SE COR & 21-76-42 WOF HWY SW NW

**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.

**Dated this 9<sup>th</sup> Day of November, 2021.**

	ROLL CALL VOTE			
	AYE	NAY	ABSTAIN	ABSENT
Scott A. Belt, Chairman	○	○	○	○
Tim Wichman	○	○	○	○
Lynn Grobe	○	○	○	○
Justin Schultz	○	○	○	○
	○	○	○	○

Brian Shea

ATTEST: \_\_\_\_\_  
Melvyn Houser, County Auditor

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

Motion by Schultz, second by Shea, to approve and authorize Board to sign **Resolution No. 113-2021** entitled: RESOLUTION SUPPORTING A COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY APPLICATION FOR PROPERTY BUYOUTS

**RESOLUTION NO. 113-2021  
RESOLUTION SUPPORTING A COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY APPLICATION FOR PROPERTY BUYOUTS.**

- WHEREAS,** Pottawattamie County (County) sustained flood damage in March 2019 and was declared a disaster area by Presidential Declaration DR-4421-01 dated March 12, 2019; and
- WHEREAS** as a result of the flood damage, the State of Iowa was awarded \$96,741,000 in Community Development Block Grant – Disaster Recovery (CDBG-DR) by the U.S. Department of Housing and Urban Development (HUD) for flood recovery, including Pottawattamie County; and
- WHEREAS,** the Iowa Economic Development Agency (IEDA) prepared an Action Plan for Disaster Recovery outlining the use of CDBG-DR funding; and
- WHEREAS** the buyout of flood damaged properties is one of four eligible activities for the use of CDBG-DR funds; and
- WHEREAS,** County is proposing the acquisition and demolition of 13 properties using Hazard Mitigation Grant Program and Iowa Flood Recovery Fund; and
- WHEREAS,** the City is eligible entity to received CDBG-DR funds; and
- WHEREAS,** after consideration and review, the Pottawattamie County Board of Supervisors finds that an application to IDEA would be in the best interest of the County.

**NOW THEREFORE BE IT RESOLVED,** that the Pottawattamie County Board of Supervisors hereby supports the CDBG-DR application to IEDA; and  
**BE IT FURTHER RESOLVED,** that the Board of Supervisors authorizes the Metropolitan Area Planning Agency to submit an application to IEDA on behalf of the County.

**Dated this 9th Day of November, 2021.**

**ROLL CALL VOTE**

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

ATTEST: \_\_\_\_\_  
Melvyn Houser, County Auditor

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

Motion by Shea, second by Grobe, to approve Brand-Safeway bid for winter enclosure for temporary ADA ramp for \$108,598.88.  
Roll Call Vote: AYES: Belt, Shea, Grobe; NAYS: Wichman; ABSTAIN: Schultz. Motion Carried.

Motion by Wichman, second by Shea, to approve 2021 Weed Commissioner’s Report.  
UNANIMOUS VOTE. Motion Carried.

**3. OTHER BUSINESS**

Motion by Schultz, second by Shea, to approve and authorize Board Chairman to sign copier lease agreements for new units in Conservation and Public Health.  
UNANIMOUS VOTE. Motion Carried.

Motion by Wichman, second by Schultz, to approve and authorize Board to sign **Resolution No. 114-2021** entitled: RESOLUTION Authorizing Transfer from Bond Series 2021A Debt Fund to Bond Series 2021B Debt Fund.

**RESOLUTION NO. 114-2021**

**RESOLUTION Authorizing Transfer from Bond Series 2021A Debt Fund to Bond Series 2021B Debt Fund**

**WHEREAS**, it is desired to transfer money from Bond Series 2021A Debt Fund to Bond Series 2021B 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 \$425,000 is ordered to be transferred from Bond Series 2021A Debt Fund to Bond Series 2021B 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 9th day of November, 2021.**

**ROLL CALL VOTE**

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

ATTEST: \_\_\_\_\_  
Melvyn Houser, County Auditor

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

Motion by Wichman, second by Shea, approve and authorize Board to sign **Resolution No. 115-2021** entitled: RESOLUTION Authorizing Transfer from LOST Secondary Roads Fund to Bond Series 2020B Debt Fund.

**RESOLUTION NO. 115-2021**

**RESOLUTION Authorizing Transfer from LOST Secondary Roads Fund to Bond Series 2020B Debt Fund**

**WHEREAS**, it is desired to transfer money from LOST 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 \$9,225 is ordered to be transferred from LOST Secondary Roads Fund to 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 9th day of November, 2021.

**ROLL CALL VOTE**

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

ATTEST: \_\_\_\_\_  
Melvyn Houser, County Auditor

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

**4. RECEIVED/FILED**

A. Salary Actions

- 1) Conservation – Payroll Status Change for Bennett Amdor
- 2) Secondary Roads – Payroll Status Change for Andrew Smith

B. Reports

- 1) Recorder’s Fee Book for October 2021

**5. CLOSED SESSION**

Motion by Wichman, second by Shea, to go into Closed Session pursuant of Iowa Code, Chapter 21.5 (1)(i) on evaluation of individual’s hiring.

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

Motion by Schultz, second by Grobe, to go out of Closed Session.

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

**6. ADJOURN**

Motion by Shea, second by Grobe, to adjourn meeting. UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 3:54 P.M.

\_\_\_\_\_  
Scott A. Belt, Chairman

ATTEST: \_\_\_\_\_  
Melvyn Houser, Pottawattamie County Auditor

APPROVED: November 16, 2021  
PUBLISH: X