

June 13, 2023

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

Let the minutes reflect that today's Agenda was amended yesterday afternoon to add Item 3(C) regarding a 5-day liquor permit. We require paperwork from various County departments with the permit applications, and that paperwork was not received from the County departments until after today's agenda was posted. The requested permit is for June 21 through June 25. The agenda was amended to allow discussion and decision today rather than next week (June 20) to give the license applicant sufficient time to receive the license from the Iowa Alcoholic Beverages Division.

After discussion was held by the Board, a motion was made by Belt, and second by Jorgensen to approve today's amended Agenda.

UNANIMOUS VOTE. Motion Carried.

1. CONSENT AGENDA

After discussion was held by the Board, a motion was made by Wichman, and second by Miller, to approve:

- A. June 6, 2023, Minutes as read.
- B. Renewal of Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Taylor Oil Company, Inc., d/b/a Taylor Quik Pik, Council Bluffs.
- C. Renewal of Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Casey's Marketing Company d/b/a Casey' #3204, Minden.
- D. Renewal of Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Casey's Marketing Company d/b/a Casey' #3205, Minden.
- E. Renewal of Iowa Retail Permit Application for Cigarette/Tobacco/Nicotine/Vapor for Kum & Go LC d/b/a Kum & Go #23, Neola.
- F. Renewal of Class E Liquor License for Casey's Marketing Company d/b/a Casey's General Store #3205, Council Bluffs.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Motion by Belt, second by Miller, to open Public Hearing on First Consideration of **Ordinance No. 2023-04**, an ordinance to amend Chapter 8 "Zoning Ordinance" of the Pottawattamie County, Iowa, Code; and setting date of Second Consideration.

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

Motion by Belt, second by Jorgensen, to close public hearing.

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

Motion by Belt, second by Jorgensen, to approve First Consideration of **Ordinance No. 2023-04**, an ordinance to amend Chapter 8 "Zoning Ordinance" of the Pottawattamie County, Iowa, Code; and setting date of Second Consideration for June 20, 2023 at 10:00 A.M.

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

Mark Eckman/Executive Director and Emma Schwaller/Director of Marketing, Council Bluffs Convention & Visitors Bureau appeared before the Board to update Board on Iowa Tourism Grant. Discussion only. No action taken.

Mick Guttau appeared before the Board to be sworn in as Commissioner of the Veteran Affairs with a 2-year term expiring on June 30, 2025.

Motion by Wichman, second by Jorgensen, to approve the appointment of Office Administrator of the Veterans Services Office, Peggy Becker, and to approve the wage recommendation of \$70,038 effective July 1, 2023 .

UNANIMOUS VOTE. Motion Carried.

Motion by Miller, second by Belt, to approve and authorize Board to sign **Resolution No. 46-2023** to establish a no parking zone on Hanie Avenue.

POTTAWATTAMIE COUNTY RESOLUTION NO. 46-2023

A RESOLUTION TO ESTABLISH “NO PARKING” ZONE ON WEST BOUND SHOULDER OF HANIE ROAD BETWEEN RAILROAD HIGHWAY AND HARBOR LANE.

WHEREAS, The Board of Supervisors of Pottawattamie County, Iowa are empowered under the authority of Sections 321.236 and 321.255 of the Code of Iowa to study and determine existing safety conditions and may determine the proper safety measures, and

WHEREAS, on street parking is creating a hazard to through traffic and impeding agricultural access, and

NOW, THEREFORE BE IT RESOLVED by the Pottawattamie County Board of Supervisors that the North side of Hanie Avenue from Railroad Highway to Harbor Avenue be deemed a no parking zone.

BE IT FURTHER RESOLVED, that the Secondary Roads Department shall be responsible to erect “No Parking” signs at the following location:

1. Along the North side of Hanie Avenue from Railroad Highway Easterly approximately 475 feet to Harbor Lane.

Dated this 13th Day of June, 2023.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Brain Shea, Chairman	○	○	○	○
_____ Scott Belt	○	○	○	○
_____ Tim Wichman	○	○	○	○
_____ Susan Miller	○	○	○	○
_____ Jeff Jorgensen	○	○	○	○

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

3. OTHER BUSINESS

Motion by Miller, second by Jorgensen, to approve the amended Health Insurance rates recommendation.

UNANIMOUS VOTE. Motion Carried.

Motion by Belt, second by Miller, to approve to pay the difference in the cost of the amended Health Insurance rates for a one time total of \$36.97.

UNANIMOUS VOTE. Motion Carried.

After discussion, the Board postponed until June 20, 2023, to approve to hire outside counsel Deb Petersen for property line adjustment between Pottawattamie County and Historical Society of Pottawattamie County.

Motion by Belt, second by Jorgensen, to approve the 5-day Special Permit Class C Retail Liquor License/Outdoor Service for Michael Mott d/b/a Bus Events, LLC, Council Bluffs.

UNANIMOUS VOTE. Motion Carried.

4. COMMITTEE APPOINTMENTS

Board discussed Committee meetings from the past week.
Discussion only. No action taken.

5. RECEIVED/FILED

A. Report(s):

- 1) Recorder Fee Book for May 2023.

6. PUBLIC COMMENTS

No Public Comments.

7. CLOSED SESSION

Motion by Miller, second by Belt, to go into Closed Session pursuant to Iowa Code 21.5.(1)(i) for discussion and/or decision on personnel matters.

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

Motion by Jorgensen, second by Miller, to go out of Closed Session.

Roll Call Vote: AYES: Shea, Belt, Wichman, Miller, Jorgensen. Motion Carried.

8. ADJOURN

Chairman Shea adjourned the meeting at 11:37 A.M.

Brian Shea, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 20, 2023

PUBLISH: X