

March 12, 2024

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Shea, and seconded by Jorgensen, to add a Secondary Employment Policy Study Session to the agenda and to approve Consent Agenda:

- A. March 5, 2024, Minutes as read.
- B. Renewal of Class C Liquor License, granting privileges of Class C Liquor License (LC)/Outdoor Services for B Enterprises L.L.C. d/b/a Quail Run Golf Course, Neola.
- C. Renewal of Class C Liquor License, granting privileges of Class C Liquor License (LC)/Outdoor Services for Grand Mac LLC d/b/a Grand Mac LLC, Council Bluffs.
- D. Renewal of Special Class C Retail Native Wine License, granting privileges of Special Class C Retail Native Wine License/Outdoor Services for Prairie Crossing Vineyard and Winery, LLC d/b/a Prairie Crossing Vineyard and Winery, LLC, Council Bluffs.
- E. Renewal of Special Class C Retail Liquor License, granting privileges of Special Class C Liquor License/Living Quarter, Outdoor Service for The Westfair Association d/b/a Westfair, Council Bluffs.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Motion by Shea, second by Belt, to open Public Hearing on discussion regarding Compensation Board's recommendations for elected officials for FY 2024/25.

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

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

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

Motion by Shea, second by Belt, to approve and authorize Board to amend the **Resolution No. 22-2024** regarding Compensation Board recommendation for elected officials for FY 2024/25 reducing by 1/3 of Compensation Boards recommendation and reducing Supervisors to 1%.

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

Chairperson Miller postponed **Resolution No. 22-2024** until next week's agenda. Further discussion will be held in Budget Study Session.

Motion by Shea, second by Belt, to approve the setting of public hearing on Pottawattamie County's Proposed Property Tax Levy for Fiscal Year Ending June 30, 2025, for the 2nd day of April 2024, at 10:00, A.M.; and approve publication request.

UNANIMOUS VOTE. Motion Carried.

Motion by Wichman, second by Shea, to approve and authorize the Board to sign **Resolution No. 23-2024**; entitled: Resolution Repealing Temporary Moratorium on Wind and Solar Energy Conversion Systems within Pottawattamie County, Iowa.

RESOLUTION NO. 23 - 2024

**RESOLUTION REPEALING TEMPORARY MORATORIUM ON
WIND AND SOLAR ENERGY CONVERSION SYSTEMS WITHIN POTTAWATTAMIE
COUNTY, IOWA**

WHEREAS, pursuant to Resolution No. 71- 2023, the Board of Supervisors of Pottawattamie County, Iowa (the "Board") imposed a temporary moratorium prohibiting the Director of Planning and Development and the Zoning Board of Adjustment from accepting or otherwise acting on any application to develop a wind or solar energy conversion system pending the Board's review and amendment of the Pottawattamie County, Iowa, Zoning Ordinance (the "Ordinance") to regulate wind and solar energy conversion systems; and

WHEREAS, the Board completed its review and adopted amendments to the Ordinance to include provisions regulating wind and solar energy conversion systems.

NOW THEREFORE, BE IT RESOLVED, the Board hereby approves this resolution and repeals the temporary moratorium imposed by Resolution No. 71 - 2023. The Director of Planning and Development and the Zoning Board of Adjustment may now accept or otherwise act on applications to develop wind or solar energy conversion systems.

Dated this 12th day of March, 2024.

ROLL CALL VOTE

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

ATTEST: _____
Melvyn Houser, County Auditor

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

Motion by Belt, second by Shea, to approve and authorize the Chairperson to sign the Contract and Bond with Peterson Contractors Inc. in the amount of \$ 2,236,617.94 for the Dumfries and 240th Street Paving. UNANIMOUS VOTE. Motion Carried.

Motion by Shea, second by Jorgensen, to approve and authorize Board Chairperson to sign agreement with vendor SpyGlass for audit of county Voice/Data/Internet contracts. UNANIMOUS VOTE. Motion Carried.

3. OTHER BUSINESS

Kristen Bracker/Attorney, Lea Voss/Treasurer and Dick Wade/Attorney, City of Council Bluffs appeared before the Board to discuss Parcel No. 744402429008. Motion Postponed. No Action Taken

Motion by Wichman, second by Shea, to authorize the Chair to sign the forgiveness portion of the small-town forgivable note for Underwood. UNANIMOUS VOTE. Motion Carried.

Motion by Shea, second by Jorgensen, to approve the renewal of County Employee’s Health Insurance for FY 24/25 with an increase of 3.66% with no changes to vision and dental. 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 February 2024.
 - 2) Sheriff Report of Fees Disbursed and Collected for January 2024.
- B. Salary Action(s):
 - 1) Mental Health – Payroll status change for Shelly Hovey.
 - 2) Sheriff – Payroll status change for Jeremy Petersen and Lucas Budrow.
 - 3) Communications – Payroll status change for Jesus Navarrete.
- C. Out of State Travel Notification(s):

1) Sheriff – Out of State Travel Notifications for Jim Doty and Anthony Kava.

6. PUBLIC COMMENTS

No Public Comments.

7. CLOSED SESSION

Motion by Wichman, second by Jorgensen, to go into Closed Session pursuant to Iowa Code 20.17.(3) for discussion and/or decision on labor negotiations/collective bargaining matters.

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

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

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

8. SECONDARY EMPLOYMENT POLICY STUDY SESSION. Discussion only.

9. BUDGET STUDY SESSION

10. ADJOURN

Motion by Shea, second by Belt, to adjourn meeting.

UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:00 P. M

Susan Miller, Chair

ATTEST: _____
Melvyn Houser, County Auditor

APPROVED: March 19, 2024

PUBLISH: X