

JANUARY 4, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:30 A.M., all members present except Lehan. Chairman Danker presiding.

Motion by Williams, second by Goos, to approve the December 30, 1998 minutes as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve the cash count taken December 31, 1998 for the following departments: Pottawattamie County Auditor's Office, Pottawattamie County Care Facility, Pottawattamie County Sheriff/Civil Department, Pottawattamie County Recorder's Office and Pottawattamie County Treasurer's Office. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to adjourn Sine Die. Unanimous vote. Motion carried.

\_\_\_\_\_  
Arlyn E. Danker, Chairman

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 6, 1999  
PUBLISH: X

JANUARY 4, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:45 A.M., all members present. County Auditor Drake presiding.

Motion by Williams, second by Grote, to appoint Marilyn Jo Drake, County Auditor, as Temporary Chairperson for the election of a new Board Chairperson and Chairperson Pro-Tem for the year 1999. Unanimous vote. Motion carried.

Drake announced nominations are now in order for the office of Chairperson for 1999. Grote was nominated by Williams and seconded by Wichman.

There being no further nominations, Marilyn Jo Drake, Temporary Chairperson, declared it ceased. The Board proceeded to vote via roll call, as follows: Goos voted Aye; Moats voted Aye; Wichman voted Aye; Williams voted Aye; Grote abstained.

Grote was elected Chairperson for 1999.

Drake announced nominations are now in order for the office of Chairperson Pro-Tem for 1999: Williams was nominated by Grote and seconded by Moats.

There being no further nominations, Marilyn Jo Drake, Temporary Chairperson, declared it ceased. The Board proceeded to vote via roll call, as follows: Goos voted Aye; Grote voted Aye; Moats voted Aye; Wichman voted Aye; Williams Abstained.

Williams was elected Chairperson Pro Tem for 1999.

Thereupon Marilyn Jo Drake, Temporary Chairperson, turned the meeting over to Chairperson Grote.

Motion by Williams, second by Goos, 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 Williams, second by Goos, to establish a policy that the Board of Supervisors' regular sessions will be held on the following days: Monday and Wednesday. It shall be the prerogative of the Chairperson, with Board approval, to cancel or add a meeting day. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Board to sign Resolution No 1-99, a resolution for payment of county bills. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Wichman, to authorize Board to sign Resolution No. 2-99, to authorize the Auditor to destroy county vouchers and canceled county warrants, which have been on file on or before January 1, 1989, per Code of Iowa, Section 331.323(e). Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Goos, to authorize Board to sign Resolution No. 3-99, a resolution appropriating funds for each of the different officers and departments for January 1, 1999, through March 30, 1999. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Resolution No. 4-99, approving deputy appointments for the Auditor's Office, Attorney's Office, Recorder's Office, Treasurer's Office and Sheriff's Department for 1999. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

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Motion by Goos, second by Wichman, to authorize Board to sign Resolution No. 5-99, "Depositories and Limitations" Resolution. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign Resolution No. 6-99, "Utilities Resolution". Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Goos, to authorize Board to sign Resolution No. 7-99, amending "Appropriations Resolution No. 45-98", dated September 30, 1998, for the 2<sup>nd</sup> quarter of FY 1998-99. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Wichman, to approve the following newspapers as Official Newspapers for Pottawattamie County, Iowa, for the year 1999: The Council Bluffs Nonpareil, The Herald, The Botna Valley Reporter, The Neola Gazette, The Walnut Bureau and The Avoca Journal. The county will Pay no more than Iowa Code allows. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to approve the following Representative Appointments for 1999. Unanimous vote. Motion carried.

GOOS

Buildings and Grounds  
Burials  
Conservation/REAP  
Fourth Judicial District  
Personnel  
River Bend  
Roads  
Soil Conservation  
Solid Waste  
SWIPCo/SWITA  
Stream Bed Degradation  
Juvenile Detention  
Veterans/GA  
Economic Development  
Western Iowa Development Association

MOATS

Recorder  
Insurance (Liability & Health)  
Care Facility  
Department of Human Services  
DeCat  
Roads  
Care Homes  
Human Services Advisory  
Economic Development  
County Burials  
Personnel

WILLIAMS

Attorney  
Board of Health  
County Property  
Economic Development  
Juvenile Detention  
Land Management  
Personnel  
Roads  
Sheriff  
Jail  
Treasurer

GROTE

Data Resources/Telephone  
DeCat  
E911  
Economic Development  
Local Emergency Management  
Metropolitan Area Planning Agency  
Riverbend  
Roads  
Auditor  
JTPA  
Mental Health/Case Management  
Personnel

WICHMAN

Case Management/Mental Health  
Roads  
Streambed Degradation  
Buildings and Grounds  
Planning & Development/Weed Control  
Transfer Station  
PCDC  
Soil Conservation  
Conservation  
Personnel  
County Property  
Economic Development  
Recorder  
Assessor

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Motion by Wichman, second by Goos, to approve Engineer's Resolution No. 99-1, authorizing the County Engineer to close Secondary Roads for construction and/or maintenance. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Goos, to approve Engineer's Resolution No. 99-2, authorizing the County Engineer to certify completion papers and make final acceptance of contract work on the Farm to Market and Federal Aid Systems. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Wichman, to approve Engineer's Resolution No. 99-3, authorizing the County Engineer to issue and sign special permits for the movement of vehicles of excessive size and weight upon Pottawattamie County Secondary Roads. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

The Board adjourned subject to call at 11:30 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 6, 1999  
PUBLISH: X

January 6, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:45 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of January 4, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign Change Order Number G-3, with Hawkins Construction for the new jail construction project. The Contract Sum will be increased by this change order in the amount of \$19,521. The new Contract Sum, including this Change Order will be \$9,347,531. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve the Pottawattamie County Courthouse being closed on the following legal holidays in 1999, as per Code of Iowa, Section 33.1:

|   |                 |                          |
|---|-----------------|--------------------------|
| <b>MARTIN LUTHER KING, JR'S BIRTHDAY (OBSERVED)</b> | <b>MONDAY</b>   | <b>JANUARY 18, 1999</b>  |
| <b>PRESIDENT'S DAY</b>                              | <b>MONDAY</b>   | <b>FEBRUARY 15, 1999</b> |
| <b>MEMORIAL DAY (OBSERVED)</b>                      | <b>MONDAY</b>   | <b>MAY 31, 1999</b>      |
| <b>INDEPENDENCE DAY(OBSERVED)</b>                   | <b>MONDAY</b>   | <b>JULY 5, 1999</b>      |
| <b>LABOR DAY</b>                                    | <b>MONDAY</b>   | <b>SEPTEMBER 6, 1999</b> |
| <b>VETERAN'S DAY(OBSERVED)</b>                      | <b>THURSDAY</b> | <b>NOVEMBER 11, 1999</b> |
| <b>THANKSGIVING DAY</b>                             | <b>THURSDAY</b> | <b>NOVEMBER 25, 1999</b> |
| <b>LIEU OF LINCOLN'S BIRTHDAY</b>                   | <b>FRIDAY</b>   | <b>NOVEMBER 26, 1999</b> |
| <b>CHRISTMAS DAY (OBSERVED)</b>                     | <b>FRIDAY</b>   | <b>DECEMBER 24, 1999</b> |
| <b>NEW YEAR'S DAY (OBSERVED)</b>                    | <b>FRIDAY</b>   | <b>DECEMBER 31, 1999</b> |

Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to take under advisement until January 25, 1999, the request of Marsha Pilger, of the Pottawattamie County Genealogical Society, for \$4,500 to preserve the Pottawattamie County probate records. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize conference expenses for Shawn Stevens, Zoning & Health Supervisor. The conference will be held at St. Cloud, Minnesota, on Septic related matters. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve an Extension 28E Iowa DNR Private Water Well Construction Permit Authority Agreement. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

Pottawattamie County Planning and Zoning Commission - Resignation of Betty Moats, effective December 29, 1998.

The Board adjourned subject to call at 11:45 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 11, 1999  
PUBLISH: X

January 11, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of January 6, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve Claims Allowed for the month of December 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign Change Order Number E-3 with Midlands Electrical Contractors, Inc., for an increase in the contract sum of \$9,999 for the new jail project. The new contract sum including this change order will be \$2,088,539. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve payment of MAPA (Metropolitan Area Planning Agency) dues for January 1, 1999 to June 30, 1999 in the amount of \$14,581.50. Public purpose is economic development of Pottawattamie County. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve the parking passes requested for the east metered lot for 1999, subject to one place each for judges. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign Memorandum of Agreement between The Pottawattamie County Board of Supervisors (D/B/A River Bend Marketing Corporation) and The Council Bluffs Chamber of Commerce (CBCC), whereby CBCC will provide consulting services to River Bend for agreed upon fees for the purpose of supporting and promoting business and economic development for River Bend (Industrial Tract) subject to County Attorney's approval. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize part-time employees to participate in the Pottawattamie County Flex Medical Program, with the requirement that they do not work less than 20 hours per week. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to reinstate Farm Credit for Charles Serrault and approve disallowance of Farm Credit for Kent and Rhonda Picht. Ayes - Grote, Moats, Wichman, Williams. Nays - Goos. Motion carried.

Motion by Wichman, second by Williams, to authorize City of Council Bluffs to change door to property room in the basement of the Courthouse at City expense. Ayes - Grote, Moats, Wichman, Williams. Nays - Goos. Motion carried.

Motion by Williams, second by Moats, to authorize expenditure of \$3,800 to renovate Courtroom 3-B for carpet, paint and cleaning. Unanimous vote. Motion carried.

**11:00 A.M. - Public Hearing**

Ordinance No. 99-1: An Ordinance to amend Chapter 1.50, Schedule of Fees, to provide for the collection of an investigation fee in the event work commences prior to a permit required by the Pottawattamie County, Iowa, Code, being issued; and to provide a fee for site evaluations to be conducted prior to the issuance of zoning, septic and well permits and to increase the filing fee for zoning and well permits, Pottawattamie County, Iowa, Code.

Motion by Williams, second by Wichman, to open the public hearing on Ordinance No. 99-1. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

The Board reviewed the proposed ordinance. Kay Mocha, Dawn Hess and Shawn Stevens were present. No objectors were present. The Board received no written objections.

Motion by Williams, second by Wichman, to close the public hearing on Ordinance No. 99-1. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Goos, to approve first consideration of Ordinance No. 99-1 and to set second consideration for January 25, 1999 at 11:00 A.M. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

Pottawattamie County Care Facility - Financial Report for December 1998.

The Board adjourned subject to call at 12:10 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 25, 1999  
Publish: X

January 13, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Goos, to authorize Conservation Department to purchase a new dump-truck with blade, using some Gaming resource dollars, approximately \$39,000. Conservation would reap the benefits of a lower price going in with Secondary Roads. Roll call vote: Goos - Aye; Grote - Aye; Moats - Nay; Wichman - Aye; Williams - Nay. Motion carried.

The Board of Supervisors declared the public purpose for the meeting and lunch for Elected Officials and Department Heads held at Hitchcock Nature Area on January 13, 1999, was to begin the process of solving the space needs in the Courthouse in order to better serve the public in a more efficient manner.

The Board adjourned subject to call at 2:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 25, 1999  
PUBLISH: X

January 25, 1999  
**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:45 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of January 11, 1999 and January 13, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to go into Executive Session per Code of Iowa, Chapter 21.5(c), for Union Negotiations/Health Insurance. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Moats, to go out of Executive Session. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Wichman, to approve for the Case Management Department, the employment of Linda Larimer and Barbara Nissen, as Case Managers at \$12.16630/hr. (S2-G18), effective January 11, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to accept the resignation and retirement of Monica Murray, Director of Mental Health/Case Management/CPC, effective March 26, 1999, with deep regret. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve the request of Hungry Canyon Alliance for membership fee of \$2,500. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign Notices of Disallowance's for Homestead Tax Credit. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to appoint Kathleen O'Neill Zajic of McClelland to the Board of Health. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve Tax Suspension for property located at 3120 Ave. B, in Council Bluffs. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to appoint Betty Moats as Alternate Board Representative to SWITA (Southwest Iowa Transit Agency) and SWIPCo (Southwest Iowa Planning Council). Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to reappoint Richard Harris to Judicial Magistrate Commission, for a 6 year term to expire December 31, 2004. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to accept low bid from Capital Construction of Logan, Iowa, and authorize Chairperson to sign Contract and Bond for Bank Stabilization Repair, Project #68-6114-9-936. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to grant a correction of Homestead Allowance of \$1,135.00 (changed from \$1,122.00 per Marilyn Jo Drake, County Auditor) on Parcel #0-35-714-23217-0-0, due to incorrect dropping of credit. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to accept bid of Siemens/Rolm SP System of \$24,602.00 plus annual maintenance cost of \$2,280.00 for phone-mail, for the Courthouse, Annex and Services Building. Unanimous vote. Motion carried.

**11:00 A.M. - Public Meeting**

Ordinance #99-1: An Ordinance to amend Chapter 1.50, Schedule of Fees, to provide for the collection of an investigation fee in the event work commences prior to a permit required by the Pottawattamie County, Iowa, Code, being issued; and to provide a fee for site evaluations to be conducted prior to the issuance of zoning, septic and well permits and to increase the filing fee for zoning and well permits, Pottawattamie County, Iowa, Code.

Motion by Wichman, second by Goos, to approve second consideration of Ordinance #99-1 and to adopt Ordinance #99-1 into law. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign Fiscal Year 2000 Application Grant for Wells and sign contract with DNR (Department of Natural Resources). Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize lease of a new copier for the County Attorneys Office, with Bishop Office Equipment. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to deny request of \$4,500 for the Genealogical Society to preserve Pottawattamie County probate records. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to authorize Chairperson to sign contract with Terracon to perform a pre-renovation survey for asbestos at the Department of Human Services Building for an amount of \$1,350. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Reports** County Recorder - Quarterly report from 10/1/98 to 12/31/98.  
 Sheriff's Department - Report of fees collected for the 4<sup>th</sup> quarter of 1998.  
 County Auditor - Report of fees collected for quarter ending December 31, 1998.

**Bonds** Elizabeth Moats - beginning January 4, 1999 and ending January 2, 2003.

The Board adjourned subject to call at 3:00 P.M.

\_\_\_\_\_  
 Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
 Marilyn Jo Drake, County Auditor

APPROVED: January 25, 1999  
 PUBLISH: X



January 27, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:15 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of January 25, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve Iowa State Association of County Supervisors dues for 1999, in the amount of \$125. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Class "C" Liquor License/Sunday Sales/Outdoor Service Area Permit for Terra Jane and Terra Jane Barn, Council Bluffs. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to take the bids for remodeling of Department of Human Services Building under advisement, and set bid awarding for February 10, 1999 at 1:00 P.M. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:50 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: February 1, 1999

PUBLISH: X

February 1, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of January 27, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign agreement between Aliant Communications Systems Group and Pottawattamie County, for Siemens Phone-Mail SP System. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Engineer Resolution No. 99-4, authorizing the County Engineer to purchase right-of-way as needed for construction and maintenance as outlined in P.P.M. No. 99-1. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Goos, to approve Engineer Memorandum No. 99-1, P.P.M., Purchase of Land. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Salary Actions**

Sheriff's Department - Termination of Patricia Kuhlmann, effective January 21, 1999.

The Board adjourned subject to call at 12:14 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: February 3, 1999

PUBLISH: X

February 3, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of February 1, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve the appointment of Anne McKeown to the Planning and Zoning Commission to fill the unexpired term of Betty Moats, the term will expire on December 31, 2001. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to accept resignation of Stephen Baumel, RN/Director of Nursing, Pottawattamie County Care Facility to be effective February 10, 1999.

The Board adjourned subject to call at 11:50 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: February 8, 1999  
PUBLISH: X

February 8, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of February 3, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve the re-appointment of Jeanette Genereux of Honey Creek, to the Board of Adjustment for a term of five (5) years to expire December 31, 2003. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve stop payment on warrant no. 148549 and issue new warrant. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve claims allowed for the month of January 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve for the Pottawattamie County Care Facility the temporary full-time employment of Marilyn Hembree as Director of Nursing at \$12.59909 per hour, effective February 9, 1999. Unanimous vote. Motion carried.

~~Motion by Goos, to approve the Southwest Iowa Planning Council Membership Dues of \$8,313.50 and \$3,000.00 for Southwest Iowa Transit Agency for support of the county bus for Fiscal Year 1999-2000. Motion died for lack of a second. SEE 2/24/99 BOARD MINUTES.~~

Motion by Moats, second by Wichman, to approve the funding request of Southwest Iowa Transit Agency in the amount of \$3,000.00, to support the county bus for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

~~Motion by Goos, second by Wichman, to approve Southwest Iowa Planning Council Membership Dues in the amount of \$8,313.50 for Fiscal Year 1999-2000. Ayes—Goos. Nays—Grote, Moats, Wichman, Williams. Motion fails. SEE 2/24/99 BOARD MINUTES.~~

Motion by Williams, second by Moats, to take bids for Project #ER-078SW009 and ER-078SW032 under consideration, and set bid awarding for Wednesday, February 10, 1999, at 10:30 A.M. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Reports**

Pottawattamie County Care Facility Financial Report for January 1999.

The Board adjourned subject to call at 12:10 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: FEBRUARY 10, 1999  
PUBLISH: X

February 10 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Wichman, to approve the Treasurer's Semi-Annual Report for July 1 - December 31, 1998 and the Semi-Annual Settlement of the Board of Supervisors for period 7/1/98 - 12/31/98 inclusive. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve corrections to the December 21, 1998 minutes changing Zoning and Health Inspector/Weed Commissioner's pay grade from a Grade 18 Step 1 to Grade 16 Step 1, effective January 1, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve stop payment on warrant no. 150232 and issue new warrant. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to authorize Chairperson to sign "Proposal" from Anderson Excavating Company for asbestos removal at the Department of Human Services Building, 417 E Kanessville Blvd. in the amount of \$1,340.00. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to award bid for Secondary Roads to Nelson and Rock, Onawa, ER078SW009 and ER078SW032 and authorize Chairman to sign contract and bid bond for the two projects. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Pottawattamie County Conservation Foundation to retain the \$20,206 balance remaining in the Foundations restricted account as long as the funds are earmarked for a specific project by June 29, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats to open public hearing for renovation of ICN room at DHS Building on Kanessville Blvd. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye; Grote-Absent. Motion carried.

Motion by Wichman, second by Moats, to close the public hearing, there being no negative comments from audience. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye; Grote-Absent. Motion carried.

Motion by Moats, second by Wichman, to award the contract for the renovation of the ICN room at DHS Building on Kanessville Blvd. To Claar Construction in the amount of \$57,295.70. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye; Grote-Absent. Motion carried.

Motion by Goos, second by Wichman, to appoint LaDonna Applegate of Oakland, Iowa, to the Pottawattamie County Planning and Zoning Commission for a term of five years. This term will expire December 31, 2003. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Pottawattamie County, a government entity, to apply to Iowa West for an unspecified grant. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:45 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: FEBRUARY 16, 1999  
PUBLISH: X

February 16, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Williams, to approve the minutes of February 10, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to set Monday, March 22, 1999 at 10:00 A.M., in the Pottawattamie County Board of Supervisors' Hearing Room, Second Floor, Courthouse, to receive bids for the Carson Shed. These bids will go through HGM. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Board to sign Resolution No. 8-99. Resolution for the destruction of Noxious Weeds. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve for the Sheriff's Department the promotion of Ronald Allen from Corporal/Road to Sergeant/Road at \$19.71269/Hr, effective 1/30/99. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve for the Sheriff's Department the promotion of Patrick McGinn from Deputy to Corporal at \$17.84143/Hr., effective 1/30/99. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:45 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: FEBRUARY 17, 1999  
PUBLISH: X

February 17, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of February 16, 1999. Unanimous vote. Motion carried.

Motion by Wichman second by Williams, to approve **Resolution No. 11-99**, appointing Terrance Hummel, Pottawattamie County Emergency Management Director to execute on behalf of Pottawattamie County, the Hazard Mitigation Planning Project Grant and to file application with Iowa Emergency Management Division for purpose of obtaining Federal financial assistance. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Williams, to approve **Resolution No. 12-99**, providing local monies to be used as matching funds for the approved planning grant as outlined in the grant applications. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to approve **Resolution No. 10-99**, setting March 1, 1999 at 10:00 A.M. for a public hearing on an industrial property tax exemption for David Van Horn dba/Van Horn Services. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to direct the County Engineer to develop plans to turn L55 back to gravel and hard surface roads surrounding Quail Run Golf Course. Motion and second withdrawn.

Motion by Wichman, second by Moats, to develop plans and specifications to hard surface roads surrounding Quail Run Golf Course (less than one mile). Roll Call Vote: Goos-Nay; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to direct Engineer to develop plans and specifications to return L55 back to rock. North/South portion to corner. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to set a public hearing for consideration of the Fiscal Year 1999-2000 Pottawattamie County Budget at 10:00 A.M., March 10, 1999, in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, 227 South 6<sup>th</sup> Street, Council Bluffs, Iowa, and publish in all official county newspapers. Roll Call Vote: Goos-Nay; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 1:55 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: **FEBRUARY 22, 1999**  
PUBLISH: X

February 22, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members, except Goos, present. Chairperson Grote presiding.

Motion by Moats, second by Williams, to approve the minutes of February 17, 1999. Unanimous vote. Motion carried.

10:00 Public Hearing:

- A. **CASE #ZMA-99-001:** The request of Eugene and Maria Bueld for a zoning map amendment to reclassify approximately 10.00 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District located in Lake Township, Hidden Valley Lane, legally described as: "South 10 acres of the NW¼ SE¼ of Section 2, Township 75N, Range 44W of the 5<sup>th</sup> P.M."
- B. **CASE #SUB-99-001:** The request of Eugene and Maria Buelt for a preliminary plat approval of Hidden Valley Acres located in Lake Township, Hidden Valley Lane, legally described as: "South 10 acres of the NW¼ SE¼ of Section 2, Township 75N, Range 44W of the 5<sup>th</sup> P.M."

Motion by Williams, second by Moats, to open the public hearing on Case #ZMA-99-001 and Case #SUB-99-001. Unanimous vote. Motion carried.

Eugene and Maria Buelt and Chris Colpitts were present. The Board discussed the proposed subdivision and the changes that will need to be made in the plat prior to submittal of the final plat.

Motion by Williams, second by Moats, to close the public hearing on Case #ZMA-99-001 and Case #SUB-99-001. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve first consideration of an ordinance to amend the zoning classification of approximately 10.00 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) district in Lake Township, as filed under Case #ZMA-99-001 and to set second consideration for Wednesday, February 22, 1999 at 11:00 A.M. and to give final consideration to Case #SUB-99-002 at that time. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Beer Permit/ Sunday Sales Privilege and Cigarette Permit for Kum & Go #23, Neola, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class C Beer Renewal/ Sunday Sales Privilege for Warner's 66 Inc., Avoca, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign letter terminating the "Agreement For Services" with Dr. Barry L. Kricsfeld, regarding medical services to inmates dated May 12, 1993. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Board to sign **Resolution No. 13-99**, to transfer \$400,000 from Gambling Resources Fund to the General Basic Fund for FY 98/99 Budget. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to authorize Board of sign **Resolution No. 14-99**, to transfer \$400,000 from General Basic Fund to the General Supplemental Fund for FY 98/99 Budget. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 11:55 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: February 24, 1999  
PUBLISH: X



February 24 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 11:00 A.M., all members present except Goos. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of February 22, 1999 as read. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to rescind the following motions from the February 8, 1999 minutes, "Motion by Goos, to approve the Southwest Iowa Planning Council Membership Dues of \$8,313.50 and \$3,000.00 for Southwest Iowa Transit Agency for support of the county bus for Fiscal Year 1999-2000. Motion died for lack of a second." and "Motion by Goos, second by Wichman, to approve Southwest Iowa Planning Council Membership Dues in the amount of \$8,313.50 for Fiscal Year 1999-2000. Ayes-Goos. Nays-Grote, Moats, Wichman, Williams. Motion failed." Motion to pay SWIPCO membership dues was approved in the December 30, 1998 minutes and shall be paid as stated. Unanimous vote. Motion carried.

**11:00 A.M. - Public Meetings**

**A. CASE #ZMA-99-001:** The request of Eugene and Maria Buelt for a zoning map amendment to reclassify approximately 10.00 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District located in Lake Township, Hidden Valley Lane, legally described as: "South 10 acres of the NW¼ SE¼ of Section 2, Township 75N, Range 44W of the 5<sup>th</sup> P.M."

**B. CASE #SUB-99-001:** The request of Eugene and Maria Buelt for a preliminary plat approval of Hidden Valley Acres located in Lake Township, Hidden Valley Lane, legally described as: "South 10 acres of the NW¼ SE¼ of Section 2, Township 75N, Range 44W of the 5<sup>th</sup> P.M."

Motion by Williams, second by Wichman, to approve second consideration of an ordinance to amend the zoning classification of approximately 10.00 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District in Lake Township, as filed under Case #ZMA-99-001 and to adopt **Ordinance No. 99-2** into law and to approve the preliminary plat of Hidden Valley Acres and to adopt **Planning and Zoning Resolution No. 99-1**. Roll call vote: Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Williams, to appoint Lynn Ford, Phyllis Reimer and Tim Wichman to the Loess Hills Alliance Board, with Janice Marcantonio or Phyllis Reimer as alternate for Lynn Ford, and Betty Moats as alternate for Tim Wichman. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Paula Glade, Second Deputy Auditor

APPROVED: MARCH 1, 1999  
PUBLISH: X

March 1, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Moats, to approve the minutes of February 24, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize publication of payroll amounts paid in calendar year 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign Contract and Bond between Pottawattamie County Board of Supervisors and Claar Construction, for the renovation of the ICN Room at the Department of Human Services Building on Kanesville Blvd., in the amount of \$57,295.70. Unanimous vote. Motion carried.

10:00 A.M. - PUBLIC HEARING

RESOLUTION #15-99 STATING THE INTENTIONS OF THE POTTAWATTAMIE COUNTY BOARD OF SUPERVISORS WITH REGARD TO ADOPTING AN ORDINANCE TO GRANT PRIOR APPROVAL TO PROPERTY TAX ABATEMENT FOR DAVID VANHORN dba VANHORN SERVICES.

Motion by Williams, second by Wichman, to open the public hearing on Resolution #15-99. Ayes-5. Motion carried.

The Board reviewed the proposed resolution. Kay Mocha and Lori Holste were present. No objectors were present. The Board received no written objections.

Motion by Williams, second by Goos, to close the public hearing on Resolution #15-99. Ayes-5. Motion carried.

Motion by Wichman, second by Williams, to adopt Resolution #15-99, setting the public hearing on said proposed Ordinance for April 5, 1999 at 10:00 A.M. Ayes-5. Motion carried.

Motion by Moats, second by Wichman, to make the Courthouse a smoke-free building and abolish any smoking in vestibules and Buildings and Grounds Offices/Shop Area. Ayes-5. Motion carried.

The Board adjourned subject to call at 11:45 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 8, 1999  
PUBLISH: X

March 8, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members, except Goos, present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of March 1, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve for the Secondary Roads Department the hiring of a GIS person at \$38,000 annually, with a six month probation period. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairman to sign Engineer's Resolution #99-5, "Elimination of a Stop Sign at Virginia Hills Road and Somerset." Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to approve Claims Allowed for February 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to authorize Chairperson to sign Economic Development Quarterly Report for OSI Industries, Inc., for period ending January 31, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve request for the first of three payments for Pottawattamie County's share of the cost of the expansion of the SWI Juvenile Detention Center in the amount of \$119,465.00. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Liquor License and Sunday Sales Privilege for Aeroplane Inn, Honey Creek, Iowa. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:55 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 10, 1999  
PUBLISH: X

March 10, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Williams, to approve the minutes of March 8, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to open the public hearing on the Proposed FY 1999-2000 Pottawattamie County Budget. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Wichman, to approve the Proposed Pottawattamie County Budget for FY 1999-2000. Roll Call Vote: Goos-Nay; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Wichman, to approve for the Sheriff's Department the employment of Teddy Tatum as a Deputy, at \$13.22170/Hr., effective March 1, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign contract between Double E Computer Systems and Pottawattamie County to provide the new Pottawattamie County Jail with access to the Council Bluffs Police Department's network system at a cost of \$20,930.00. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to accept the Pottawattamie County Compensation Board's recommendations for elected official salaries for FY 1999-2000, as follows: Attorney - \$61,734.28 (5%); Auditor - \$42,666.93 (5% plus \$500.00); Recorder - \$41,155.54 (5%); Sheriff - \$60,574.31 (10%); Treasurer - \$42,166.93 (5%) and Board of Supervisors - \$23,862.54 (5%). Roll Call Vote: Grote-Aye; Moats-Aye; Goos-Nay; Williams-Aye; Wichman-Aye. Motion carried.

Motion by Goos, second by Wichman, to appoint Randall Hotze of Carson, Iowa to the Zoning Board of Adjustment. This term will expire on December 31, 2000. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Liquor License/Sunday Sales Privilege and Application For Outdoor Service Area for Quail Run Country Run, Neola, Iowa. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Reports**

Pottawattamie County Care Facility - February 1999.

The Board adjourned subject to call at 11:50 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 15, 1999  
PUBLISH: X

March 15, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of March 10, 1999. Unanimous vote. Motion carried. (Moats absent).

Motion by Williams, second by Goos, to open public hearing on Pottawattamie County Managed Care Plan. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Wichman, to close public hearing. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman to adopt the Pottawattamie County Managed Care Plan for Mental Health. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to deny tax suspension application on 1400 Avenue G, Council Bluffs, Iowa, due to lack of proper information and lack of DHS approval. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to reduce the rural levy by \$295,000 which is the 15% property tax relief from the option tax on unincorporated areas. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman to authorize Chairperson, to sign contract and bond for Project #FM-78(105) - -55-78 with Irving F. Jensen Co. Inc. for a concrete overlay in the amount of \$2,632,848.61. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to authorize Chairperson to sign amended contract with Justrite Janitorial, for janitorial services in the Law Enforcement Center, Courthouse, Annex Building, Department of Human Services Building and the Services Building, all based on a 5 day per week service for a total monthly amount of \$11,313.81. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Nay; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign "Notice of Disallowance Homestead Tax Credits" and "Notice Of Disallowance Military Service Tax Exemption". Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign "Equal Opportunity Policy Statement". Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign Resolution No. 16-99, a resolution adopting "Code of Conduct". Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Williams, to authorize Board to sign Resolution No. 17-99, a resolution adopting "Procurement Policy". Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Williams, to authorize Chairperson to sign "Environmental Review Record" for 1996 EDSA Project (OSI Industries). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 12:15 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 17, 1999  
PUBLISH: X

March 17 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 11:00 A.M., all members present, except Moats and Williams, who are absent on County Business. Chairperson Grote presiding.

Motion by Goos, second by Wichman, to approve the minutes of March 15, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve "Application for Iowa Retail Cigarette Permit" for Aeroplane Inn, Honey Creek, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman to authorize Board to take Secondary Roads Bids for Projects #EWP-8339-11 and LC-1999(5) under advisement and award bid on Monday, March 22, 1999 at 10:00 A.M. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:36 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
J. Evelyn Tudor, First Deputy Auditor

APPROVED: MARCH 22, 1999  
PUBLISH: X

March 22 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Moats, to approve the minutes of March 17, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Board to approve "Applications For Homestead Tax Credits" and "Applications For Military Exemptions". Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve "Application for Outdoor Service Area" for Double Bar Seven, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign "Notice of Disallowance Homestead Tax Credit" and "Notice of Disallowance Military Service Tax Exemptions". Unanimous vote. Motion carried.

Motion by Wichman, second by Williams to approve the following Change Orders for the Pottawattamie County Jail, DLRA Project No. 1096103-00: Change Order G-4 (Hawkins) - Add \$24,836.00; Change Order M-3 (Ray Martin) - Add \$8,167.00; Change Order E-4 (Midlands Electric) - Add \$28,184.00. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to take bids for new Engineer shop at Carson under consideration and set Monday, March 29, 1999 at 10:00 A.M. to award bid. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairman to sign Engineer contracts and bonds when received for Project #EWP-8339-11 and LC-1999(5) with Hopp Corp. of Harlan for \$98,077.90. Unanimous vote. Motion carried.

10:30 A.M. - Public Hearing on Solid Waste Comprehensive Plan

Motion by Wichman, second by Moats, to open the public hearing on the Pottawattamie County Solid Waste Comprehensive Plan. Unanimous vote. Motion carried.

Andrea Podjenski and Kay Mocha were present. The Board reviewed the Plan, comments that were received by the public at the Avoca public meeting, the upcoming meeting with DNR on a Comprehensive Plans in the 4 county area and the data that has been received from the communities included in the Plan.

Motion by Wichman, second by Williams, to close the public hearing on the Pottawattamie County Solid Waste Comprehensive Plan. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to continue the Board's consideration on the Pottawattamie County Comprehensive Plan until April 5, 1999 at 1:30 P.M.

11:30 A.M. - Public Hearings

- A. **ORDINANCE #99-3:** Amend Section 5A.030.090, Site Evaluation, Pottawattamie County, Iowa, Onsite Wastewater Treatment and Disposal Systems Ordinance, to require site evaluations prior to the issuance of septic permits, Pottawattamie County, Iowa, Code.
- B. **ORDINANCE #99-4:** Amend Chapter 5B, General Regulations, Pottawattamie County, Iowa, Private Water Wells Ordinance, by adding Section 5B.030.05, Site Evaluations, to require site evaluations prior to the issuance of well permits, Pottawattamie County, Iowa, Code.
- C. **ORDINANCE #99-5:** **APPLICANT:** Pottawattamie County Planning  
**CASE #ZTA-99-001:** **REQUEST:** Zoning text amendment to amend Chapter 8.097, Zoning Permits and Certificate of Zoning Compliance, by adding Subsection 8.097.005 to require site evaluations prior to the issuance of zoning permits involving construction.

Motion by Williams, second by Goos, to open the public hearing on Ordinance #99-3 through #99-5. Ayes-5. Motion carried.

Kay Mocha and Shawn Stevens were present. Mocha explained that the Planning and Zoning Commission has recommended approval of Option #2 and that the Board of Health has recommended approval of Option #1. She explained that from the Planning Department's point of view, Option #2 is the most doable.

Daryl Weilage, Weilage Well; Fred Henry, Henry Well; Bob Osborn, Council Bluffs Well and Ed Leazenby, Leazenby Construction were present. Mr. Weilage, Mr. Henry and Mr. Osborn expressed their concern over changing the regulations to require a site evaluation. Mr. Leazenby stated his support for site evaluation process. There was a considerable amount of time spent debating the pros and cons of site evaluations.

Motion by Williams, second by Goos, to close the public hearing on Ordinance #99-3 through #99-5. Ayes-5. Motion carried.

Motion by Moats, second by Wichman, to approve first consideration of Ordinance #99-3 through #99-5, Option #2 and to set second consideration for March 29, 1999 at 10:30 A.M. Unanimous vote. Motion carried.

The Board adjourned subject to call at 12:29 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 25, 1999

PUBLISH: X

March 25 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 1:30 P.M., all members except Goos and Moats present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of March 22, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign contract for employment with Suzanne Watson for Director of Case Management/Mental Health and Central Point Coordination (C.P.C.) position to be effective March 29, 1999 at an annual salary of \$45,000. This salary will be pro-rated for the period beginning March 29, 1999 through June 30, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve "Inmate Food Service Management, Laundry, And Commissary Services Agreement" between Pottawattamie County and BEST, Inc. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to appoint Russell Brandes to the Loess Hills Development and Conservation Authority (LHD & CA) Board of Directors as representative from Pottawattamie County, for a term of one year. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Public Official Bond

Connie Busse - Treasurer, East Pottawattamie County Agricultural Extension Service - Term ending on 1/25/00.

The Board adjourned subject to call at 3:50 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 29, 1999

PUBLISH: X



March 29, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Williams, to approve the minutes of March 29, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairman to accept the bid from ConStruct in the amount of \$758,000 and sign contract for the construction of the Carson Shop. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairman to sign agreement with IDOT for dust control with the County being reimbursed for up to three applications. Unanimous vote. Motion carried.

10:30 A.M. - Second Consideration

- A. **ORDINANCE #99-3:** Amend Section 5A.030.090, Site Evaluation, Pottawattamie County, Iowa, Onsite Wastewater Treatment and Disposal Systems Ordinance, to require site evaluations prior to the issuance of septic permits, Pottawattamie County, Iowa, Code.
- B. **ORDINANCE #99-4:** Amend Chapter 5B, General Regulations, Pottawattamie County, Iowa, Private Water Wells Ordinance, by adding Section 5B.030.05, Site Evaluations, to require site evaluations prior to the issuance of well permits, Pottawattamie County, Iowa, Code.
- C. **CASE #ZTA-99-001 AND ORDINANCE #99-5**  
**APPLICANT:** Pottawattamie County Planning  
**REQUEST:** Zoning text amendment to amend Chapter 8.097, Zoning Permits and Certificate of Zoning Compliance, by adding Subsection 8.097.005 to require site evaluations prior to the issuance of zoning permits involving construction.

Motion by Wichman, second by Moats, to approve second consideration of Ordinance #99-3 through #99-5, Option #2 and to adopt said Ordinances into law. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign stop payment on Warrant No. 157466 and issue new warrant. Unanimous vote. Motion carried.

The Board adjourned subject to call at 10:52 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
J. Evelyn Tudor, First Deputy, Auditor

APPROVED: March 31, 1999  
PUBLISH: X

March 31, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of March 29, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Board to sign **Resolution No. 18-99**, appropriating funds for the fourth (4<sup>th</sup>) quarter of FY 1998/99. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign **Resolution No. 19-99**, amending 3<sup>rd</sup> quarter appropriations for FY 1998/99. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Williams, to authorize Board to sign **Resolution No. 20-99**, authorizing Chairperson to sign "Quit Claim Deed" on Kenealy property, at no cost to the county. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to sign Engineer Resolution # 99-6 and Engineer Resolution #99-7 for detours on G60 and L45. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 12:10 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
 Gary Herman, Auditor's Office  
 First Deputy, Elections

APPROVED: APRIL 5, 1999

PUBLISH: X

April 5, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present, except Moats. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of March 31, 1999. Unanimous vote. Motion carried.

**10:00 A.M. - Public Hearing on Ordinance #99-6**, an ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by David Van Horn.

Motion by Williams, second by Goos, to open the public hearing on Ordinance #99-6. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Absent; Wichman-Aye; Williams-Aye. Motion carried.

Comments: Lori Holste spoke with David Van Horn and he stated that the building would be completed by the end of April and at that time employment would be increased. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Absent; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to close the public hearing on Ordinance #99-6. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Absent; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of Ordinance #99-6 and set second consideration for April 7, 1999 at 10:00 A.M. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve reimbursement of Homestead Credit to Rose Donelson in the amount of \$338.00. Credit lost through no fault of her own. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign Stop Violence Against Women Grant Application for 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve Claims Allowed for March 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

Salary Actions

Pottawattamie County Conservation Board - Brett Ford - \$22,500.

The Board adjourned subject to call at 2:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: APRIL 7, 1999

PUBLISH: X

April 7, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of April 5, 1999. Unanimous vote. Motion carried.

10:00 A.M. - Second Consideration on **Ordinance #99-6**, an ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by David Van Horn.

Motion by Wichman, second by Williams, to approve second consideration of **Ordinance #99-6** and to adopt said Ordinance into law. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to sign **Engineer's Resolution #99-8**, to set public hearing on vacating **Agate Lane Road** for Monday, April 19, 1999, at 11:00 A.M. in the Board of Supervisors Hearing Room, Pottawattamie County Courthouse, 227 South 6<sup>th</sup> Street, Council Bluffs, Iowa. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Liquor License and Sunday Sales Privilege for I-80 Lounge, Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to authorize Chairperson to sign stop payment authorization on Warrant No. 156477 to Smithkline Beechman and issue new warrant. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Secondary Roads Department the employment of Clay Johannsen as a Grader Operator, at \$11.10/Hr., effective April 5, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Reports

County Auditor's report of fees collected for quarter ending March 31, 1999.

The Board adjourned subject to call at 11:30 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: APRIL 12, 1999  
PUBLISH: X

April 12, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of April 7, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to go into Executive Session for union negotiations per Code of Iowa, Chapter 21.5(c). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to go out of Executive Session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Wichman, to authorize Board to sign Engineer Resolution # 99-9, to amend Secondary Roads Department Fiscal Year 98-99 Budget. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Engineer Resolution #99-10, to approve Secondary Roads Department Fiscal Year 99-00 Budget. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to deny request for tax suspension for Bobby Munyon and authorize Treasurer to assist Board in setting criteria for tax suspensions on non DHS requests. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Secondary Roads Department the promotion of Randy Miller from Bridge Crew Leadman to Shop Foreman at \$16.98/Hr., effective April 5, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve "Applications For Homestead Tax Credits" and "Applications For Military Exemptions". Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for the Pottawattamie County Care Facility the employment of Michael Eugene Ruckman, R.N., as the Director of Nursing, at \$15.63885 per hour, to be effective April 26, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Reports

Sheriff's Department - Quarterly report ending March 31, 1999.

Pottawattamie County Care Facility - March 1999.

The Board adjourned subject to call at 12:05 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Marilyn Jo Drake, County Auditor

APPROVED: April 19, 1999

PUBLISH: X

April 19, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Williams, to approve the minutes of April 12, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign Grant to Provide FY99 Support Services Through The Early Childhood Project in the Pottawattamie County Child Welfare Decategorization Project. This grant agreement and program budget are for the time period from 4/1/99 to 6/30/99. Unanimous vote. Motion carried.

10:00 A.M. - PUBLIC HEARINGS:

- A. **Case #ZMA-99-002:** The request of Bluffs Development Inc., represented by Robert McCarthy, for a zoning map amendment to reclassify approximately 222.24 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the E½ of Section 26 together with the NW SW and NW of Section 25 all in Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the N½ NW¼ Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the E½ NW¼ and the W½ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel located in the NW¼ NW¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.  
**AND**  
Zoning map amendment to reclassify approximately 57.91 acres from a Class A-2 (Exclusive Agricultural) District to a Class C-3 (Commercial Recreational) District, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the NW¼ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the NW¼ and NE¼ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.
- B. **Case #ZMA-99-003:** The request of Hills LLC, represented by Douglas Wicks for a zoning map amendment to reclassify approximately 21.43 acres from a Class C-3 (Commercial Recreational) to a Class R-2 (Suburban Residential), located in Garner Township, McPherson Avenue, legally described as: "A parcel of land located in the SE SW and the SW SE of Section 24, Township 75N, Range 43W of the 5<sup>th</sup> P.M.
- C. **Case #SUB-99-002:** The request of Bluffs Development Inc., for a preliminary plat approval of Bent Tree Estates, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the E½ of Section 26 together with the NW SW and NW of section 25 all in Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the N½ NW¼ Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the E½ NW¼ and the W½ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel located in the NW¼ NW¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M. **AND** a parcel of land located in the SE SW and the SW SE of Section 24, Township 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Moats, to open the public hearing on Case #ZMA-99-002, #ZMA-99-003 and #SUB-99-002. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Richard Poffenbargber, Three Bridge Road and Joann Roth, McPherson Avenue, while speaking in favor of the request, expressed concerns of the impact the development would have on the area aquifer.

John Jerkovich, Bob McCarthy and Doug Wicks were present to speak on behalf of the requests. Mr. Jerkovich and Mr. McCarthy told the Board that they have explored the extension of a waterline from the Council Bluffs system to the development or drilling an onsite public water well. They explained that because of the expense of such project, funding options need to be explored.

Motion by Williams, second by Moats, to open the public hearing on Case #ZMA-99-002, #ZMA-99-003 and #SUB-99-002. Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Moats, to approve first consideration of an ordinance to reclassify 222.24 acres from a Class A-2 District to a Class R-2 District, to reclassify approximately 57.91 acres from a Class A-2 District to a Class C-3 District, as filed under Case #ZMA-99-002; an ordinance to reclassify 21.43 acres from a Class C-3 to a Class R-2 District, as filed under Case #ZMA-99-003, and to set second consideration of said Cases for April 28, 1999 at 10:00 A.M., and to continue the consideration of the preliminary plat of Bent Tree Estates, as filed under Case #SUB-99-002 to the same date and time. Negotiations shall begin between the developer, Council Bluffs Waterworks, Regional Water, Council Bluffs Airport Authority, Westfair Association and the County. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to open Public Hearing on **Engineer's Resolution #99-11, to vacate Agate Lane**, Council Bluffs. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Wichman to defer action on closing Agate Lane until later date. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Class "B" Beer Permit/ Sunday Sales Privilege and Application For Outdoor Service Area for Iowa Wescorp Association/Westfair Committee, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Secondary Roads Department the employment of Matt Airola as GIS/Data Resources Coordinator at \$18.19923/Hr., effective April 12, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign Notice of Disallowance of Homestead Tax Credit on parcel numbers: 8-40-80-799-0-0 & 8-40-173-908-0-0. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Sheriff's Department - Resignation of Carlisle Conolley effective 4/1/99 and Teddy Tatum, effective 4/7/99.

The Board adjourned subject to call at 12:10 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: April 21, 1999  
PUBLISH: X

April 21, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of April 19, 1999 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Auditor/Buildings and Grounds to apply for the \$10,281.00 sales tax reimbursement to county, on Courthouse Boiler replacement, actual tax dollars.

Motion withdrawn, second withdrawn.

Motion by Wichman, second by Moats, to approve Engineer Change Order in the amount of \$3,850.00, for siding and trim on Carson Shop to include different material and 20 year guarantee. Includes base, louvers, doors, roof trim and skylight trim, upon recommendation of County Engineer. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign IDOT/FHWA Funding Agreement for Project No. BROS-78(104) - - 8J-78 and Project No. BROS-78(103)- - 8J-78. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve a Class "C" Beer Permit/Sunday Sales Privilege and a three month application for Iowa Retail Cigarette Permit for Treynor Electric Quick Store in McClelland. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve a five day Class "B" Beer Permit for Great Plains Wing Confederate Air Force, Council Bluffs. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Secondary Roads Department the transfer of Jeff Sowers from Grader Operator to Truck Driver III at \$11.49/Hr., effective 4/19/99 and the promotion of Breck Henningsen from Operator III to Bridge Crew Leadman at 12.32/Hr., effective 4/19/99. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Reports

Pottawattamie County Recorder's Quarterly Report From 1/1/99 to 3/31/99.

The Board adjourned subject to call at 11:30 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: April 26, 1999  
PUBLISH: X

**April 26, 1999**

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of April 21, 1999, as read. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign Engineer Project Agreement No. 99-10 (Silver Creek) with Hungry Canyons Alliance for construction of stream channel stabilization structure. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to proceed with Courthouse space needs study and authorize Chairperson to sign agreement with HGM Associates, Inc. for a "Needs Assessment" study in an amount of \$8,500.00. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve "Administrative Services Agreement" and "Adoption Agreement" for the Flexible Benefit Plan by and between Healthcare Partners of MidAmerica and Pottawattamie County. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairperson to sign Service Agreement For Pottawattamie County Courthouse with Aliant Communications Systems Group, commencing 4/24/99 and ending 4/23/00. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to approve "Applications For Military Exemptions" and "Applications For Homestead Tax Credits". Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to approve new six month Class "B" Beer Permit/ Sunday Sales Privilege and Outdoor Permit for Brian Productions/Westfair, Council Bluffs. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Pottawattamie County Conservation Board - Employment of Keith Peters, Senior Aide to work part-time in the summer at \$8.00 per hour.

The Board adjourned subject to call at 11:55 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: APRIL 26, 1999  
PUBLISH: X



April 28, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of April 26, 1999, as read. Unanimous vote. Motion carried.

10:00 A.M. - Public Meeting/Second Consideration:

- A. **Case #ZMA-99-002:** The request of Bluffs Development Inc., represented by Robert McCarthy, for a zoning map amendment to reclassify approximately 222.24 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the E½ of Section 26 together with the NW SW and NW of Section 25 all in Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the N½ NW¼ Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the E½ NW¼ and the W½ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel located in the NW¼ NW¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.  
**AND**  
Zoning map amendment to reclassify approximately 57.91 acres from a Class A-2 (Exclusive Agricultural) District to a Class C-3 (Commercial Recreational) District, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the NW¼ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the NW¼ and NE¼ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.
- B. **Case #ZMA-99-003:** The request of Hills LLC, represented by Douglas Wicks for a zoning map amendment to reclassify approximately 21.43 acres from a Class C-3 (Commercial Recreational) to a Class R-2 (Suburban Residential), located in Garner Township, McPherson Avenue, legally described as: "A parcel of land located in the SE SW & the SW SE of Section 24, Township 75N, Range 43W of the 5<sup>th</sup> P.M.
- C. **Case #SUB-99-002:** The request of Bluffs Development Inc., for a preliminary plat approval of Bent Tree Estates, located in Garner Township, McPherson Avenue and Three Bridge Road, legally described as: "A parcel of land located in the E½ of Section 26 together with the NW SW and NW of section 25 all in Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the N½ NW¼ Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel of land located in the E½ NW¼ and the W½ NE¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.; **AND** a parcel located in the NW¼ NW¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M. **AND** a parcel of land located in the SE SW and the SW SE of Section 24, Township 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Wichman, second by Moats, to concur with the Planning and Zoning Commission's recommendation and approve an ordinance to amend the zoning classification of the following: Case #ZMA-99-002, approximately 222.24 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and 57.91 acres from a Class A-2 (Exclusive Agricultural) District to a Class C-3 (Commercial Recreational) District; Case #ZMA-99-003, approximately 21.43 acres from a Class C-3 (Commercial Recreational) District to a Class R-2 (Suburban Residential) District; all located in Garner Township, and to adopt Ordinance #99-7 and Ordinance #99-8 into law and to approve the preliminary plat of Bent Tree Estates, as filed under Case #SUB-99-002 and to adopt Planning and Zoning Resolution #99-2, containing conditions of approval. Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Beer Permit/Sunday Sales Privilege for the Food & Fill in Minden, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Board to sign **Resolution No. 21-99**, to consider and/or sell county owned property and set public hearing for Wednesday, May 12, 1999 at 10:00 A.M. in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, 227 South 6<sup>th</sup> Street, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to commence process to return to agricultural status the property involved in Bunge rezoning, owned by Enewolds' Farms, Inc. G.L.T., Inc., and Jacquelyn E. Johnson, Revocable Trust. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize a loan of \$3,450 to the WIC program to finish its fiscal year program. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:55 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: May 5, 1999  
PUBLISH: X

May 5, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:45 A.M., all members present, except Grote. Chairperson Pro Tem Williams presiding.

Motion by Goos, second by Moats, to approve the minutes of April 28, 1999, as read. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to purchase two Chevy 4x4, extended cab pick-ups at a low bid of \$36,472.00. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to hire Joseph Thornton, Attorney-At-Law to advise Pottawattamie County on demutualization of the Standard Insurance Company. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to publish amended FY 98-99 Budget and set public hearing for Wednesday, May 26, 1999 at 10:00 A.M., in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve for Secondary Road Department the promotion of Russ Pfeiffer from Operator III to Construction Inspector III at \$14.58/Hr., effective April 26, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve the Pottawattamie County Conservation Board the employment of Phil Graeve as a summer park aide at the Hitchcock Nature Area. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to go into Executive Session per Code of Iowa, Chapter 21.5(c) for union negotiations. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to go out of Executive Session. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Attorney's Office - Resignation of Mark Greiner effective May 14, 1999.

The Board adjourned subject to call at 2:15 P.M.

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Bob Williams, Chairperson Pro-Tem

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: May 12, 1999  
PUBLISH: X

May 12, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Grote. Chairperson Pro Tem Williams presiding.

Motion by Wichman, second by Moats, to approve the minutes of May 5, 1999, as read. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign Engineer contract and bond with Murphy Heavy Contracting for bridge replacement in Norwalk Township, in the amount of \$356,922.45. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Board to sign Engineers Resolution #99-12, to set public hearing for June 2, 1999 at 10:00 A.M., in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa, to consider a road vacation in Garner Township NE¼ NW¼ 25-75-43. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign Engineer's Resolution #99-11 to rescind Engineer's Resolution #98-12 for speed limits in Waveland and Wright Townships. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign Iowa Department of Human Services Community Mental Health Center affiliation stating we contract with Mercy Hospital for mental health services. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to open public hearing to consider and/or sell Pottawattamie County owned property. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to close the public hearing and proceed with the sale of county owned property. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Moats to sign Resolution No. 22-99, to sell the following county owned properties legally described as: 1)Babbitt Place, Lot C, in the City of Council Bluffs, Iowa" to Raymond Cooper for \$100.00. 2)Town of Gilliat, all of Lot 1, Block 3, commencing at the NW corner Lot 1, Block 3 Town of Gilliat thence south 25.2 feet thence east 140 feet thence north 24.1 feet thence west 140 feet to place of beginning", to Kendall & Penny Swanson for \$100.00. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to sign Resolution No. 23-99, to sell the following county owned property legally described as: "19666 330th Street, part of the SE¼ NE¼ of Section 16, Township 75, Range 41 West of the 5<sup>th</sup> P.M, in McClelland, Pottawattamie County, Iowa to 421 Inc. for \$8,200.00". Roll Call Vote: Goos-Nay; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to approve claims allowed for April, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve for Secondary Road Department the promotion of Wayne Hicks from Motor Grader Operator to Operator III at \$14.43/Hr., effective April 27, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve for the Sheriff's Department the employment of the following as Detention Officers: Michael Bowen, Andrew Brown, Richard Brown, James Bruun, Rose Chapa, Stephen Ecker, Craig Firley, Kelly Gammel, Jill Gwynn, Darlene Harris, Pennie Haven, Larry Hill, Matthew Huffman, Russell Johnson, Jason Mass, Michael Matthews, Anthony Rubek, Maria Shriver, Mark Smith, Adam Swinarski and Kyle Wiese all at \$11.30 per hour and all to be effective 4/26/99. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson Pro-Tem to sign Applications for Homestead Tax Credit and Notice of Disallowance for Military Tax Exemptions. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:48 A.M.

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Bob Williams, Chairperson Pro Tem

ATTEST: \_\_\_\_\_

APPROVED: May 17, 1999

PUBLISH: X

May 17, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of May 12, 1999, as read. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, not to participate in a cost sharing of a survey of Ehrig Avenue. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for the Case Management Department, the employment of Ryan Newell as Case Manager at \$12.16630/hr., effective May 10, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve application for Iowa Retail Cigarette Permit for Quail Run in Neola. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to sign **Resolution No. 24-99**, appointing Delmar Goos to the SIRHA Board of Commissioners for a term of three years to expire June 1, 2002. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to award bid and sign contract with Ray Martin Company of Omaha to replace the air conditioning units on the third and fourth floor of the Courthouse at a cost of \$62,820.00. Unanimous vote. Motion carried.

Riverbend Marketing was authorized to do a study at their expense on the possibility of dividing the Riverbend property into smaller parcels.

**RECEIVED AND FILED THE FOLLOWING:**

**Loan Payment**

VODEC - First loan payment in the amount of \$1,500.00 presented to Board by Steve Hodapp/CEO/VODEC.

**Reports**

Financial Report of Pottawattamie County Care Facility for April 1999.

**Salary Actions**

Recorder's Office - Retirement of Lou Ann Drake, effective August 31, 1999.

The Board adjourned subject to call at 1:55 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Paula Glade, Second Deputy, Auditor's Office

APPROVED: May 26, 1999  
PUBLISH: X

May 21, 1999

**MET IN EXECUTIVE SESSION**

The Board of Supervisors met in executive session at 10:15 A.M., all members present, except Grote. Chairperson Pro Tem Williams presiding.

Motion by Goos, second by Moats, to go into executive session as allowed by Code of Iowa, Chapter 21.4(2) for the purpose of discussing union negotiations per Code of Iowa, Chapter 21.5(c). Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Wichman, to go out of executive session. Roll Call vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 11:30 A.M.

\_\_\_\_\_  
Bob Williams, Chairperson Pro Tem

ATTEST: \_\_\_\_\_  
Paula Glade, Second Deputy, Auditor's Office

APPROVED: May 26, 1999  
PUBLISH: X

May 26, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Grote. Chairperson Pro Tem Williams presiding.

Motion by Wichman, second by Moats, to approve minutes of May 17, 1999 and May 21, 1999, as read. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairperson to sign BROS Agreement 78(113)- 8J-78 #99 HBRR-042 Iowa Dot. Unanimous vote. Motion carried.

9:30 A.M. - FINAL PLAT APPROVAL

CASE #SUB-98-005: The request of Merlin Sorensen Et. Al. For final plat approval of Prairie Meadows Subdivision.

Motion by Moats, second by Wichman, to approve the final plat of Prairie Meadows Subdivision and to adopt Planning and **Zoning Resolution #99-3**. Ayes-5. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign a letter stating the County's intentions to adopt the Iowa Waste System's Solid Waste Comprehensive Plan for the Loess Hills Regional Sanitary Landfill. Unanimous vote. Motion carried.

**Grote present at 10:00 A.M.**

Motion by Grote, second by Wichman, to authorize Board to sign **Resolution No. 25-99** approving amendment to the Pottawattamie County Budget for Fiscal Year 1998-99. Roll Call Vote: Goos-Nay; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion Carried.

Motion by Wichman, second by Grote, to go into Executive Session as per Code of Iowa Chapter 21.5(c) for purposes of union negotiations. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to go out of Executive Session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Grote, to enter into a development agreement with Oakland Foods. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Wichman, to approve class "C" Liquor License/Sunday Sales Privilege for Iowa Feed and Grain Company, Crescent, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson Pro-Tem to sign form 5500 Filing for Pottawattamie County Flexible Benefits Plan #502. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson Pro-Tem to sign Change Order Number 1 with Claar Construction for ICN Classroom at DHS Building, Architect's Project No. 11198. The contract sum will be increased by this Change Order in the amount of \$1,070.00. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign Law Enforcement Services Contracts with following cities in Pottawattamie County: Avoca, Carson, Crescent, Hancock, Macedonia, McClelland, Minden, Neola, Oakland, Treynor, Underwood and Walnut. Unanimous vote. Motion carried.

Motion by Wichman, second by Grote, to authorize Chairperson to sign letter accepting Wellmark Blue Cross and Blue Shield of Iowa proposal for health benefits for county employees to be effective July 1, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign letters to terminate Contract No. 5000 with Principal Healthcare of Nebraska, Inc. & Contract No. N74538 with Principal Mutual Life Insurance Company effective July 1, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve the reappointment of Elmer Hessel to the Veteran Affairs Commission for a term of three years. This term will expire June 30, 2002. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to approve for Secondary Roads the promotion of Craig Jensen from Grader Operator to Operator III at \$12.77/Hr., effective May 10, 1999 and Kent Hodges from Truck Driver I to Grader Operator at \$11.96/Hr., effective May 10, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve for the Planning and Development Department the employment of Janice Cooper as Secretary at \$8.52678, effective June 7, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Salary Actions**

**Pottawattamie County Care Facility** - Marilyn Hembree/Retirement from temporary full-time position effective 5/10/99.

**Pottawattamie County Case Management** - Termination of Barbara Nissen effective May 7, 1999.

**Pottawattamie County Conservation Board** - Employment of Darrin M. Jones as Lodge Manager/Ranger Assistant at the Hitchcock Nature Area at \$21,000 annually to be effective May 17, 1999 and employment of summer staff members.

**Pottawattamie County Mental Health/Case Management** - Resignation of Sandra Lisle effective May 17, 1999.

**Pottawattamie County Planning & Development** - Resignation of Vianne Coleman effective May 27, 1999.

**Pottawattamie County WIC Program** - Resignation of Holly Havel/WIC Nutrition Educator effective May 6, 1999.

**Western Iowa Tourism Region**

Resignation of Ann Burgess, Walnut, Iowa as Pottawattamie County representative.

The Board adjourned subject to call at 12:10 P.M.

\_\_\_\_\_  
Bob Williams, Chairperson Pro-Tem

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: JUNE 2, 1999

PUBLISH: X

June 2, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve minutes of May 26, 1999 as read. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve applications for "Homestead Tax Credits" and "Military Exemptions". Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign "Notice of Disallowance Military Service Tax Exemption". Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to go into executive session as per Code of Iowa - Chapter 21.5(i) for personnel matters. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to go out of executive session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to authorize payment of \$475.00 to Western Iowa Tourism Region for FY 2000 dues. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats to approve claim for refund of homestead credit of \$378.00 for parcel number 0-35-741-8568-21-0. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to open public hearing on road vacation in Garner Township. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Williams, to close public hearing. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign Engineer **Resolution #99-13** for a road vacation in Garner Township - 30 foot road. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to go into executive session as per Code of Iowa, Chapter 21.5(i) for personnel matters. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Moats, to go out of executive session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to go into executive session as per Code of Iowa, Chapter 21.5(i) for personnel matters. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to go out of executive session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to go into executive session as per Code of Iowa, Chapter 21.5(i) for personnel matters. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to go out of executive session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Williams, to eliminate position of Budget Coordinator. Roll Call Vote: Goos-Nay; Grote-Aye; Wichman-Aye; Williams-Aye; Moats-Aye. Motion carried.

The Board adjourned subject to call at 12:15 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Marilyn Jo Drake, County Auditor

APPROVED: June 9, 1999

PUBLISH: X

June 9, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:40 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve minutes of June 2, 1999 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Fireworks Permit's for Frank McNeal, Sr., of Honey Creek and Bill Bracker of Council Bluffs. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve Class "C" Beer Permit/Sunday Sales Privilege for Carson 92 Grocery in Carson. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Secondary Roads Department the promotion's of Kevin Crouse to Assistant Forman, at \$14.34/Hr., effective May 24, 1999, Kenneth Wilcox to Grader Operator at \$11.49/Hr., effective May 24, 1999, and Scott Putnam to Operator III, at \$13.21/Hr., effective June 3, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Sheriff's Department the employment of Samuel Arkfeld as Deputy at \$13.22170/hr., effective June 1, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Claims Allowed for the month of May, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign Lease Addendum between the Pottawattamie County Board of Supervisors and the State of Iowa, for the benefit of the Iowa Department of Human Services, Council Bluffs Regional Office, Tenant. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve the appointment of Ken Nelson of Neola, Iowa, to the Planning and Zoning Commission with term expiring December 31, 2000. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to go into executive session per Code of Iowa, Chapter 21.5(i) for purposes of employee contracts. Roll call vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to go out of executive session. Roll call vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Wichman, to go into executive session per Code of Iowa, Chapter 21.5(i) for purposes of employee contracts. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to go out of executive session. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Wichman, to take bids for project #HC-1998 under advisement and set bid awarding for June 16, 1999, at 9:30 A.M. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to concur with County Engineer and approve Engineer's Resolution No. 99-14A, formally requesting that the Farm-to-market Review Board approve modifications to its farm-to-market system. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Goos, to go into executive session per Code of Iowa, Chapter 21.5(i) for purposes of employee contracts. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to go out of executive session. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign agreement between Pottawattamie County Care Facility and the Board of Health, to provide for the services of a Registered, Licensed Dietitian as a consultant to the Administrator and staff of the Pottawattamie County Care Facility for a period beginning July 1, 1999 through June 30, 2000. Unanimous vote. Motion carried.



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June 9, 1999

Motion by Williams, second by Moats, to go into executive session per Code of Iowa, Chapter 21.5(i) for purposes of employee contracts. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Wichman, to go out of executive session. Roll call vote: Goos - Aye; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Williams, to approve Board Resolution No. 26-99, to transfer \$200,000 from the Gaming Resources Fund to the General Basic Fund as a tax relief measure per Fiscal Year 1998-99 budget. Roll call vote: Goos - Absent; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Williams, to approve Board Resolution No. 27-99, to transfer \$200,000 from the General Basic Fund to the General Supplemental Fund, per Fiscal Year 1998-99 budget. Roll call vote: Goos - Absent; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Moats, to approve Board Resolution No. 28-99, to transfer \$1,300,000 from the Rural Services Basic Fund to the Secondary Roads Fund, per Fiscal Year 1998-99 budget. Roll call vote: Goos - Absent; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Wichman, second by Moats, to approve Board Resolution No. 29-99, to transfer \$10,000 from the General Basic Fund to the Flood and Erosion Fund, per Fiscal Year 1998-99 budget. Roll call vote: Goos - Absent; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

Motion by Moats, second by Williams, to approve Board Resolution No. 30-99, to transfer \$260,000 from the Gaming Resources Fund to the GIS Fund, per Fiscal Year 1998-99 budget. Roll call vote: Goos - Absent; Grote - Aye; Moats - Aye; Wichman - Aye; Williams - Aye. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Salary Actions**

Pottawattamie County WIC Program - Employment of Gerri A. Bonnemier as part-time dietitian effective June 8, 1999.

Planning and Development Department - Janice Cooper declined position as secretary.

**Petition**

No. 76979

**Reports**

Financial Report of Pottawattamie County Care Facility for May, 1999.

The Board adjourned subject to call at 2:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: JUNE 16, 1999  
PUBLISH: X

June 16, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Williams and Goos. Chairperson Grote presiding.

Motion by Moats, second by Wichman, to approve minutes of June 9, 1999 as read. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to concur with the Engineer and award bid and authorize Chairperson Grote to sign contract and bond for Project #HC-1998 to Peterson Contractors of Reinbeck, Iowa, for \$112,821.25, Stream Grade Stabilization, Section 26, Washington Township, east of Taylor Station. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign Resolution No. 31-99, to transfer \$240,000 from the Gaming Resources Fund to the GIS Fund, per budget for Fiscal Year 1998-99. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Resolution No. 32-99, to transfer \$6,000.00 from the General Basic Fund to the Rural Services Basic Fund to establish the expense in the line item "Grants", unit 903., to cover lease agreement for Avoca Courthouse. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Resolution No. 33-99, to transfer \$55,000 from the General Basic Fund to the Economic Development Fund as per amendment May 19, 1999. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign Resolution No. 34-99, to transfer \$99,305.00 from Secondary Road Fund to General Supplemental Fund for the cost of the Secondary Road's share of the premium of Workman's Compensation. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign dental contract with Kansas City Life Insurance Company. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve for Case Management the employment of Matthew Walters as a Case Manager to be effective June 7, 199 at 12.166/Hr. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign Health Services Agreement by and between the County of Pottawattamie and Correctional Medical Services, Inc. This agreement will be effective as of 12:01 A.M. on June 15, 1999 for an initial term of two years. This agreement is renewable under like terms for additional one-year terms. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairman to sign a two year agreement between Pottawattamie County Roads Department and Local 2364 American Federation of State/County as of 7/1/99. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairman to sign a two year agreement between Pottawattamie County Courthouse Employees Union AFSCME Iowa Council 61 and Pottawattamie County, Iowa as of 7/1/99. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairman to sign a two year agreement between Pottawattamie County, and the Public Safety Association as of 7/1/99. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye. Motion carried.

Motion by Wichman, second by Moats, to adopt 1999 Affirmative Action Plan. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Reports**

Animal Control Report

The Board adjourned subject to call at 11:45 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: June 21, 1999  
PUBLISH: X

June 21, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Moats, to approve minutes of June 16, 1999 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign Resolution No. 35-99, to set July 7, 1999 at 10:00 A.M. for a Consultation to be held between Pottawattamie County, State of Iowa, and All Affected Taxing Entities concerning the Proposed Amendment #1 to the Pottawattamie County/Oakland Urban Renewal Plan for Pottawattamie County, Iowa and to set July 28, 1999 at 10:00 A.M. for a Public Hearing to Consider Approval of a Proposed Amendment #1 To the Pottawattamie County/ Oakland Urban Renewal Plan for a Proposed Urban Renewal Area in Pottawattamie County, State of Iowa. These meetings will be held in the Board of Supervisors Hearing Room, Pottawattamie County Courthouse, 227 South Sixth Street, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Chairperson signing stop payment authorization on warrant no. 156485 and issue a duplicate. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for the Attorney's Office the employment of Christine DeLorme as a Domestic Abuse Attorney at \$17.40/Hr., effective June 21, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve refund of Homestead Credit in the amount of \$566.00, as credit was inadvertently dropped in 1995. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Liquor Renewal/Sunday/Outdoor Sales for Double Bar Seven, Council Bluffs, Iowa. Ayes-Goos, Grote, Wichman, Williams. Nays-Moats. Motion carried.

Motion by Wichman, second by Goos, to offer contracts of employment to Darlene McMartin for Fiscal Year 1999-2000, as follows: For Director of General Relief - \$7,509.33 annually and for Administrator, Veterans Affairs - \$30,690.67 annually. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to offer contract of employment to David Rodenburg, Superintendent, Buildings and Grounds, in the amount of \$35,000.00, for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Wichman, to offer contract of employment to Kay Mocha, Director, Planning and Development in the amount of \$38,750.00 for Fiscal Year 1999-2000. Motion failed for lack of a second.

Motion by Moats, second by Wichman, to offer contract of employment to Kay Mocha, Director, Planning and Development in the amount of \$38,500.00 for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to offer contract of employment to Suzanne Watson, Director/Mental Health Case Management, C.P.C. in the amount of \$45,000.00, for Fiscal Year 1999-2000,. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to offer contract of employment to Linda Chollett, Administrator, Pottawattamie County Care Facility in the amount of \$37,000.00 for Fiscal year 1999-2000. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to offer contract of employment to Jerry Hare/County Engineer in the amount of \$67,754.20 for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to offer contract of employment to Jay Munson, Assistant County Engineer in the amount of \$57,698.01 for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:20 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: JUNE 23, 1999  
PUBLISH: X

June 23, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve minutes of June 21, 1999 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign Certificate of Appointment of Christine M. DeLorme as Assistant County Attorney to be effective June 21, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to restructure the Mental Health/Case Management Department as recommended by Gary Troutman and Associates. Barb Dalton will be upgraded to Administrative Assistant and Sandra Fox will be upgraded to Secretary II effective July 1, 1999. One Secretary I position will be eliminated. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to go into executive session per Code of Iowa, Chapter 21.5(i). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to go out of executive session. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to approve [Engineer's Resolution 99-14, final order on road vacation for Agate Lane](#). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to go into executive session per Code of Iowa, Chapter 21.5(i). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to go into executive session per Code of Iowa Chapter 21.5(i). Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Pottawattamie County Sheriff's Department - Resignation of Darlene Harris 5/28/99.

The Board adjourned subject to call at 12:30 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Gary Herman, First Deputy, Auditor's Office

APPROVED: JUNE 28, 1999  
PUBLISH: X

June 28, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve minutes of June 23, 1999 as written. Unanimous vote. Motion carried.

10:00 A.M. - PUBLIC HEARINGS:

**CASE #ZMA-99-004 AND CASE #SUB-99-003:** The request of Merlynn and Carolyn Bintz for a zoning map amendment to reclassify approximately 7.54 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and a preliminary plat approval of Bintz Estates, located in Minden, 340<sup>th</sup> Street, described as: "E430.20' of the S762.51' SE¼ SE¼, Section 27, Twp 77N, Range 41W of the 5<sup>th</sup> P.M.

Motion by Goos, second by Moats, to open public hearing on Case #ZMA-99-004 and #SUB-99-003. Roll Call Vote. Ayes-5. Motion carried.

Motion by Wichman, second by Goos, to close public hearing on Case #ZMA-99-004 and #SUB-99-003. Roll Call Vote. Ayes-5. Motion carried.

Motion by Wichman, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 7.54 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District in Minden Twp, as filed under Case #ZMA-99-004 and to set second consideration for Wednesday, July 7, 1999 at 10:30 A.M. and to give final consideration to Case #SUB-99-003 at that time. Unanimous vote. Motion carried.

**CASE #ZMA-99-005:** The request of Changing Hearts, Inc, represented by Del Lange for a zoning map amendment to reclassify approximately 3.0 acres from a Class R-2 (Suburban Residential) District to a Class C-2 (General Commercial) District, located in Garner Township, Sunnydale Road, legally described as: "Part of Lot 2, SE¼ NE¼, Section 28, Twp 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Wichman, second by Goos, to open the public hearing on Case #ZMA-99-005. Roll Call Vote. Ayes-5. Motion carried.

Motion by Wichman, second by Moats, to close the public hearing on Case #ZMA-99-005. Roll Call Vote. Ayes-5. Motion carried.

Motion by Wichman, second by Moats, to deny the request of Changing Hearts, Inc., to amend the zoning classification of approximately 3.00 acres from a Class R-2 (Suburban Residential) District to a Class C-2 (General Commercial) District in Garner Township, as filed under Case #ZMA-99-005. Roll Call Vote. Ayes-5. Motion carried.

**CASE #ZMA-99-006 AND CASE #SUB-99-004:** The request of Danny and Marilyn Newland for a zoning map amendment to reclassify approximately 1.92 acres (Proposed Lot 2, Newland Sub) from a Class R-4 (Multi-family Residential) District to a Class R-3 (Urban Residential) District & request for a preliminary plat approval of Newland Subdivision, located in Lewis Township, Concord Loop and Ray Lane described as: "Part of W¼ NW¼ SW¼ south of road (Proposed Lot 2, Newland Subdivision) Section 9, Twp 74N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to open the public hearing on Case #ZMA-99-006 and #SUB-99-004. Roll Call Vote. Ayes-5. Motion carried.

Motion by Williams, second by Moats, to close the public hearing on Case #ZMA-99-006 and #SUB-99-004. Roll Call Vote. Ayes-5. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 1.92 acres from a Class R-4 (Multi-family Residential) district to a Class R-3 (Urban Residential) District in Lewis Township, as filed under Case #ZMA-99-005 and to set second consideration for Wednesday, July 7, 1999 at 10:30 A.M. and to give final consideration to Case #SUB-99-004 at that time. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to sign agreement between Pottawattamie County, Iowa and DMG-MAXIMUS, INC. to provide professional consulting services to recover indirect costs for fiscal years 1999 and 2000. Unanimous vote. Motion carried. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Secondary Roads Department non-union employees for Fiscal year 1999-2000 a 3½ % salary increase and a grade adjustment for Lori Hackett, from a grade 8 to a grade 9. Unanimous vote. Motion carried.

Motion by Wichman, to give all other non-union employees a 3½% increase. Motion died for lack of a second.

Motion by Goos, second by Moats, to approve for the Sheriff's non-union employees for Fiscal Year 1999-2000 a 4% salary increase. Ayes-Goos; Grote; Moats, Wichman. Nays-Williams. Motion carried.

Motion by Goos, second by Moats, to approve for the Corrections non-union employees for Fiscal Year 1999-2000 a 3½% salary increase. Ayes-Goos; Grote; Moats; Wichman. Nays-Williams. Motion carried.

Motion by Goos, second by Moats, to approve a 3½% salary increase for all other non-union Courthouse employees for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to offer a contract of employment to Don Malick/Director, Data Resources in the amount of \$49,835.25 for Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairperson to sign exit agreement. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve "Applications For Homestead Tax Credits" and "Applications For Military Exemptions". Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve a Class C Beer Permit/Sunday Sales Privilege for Honey Creek Campground, Crescent, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to approve Tax Suspension for property at 1501 Fairmont Avenue, Council Bluffs, Iowa. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Pottawattamie County Conservation Board - Employment of summer staff member Jessica Frueh at \$5.50/Hr., effective 6/17/99.

The Board adjourned subject to call at 12:30 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Marilyn Jo Drake, County Auditor

APPROVED: July 7, 1999

PUBLISH: X

June 30, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to sign Memorandum of Understanding with the attorneys in the Pottawattamie County Attorneys Office for Fiscal Year 1999-2000. This includes a 3½% salary increase and the change in health and dental insurance. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to employ for the Veterans Office, Tracy Mulnix as an Administrative Assistant to the Director of Veteran Affairs at \$10.57/Hr.(G12S3), effective July 1, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign Juvenile Crime Prevention Community Grant Contract between the Division of Criminal and Juvenile Justice Planning (CJJP) and Pottawattamie County Board of Supervisors commencing July 1, 1999 and terminating on June 30, 2000. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve the following cigarette permits: Aeroplane Inn, Honey Creek; Carson 92 Grocery, Carson; Club 92, Carson; Desoto Bend Mini Mart, Missouri Valley; Double Bar Seven, Council Bluffs, Filling Station, Council Bluffs; Food & Fill, Minden; Honey Creek Campground, Crescent; Iowa Feed & Grain, Crescent; I-80 Lounge, Underwood; KC Mart, Underwood; Kopper Kettle #2, Minden; Kum & Go, Neola; Maguires, Council Bluffs; Treynor Electric - Quick Store, McClelland; Northwest Pott Co Golf Assn. - Quail Run, Neola and Warner's, Avoca. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for Planning and Development the employment of Linda Holtberg as a secretary at \$8.77/Hr., effective July 6, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to authorize Board to sign **Resolution No. 38-99** authorizing Chairperson to sign Service Agreement between Pottawattamie County, Iowa and Council Bluffs Area Chamber of Commerce d/b/a Pottawattamie County Growth Alliance in the amount of \$75,000, to provide economic development services, to be effective July 1, 1999 - June 30, 2000. Roll Call Vote: Ayes - Goos; Grote; Wichman, Williams. Nays - Moats. Motion Carried.

Motion by Wichman, second by Goos, to approve **Resolution No. 36-99**, amending fourth quarter appropriations for Fiscal Year 1998-1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve **Resolution No. 37-99**, appropriating funds for first quarter of Fiscal Year 1999-2000. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Board to approve **Resolution No. 39-99**, to transfer \$286,087.00 from the General Basic Fund to the Secondary Road Fund, per budget for Fiscal Year 1998-99. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to authorize Board to approve **Resolution No. 40-99**, to transfer \$66,913.00 from the Rural Services Basic Fund to the Secondary Road Fund as per budget for Fiscal Year 1998-99. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to authorize Board to approve **Resolution No. 41-99**, to transfer \$10,000.00 from the General Basic Fund to Flood and Erosion. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to approve Fireworks Permit for the following: Gary Herman, 11212 240<sup>th</sup> Street, Council Bluffs, Iowa; Robert P. Sykes, 27399 230<sup>th</sup> Street, Underwood, Iowa; Donna M. Young, 13890 Sunrise Terrace Lane, Council Bluffs, Iowa and Ardith K. Caputo, 22881 Three Bridge Road, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Board to sign contract for pest control with Great Plains Pest Management Inc., for \$45.00 monthly. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign contract with Central Waste Systems, Inc. for solid waste pick-up five days a week, at new jail at \$240.00 per month. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Board to sign contract with Just-Rite Janitorial Services, Inc., for cleaning new jail administrative areas at \$1,144.60 per month, five days a week. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:50 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: July 12, 1999  
PUBLISH: X

July 6, 1999

The Board of Supervisors met in regular session at 1:00 P.M., all members, except Moats, present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to certify the results of the June 29, 1999, special election and authorize the Auditor to pay the costs of the election, to be reimbursed by the State of Iowa. Unanimous vote. Motion carried.

The Board adjourned subject to call at 1:30 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: July 12, 1999  
PUBLISH: X

July 7, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Williams, to approve the minutes of June 28, 1999 as written. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairman to sign Stop Violence Against Women Grant in the amount of \$96,065.00, includes match of \$24,016.00, for grant period of July 1, 1999 through June 30, 2000. This grant is through the County Attorney's Office. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Board to sign Treasurer's Abatements for 1998-99. Real Estate - \$75,052.46 and Mobile Homes - \$47,213.00. Unanimous vote.

Motion by Goos, second by Moats, to approve interest transfers by Treasurer to the 28E Funds for 1998-99. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize an increase in the hourly salary for poll workers at Pottawattamie County elections from \$6.15/Hour to \$7.15/Hour. Unanimous vote. Motion carried.

10:30 A.M. - SECOND CONSIDERATION

**CASE #ZMA-99-004 AND CASE #SUB-99-003:** The request of Merlynn and Carolyn Bintz for a zoning map amendment to reclassify approximately 7.54 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and a preliminary plat approval of Bintz 7.55 Estates, located in Minden, 340<sup>th</sup> Street, described as: "E430.20' of the S762.51' SE¼ SE¼, Section 27, Twp 77N, Range 41W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Moats, to approve second consideration of an ordinance to amend the zoning classification of approximately 7.54 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District in Minden Township, as filed under Case #ZMA-99-004 and to adopt **Ordinance #99-9** into law and to approve the preliminary plat of Bintz Estates and to adopt **Planning and Zoning Resolution #99-4**. Ayes-4. Motion carried.

**CASE #ZMA-99-006 AND CASE #SUB-99-004:** The request of Danny and Marilyn Newland for a zoning map amendment to reclassify approximately 1.92 acres (Proposed Lot 2, Newland Sub) from a Class R-4 (Multi-family Residential) District to a Class R-3 (Urban Residential) District & request for a preliminary plat approval of Newland Subdivision, located in Lewis Township, Concord Loop and Ray Lane described as: "Part of W¼ NW¼ SW¼ south of road (Proposed Lot 2, Newland Subdivision) Section 9, Township 74N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to approve second consideration of an ordinance to amend the zoning classification of approximately 1.92 acres from a Class R-4 (Multi-Family Residential) District to a Class R-3 (Urban Residential) District in Lewis Township, as filed under Case #ZMA-99-006 and to adopt **Ordinance #99-10** into law and to approve the preliminary plat of Newland Subdivision and to adopt **Planning and Zoning Resolution #99-5**. Ayes-5. Motion carried.

Motion by Moats, second by Goos to approve contracts of employment for Fiscal Year 1999-2000 for the following: Jerry Hare/County Engineer - \$67,754.20; Donald Malick/Director, Data Resources - \$49,835.25; Darlene McMartin/ Director, General Relief - \$7,509.33; Darlene McMartin/Administrator, Veteran Affairs - \$30,690.67; Kay Mocha/Director, Planning and Development - \$38,500.00; John Munson III/Assistant County Engineer - \$57,698.01; Roger Olsen/Programmer/Analyst - \$27,501.42, David Rodenburg/Superintendent, Buildings and Grounds - \$35,000.00 and Suzanne Watson/Director, Case Management/Mental Health and Central Point Coordination - \$45,000.00. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman to approve for the Recorder's Office the employment of Debra Kaufman as a Microfilm Clerk at \$8.51/Hr., effective July 1, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve service agreement between The Mercy Center, Pottawattamie County Care Facility and Pottawattamie County Board of Supervisors. The term of this contract shall be from July 1, 1999 to June 30, 2000. The P.C.C.F. agrees to reimburse sixty-eight (\$68.00) per hour for Professional Center staff time. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve service agreement between Pottawattamie County Targeted Medicaid Case Management, Pottawattamie County Care Facility and Pottawattamie County Board of Supervisors. The term of this contract shall be from July 1, 1999 to June 30, 2000. These services are at no additional cost to the county. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve Claims Allowed for June 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve "Notice of Disallowance" of "Homestead Tax Credit" for parcel number: 0-35-486-15390-0-0. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Cash Count**

Pottawattamie County Auditor's Office, Pottawattamie County Care Facility, Pottawattamie County Recorder's Office, Pottawattamie County Sheriff/Civil Department, Pottawattamie County Treasurer's Office.

**Salary Actions**

**Pottawattamie County Conservation Board** - Mark Shoemaker/Executive Director-\$34,750.00; Cynthia Thompson/ Administrative Director - \$26,450.00; Chad Graeve/Park Ranger - \$23,000.00; Christopher Williams/Naturalist - \$28,000.00; Brett Ford/Park Ranger - \$25,000.00, David Fischer/Park Ranger - \$27,500.00 and Jonathan Fenner/Park Ranger - \$22,500.00.

**Sheriff's/Jail** - Resignation of Kristen Capron effective 6/25/99; Jason LeMaster effective 6/22/99 and Doug Reed, effective 6/30/99.

The Board adjourned subject to call at 11:30 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: July 12, 1999

PUBLISH: X



July 12, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of June 30, 1999, July 6, 1999 and July 7, 1999, as written. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to create a sidewalk along Steven Lane in Garner Township. Roll Call Vote: Goos-Nay; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairman to sign Engineer Resolution #99-15, to close county road L66 and designate detour on M16. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve applications for "Homestead Tax Credits" and "Military Exemptions". Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to authorize Chairperson to sign "Notice of Disallowance Homestead Tax Credit" and "Notice of Disallowance Military Service Tax Exemption". Unanimous vote. Motion carried.

Motion by Moats, second by Wichman to approve contract of employment for Fiscal Year 1999-2000 for Joyce Hertzig/Senior Programmer Analyst at \$46,415.29 annually. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Reports**

County Auditor's Report of Fees Collected for quarter ending June 30, 1999.

The Board adjourned subject to call at 11:15 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: JULY 19, 1999

PUBLISH: X

July 19, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of July 12, 1999, as written. Unanimous vote. Motion carried.

10:00 A.M. - Public Hearings

**Case #ZMA-99-007 And #SUB-99-005:** The request of Jack J. and Carolyn J. Mills for a zoning map amendment to reclassify approximately 5.4 acres from a Class A-2 (Exclusive Agricultural) district to a Class R-1 (Rural Residential) District for a preliminary plat approval of Mills Subdivision located in Hardin Township, McPherson Avenue and 250<sup>th</sup> Street legally described as: "A parcel of land located in the SW¼ of Section 20, Township 75N, Range 42W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Moats, to open the public hearing on Case #ZMA-99-007 and #SUB-99-005. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Goos, to close the public hearing on Case #ZMA-99-007 and #SUB-99-005. Roll Call Vote: Ayes-5. Motion carried.

Motion by Moats, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 5.4 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District in Hardin Township, as filed under Case #ZMA-99-007 and to set second consideration for Wednesday, July 21, 1999 at 1:30 P.M. and to give final consideration to Case #SUB-99-005 at that time. Unanimous vote. Motion carried.

**CASE #SUB-99-006:** The request of Rolla Rena Inc., for a preliminary plat approval of Morse Subdivision, located in Garner Township, McPherson Avenue, legally described as: "A parcel of land located in the Part of Lot 3, Auditor's Subdivision of the SW¼ SE¼ of Section 28, Twp. 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to open the public hearing on Case #SUB-99-006. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Moats, to close the public hearing on Case #SUB-99-006. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Moats, to approve the preliminary plat of Morse Subdivision, as filed under Case #SUB-99-006, and to adopt **Planning and Zoning Resolution 99-6**. Roll Call Vote: Ayes-5. Motion carried.

**CASE #ZMA-99-008 And #SUB-99-007:** The request of Merlin and Ethel Sorensen and Donald and Marilyn Sorensen for a zoning map amendment to reclassify approximately 6.76 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and request for a preliminary plat approval

of Prairie Meadows Subdivision, Phase II, located in Garner Township, McPherson Avenue, legally described as: "A parcel of land located in the SE¼ NW¼ of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Goos, to open the public hearing on Case #ZMA-99-008 and #SUB-99-007. Roll Call Vote: Ayes-5. Motion carried.

Motion by Wichman, second by Moats, to close the public hearing on Case #ZMA-99-008 and #SUB-99-007. Roll Call Vote: Ayes-5. Motion carried.

Motion by Wichman, second by Williams, to approve first consideration of an ordinance to amend the zoning classification of approximately 6.76 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District in Garner Township, as filed under Case #ZMA-99-008 and to set second consideration for Wednesday, July 21, 1999 at 1:30 P.M. and to give final consideration to Case #SUB-99-007 at that time. Unanimous vote. Motion carried.

**CASE #ZMA-99-010:** The request of Pottawattamie County, represented by Kay E. Mocha, County Planning Director, for a zoning map amendment to reclassify approximately 257.85 acres from a Class I-2 (General Industrial) District to a Class A-2 (Exclusive Agricultural) District, located in Lewis Township, Bunge Avenue, legally described as: "NE¼, E½ NW¼ and SW¼ NW¼, lying west and north of Bunge Avenue (also known as Highway H-10 and Iowa Highway #370) and northwesterly of Highway #275, Section 33, Township 74N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to open the public hearing on Case #ZMA-99-010. Roll call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Moats, to close the public hearing on Case #SUB-99-010. Roll Call Vote: Ayes-5. Motion carried.

Motion by Wichman, second by Williams, to approve first consideration of an ordinance to amend the zoning classification of approximately 257.85 acres from a Class I-2 (Limited Industrial) District to a Class A-2 (Exclusive Agricultural) District in Lewis Township, as filed under Case #ZMA-99-010 and to set second consideration for Wednesday, July 21, 1999 at 1:30 P.M. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign Engineer's Resolution #99-16 for temporary closure of Idlewood Road and designate official detour route. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Wichman, to approve Resolution No. 42-99, "Depository and Limitations" Resolution. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to authorize Stop Payment on Warrant No. 160920 and issue a new warrant. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign "Notice's of Disallowance Military Service Tax Exemption". Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve applications for "Homestead Tax Credits" and "Military Exemptions". Unanimous vote. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve for the Pottawattamie County Care Facility, the employment of Kellie Kostecka as CNA (G7S1) at \$8.27186/hr., effective July 12, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve for the Sheriff's/Jail Department, the employment of Lynn Adams, Jerri Brown, Matthew Frohardt, Ronald Hansen, Rebecca Meinders, Todd Schlimes, Shawn Stevens, Craig Thomas, Matthew Tracy, Tyrone Ungrad, Melissa Winn and William Winfield as Detention Officer's at \$11.30/hr. and all to be effective July 6, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to appoint Mark Shoemaker as alternate for Phyllis Reimer on the Loess Hills Alliance Board and approve terms of the following members of the Loess Hills Alliance Board: Lynn Ford - 3 years, with term to expire February 24, 2002; Phyllis Reimer - 2 years, with term to expire February 24, 2001 and Tim Wichman - 1 year, with term to expire February 24, 2000. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve New Class "C" Beer Permit/Sunday Sales and Cigarette Permit for Fill and Food #10 in Council Bluffs. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Reports**

Recorder's Office - Quarterly Report for period 4/1/99 to 6/30/99.

Sheriff's Department - Quarterly Report of Fees Collected and Disbursed for the 2<sup>nd</sup> Quarter of 1999.

**Salary Actions**

Pottawattamie County Care Facility - Resignation of Patricia Schnack effective July 9, 1999.

The Board adjourned subject to call at 11:55 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Gary Herman, First Deputy Elections/Auditor's Office

APPROVED: JULY 21, 1999

PUBLISH: x

July 21, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of July 19, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to take bids for projects #L-ACO(1997)(9) and #L-ACO(1997)(11) under advisement and set Monday, July 26, 1999 at 9:30 A.M. to award bids. This awarding will be held in the Board of Supervisors' Hearing Room, Second Floor, Courthouse, 227 South 6<sup>th</sup> Street, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to disapprove fireworks permit for Central Star Communications for Sunday, July 25, 1999, at Westfair Amphitheater, Council Bluffs. Roll Call Vote: Ayes-5. Motion carried.

1:30 P.M. - PUBLIC MEETINGS:

**Case #ZMA-99-007 And #SUB-99-005:** The request of Jack J. and Carolyn J. Mills for a zoning map amendment to reclassify approximately 5.4 acres from a Class A-2 (Exclusive Agricultural) district to a Class R-1 (Rural Residential) District for a preliminary plat approval of Mills Subdivision located in Hardin Township, McPherson Avenue and 250<sup>th</sup> Street legally described as: "A parcel of land located in the SW<sup>1</sup>/<sub>4</sub> of Section 20, Township 75N, Range 42W of the 5<sup>th</sup> P.M.

Motion by Wichman, second by Moats, to approve second consideration of an ordinance to amend the zoning classification of approximately 5.4 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1(Rural residential) District in Hardin Township, as filed under Case #ZMA-99-007 and to adopt **Ordinance #99-11** into law and to approve the preliminary plat of Mills Subdivision, as filed under Case #SUB-99-005, and to adopt **Planning and Zoning Resolution #99-7**. Ayes-4; Absent-Goos. Motion carried.

**CASE #ZMA-99-008 And #SUB-99-007:** The request of Merlin and Ethel Sorensen and Donald and Marilyn Sorensen for a zoning map amendment to reclassify approximately 6.76 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and request for a preliminary plat approval of Prairie Meadows Subdivision, Phase II, located in Garner Township, McPherson Avenue, legally described as: "A parcel of land located in the SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 25, Township 75N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Wichman, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 6.76 acres from a Class A-2 (Exclusive Agricultural) District to a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District in Garner Township, as filed under Case #ZMA-99-008 and to adopt **Ordinance #99-12** into law and to approve the preliminary plat of Prairie Meadows Subdivision, Phase II, as filed under Case #SUB-99-007, and to adopt **Planning and Zoning Resolution #99-8**. Ayes-4; Absent-Goos. Motion carried.

**CASE #ZMA-99-010:** The request of Pottawattamie County, represented by Kay E. Mocha, County Planning Director, for a zoning map amendment to reclassify approximately 257.85 acres from a Class I-2 (General Industrial) District to a Class A-2 (Exclusive Agricultural) District, located in Lewis Township, Bunge Avenue, legally described as: "NE<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub> NW<sup>1</sup>/<sub>4</sub> and SW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, lying west and north of Bunge Avenue (also known as Highway H-10 and Iowa Highway #370) and northwesterly of Highway #275, Section 33, Township 74N, Range 43W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to approve second consideration of an ordinance to amend the zoning classification of approximately 257.85 acres from a Class I-2 (General Industrial) District to a Class A-2 (Exclusive Agricultural) District in Lewis Township, as filed under Case #ZMA-99-010 and to adopt **Ordinance #99-13** into law. Ayes-4; Absent-Goos. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Report**

Pottawattamie County Care Facility - June 1999.

**Salary Actions**

Auditor's Office - Resignation of Evelyn Tudor effective July 12, 1999.

Planning and Development - Resignation of Linda Holtberg effective July 13, 1999.

Sheriffs/Jail - Resignation of Bryan Guill effective July 3, 1999.

The Board adjourned subject to call at 1:50 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Gary Herman, First Deputy Elections/Auditor's Office

APPROVED: July 26, 1999

PUBLISH: X

July 26, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of July 21, 1999, as written. Unanimous vote. Motion carried.

**NOTE:**

The Board of Supervisors, to be in compliance with ADA will restripe the handicap parking areas of the courthouse parking lots and make some van accessible parking spots and post correctly.

Motion by Moats, second by Goos, to approve distribution of Standard Insurance Company Demutualization funds as per recommendation of Joseph D. Thornton, Attorney At Law, Smith Peterson Law Firm. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to award bid of Western Engineering of Harlan for asphalt overlay for project #L-ACO (1997)(9) and project #L-ACO(1997)(11) for \$253,090.34 and authorize Chairperson to sign bond and contract. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to concur with Auditor Marilyn Jo Drake in the appointment of Cheryl Ross as First Deputy Auditor of Taxes, in the Auditor's Office. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Auditor to bill the state of Iowa for the June 29, 1999 special Election in the amount of \$51,654.61. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to certify the results of the July 20, 1999 election in Underwood for regional water and authorize Auditor to pay the costs of the election, to be reimbursed. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Salary Actions**

Sheriffs/Jail - Resignation of Larry Hill effective May 28, 1999.

The Board adjourned subject to call at 11:25 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: July 28, 1999

PUBLISH: X

July 28 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of July 26, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to open the public hearing on Amendment #1 to the Pottawattamie County/Oakland Urban Renewal Plan. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

This being the time and place fixed for a public hearing on the matter to adopt the proposed Amendment #1 to the Pottawattamie County/Oakland Urban Renewal Plan, the Chairperson, as the designated representative for the County, gave the report with respect to the consultation held with the affected taxing entities to discuss the proposed Plan. The Board was informed that the consultation was duly held as ordered by the Board, and that no written recommendations were received from the affected taxing entities. The report of the designated representative with respect to the consultation was placed on file for consideration by the Board. The Board also was informed that the proposed Plan had been approved by the Planning and Zoning Commission as being in conformity with the general plan for development of the County as a whole, as set forth in the minutes or report of said Commission previously placed on file for consideration by the Board. The Chairperson then asked the County Auditor whether any written objections had been filed with respect to the proposed Plan, and the County Auditor reported that no written objections thereto had been filed. The Chairperson then called for any oral objections to the adoption of Amendment #1 of the Pottawattamie County/Oakland Urban Renewal Plan and none were made.

Motion by Williams, second by Wichman, to close the public hearing on Amendment #1 to the Pottawattamie County/Oakland Urban Renewal Plan. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Board Member Moats then introduced the following proposed **Resolution #43-99** entitled "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 An Urban Renewal Project; And Adopting Amendment #1 To The Pottawattamie County/Oakland Urban Renewal Plan Therefor" and moved that the same be adopted. Board Member Goos seconded the motion to adopt. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Williams, to approve Chairperson to sign stop payment authorization on Warrant No. 91150 and issue new warrant. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Auditor's Office the employment of Pamela Danzer as Plat Clerk 1 (G8S1) at \$8.51455, to be effective July 26, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve for the Pottawattamie County Care Facility the employment of Kerri Wallace as full-time Certified Nurse Aide position at \$8.04913 (G6S1), effective July 22, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING:**

**Salary Actions**

Pottawattamie County Conservation Board - New Employment Contract for Jon Fenner to be effective July 23, 1999 at \$25,000 annually.

The Board adjourned subject to call at 11:46 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: AUGUST 4, 1999  
PUBLISH: X

August 4, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Wichman, to approve the minutes of July 28, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to go into Executive session as per Code of Iowa, Chapter 21.5(i), personnel matters. Roll Call Vote: Ayes-5. Motion carried.

Motion by Goos, second by Williams, to go out of Executive Session. Roll Call Vote: Ayes-5. Motion carried.

Motion by Moats, second by Goos, to approve contract of employment for Fiscal Year 1999-2000 for Linda Chollett, Administrator, Pottawattamie County Care Facility in the amount of \$38,000. Roll Call Vote: Ayes-4; Absent-Grote. Motion carried.

Motion by Moats, second by Goos, to approve for Veterans Affairs and General Relief the employment of Glenda Mackland as Secretary (G8S1), at an hourly rate of \$8.53, to be effective August 23, 1999. Roll Call Vote: Ayes-4; Absent-Grote. Motion carried.

Motion by Williams, second by Goos, to approve Class "C" Beer Permit/Sunday Sales Privilege for The Filling Station, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson and Board to sign **Resolution No. 44-99.** A resolution providing for the creation and operation of the Workforce Investment Act Region 13 Chief Elected Officials Board. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign stop payment on Warrant No. 91180 and issue a duplicate. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve "Tax Suspension" on property located at 2726 McBride Avenue, Council Bluffs, Iowa. Unanimous vote. Motion carried.

The Board adjourned subject to call at 12:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: August 9, 1999  
PUBLISH: X

August 9, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Goos, to set aside agenda as allowed by Code of Iowa, Chapter 21.4(2), to consider matters of an emergency nature. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Chairperson to sign " Proclamation to Declare An Emergency" due to the August 6, 1999 torrential rain storm in Pottawattamie County. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve the minutes of August 4, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, to authorize Chairperson to sign agreement between the Board of Supervisors of Pottawattamie County, Iowa and Board of Library Trustees of Avoca, Carter Lake, Council Bluffs, Oakland and Walnut. Motion died for lack of a second due to all libraries involved have not had a chance to review the contract and Mr. Goos asked for an extension of time.

Motion by Wichman, second by Goos, to approve changing the name of the Data Resources Department to Information Services, effective immediately. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve for the Auditor's Office the GIS schedule for employee advancement based on training completed: Cindy Knauss from Clerk 1-Grade 8 Step 7 (\$10.66282) to GIS Clerk Level 1-Grade 10 Step 7 (\$11.3184) and Dianne Martin from Drainage Assessment Processor-Grade 10 Step 7 (\$11.4384) to GIS Clerk Level 2-Grade 11 Step 7 (\$11.78194), both to be effective January 1, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to appoint the following to the Compensation Commission (Condemnation Commission) for 1999: Robert Leaders-Neola, Marion Hotze-Treynor, Frank Moran-Honey Creek, Keith Kay-Council Bluffs, Orville Krueger-Walnut, David Wagner-Oakland, Robert Martens-Walnut, Gerald Forristall-Treynor, Wayne Rodenburg-Underwood, Gerald Waltrip-Carter Lake, Delores Lindgren-Council Bluffs, Hans F. Schmidt-Treynor, Warren Goos-Carson, Cletis Gress-Hancock, Russell Haney-Council Bluffs, Robert Pingel-Underwood, Shoan McCready-Macedonia, Douglas Wigington-Council Bluffs, Harry Crowl-Council Bluffs, Thomas Eichacker-Council Bluffs, Maxine Klahn-McClelland, David Niemann-Avoca, George Collins-Council Bluffs and Earl Williams-Oakland. Four positions still open. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Petition

Case No. 77300

Reports

Pottawattamie County Care Facility Financial Report for July 1999.

The Board adjourned subject to call at 12:30 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: August 11, 1999  
PUBLISH: X

August 11, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Moats, to approve the minutes of August 9, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign Kansas City Life Insurance Company "Booklet Proof" for Dental Policy #GT-6295. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Treasurer's Office the employment of Courtney Chapman and Jamie Royalty as Motor Vehicle Clerks at \$8.51455, both to be effective August 9, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve upon the recommendation of the County Attorney to settle a lawsuit from Trey Hinkel by paying the medical costs involved in the amount of \$846.15. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to sign a contract with Pottawattamie County Development Corporation for redevelopment of property located on 8<sup>th</sup> Street and 1<sup>st</sup> Avenue. The County will pay to PCDC a project management fee of \$2,500. Roll Call Vote: Grote-Aye; Moats-Aye; Goos-Aye; Williams-Aye; Wichman - Abstain, as he serves on the PCDC Board. Motion carried.

Motion by Wichman, second by Williams, to concur with Marilyn Jo Drake/County Auditor and adjust grade and step of the Payroll Supervisor, Audrey Chapin in the Auditor's Office from Grade 15, Step 7 (\$13.86046/Hr.), to Grade 17, Step 7 (\$14.87487/Hr.), and to change Gina Holeton's title from Payroll Clerk-Grade 13, Step 5 (\$11.73617/Hr.) to Payroll Assistant-Grade 15, Step 5 (\$12.59211/Hr.), both to be effective July 1, 1999. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye; Goos-Nay. Motion carried.

The Board adjourned subject to call at 11:45 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: AUGUST 16, 1999  
PUBLISH: X



**August 16, 1999**

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of August 11, 1999, as written. Unanimous vote. Motion carried.

10:00 PUBLIC HEARINGS

**CASE #ZMA-99-009 AND #SUB-99-008:** The request of Randall L. Witt for a zoning map amendment to reclassify approximately 11.0 acres from a Class A-2 (Exclusive Agricultural) to a class R-1 (Rural Residential) District and request preliminary plat approval of R & V Witt Subdivision located in Boomer Township, Coldwater Avenue legally described as: "A parcel of land located in the NW¼ SW¼ NE¼ and NE¼ SW¼ NE¼ of Section 29, Township 77N, Range 43W of the 5<sup>th</sup> P.M."

Motion by Williams, second by Goos, to open the public hearing on Case #ZMA-99-009 and #SUB-99-008. Roll Call Vote: Ayes-5. Motion carried.

Motion by Moats, second by Goos, to close the public hearing on Case #ZMA-99-009 and #SUB-99-008. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Wichman, to approve first consideration of an ordinance to amend the zoning classification of approximately 11.00 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District in Boomer Township, as filed under Case #ZMA-99-009 and to set second consideration for Wednesday, August 18, 1999 at 10:00 A.M. and to give final consideration to Case #SUB-99-008 at that time. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Board to sign Railroad Project 938-STP-000(64)- - 2C-00, Railroad Safety Project. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to have Board sign and approve Corrections Union Contract for two years. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve Library Agreement between the Pottawattamie County Board of Supervisors and Board of Library Trustees-Town of Avoca, Town of Carter Lake, City of Council Bluffs, Town of Oakland and Town of Walnut. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve for the Case Management Department the employment of Anne Binau as a Case Manager at \$12.59211/Hr., effective August 25, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for Planning and Development the employment of Rita Cota as Secretary at \$8.77/HR., effective August 30, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve the Claims Allowed for July 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve the following to the Compensation/Condemnation Commission: Gary Larson-Underwood; Lynn Leaders-Council Bluffs; Bob Siegrist-Council Bluffs and Edward Leazenby-Crescent for 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Petition

No. 77235

The Board adjourned subject to call at 3:00 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_

Marilyn Jo Drake, County Auditor

APPROVED: August 18, 1999

PUBLISH: X

August 18, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present, except Moats. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of August 16, 1999, as written. Unanimous vote. Motion carried.

10:00 PUBLIC HEARINGS - SECOND CONSIDERATION

**CASE #ZMA-99-009 AND #SUB-99-008:** The request of Randall L. Witt for a zoning map amendment to reclassify approximately 11.0 acres from a Class A-2 (Exclusive Agricultural) to a class R-1 (Rural Residential) District and request preliminary plat approval of R & V Witt Subdivision located in Boomer Township, Coldwater Avenue legally described as: "A parcel of land located in the NW¼ SW¼ NE¼ and NE¼ SW¼ NE¼ of Section 29, Township 77N, Range 43W of the 5<sup>th</sup> P.M."

Motion by Wichman, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 11.0 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District in Boomer Township, as filed under Case #ZMA-99-009 and to adopt Ordinance #99-14 into law and to approve the preliminary plat of R & V Witt Subdivision, as filed under Case #SUB-99-008, and to adopt Planning and Zoning Resolution #99-9. Roll Call Vote: Ayes-4; Absent-Moats. Motion carried.

Motion by Williams, second by Goos, to approve new equipment list for Fiscal Year 1999-2000 for Secondary Roads. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Auditor's Office a new position of Tax Manager - Grade 17, Step 6 (\$14.01328/Hr.) and approve Terry Herron for this position to be effective August 18, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve for General Relief the promotion of Connie Perrine from Secretary/Receptionist-Grade 6 Step 2 (\$8.23253/Hr.) to General Relief Case Worker-Grade 14, Step 3 (\$11.32816/Hr.) effective August 16, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Chairperson to sign stop payment on warrant no. 91157 and issue new warrant. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Sheriff/Jail - Resignation of Jonathan Kossow effective August 10, 1999.

The Board adjourned subject to call at 11:00 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: August 23, 1999  
PUBLISH: X

August 23, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present, except Moats. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of August 18, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Board to sign **Resolution No. 45-99**, transferring \$500,000.00 from the General Basic Fund to the General Supplemental Fund, per budget for FY 1999-2000. Roll Call Vote: Goos-Aye; Grote-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to authorize Board to sign **Board Resolution No. 46-99**, to transfer \$100,000.00 from the Gambling Resources Fund to the GIS Fund, per budget for Fiscal Year 1999-2000. Roll Call Vote: Goos-Aye; Grote-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Williams, to authorize Board to sign **Board Resolution No. 47-99**, to set public hearing to consider and/or sell county owned property described as "Beers Subdivision, Lot 5, Block 14 (1617 Avenue B, Council Bluffs)" for Wednesday, September 1, 1999 at 11:00 A.M., in the Board of Supervisors Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa. Roll Call Vote: Goos-Aye; Grote-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to authorize Board to sign **Board Resolution No. 48-99**, to waive filing fees for Zoning Permits and Floodplain Development Permits, effective August 23, 1999 through September 30, 1999, subject to conditions stated in resolution. Roll Call Vote: Goos-Aye; Grote-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign PFSA-EDSA Combined Progress Report for Oakland Foods for period ending June 30, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Sheriff's Department/ Jail, the employment of Ashley Jackson as Secretary, (G10S2) at \$9.4840155/Hr., effective August 23, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve suspension on real estate taxes for property at 3610 Avenue A, per Department of Human Services. Ayes-Grote, Wichman, Williams. Nays-Goos. Motion carried.

The Board adjourned subject to call at 11:35 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 1, 1999  
PUBLISH: X

September 1, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 8:45 A.M., all members except Grote present. Chairperson Pro Tem Williams presiding.

Motion by Goos, second by Wichman, to approve the minutes of August 23, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign **Engineer's Resolution # 99-17**, that speed limits be established and appropriate signs be erected at Richfield Loop, at 25 miles per hour (1.04 miles). Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Board to sign **Engineer's Resolution #99-18**, to establish parking restriction on Wildwood Road. Roll Call Vote: Ayes-4. Grote-Absent. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign **Engineer's Resolution #99-19**, designating Jerry Hare/County Engineer, as authorized representative for FEMA flood reimbursements. Roll Call Vote: Ayes-4. Absent-Grote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairperson Pro Tem to sign contract for Engineer Project #BROS-78(103) - - 8J-78 and for Project #BROS-78(104) - -8J-78. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign agreement between the Pottawattamie County Board of Supervisors and CJ Futures to provide restitution and employment opportunities to juveniles in Pottawattamie County and Southwest Iowa. The county agrees to reimburse CJ Futures in the amount of \$58,116.00 during the period from July 1, 1999 through June 30, 2000. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to approve for the Sheriff's Department the employment of Vince Guyer as a Deputy at \$13.75057/Hr., effective August 30, 1999; Charles Jones as a Detention Officer at \$11.75200/Hr., effective August 28, 1999 and Jill Meade as a Detention Officer at \$11.75200/Hr., effective August 30, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to open public hearing on sale of property known as 1617 Avenue B (44' x 120"). Roll Call Vote: Ayes-4. Absent-Grote. Motion carried.

Motion by Goos, second by Moats, to close public hearing. Roll Call Vote: Ayes-4. Absent-Grote. Motion carried.

Motion by Goos, second by Moats, to sign **Board Resolution No. 49-99**, to sell county owned property at 1617 Avenue B, Council Bluffs, Iowa to Melanie Hayes for \$15,200.00. Roll Call Vote: Ayes-Goos, Moats, Williams. Nays-Wichman. Absent-Grote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Salary Actions**

Attorney's Office - Employment of Mary Stokes through September 17, 1999

Sheriff's Department - Resignation of Jerri Brown effective August 22, 1999.

The Board adjourned subject to call at 11:50 A.M.

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Bob Williams, Chairperson Pro Tem

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 8, 1999  
PUBLISH: X

September 8, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Moats, to approve the minutes of September 1, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to approve **Board Resolution No. 50-99**, entitled "RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT EXCEED \$1,500,000 URBAN RENEWAL REVENUE CAPITAL LOAN NOTES OF POTTAWATTAMIE COUNTY, STATE OF IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF". The Board of Supervisors of Pottawattamie County, State of Iowa, will hold a public hearing on the above matter on the 22<sup>nd</sup> day of September, 1999 at 10:00 A.M., in the Supervisors' Hearing Room, Pottawattamie County Courthouse, 227 South 6<sup>th</sup> Street, Council Bluffs, Iowa. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Grote-Absent. Motion carried.

Motion by Wichman, second by Goos, to set a public hearing for Wednesday, September 22, 1999 at 10:00 A.M. for an Ordinance amending Ordinance #97-5, providing that general property taxes levied and collected each year on all property located within the Amended Pottawattamie County/Oakland Urban Renewal Area Urban Renewal Area of the County of Pottawattamie, State of Iowa, by and for the benefit of the State of Iowa, County of Pottawattamie, Riverside Community School District, AHST Community School District and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by said city in connection with the amended Pottawattamie County/Oakland Urban Renewal Area Urban Renewal Redevelopment Project. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign "Letter of Agreement" between Omaha Public Power District (Fort Calhoun Station) and Pottawattamie County Board of Supervisors. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign Planning Grant Agreement No. F007-0022, between Iowa Emergency Management Division and Pottawattamie County, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign agreement between Pottawattamie County, Iowa and the Omaha-Council Bluffs Metropolitan Area Planning Agency. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to adopt the CB 21 Plan. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairman to sign contract and bond for Project #BROS-78(94)- 8J-78, Secondary Roads. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve MAPA Dues for the period July 1, 1999 to December 31, 1999 in the amount of \$14,934.00. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign "PFSA-EDSA Progress Report" for period ending August 27, 1999 and "Request For Funds Report" for OSI at Oakland. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:40 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 15, 1999

PUBLISH: X

September 15, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members, except Goos, present. Chairperson Grote presiding.

Motion by Wichman, second by Moats, to approve the minutes of September 8, 1999, as written. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Board to sign **Engineer's Resolution #99-20** to set a public hearing for October 6, 1999 at 10:00 A.M. to vacate excess road right-of-way in Grove Township per Iowa Code, Section 306. Said parcel will contain 0.75 acres more or less. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to set aside agenda as allowed by Code of Iowa, Chapter 21.4(2), to consider a matter for Secondary Roads to establish a detour under emergency conditions. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Board to sign **Engineer's Resolution #99-21**, to close portions of County Road G14 in accordance with Section 306.41 of the Code of Iowa and designate the official detour route for G14 using County Road L34, Teakwood Road, 240<sup>th</sup> Street, and Westgate Road. Roll Call Vote: Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to authorize the proposed waterline extension/Council Bluffs Airport/Bent Tree Subdivision project. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve Chairperson signing stop payment authorization on warrant no. 162329 and issue new warrant. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to authorize Chairperson to sign loan agreement between Pottawattamie County and Oakland Foods, L.L.C., to promote and assist economic growth through the development and expansion of qualified businesses, the creation of jobs, and the expansion of the municipal tax base in Pottawattamie County, funds provided by State of Iowa, no county tax dollars involved. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve tax suspension for property at 2614 Avenue J, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve ISAC membership dues for July 1, 1999 through June 30, 2000, in the amount \$3,700. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve Claims Allowed for September 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for the Secondary Road Department the employment of Dan Townsend at \$11.23/Hr., effective September 7, 1999 and Rollin Davis at \$11.23/Hr., effective September 3, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Treasurer's Office the employment of Donna Rasmussen as a Clerk at \$8.51455/Hr., effective September 8, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Sheriff's Department/Jail the employment of Fayne Sall as a Secretary at \$9.4840155 and Heather Robinson as a Secretary at \$9.4840155 both to be effective September 13, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Reports

Financial Report of Pottawattamie County Care Facility for August 1999.

The Board adjourned subject to call at 10:30 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 20, 1999  
PUBLISH: X

September 17, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met as a Board of Canvassers, at 9:00 A.M., all members, except Goos and Wichman present. Chairperson Grote presiding.

It is hereby certified that, on the 17<sup>th</sup> day of September, 1999, the Pottawattamie County Board of Supervisors met as a Board of Canvassers, as provided by law, in Council Bluffs, Pottawattamie County, Iowa, for votes cast in the election held the 14<sup>th</sup> day of September, 1999.

Motion by Williams, second by Moats, to certify the results of the September 14, 1999 school election and authorize the Auditor to pay the costs of the election with reimbursement from the school district. Unanimous vote. Motion carried.

The Board adjourned subject to 10:15 A.M.

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 20, 1999  
PUBLISH: X

September 20, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Wichman, to approve the minutes of September 15, 1999 and September 17, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairperson to sign "Certification of Cost Allocation Plan" for Pottawattamie County, based on actual expenditures for the year ended June 30, 1998. DMG-MAXIMUS will use this plan to claim indirect costs applicable to social services administration in FY2000. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign proclamation declaring October 1999 as Mental Health Awareness Month. Unanimous vote. Motion carried.

~~Motion by Wichman, second by Goos, to contract with H.G. McKeown & Associates of Council Bluffs, Iowa, to draw up plans to renovate by adding an addition to the north of the courthouse, with cost estimates. Roll Call Vote: Goos Aye; Grote Aye; Moats Aye; Wichman Aye; Williams Nay. Motion carried. See minutes of September 27, 1999.~~

The Board adjourned subject to call at 12:15 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: September 27, 1999  
PUBLISH: X



September 22, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

10:00 A.M. Public Hearing

Motion by Goos, second by Moats, to open the public hearing on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$1,500,000 Urban Renewal Revenue Capital Loan Notes of said County, in order to provide funds to pay costs of aiding in the planning, undertaking and carrying out of an Urban Renewal Project. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams, Grote. Motion carried.

Inquiry was made whether any written objections had been filed by an resident or property owner of the County to the issuance of said notes by the County. The Auditor stated that no written objections had been filed. Oral objections to the issuance of said notes were then call for and received and none were made. Whereupon, the presiding officer declared the time for receiving oral and written objections to be closed.

Ernest Ruehle, Mayor of Oakland, spoke in favor of the issuance of said notes by the County.

The proposed action and the support of the measure were then considered.

Motion by Williams, second by Moats, to close the public hearing on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$1,500,000 Urban Renewal Revenue Capital Loan Notes of said County, in order to provide funds to pay costs of aiding in the planning, undertaking and carrying out of an Urban Renewal Project. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams, Grote. Motion carried.

Motion by Williams, second by Goos, to adopt **Board Resolution No. 51-99**, entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$1,500,000 URBAN RENEWAL REVENUE CAPITAL LOAN NOTES". Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

10:15 A.M. – Public Hearing

Motion by Williams, second by Moats, to open the public hearing on AN ORDINANCE AMENDING ORDINANCE NO. 97-5, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA OF THE COUNTY OF POTTAWATTAMIE, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF POTTAWATTAMIE, RIVERSIDE COMMUNITY SCHOOL DISTRICT, AHST COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA URBAN RENEWAL REDEVELOPMENT PROJECT. Ayes-Goos, Moats, Grote, Wichman, Williams. Nays-0. Motion carried.

Ernest Ruehle, Mayor, City of Oakland, spoke in favor of the Ordinance.

Motion by Williams, second by Moats, to close the public hearing on AN ORDINANCE AMENDING ORDINANCE NO. 97-5, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA OF THE COUNTY OF POTTAWATTAMIE, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF POTTAWATTAMIE, RIVERSIDE COMMUNITY SCHOOL DISTRICT, AHST COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA URBAN RENEWAL REDEVELOPMENT PROJECT. Ayes-Goos, Moats, Grote, Wichman, Williams. Nays-0. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of AN ORDINANCE AMENDING ORDINANCE NO. 97-5, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA URBAN RENEWAL ARE OF THE COUNTY OF POTTAWATTAMIE, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF POTTAWATTAMIE, RIVERSIDE COMMUNITY SCHOOL DISTRICT, AHST COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ONLOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED POTTAWATTAMIE COUNTY/OAKLAND URBAN RENEWAL AREA URBAN RENEWAL REDEVELOPMENT PROJECT and to set second consideration for Wednesday, September 29, 1999 at 10:00 A.M. Ayes-Goos, Moats, Grote, Wichman, Williams. Nays-0. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign letter to City of Council Bluffs regarding library. It will state that we won't proceed to take old library. Roll Call Vote: Ayes-Goos, Grote, Moats, Wichman. Nays-Williams. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign 28E County Case Management Services Agreement between Pottawattamie County and ISAC. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to set aside agenda as allowed by Code of Iowa, Chapter 21.4(2), due to time frame requirements and sign "Interagency Agreement" between the Iowa Department of Human Services (IDHS) and Pottawattamie County for the purpose of providing outreach and counseling services to those people impacted by the disaster in Pottawattamie County. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:50 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: SEPTEMBER 27, 1999

PUBLISH: X

September 27, 1999

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Goos, to approve the minute of September 22, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to certify the results of the September 14, 1999, IWCC Election and authorize Auditor to pay costs. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to assess a five day penalty on MFT for construction delays on the Greenview road improvements project. Roll Call Vote: Ayes-Wichman, Williams. Nays-Goos, Grote, Moats. Motion failed.

Motion by Goos, second by Moats, to set a 7½ day penalty assessment on MFT for construction completion delays on the Greenview road project. Roll Call Vote: Ayes-Goos, Grote, Moats. Nays-Wichman, Williams. Motion carried.

Motion by Wichman, second by Goos, to rescind motion made September 20, 1999 as follows: "Motion by Wichman, second by Goos, to contract with H.G. McKeown & Associates of Council Bluffs to draw up plans to renovate by adding an additon to the north of the courthouse, with cost estimates. Roll Call Vote: Ayes-Goos, Grote, Moats, Wichman. Nays-Williams. Motion carried." Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve the amended minutes of September 20, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to contract with H.G. McKeown & Associates of Council Bluffs to draw up plans to renovate by adding an addition to the north of the courthouse, with cost estimates. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign **Resolution No. 52-99**, to set a public hearing for Wednesday, October 13, 1999 at 10:00 A.M. in the Board of Supervisors Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa to consider and/or sell county owned property described as "Carson Town-Original Plat, Lot 11, Lot 12, Lot 13 and all Lot 14, except the South 40 feet Block B, Carson, Iowa (311Commercial Street)" to the City of Carson. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign "Notice of Disallowances" of "Homestead Tax Credits". Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to approve for Veteran Affairs the employment of Roberta Molgaard as an Administrative Assistant at \$9.79843/Hr., effective September 27, 1999 and to transfer Glenda Mackland, Receptionist to General Relief full-time, at \$8.53/Hr. to be effective September 27, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Sheriff's Department the employment of Joseph Gallegos, Brian Merit and Stephan Winn as Detention Officers at \$11.752000/Hr., effective September 27, 1999. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:00 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Cheryl Ross, First Deputy, Auditor's Office

APPROVED: SEPTEMBER 29, 1999

PUBLISH: X

September 29, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Wichman, to approve the minutes of September 27, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve second consideration of an Ordinance amending Ordinance No. 97-5, providing that General Property Taxes levied and collected each year on all property located within the Amended Pottawattamie County/Oakland Urban Renewal Area of the County of Pottawattamie, State of Iowa, by and for the benefit of the State of Iowa, County of Pottawattamie, Riverside Community School District, AHST Community School District, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by said city in connection with the amended Pottawattamie County/Oakland Urban Renewal Area Urban Renewal Redevelopment Project and to adopt **Ordinance #99-15** into law. Ayes-Goos, Moats, Wichman, Williams, Grote. Motion carried.

Motion by Goos, second by Williams, to authorize the Chairman to sign Tax Increment Development Agreement by and between Pottawattamie County, Iowa, the City of Oakland and Oakland Foods, LLC. Unanimous vote. Motion carried.

Motion by Williams, second by Moats to proceed with GIS needs assessment with Merrick and Company. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman to approve the \$858.00 bid from ServiceMaster for the cleaning of the Law Enforcement Center carpet. The claim will be paid out of Buildings and Grounds and the bid does not include the carpet in the records area.. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairperson to sign agreement between HGM Associates Inc. (HGM) and Pottawattamie County Board of Supervisors to provide engineering, architecture and surveying services for the Pottawattamie County Courthouse Addition for a lump sum amount of \$30,000. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize the Chairperson to sign FY2000 Emergency Medical Services Training Grant Application. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Sheriff's Department the employment of Michelle Thompson as a Secretary at \$9.4840155/Hr., effective September 27, 1999, Daniel Dawson as a Detention Officer at \$11.752000/Hr., effective September 27, 1999 and Macord Johnson as a Detention Officer at \$11.752000/Hr., effective September 27, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Board to sign **Resolution No. 53-99**, appropriating funds for each of the different officers and departments for the quarter beginning 10/1/99 and ending 12/31/99. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign **Resolution No. 54-99**, an interfund loan transfer from Secondary Roads Local Option Sales Tax Fund to the Secondary Roads Fund in the amount of \$700,000. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Moats, second by Goos, to authorize Board to sign **Resolution No. 55-99**, to amend first quarter Appropriations Resolution No. 37-99, signed June 30, 1999. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Salary Actions**

Pottawattamie County WIC Program - Elimination of WIC Clinic-aide position as of October 1, 1999.

The Board adjourned subject to call at 11:50 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Cheryl Ross, First Deputy, Auditor's Office

APPROVED: October 4, 1999

PUBLISH: X

October 4, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Moats, second by Goos, to correct the minutes of September 29, 1999 to include the following motion: "Motion by Moats, second by Goos, to approve **Resolution No. 55-99**, to amend first quarter Appropriations Resolution No. 37-99, dated June 30, 1999." Roll Call Vote: Ayes – Goos, Grote, Moats, Wichman, Williams. Motion carried.

Motion by Moats, second by Goos, to approve the amended minutes of September 29, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Board to sign IDOT Agreement for Project #BROS-CO78(95)- - 8J-78. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to add window blinds on 3<sup>rd</sup> floor east side and paint for Judge Anderson, Judge Meldrum and Judy Hartzell offices on 3<sup>rd</sup> floor. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize the firm of Ahlers, Cooney, Dorweiler, Haynie, Smith & Allbee, P.C. of Des Moines, Iowa, to draft a 28E Agreement between the City of Council Bluffs and Pottawattamie County to include a guaranty of 65.7% of the Low and Moderate Income (LMI) set aside funds for the residential portion of the project costs associated with the water extension TIF. Any additional LMI funds contributed to Council Bluffs shall be done on a project basis. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

**Conservation** – Resignation of Angi Hansen.

**Sheriff's Department** – Termination of May Ryan due to position being abolished, effective 9/24/99.

**Pottawattamie County WIC Program** – Employment of Kolene Plummer as part-time nurse effective 9/11/99 at \$16.20217 and Patricia Monthey as part-time LPN nurse at \$10.54956, effective October 14, 1999.

The Board adjourned subject to call at 11:55 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 6, 1999

PUBLISH: X

October 6, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of October 4, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to renew membership in Western Iowa Tourism Region for fiscal year 1999-2000 in the amount of \$475.00. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to open a public hearing considering a vacation of land in Section 27, Grove Township. Roll Call Vote: Ayes-5. Motion carried.

Motion by Wichman, second by Williams, to close the public hearing. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign **Engineer's Resolution #99-22**, to vacate excess road right-of-way in Grove Township. Said parcel will contain 0.75 acres more or less. Roll Call Vote: Ayes-5. Motion carried.

Motion by Goos, second by Williams, to reappoint Frank W. Pechacek, Jr. to the Civil Service Commission for a term of six (6) years to expire August 15, 2005. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize a stop payment on warrant no. 163376 and issue a duplicate warrant. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairperson to sign "Tactical Response Team Agreement" between Council Bluffs Police Department and Pottawattamie County Sheriff's Department. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Claims Allowed for the month of September 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to sign contract extension regarding Grant #98V-0243, "Stop Violence Against Women Grant Program" FFY 98 Award Notice. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Sheriff's Department/Jail – Resignation of Matthew Hanson effective 9/21/99.

The Board adjourned subject to call at 11:30 A.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 11, 1999  
PUBLISH: X

October 7, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met as a Board of Canvassers at 1:00 P.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to certify the results of the October 5, 1999 City Primary Election for Council Bluffs and Carter Lake, and authorize Auditor to pay the costs of the election with reimbursement from the cities. Unanimous vote. Motion carried.

The Board adjourned subject to call at 1:10 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 11, 1999  
PUBLISH: X

October 11, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of October 6, 1999 and October 7, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize Chairperson to sign Rural Transit System Joint Participation Agreement between the Southwest Iowa Planning Council (SWIPCO) and Pottawattamie County to provide for the operation of a rural transit system and to contribute \$3,000 to the operation of this project. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve the final plat of Mills Subdivision as filed under Case #SUB-99-005, and to adopt Planning and Zoning Resolution #99-10. Roll Call Vote: Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Wichman, to grant an access with variance to allow a portion of the access easement to Lot 2, Newland Subdivision (Case #SUB-99-004) to be approximately 22.46' in width for an approximate distance of 13', as the area is restricted by the existing property boundary and the existing apartment building. The remainder of the easement is 25' in width. The situation creating the need for the variance is unusual, does not create an obstruction of access and is necessary in order for the final plat to be prepared and to be able to be approved. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize the Chairman to sign the FY 2001 Grant Application-Water Well Program, in the amount of \$15,067. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Reports**

Pottawattamie County Care Facility Financial Report of September 1999.

**Salary Actions**

Pottawattamie County Conservation Board – Employment of Kane Young as Naturalist Intern at \$10.00/Hr., effective October 1, 1999 and ending November 30, 1999.

The Board adjourned subject to call at 11:40 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 13, 1999  
PUBLISH: X

October 13, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of October 11, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to open the public hearing to consider the sale of county owned property known as the Carson Shop. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to close the public hearing. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Cory Edic, Mayor of Carson spoke in favor of sale.

Motion by Goos, second by Williams, to authorize Chairperson to sign **Board Resolution No. 56-99**, to sell the Carson Shop owned by Pottawattamie County to the City of Carson for \$25,000, to be paid for as follows: \$12,500 to be paid in FY 1999-2000 and \$12,500 to be paid in FY 2000-2001. Roll Call Vote: Goos-Aye; Grote-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Wichman, to commit \$21,000 to the establishment of a drug court. This is a 25% hard match toward the application of a grant. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to authorize a final payment to Prawl Engineering for \$7,044.19 in settlement of boiler contract. All Nebraska tax to be reimbursed to Pottawattamie County. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign snow removal contract with Snow Fighter Removal Service for the 1999-2000 winter season, in the amount of \$55 per hour for truck and man. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairperson to withdraw the application for a \$700,000 grant from Iowa West in connection with the former Carnegie Library considerations. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to notify Western Iowa Development Association that the Pottawattamie County Board of Supervisors is giving them an 18 month notice to cancel current contract and open negotiations on a new contract. Roll Call Vote: Ayes-Grote, Moats, Wichman, Williams. Nays-Goos. Motion carried.

The Board adjourned subject to call at 12:20 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: OCTOBER 18, 1999  
PUBLISH: X



October 18, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of October 13, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to take Engineers bids for Project #'s EWP-8339-24, EWP-8339-26, EWP-8339-27, EWP-8330-18, EWP-8330-19 and EWP-8330-26 under advisement and set Wednesday, October 20, 1999 at 10:00 A.M. in the Board of Supervisors Hearing Room, Second Floor, Courthouse, for bid letting. Unanimous vote. Motion carried.

10:00 A.M. - PUBLIC HEARINGS

**CASE #ZMA-99-011 and #SUB-99-009:** The request of Geraldine P. Gill for a zoning map amendment to reclassify approximately 8.0 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and preliminary plat approval of Gill Subdivision, located in Lake Township, 21586 Highway 183, legally described as: "West of Highway S495.3' N1,208.31', SW¼ NE¼, Section 1, Township 75N, Range 44W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Wichman, to open the public hearing on CASE #ZMA-99-011 and #SUB-99-009. Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Moats, to close the public hearing on CASE #ZMA-99-011 and #SUB-99-009. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve first consideration of an ordinance to amend the zoning classification of approximately 8.00 acres from a Class A-2 (Exclusive Agricultural) to a Class R-2 (Suburban Residential) District in Lake, Township, as filed under Case #ZMA-99-011 and to set second consideration for October 20, 1999 at 10:30 A.M. and to give final consideration to Case #SUB-99-009 at that time. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to approve tax suspension for property located at 602 North Frost, Avoca, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve NACo dues for January 1, 2000 – December 31, 2000, in the amount of \$1,497.00. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Reports

Sheriff's Department – Report of fees collected and disbursed for quarter ending September 30, 1999.

Salary Actions

Sheriff's Department/Jail – Resignation of Corey Bane, effective October 6, 1999.

The Board adjourned subject to call at 12:00 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 20, 1999  
PUBLISH: X

October 20, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:45 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of October 18, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign **Board Resolution No. 57-99** to transfer \$925,000 from Rural Services Basic Fund to the Secondary Roads Fund, as tax dollars per 1999-2000 budget. Roll Call Vote: Ayes-5. Motion carried.

Motion by Goos, second by Moats, to authorize Chairperson to sign **Board Resolution No. 58-99** to transfer \$10,000 from the General Basic Fund to Flood & Erosion Fund, per 1999-2000 budget. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Goos, to authorize Chairman to sign Secondary Roads contracts and award bid to Niewohner Construction of Onawa, Iowa for Project 8330-26, Grade Stabilization in the amount of \$162,215.36; and sign contract and award bid to Peterson Contractors, Inc. of Reinbeck, Iowa for Project EWP-8339-024, 026 and 027 in the amount of \$209,160.55 for Watershed Projects. Unanimous vote. Motion carried.

10:00 A.M. – PUBLIC MEETING

**CASE #ZMA-99-011 and #SUB-99-009:** The request of Geraldine P. Gill for a zoning map amendment to reclassify approximately 8.0 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District and preliminary plat approval of Gill Subdivision, located in Lake Township, 21586 Highway 183, legally described as: "West of Highway S495.3' N1,208.31', SW¼ NE¼, Section 1, Township 75N, Range 44W of the 5<sup>th</sup> P.M.

Motion by Wichman, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 8.0 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-2 (Suburban Residential) District in Lake Township, as filed under Case #ZMA-99-011 and to adopt Ordinance #99-16 into law and to approve the preliminary plat of Gill Subdivision, as filed under Case #SUB-99-009, and to adopt Planning and Zoning Resolution #99-11. Roll Call Vote: Ayes-5, Nays-0. Motion carried.

Motion by Williams, second by Goos, to take bids for Secondary Roads Project HC-200(6) under advisement and set Monday, October 25, 1999 at 9:30 A.M. to award bid. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to award bid to Capital Construction Company of Logan, Iowa, in the amount of \$168,839.00 for Watershed Project #EWP-HC-2000(6). Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to pre-approve educational reimbursement request for Tiffany Hull a Detention Officer in the Sheriff's Department. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to approve stop payment on Warrant No. 163843 and issue new warrant. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairperson to sign "Notice of Disallowance Homestead Tax Credit" on parcel number: 64-20-16-18935-0-0/Jensen. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Pottawattamie County Conservation Board – Resignation of Kane Young/Naturalist Intern, effective 10/12/99.

The Board adjourned subject to call at 10:30 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 25, 1999

PUBLISH: X

October 25, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of October 20, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve Class "C" Liquor License/ Sunday Sales Privilege and Application For Outdoor Service Area for Club 92, Carson, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams to approve 1999 Weed Commissioner's Report. Unanimous vote. Motion carried.

Motion by Moats, second by Goos to renew our Property Casualty insurance with Hartford/PENCO with a 10% reduction in premiums at \$330,000. Unanimous vote. Motion carried.

Motion by Goos, second by Moats to authorize the Chairperson to sign the contract for Hungry Canyons Project #HC-2000-(6). Unanimous vote. Motion carried.

Motion by Goos, second by Moats to take bids under advisement for Secondary Roads on EWP8330-03, EWP8330-06, EWP8330-15, EWP8330-16, EWP8330-17, EWP8330-21, EWP8330-22, EWP8330-23 and EWP8330-24 and set Wednesday, October 27, 1999 at 10:45 A.M. to award the bids. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos to authorize the Chairperson to sign **Board Resolution No. 59-99** of intent to hold a public hearing on November 15, 1999 at 9:30A.M.. to Issue Bonds Not to Exceed \$5,800,000 Aggregate Principal Amount of Multifamily Housing Revenue Bonds (Foundation for Affordable Housing Project). Motion carried on roll call vote. Wichman-Aye; Goos-Aye; Grote-Aye; Williams-Aye; Moats-Nay.

Motion by Goos, second by Wichman to make no changes to the Pottawattamie County Personnel Policy at this time. Unanimous vote. Motion carried.

The Board adjourned to call at 1:00P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: October 27, 1999

PUBLISH: X

October 27 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Moats, to amend the agenda and minutes for EWP's on October 25, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve the minutes of October 25, 1999, as corrected. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to table the awarding of bids and signing of contracts and bonds for the following secondary roads projects: EWP8330-03, EWP8330-06, EWP8330-21, EWP8330-22, EWP8330-23, EWP8330-24. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, authorizing the awarding of bids and signing of contracts and bonds for the following secondary roads projects: EWP8330-15, EWP8330-16, EWP8330-17, to Nelson & Rock in the amount of \$211,519.00, upon recommendation of County Engineer. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, authorizing a "Letter of Intent" for the marketing of not to exceed \$1,500,000 Pottawattamie County Urban Renewal Tax Increment Revenue Bonds. (Oakland Foods Project/OSI). Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to reclassify Ruth Theischafer from Clerk I (G8S7) - \$11.0784 to Clerk II (G10S7) at \$11.776, to be effective November 1, 1999. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:30 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: November 1, 1999

PUBLISH: X

NOVEMBER 1, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of October 27, 1999, as written. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairman to sign Engineer's Resolution #99-23, Resolution For The Establishment Of A Stop Sign At Longview Loop And Greenview Road. Roll Call Vote: Ayes-5. Motion carried.

Motion by Wichman, second by Goos, to authorize Chairman to sign Engineer's Resolution #99-24, to authorize County Engineer to sign an installment sale contract with Deere Credit, Inc. for the purchase of a loader. Roll Call Vote: Ayes-5. Motion carried.

Motion by Moats, second by Wichman, to authorize Chairman to sign contracts and bonds for Project Number's: EWP8330-03, EWP8330-06, EWP8330-21, EWP8330-22, EWP8330-23 and EWP8330-24. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to table bid opening for Sheriff's cars until 11:00 A.M. today, due to bid letting called for 11:00 A.M., but posted notice stated 10:00 A.M. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to authorize a 3% increase in the per diem cost at Care Homes for patient care, effective November 1, 1999. Roll Call Vote: Ayes-Moats, Grote. Nays: Wichman, Williams, Goos. Motion failed.

Motion by Williams, second by Moats, to take bids for sheriff's cars under advisement and award the bid on November 3, 1999 at 11:00 A.M. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to approve for the Sheriff's Department/Jail the employment of Michael Matz as a Detention Officer at \$11.752/Hr., effective November 1, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve for the Sheriff's Department/Jail the request from Beth Croston/Detention Officer for educational reimbursement under the Educational Reimbursement Program. Unanimous vote. Motion carried.

The Board adjourned subject to call at 11:45 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: November 3, 1999  
PUBLISH: X

NOVEMBER 3, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:30 A.M., all members present. Chairperson Grote presiding.

Motion by Wichman, second by Williams, to approve the minutes of November 1, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to recommend that the State Fire Marshall prohibit open burning in Pottawattamie County effective November 4, 1999 until dangerous conditions to life or property no longer exists. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman to concur, with Department of Human Services and approve Tax Suspension for 3510 North 9<sup>th</sup> Street, Carter Lake, Iowa. Ayes-4; Nays-Goos. Motion carried.

Motion by Wichman, second by Goos, to allow the electrical changes in Board of Supervisors office not to exceed \$490.00. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to award bid for Sheriff's cars to Oakland Ford for eight cars and one four wheel drive SUV for a total cost of \$195,941.50. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve for the Sheriff's Department/Jail the employment of Mathew Wyant as a Detention Officer at \$11.752/Hr., effective October 23, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Chairperson to sign proclamation declaring the month of November as "Community Health Center Month." Unanimous vote. Motion carried.

The Board adjourned subject to call at 12:08 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: NOVEMBER 8, 1999  
PUBLISH: X

NOVEMBER 4, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met as a Board of Canvassers at 3:00 P.M., all members except Goos present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to certify the results of the Pottawattamie County cities having run off elections. These cities are: Avoca, Hancock and Treynor. The Auditor is instructed to pay the costs of the elections, to be reimbursed by the cities. Unanimous vote. Motion carried.

The Board adjourned subject to call at 3:30 P.M.

\_\_\_\_\_  
Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: NOVEMBER 8, 1999  
PUBLISH: X



NOVEMBER 8, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 10:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of November 3, 1999 and November 4, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to certify the results of the November City General Election and authorize the Auditor to pay the costs of the election to be reimbursed by the cities. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to set aside the agenda as allowed by Code of Iowa, Chapter 21.4(2), to make a decision on the card entry access to courthouse after hours, and panic devices for judges benches. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize the Board to sign a contract with ADT Security Systems to provide a card entry system to two doors of the Courthouse after hours. Price \$1,816.00. Unanimous vote. Motion carried.

Motion by Goos, second by Moats, to authorize the Board to sign a contract with ADT Security Systems for panic devices for the judges benches in the courthouse. Roll Call Vote: Ayes: Goos, Grote, Moats, Williams. Nays-Wichman. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Reports**

Recorder's Office – Quarterly Report – 7/1/99-9/30/99.

The Board adjourned subject to call at 11:30 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: NOVEMBER 15, 1999

PUBLISH: X

NOVEMBER 15, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members, except Grote, present. Chairperson Pro Tem Williams presiding.

Motion by Wichman, second by Moats, to approve the minutes of November 8, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to open the public hearing on the issuance of \$5,800,000 of Pottawattamie County's bonding ability for Multifamily Housing on Valley View Drive and Franklin Avenue in Council Bluffs. There is no debt or liability for Pottawattamie County. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Moats, to close the public hearing. Roll Call Vote: Goos-Aye; Moats-Aye; Wichman-Aye; Williams-Aye. Motion carried.

Motion by Wichman, second by Goos, to approve Resolution No. 60-99, authorizing the Issuance and Sale of Multifamily Housing Revenue Bonds (Foundation For Affordable Housing Project) Series 1999A in the principal amount of not to exceed \$5,800,000 and authorizing the execution of documents relating thereto. Roll Call Vote: Ayes-Goos, Wichman, Williams. Nays-Moats; Absent-Grote. Motion carried.

Motion by Moats, second by Goos, to authorize Board to sign Resolution No. 61-99, appointing Norwest Bank Iowa, N.A. of 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, in regard to the Urban Renewal Revenue Capital Loan Notes for the OSI project at Oakland, Iowa. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams. Motion carried.

Motion by Moats, second by Goos, that the form of Tax Exemption Certificate be placed on file and approved. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams. Motion carried.

Motion by Moats, second by Goos, that the form of Continuing Disclosure Certificate be placed on file and approved. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams. Motion carried.

Motion by Wichman, second by Moats, to authorize Board to sign Resolution No. 62-99, approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance and securing the payment of \$1,470,000 Urban Renewal Revenue Capital Loan Notes, Series 1999, of the County of Pottawattamie, State of Iowa, under the provisions of the Code of Iowa, and providing for method of payment of said notes for the OSI project at Oakland, Iowa. Roll Call Vote: Ayes-Goos, Moats, Wichman, Williams. Motion carried.

Motion by Wichman, second by Goos, to approve for the Secondary Roads Department the promotion of Monte Isaacson from Truck Driver to Leadman at \$15.91/Hr., effective November 1, 1999 and the employment of Ken Harryman as a Grader Operator at \$11.95/Hr., effective November 1, 1999. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to approve for the Sheriff's Department/Jail the employment of Dennis King as a Detention Officer at \$11.752/Hr., effective November 15, 1999. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve the Claims Allowed for October 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Reports**

Financial Report of Pottawattamie County Care Facility for October 1999.

The Board adjourned subject to call at 12:00 P.M.

\_\_\_\_\_  
Bob Williams, Chairperson Pro Tem

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: NOVEMBER 22, 1999

PUBLISH: X

NOVEMBER 22, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:00 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of November 15, 1999, as written. Unanimous vote. Motion carried.

**CASE #SUB-99-002:**

The request of Bluffs Development LLC for final plat approval of Bent Tree Estates, Phase 1.

Motion by Williams, second by Moats, to approve the final plat for Bent Tree Estates Phase 1 Subdivision and to adopt Planning And Zoning Resolution #99-12. Roll Call Vote: Ayes-Goos, Grote, Moats, Wichman, Williams. Motion carried.

**CASE #SUB-99-001:**

The request of Eugene and Marie Buelt for final plat approval of Hidden Valley Acres.

Motion by Williams, second by Wichman, to approve the final plat for Hidden Valley Acres Subdivision and to adopt Planning and Zoning Resolution #99-13. Roll Call Vote: Ayes-Goos, Grote, Moats, Wichman, Williams. Motion carried.

Motion by Goos, second by Moats, to abate 1998 taxes on parcel number 086 028 012 025011 000 000, at rate determined by Auditor and Board of Review determination on 1999 split, for the Wallace Foundation for Rural Research and Development Learning Center Building. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Petition**

1-99-CV-10058

The Board adjourned subject to call at 2:30 P.M.

\_\_\_\_\_  
Stanley H. Grote, . Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: November 29, 1999  
PUBLISH: X

NOVEMBER 29, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of November 22, 1999, as written. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Class "C" Beer Renewal/Sunday Sales Privilege for KC Mart in Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to accept bid of Paul Davis Systems to clean the gym area and storage areas for Department of Human Services in former jail, for \$1,725.75, and consider their bid for cleaning the control room of the former jail. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to accept the bid of Shea Decorating of \$750.00 to paint the 3<sup>rd</sup> floor Clerk's Office and 3<sup>rd</sup> floor jury room. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to accept personnel plan of Jeff Danker/County Sheriff and Stu DeLa Castro/Jail Administrator: Jail Office Manager upgraded to Grade 20, Step 2, Detention Supervisors upgraded to Grade 25, Steps 2 or 4, all to be effective December 4, 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to concur with Bond Counsel, Mark Cory and authorize Board to sign Tax Increment Debt Certificate in the amount of \$1,470,000.00 for Pottawattamie County/Oakland OSI Urban Renewal. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:30 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: DECEMBER 13, 1999  
PUBLISH: X

DECEMBER 6, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Goos, second by Moats, to sign "Notice of Disallowance Homestead Tax Credit" for Parcel Number: 0-35-411-14460-0-0. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign IDOT Agreement for Federal Aid Highway Bridge Replacement and Rehabilitation Program Project Number BHOS-CO78(117)-5N-78, Agreement Number 00-HBRR-018. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to certify the results of the Run-Off Avoca Election held November 30, 1999 and authorize the Auditor to pay the costs of the election to be reimbursed by the City of Avoca. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to amend the contract for cleaning in the control room of the former jail at \$298.50, install new carpet in control room in the amount of \$460.65, and clean the acoustical ceiling and walls of gymnasium in former jail at \$1,223.75. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairman to award bid on painting contract for various areas of the former jail on the 5<sup>th</sup> floor in the Courthouse to lowest bidder Shea Decorating in the amount of \$3,795.00. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to authorize Chairman to sign contract with Care Homes for 12/99 through 6/30/99 at \$49.89 per diem per patient. Unanimous vote. Motion carried.

Motion by Wichman, second by Goos, to approve the reappointment of Richard Torneten to the Pottawattamie County Conservation Board for a term of five years, which would expire December 31, 2004. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to sign **Resolution No. 61A-99**, to transfer \$2,100,000.00 from the Secondary Roads Local Option Tax Fund to Secondary Roads Fund, as a temporary loan, repayable prior to June 30, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Planning and Development – Resignation of Rita Cota effective November 29, 1999.

The Board adjourned subject to call at 12:10 P.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: DECEMBER 13, 1999

PUBLISH: X

DECEMBER 13, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Wichman, to approve the minutes of November 29, 1999 and December 6, 1999, as written. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairperson to sign contract and bond on Secondary Road Project #FM-CO78(106)- - 55-78 and Project #FM-CO78(107)- - 55-78. Unanimous vote. Motion carried.

10:00 A.M. PUBLIC HEARINGS

**CASE #ZMA-99-012:** The request of R.W. and Marlene E. Rodenburg Life Estates for a zoning map amendment to reclassify approximately 2.65 acres from a Class C-1 (Highway Commercial) District to a Class C-2 (General Commercial), located in Norwalk Township, Mulberry Lane legally described as: " Part of the NW¼ NE¼ commencing 560.3' south of N½ corner E201.8' SE169.3' Sly64.5' S48.1' Swly561.5' N669' to the point of beginning, except S370', Section 21, Township 76N, Range 42W of the 5<sup>th</sup> P.M.

Motion by Williams, second by Moats, to open the public hearing on Case #ZMA-99-012. Roll call – Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Goos, to close the public hearing on Case #ZMA-99-012. Roll Call-Ayes-5; Nays-0. Motion carried.

Motion by Goos, second by Williams, to approve first consideration of an ordinance to amend the zoning classification of approximately 2.65 acres from a Class C-1 (Highway Commercial) District to a Class C-2 (General Commercial) in Norwalk Township, as filed under Case #ZMA-99-012, with the condition that the applicant shall be financially responsible for hardsurfacing Mulberry Lane to the entrance of the proposed tire center, and to set second consideration for Monday, December 20, 1999 at 11:00 A.M. Unanimous vote. Motion carried.

**CASE #MIS-99-002:** The request of Pottawattamie County/City of Council Bluffs for an amendment to Two-Mile Limit Area Policy Agreement between Pottawattamie County, Iowa and Council Bluffs, Iowa.

Motion by Williams, second by Wichman, to open the public hearing on Case #MIS-99-002. Roll call-Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Moats, to close the public hearing on Case #MIS-99-002. Roll Call-Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Wichman, to adopt **Planning and Zoning Resolution #199-14**, a resolution authorizing the Chairperson of the Board of Supervisors to sign and the County Auditor to attest an amended Agreement between Pottawattamie County, Iowa and the City of Council Bluffs, Iowa, establishing policies for development of land within the two-mile extraterritorial area of Council Bluffs. Roll Call-Ayes-5; Nays-0. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign Notice of Interest - Hazard Analysis and Risk Assessment GIS Database Project - for intent to apply for a federal grant of up to \$2,500 to place computer system equipment in the Emergency Operations Center. Unanimous vote. Motion carried.

Motion by Wichman, second by Moats, to replace the ceiling tile in the control room of former jail. Moats withdrew second. Motion died for lack of a second.

Motion by Williams, second by Moats, to paint the ceiling of the control room of the 5<sup>th</sup> floor in the former jail. Roll Call Vote: Ayes-4; Nays-Wichman. Motion carried.

Motion by Moats, second by Goos, to amend bid from Paul Davis Systems to clean gym entry, bathrooms and closet of 5<sup>th</sup> floor in the former jail gym area for \$157.25. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve Pottawattamie County Care Facility Report for 11/99. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve Class "C" Fireworks Permit for Bill Bracker, 28949 Road L-34, Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve educational reimbursement requests for the following: Julie Kalambokidis-Social Worker Supervisor, Jennifer Leverett-Detention Officer, Debi Moore-Mental Health Social Worker and Mary Beth Roskens, Social Worker. Unanimous vote. Motion carried.

Motion by Goos, second by Wichman, to authorize Chairperson to sign Adoption Agreement for the Flexible Benefit Plan between Pottawattamie County and Healthcare Partners of MidAmerica Flexible Benefit Plan for January 1, 2000 through December 31, 2000. Unanimous vote. Motion carried.

Motion by Williams, second by Moats, to authorize Chairperson to sign Letter of Support for Dry Hydrant Project and Application for Neola, Minden, Underwood and Persia. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

Salary Actions

Pottawattamie County Care Facility – Resignation of Kellie Kostecka effective December 8, 1999.

Pottawattamie County Sheriff's Department/Jail – Resignation of Michale Matz effective December 7, 1999.

The Board adjourned subject to call at 11:48 A.M.

\_\_\_\_\_  
Stanley Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: DECEMBER 20, 1999

PUBLISH: X

DECEMBER 20, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Goos, to approve the minutes of December 13, 1999, as written. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to increase the law enforcement costs for small towns by \$2.50 per capita. Unanimous vote. Motion carried.

10:00 A.M. – PUBLIC HEARINGS

CASE #ZMA-99-012: The request of R.W. and Marlene E. Rodenburg Life Estate, for a zoning map amendment to reclassify approximately 2.65 acres from a Class C-1 (Highway Commercial) District to a Class C-2 (General Commercial), located in Norwalk Township, Mulberry Lane, legally described as: "Part of the NW¼ NE¼ commencing 560.3' south of N½ corner E201.8' SE169.3' Sly64.5' S48.1' Swly561.5' N669' to the point of beginning, except S370', Section 21, Township 76N, Range 42W of the 5<sup>th</sup> P.M."

Motion by Wichman, second by Goos, to approve second consideration of an ordinance to amend the zoning classification of approximately 2.65 acres from a Class C-1 (Highway Commercial) District to a Class C-2 (General Commercial) in Norwalk Township, as filed under Case #ZMA-99-012, with the condition that the applicant shall be financially responsible for hardsurfacing Mulberry Lane to the entrance of the proposed tire center, as agreed to in a Zoning Map Agreement, and to adopt Ordinance #99-17 into law. Ayes-5; Nays-0. Motion carried.

Motion by Wichman, second by Moats, to approve for publication the Treasurer Semi-Annual Report for January 1, - June 30, 1999 and the Semi-Annual Settlement of the Board of Supervisors of Pottawattamie County For Period January 1, 1999 to June 30, 1999 Inclusive. Unanimous vote. Motion carried.

Motion by Wichman, second by Williams, to approve educational reimbursement request for Julie Kalambokidis-Social Worker Supervisor. Unanimous vote. Motion carried.

Motion by Moats, second by Wichman, to approve Metropolitan Area Planning Agency Membership Dues for January 1, 2000 through June 30, 2000 in the amount of \$14,934.00, this includes Iowa COG Assistance Credit. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to sign **Board Resolution No. 62-99**, transferring \$15,000.00 from the General Basic Fund to the Flood and Erosion Fund. Roll Call Vote: Ayes-Goos, Grote, Moats, Wichman, Williams. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Salary Actions**

Pottawattamie County Conservation Board – Employment of Matt Christiansen as Ranger Intern to work over Christmas break at \$8.00/Hr.

The Board adjourned subject to call at 11:52 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: DECEMBER 27, 1999  
PUBLISH: X

DECEMBER 27, 1999

**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 9:30 A.M., all members present. Chairperson Grote presiding.

Motion by Williams, second by Moats, to approve the minutes of December 20, 1999, as written. Unanimous vote. Motion carried.

Motion by Moats, second by Williams, to ratify the appointment of Jerry F. Duggan, James M. Duggan and Delores Duggan as trustees for the Briarwood Real Estate Improvement District of Pottawattamie County, Iowa. Roll Call Vote: Ayes-5. Motion carried.

Motion by Williams, second by Wichman, to authorize Chairman to sign a contract with Central Waste Systems, Inc. for 6 day garbage removal at the new jail facility in the amount of \$287.00 per month to be effective January 1, 2000. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to sign an annual maintenance contract with ADT Security Services, Inc., barring acts of God, for \$575.00 (\$427.00 plus \$148.00). Roll Call Vote: Ayes-Goos, Grote, Moats, Williams. Nays-Wichman. Motion carried.

Motion by Williams, second by Moats, to sign a corrected contract with ADT for 16 panic buttons in the Pottawattamie County Courthouse for a total of \$1,816.00 plus \$817.00. Roll Call Vote: Ayes-Goos, Grote, Moats, Williams. Nays- Wichman. Motion carried.

Motion by Williams, second by Wichman, to approve for publication the Claims Allowed for November 1999. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve educational reimbursement request for Dustin Morris – Detention Officer in the Sheriff's Department/Jail. Unanimous vote. Motion carried.

Motion by Williams, second by Wichman, to approve Class "C" Beer Permit Renewal/Sunday Sales Privilege for Desoto Bend Mini Mart, Missouri Valley, Iowa. Unanimous vote. Motion carried.

Motion by Moats, second by Goos, to approve for the Pottawattamie County Care Facility the employment of Kristi Perrigo as a Certified Medication Aide at \$8.54155/Hr. (G8S1), to be effective December 20, 1999. Unanimous vote. Motion carried.

**RECEIVED AND FILED THE FOLLOWING**

**Salary Actions**

Pottawattamie County Conservation Board – Employment of Phil Graeve as Ranger Intern to work over Christmas break at \$8.00/Hr.

Pottawattamie County Sheriffs Department/Jail – Resignation of Gary Burton effective 11/7/99.

The Board adjourned subject to call at 11:48 A.M.

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Stanley H. Grote, Chairperson

ATTEST: \_\_\_\_\_  
Marilyn Jo Drake, County Auditor

APPROVED: January 3, 2000

PUBLISH: X