

June 6, 2023

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

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

- A. May 30, 2023, Minutes as read.
- B. May 2023 Vendor Publication Report.
- C. Sheriff – Employment of Victoria Larsen as a Part-Time Entry Security Personnel.

UNANIMOUS VOTE _____

AYES:

NAYS:

ABSTAIN:

Motion Carried / Motion Denied

2. SCHEDULED SESSIONS

Jamie Watts/911 Dispatcher, AFSCME Union President appeared before the Board to discuss parking for 911 employees, will be reviewed after parking lot is complete.
Discussion only. No action taken.

Motion by Miller, second by Belt, to approve and amend Board to sign engagement letter with David Levy for updating wind and solar codes for Pottawattamie County not to exceed \$10,000.
UNANIMOUS VOTE. Motion Carried.

Motion by Miller, second by Wichman, to approve and authorize Board to sign **Resolution No. 45-2023** a Resolution entitled: RESOLUTION TO CALL SPECIAL ELECTION. Said Resolution is set as follows:

RESOLUTION NO. 45-2023

RESOLUTION TO CALL SPECIAL ELECTION:

WHEREAS, pursuant to 331.306, Code of Iowa, petitioners may request a special election by soliciting petitions containing signatures of eligible electors of the county equal to at least 10% of the votes cast in the county for president or governor at the last general election (unless the law governing the specific type of special election contain a different, requirement), that number being 2,909.

WHEREAS, pursuant to 331.306, Code of Iowa, a petition of eligible electors of Pottawattamie County, Iowa, requesting that an election be held to choose the method of selection of Board of Supervisors' members was filed with the Pottawattamie County Auditor's Office on May 31, 2023 and accepting for filing by the Pottawattamie County Board of Supervisors on June 6, 2023; and

WHEREAS, said petition contained the names of 3,976 eligible electors of Pottawattamie County, Iowa, which number is greater than ten percent of the votes cast in Pottawattamie County, Iowa, for the office of governor at the preceding election (2,909); and

WHEREAS, no written objections were filed to said petition within five working days after said petition was accepted for filing, and said petition is therefore deemed valid;

NOW, THEREFORE , BE IT AND IT IS HEREBY RESOLVED, by the Board of Supervisors, Pottawattamie County, Iowa, that pursuant to 331.207 and 331.306, Code of Iowa, the aforementioned petition is determined to be valid, and

BE IT FURTHER RESOLVED, that a special election is hereby called for August 1, 2023 to decide the plan under which the Board of Supervisors shall be chosen.

BE IT FURTHER RESOLVED, pursuant to Section 331.207(3) Code of Iowa, the Pottawattamie County Commissioner of Elections is hereby notified to submit to the registered voters of Pottawattamie County, Iowa at the next special election, August 1, 2023, the following proposition, stated in substantially the following manner:

The individual members of the Board of Supervisors in Pottawattamie County, Iowa, shall be elected:

- Plan “one”. At large and without district residence requirement for the members.
- Plan “two”. At large but with equal-population district residence requirements for the members.
- Plan “three”. From single-member equal-population districts in which the electors of each district shall elect one member who must reside in that district.

Dated at Council Bluffs, Pottawattamie County, Iowa, this 6th day of June, 2023.

POTTAWATTAMIE COUNTY BOARD OF SUPERVISORS

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Brian Shea, Chairman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Scott Belt	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Tim Wichman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Susan Miller	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Jeff Jorgensen	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

ATTEST:

Melvyn Houser, Pottawattamie County Auditor

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

3. OTHER BUSINESS

Motion by Miller, second by Jorgensen, to approve and authorize Board to sign **Resolution No. 43-2023** a Resolution entitled: Resolution for Re-Appropriation between Departments. Said Resolution is set out as follows:

RESOLUTION NO. 43-2023

RESOLUTION FOR RE-APPROPRIATION BETWEEN DEPARTMENTS

WHEREAS, it is desired to re-appropriate money from Board of Supervisors (Department 01) to WIC (Department 48); and

WHEREAS, said re-appropriation is in accordance with Section 331-434(6), Code of Iowa, and

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Pottawattamie County, Iowa, as follows:

SECTION 1: The sum of \$16,105 is ordered to be re-appropriated from Board of Supervisors (Department 01) to WIC (Department 48), and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of this operating re-appropriation.

Dated this 6th Day of June, 2023.

ROLL CALL VOTE

AYE NAY ABSTAIN ABSENT

_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Brian Shea, Chairman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tim Wichman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Susan Miller				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Jeff Jorgensen				

ATTEST: _____
 Melvyn Houser, County Auditor

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

Motion by Belt, second by Miller, to approve and authorize Board to sign **Resolution No. 40-2023** entitled: RESOLUTION FOR TRANSFER FROM LIVING LOESS GROUP FUND TO COUNTY CONSERVATION LAND ACQUISITION FUND.

RESOLUTION NO. 40-2023

RESOLUTION FOR TRANSFER FROM LIVING LOESS GROUP FUND TO COUNTY CONSERVATION LAND ACQUISITION FUND.

WHEREAS, it is desired to transfer money from the Living Loess Group Fund to County Conservation Land Acquisition Fund ; and

WHEREAS, said transfers are in accordance with Section 331.432, Code of Iowa.

NOW THEREFORE BE IT RESOLVED, that the Pottawattamie County Board of Supervisors authorizes the following transfers:

SECTION 1: The sum of \$507.30 is ordered to be transferred from Living Loess Group Fund to County Conservation Land Acquisition Fund, and

SECTION 2: The Auditor is directed to correct his/her book accordingly and to notify the Treasurer of these operating transfers.

Dated this 6th Day of June, 2023.

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Brian Shea, Chairman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Scott Belt				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Tim Wichman				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Susan Miller				
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
Jeff Jorgensen				

ATTEST: _____
 Melvyn Houser, County Auditor

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

Motion by Miller, second by Belt, to approve and authorize Chairman to sign Rural Transit System Joint Participation Agreement with SWIPCO; and to approve funding request in the amount of \$6,000. UNANIMOUS VOTE. Motion Carried.

Motion by Belt, second by Jorgensen, to approve and authorize Board to sign 2023-2026 Union Contract between Pottawattamie County and Pottawattamie County Sheriff's Deputies Association.

UNANIMOUS VOTE. Motion Carried.

Motion by Wichman, second by Belt, to approve and authorize Board Chairman to sign contract with Western Iowa Utilities for water pipe project in the amount of \$218,960.00 for Mt. Crescent Park improvements.

UNANIMOUS VOTE. Motion Carried.

Motion by Jorgensen, second by Miller, to approve and authorize Board Chairman to sign contract with Techno Alpin for pipeline cost in the amount of \$252,415.82 for Mt. Crescent Park improvements.

UNANIMOUS VOTE. Motion Carried.

Motion by Jorgensen, second by Belt, to approve and authorize Board Chairman to sign contract with Techno Alpin for pump station in the amount of \$251,349.43 for Mt. Crescent Park improvements.

UNANIMOUS VOTE. Motion Carried.

Motion by Jorgensen, second by Miller, to approve and authorize Board Chairman to sign contract with Techno Alpin for Snow Machine in the amount of \$250,023.60 for Mt. Crescent Park improvements.

UNANIMOUS VOTE. Motion Carried.

4. COMMITTEE APPOINTMENTS

Board discussed Committee meetings from the past week.

Discussion only. No action taken.

5. RECEIVED/FILED

A. Salary Action(s):

- 1) Sheriff – Payroll status change for Anthony Kava.
- 2) Communications – Payroll status change for Colleen Sylvis and Merissa Cox.
- 3) SWI Juvenile Detention – Payroll status change for Makenzie Olson.
- 4) SWI Juvenile Detention – Employment of Jason Hatcher and Zachary Coleman as a Part-Time Youth Corrections Worker.

B. Out of State Travel Notification(s):

- 1) Attorney – Out of State Travel Notification for Matthew Wilber.
- 2) Sheriff – Out of State Travel Notification for Brian Miller, Zach Norman, and Josh Harker.

6. PUBLIC COMMENTS

No Public Comments.

7. ADJOURN

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

UNANIMOUS VOTE. Motion Carried.

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

Brian Shea, Chairman

ATTEST:

Melvyn Houser, County Auditor

APPROVED: June 13, 2023

PUBLISH: X