

October 25, 2022

MET IN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

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

- A. October 18, 2022, Minutes as read.

2. SCHEDULED SESSIONS

Motion by Shea, second by Schultz, to approve and authorize Board to sign lease renewal with the City of Avoca and Newtown Avoca Historical Society for the Avoca Courthouse 2-year lease at \$15,000 per year.

UNANIMOUS VOTE. Motion Carried.

Discussion was held by the Board with the City of Carter Lake regarding small town needs. Discussion only. No action taken.

Oscar Duran/Executive Director, Municipal Housing Agency appeared before the Board to give an update on housing challenges in our community. Discussion only. No action taken.

Motion by Shea, second by Grobe, to approve Second Consideration of Ordinance No. 2022-06, an Ordinance to amend the Official Zoning Map of Pottawattamie County, Iowa by changing the district designation of approximately 12.92 acres from a Class A-2 (Agricultural Production) to a Class C-2 (General Commercial) District; and to adopt Ordinance No. 2022-06 into law. Said Ordinance is laid out as follows:

POTTAWATTAMIE COUNTY, IOWA
ORDINANCE NO. 2022-06

AN ORDINANCE to amend the Official Zoning Map of Pottawattamie County, Iowa, by changing the district designation of approximately 12.92 acres from a Class A-2 (Agricultural Production) District to a Class C-2 (General Commercial) District.

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, IOWA

SECTION 1 - AMENDMENTS: That the Official Zoning Map, as adopted by reference in Section 8.003.020 of the Pottawattamie County, Iowa, Zoning Ordinance, be and the same is hereby amended by changing the district designation from its present designation of a Class A-2 (Agricultural Production) District to a Class C-2 (General Commercial) District of certain real estate, as shown on the attached plat and which is legally described as follows:

21-77-39 S 1/2 NW NE EXC W4.9' AC & EXC HWY

SECTION 2 - SEVERABILITY: That should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not effect that validity of the Ordinance as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3 - REPEAL OF CONFLICTING ORDINANCES: That all ordinance or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 4 - EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED.

ROLL CALL VOTE

AYE NAY ABSTAIN ABSENT
[ ] [ ] [ ] [ ]

Tim Wichman, Chairman

_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Scott Belt				
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lynn Grobe				
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Justin Schultz				
_____	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Shea				

Attest: \_\_\_\_\_  
 Melvyn Houser, County Auditor  
 Pottawattamie County, Iowa

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

**3. OTHER BUSINESS**

Motion by Schultz, second by Shea, to approve and authorize Board to sign the EBS Group Renewal effective January 1, 2023, through December 31, 2023, with a change to the Section 125 IRS maximum from \$2,850 to \$3,050 for medical annual contribution.  
 UNANIMOUS VOTE. Motion Carried.

**4. RECEIVED/FILED**

- A. Salary Action(s):
  - 1) SWI Juvenile Detention Center – Payroll status change for Jacklyn Moore.

**5. PUBLIC COMMENTS**

No Public Comments.

**6. CLOSED SESSION**

Motion by Belt, second by Schultz, to go into Closed Session pursuant to Iowa Code §21.5(1)(c), for discussion and/or decision on pending or potential litigation.

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

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

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

**7. BUDGET STUDY SESSION**

- A. Mitch Kay/Director, Finance and Budget – Budget Study Session.

**8. ADJOURN**

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

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:20 P.M.

\_\_\_\_\_  
 Tim Wichman, Chairman

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

APPROVED: November 1, 2022  
 PUBLISH: X