

JANUARY 2, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Lehan, to approve the December 30, 1996 minutes as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve "Cash Count Reports" for year ending December 31, 1996, for the following departments: Auditor's Office, Pottawattamie County Residential Care Facility, Pottawattamie County Sheriff/ Civil Department, Recorder's Office and Treasurer's Office. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to adjourn Sine Die. Unanimous vote. Motion carried.

Bob Williams, Chairman

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED:
PUBLISH:

JANUARY 2, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Lehan, to appoint Marilyn Jo Drake, County Auditor, as Temporary Chairperson for the election of a new Board Chairman and Chairman Pro-Tem for the year 1997. Unanimous vote. Motion carried.

Drake, announced nominations are now in order for the office of Chairman for 1997:

Lehan nominated by Goos, seconded by Danker.

There being no further nominations, Marilyn Jo Drake, Temporary Chairperson, declared it ceased. The Board proceeded to vote via roll call, as follows:

Danker voted for Lehan.
Goos voted for Lehan.
Grote voted for Lehan.
Lehan voted for Lehan.
Williams voted for Lehan.

Connie Lehan was elected Chairperson for 1997.

Drake announced nominations are now in order for the office of Chairman for Pro-Tem for 1997:

Danker nominated by Grote, seconded by Goos.

There being no further nominations, Marilyn Jo Drake, Temporary Chairperson, declared it ceased. The Board proceeded to vote via roll call, as follows:

Danker voted for Danker.
Goos voted for Danker.
Grote voted for Danker.
Lehan voted for Danker.
Williams voted for Danker.

Arlyn Danker was elected Chairman Pro Tem for 1997.

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

Motion by Danker, second by Grote, 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 Danker, 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 Goos, second by Grote, to authorize Board to sign [Resolution No 1-97](#), a resolution for payment of county bills. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Board to sign [Resolution No. 2-97](#), to authorize the Auditor to destroy county vouchers and canceled county warrants, which have been on file on or before January 1, 1987, per Code of Iowa, Section 331.323(e). Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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Motion by Goos, second by Danker, to authorize Board to sign [Resolution No. 3-97](#), a resolution appropriating funds for each of the different officers and departments for January 1, 1997 through March 30, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize Board to sign [Resolution No. 4-97](#), approving deputy appointments for the Auditor's Office, Attorney's Office, Recorder's Office, Treasurer's Office and Sheriff's Department for 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Board to sign [Resolution No. 5-97](#), "Depositories and Limitations" Resolution. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Board to sign [Resolution No. 6-97](#), "Utilities Resolution". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Board to sign [Resolution No. 7-97](#), to amend Appropriation Resolution No. 36-96, dated September 30, 1996. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to approve the Pottawattamie County Courthouse being closed on the following legal holidays in 1997-98, as per Code of Iowa, Section 33.1:

PRESIDENT'S DAY	MONDAY	FEBRUARY 17, 1997
MEMORIAL DAY (OBSERVED)	MONDAY	MAY 26, 1997
INDEPENDENCE DAY	FRIDAY	JULY 4, 1997
LABOR DAY	MONDAY	SEPTEMBER 1, 1997
VETERAN'S DAY(OBSERVED)	TUESDAY	NOVEMBER 11, 1997
THANKSGIVING DAY	THURSDAY	NOVEMBER 27, 1997
LIEU OF LINCOLN'S BIRTHDAY	FRIDAY	NOVEMBER 28, 1997
CHRISTMAS DAY	THURSDAY	DECEMBER 25, 1997
ROVING HOLIDAY	FRIDAY	DECEMBER 26, 1997
NEW YEAR'S DAY	THURSDAY	JANUARY 1, 1998

Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve the following newspapers as Official Newspapers for Pottawattamie County, Iowa, for the year 1997: Nonpareil; Walnut Bureau; Neola Gazette Reporter; Avoca Journal Herald and The Herald. Pay no more than Iowa Code allows. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve the re-appointment of Lynn Ford to the Pottawattamie County Conservation Board for a term of five years, beginning January 1, 1997 and ending December 31, 2001. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve the re-appointment of Thomas Mackland as West Pottawattamie County Weed Commissioner and Louis Pedersen, Jr. as East Pottawattamie County Weed Commissioner beginning May 1, 1997 and ending September 30, 1997 at an annual salary of \$1,500 each. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve the re-appointment of Lynn Grobe to the Board of Adjustment for a term of 5 years to begin January 1, 1997 and end December 31, 2001. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve for the Recorder's Office the employment of Joyce Rosengren as a "Clerk 1" at \$7.23913/Hr., effective January 2, 1997. Unanimous vote. Motion carried.

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Motion by Danker, second by Goos, to defer the Representative Appointments for 1997 until a later date. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign **Engineer Resolution No. 97-1**, authorizing the County Engineer to close secondary roads for construction and/or maintenance. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign **Engineer Resolution No. 97-2**, authorizing the County Engineer to proceed in certifying completion papers and make final acceptance of contract work on the farm to market and federal aid systems. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign **Engineer Resolution No. 97-3** 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: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 10:40 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: JANUARY 6, 1997
PUBLISH: X

January 6, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve minutes of January 2, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairman to sign "County Contracting Questionnaire", regarding contracting for mental health providers. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Paula Glade, Second Deputy
Auditor's Office

APPROVED: JANUARY 8, 1997
PUBLISH: X

January 8, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of January 6, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve tax suspension notice for property located at 3510 5th Avenue. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve contract amendment to contract number: 95-QJ-13-96, between the Iowa Department of Economic Development and Pottawattamie County. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairman to sign "Workers Compensation" between PENCO and Pottawattamie County. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve the following representative appointments for 1997 as follows:

DANKER

Agency On Aging
Attorney
Care Facility
Case Management
County Property
Economic Development(WIDA)
Mental Health
Personnel
River Bend
Roads
Stream Bed Degradation
Department of Human Services
Vocational Development

GROTE

Animal Control
Auditor
E911
Data Resources/Telephone
Economic Development
Joint Purchasing
Juvenile Detention
Local Emergency Management
Metropolitan Area Planning Agency
Personnel
Roads
Solid Waste Joint Task Force
Job Training Partnership Act
River Bend

WILLIAMS

Assessor
Board of Health
County Property
Economic Development
Health Insurance
Juvenile Detention Center
Land Management
Personnel
Roads
Sheriff/Jail
Treasurer

GOOS

Conservation/REAP
Economic Development
EMS/Ambulance
Fourth Judicial District
Historical Society/Library
Sheriff
Personnel
Roads
Soil Conservation
SWIPCO/SWITA
Stream Bed Degradation
Vocational Development
Weed Control

LEHAN

Buildings & Grounds/Parking Lot
County Burials
Care Homes
Department of Human Services
Economic Development
Human Services Advisory Council
Insurance (Liability)
Mental Health
Personnel
Planning & Development
Recorder
Roads
Social Welfare Board
Transfer Station
DECAT
Veterans

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: JANUARY 13, 1997
PUBLISH: X

January 13, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve minutes of January 8, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Claims Allowed for December, 1996. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign "Statement of Values - Commercial Property Coverage" between Redland & Associates and Pottawattamie County. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve for the Case Management/Mental Health Department the employment of Lisa McBrien as a Case Worker at \$11.27566/hr. effective January 8, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve appropriation for support of MAPA for the period January 1, 1997 to June 30, 1997 in the amount of \$13,553.75. This requisition includes a credit for COG Assistance funds. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve 2nd payment to Western Historic Trails Museum in the amount of \$16,666.67. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve funding request of Loess Hills Development & Conservation Authority Hungry Canyons Alliance in the amount of \$2,000, so the Alliance and Authority can continue to pursue technical assistance and funding for stream stabilization projects and to conduct research in support of their efforts to protect infrastructure and farmland threatened by stream erosion. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to give final approval to the Representative List for 1997, by assigning the Auditor's Office to Stan Grote and Department of Aging to Arlyn Danker. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: January 15, 1997
PUBLISH: X

January 15, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve minutes of January 13, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve payment of the Iowa State Association of County Supervisors Annual Renewal Dues in the amount of \$125.00. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairman to sign interrogatory for File No. 0370.96. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Military Abatements on Parcel Numbers: 0-35-471-15244 in the amount of \$73.97 and Parcel Number: 5-6-12-10481-52 in the amount of \$72.99. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to grant \$50,000.00 to the library fund this year and if Pottawattamie County has over one half million in gaming revenue over the next two years we will commit \$225,000 for 2 years each with Iowa West to match; and the library board will waive all contracts with the cities in the county, so all county residents will have free access to use the library. First payment to be made Fiscal Year 1996-1997. Roll call vote: Williams-Aye; Grote-Aye; Lehan-Nay; Danker-Nay; Goos-Nay. Motion failed.

Motion by Grote, second by Williams, to grant library fund a total of \$150,000.00 to be paid over a 3 year period, with first payment of \$50,000.00 to be paid in Fiscal Year 1996-97 and the next two (2) payments of \$50,000.00 each to be made after second sale of jail bonds, with Iowa West to match and if the library board will waive all contracts with the cities in the county so all county residents will have free access to use the library. Roll call vote: Williams-Aye; Grote-Aye; Lehan-Aye; Danker-Nay; Goos-Nay. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

County Auditor's Report of Fees Collected for the quarter ending December 31, 1996.

The Board adjourned subject to call at 3:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: JANUARY 20, 1997
PUBLISH: X

January 20, 1997

MET IN REGULAR SESSION

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

Motion by Grote, second by Goos, to approve minutes of January 15, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to sign contract FM-78(99) Pavement Markings for County Engineer's Office. Unanimous vote. Motion carried.

10:00 A.M. - Public Hearing - Zoning

- A. **CASE #ZTA-96-004:** The request of Dennis and Mary Grudle for a zoning text amendment to amend the Pottawattamie County, Iowa, Zoning Ordinance, Section 8.025.030, Conditional Uses for the Class R-3 (Urban Residential) district, by adding Subsection .06 to allow for raising and keeping of horses on parcel in the R-3 District with 1 acre or more of pasture as a conditional use.

Motion by Danker, second by Grote, to open the public hearing on Case #ZTA-96-004. Roll Call Vote: Danker-Aye, Goos-Aye, Grote-Aye, Lehan-Aye, Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to close the public hearing on Case #ZTA-96-004. Roll Call Vote: Danker-Aye, Goos-Aye, Grote-Aye, Lehan-Aye, Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to approve first consideration of an ordinance to amend Section 8.025.030, Conditional Use for the Class R-3 (Urban Residential) District, by adding Subsection .06 to all for the raising and keeping of horses on parcels in the R-3 District with 1 acre or more of pasture as a conditional use, as filed under Case #ZTA-96-004, and to set second consideration for Monday, January 27, 1997 at 11:45 A.M.. Roll Call Vote: Danker-Aye, Goos-Aye, Grote-Aye, Lehan-Aye, Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to approve Class "C" Liquor License/Sunday Sales and Outdoor Application for Airplane Inn, Honey Creek, Iowa.

Motion by Grote, second by Goos, to authorize Chairperson to sign Lease Agreement between Pottawattamie County and The Council Bluffs YMCA. This lease is only for use by The YMCA during Friday evenings commencing at 6:00 P.M. and ending at 10:00 P.M. and on Saturday commencing at 8:00 A.M. and ending at 5:00 P.M. The YMCA agrees to pay Pottawattamie County as rent \$75.00 per week, in advance, commencing on the starting date of this lease. Roll Call Vote: Goos-Aye, Grote-Aye, Lehan-Aye, Williams-Aye, Danker-Nay. Motion carried.

Motion by Danker, second by Goos, to approve a title change for two Pottawattamie County Care Facility employees, Marilyn Hembree from Assistant Administrator/CMA Supervisor to Director of Nursing and Jay Doonan's title from Secretary to Administrative Assistant. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Pottawattamie County Care Facility Financial Report for October, 1996 and November, 1996. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve appointments to the Board of Health for Joseph Beraldi, Marilyn Fritz and Edris Zimmerman with terms expiring December 31, 1999. Unanimous vote. Motion carried.

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

Connie Lehan, Chairman

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: JANUARY 27, 1997
PUBLISH: X

JANUARY 27, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve minutes of January 20, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairman to sign stop payment on Warrant No. 128730 and issue new warrant. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve tax suspension on property located at 3318 3rd Avenue, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve Janitorial Service Contract between the Pottawattamie County Board of Supervisors and Joyce True of Avoca, Iowa, to provide janitorial and other related services at the Avoca Courthouse for a term of one year to begin January 1, 1997 and end December 31, 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve \$3,000 for support of transit system - SWIPCO. Unanimous vote. Motion carried.

11:45 A.M. - Public Meeting

A. CASE #ZTA-96-004: The Request of Dennis and Mary Grundle for a zoning text amendment to amend the Pottawattamie County, Iowa, Zoning Ordinance, Section 8.025.030, Conditional Uses for the Class R-3 (Urban Residential) District, by adding Subsection .06 to allow for raising and keeping of horses on parcel in the R-3 District with 1 acre or more of pasture as a conditional use.

Motion by Goos, second by Williams, to approve second consideration of an ordinance to amend section 8.025.030, Conditional Use for the Class R-3 (Urban Residential) District, by adding Subsection .06 to allow for the raising and keeping of horses on parcels in the R-3 District with 1 acre or more of pasture as a conditional use, as filed under Case #ZTA-96-004, and to adopt Ordinance #97-1 into law. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to set aside agenda as allowed by Code of Iowa, Chapter 21.4, for purposes of business relating to a legal matter. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize County Attorney to file an injunction under Code of Iowa, Chapter 237A.20 to enjoin a day care provider from doing business. Ayes-4; Nays-1. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Recorder's Quarterly Report - 10/1/96 to 12/31/96.

Salary Actions

Resignation of Scott Halbrook effective January 5, 1997.

The Board adjourned subject to call at 2:05 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: January 29, 1997

PUBLISH: X

JANUARY 29, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve minutes of January 27, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign financial report of Pottawattamie County Care Facility for December 1996. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED:
PUBLISH:

FEBRUARY 3, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve minutes of January 29, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign stop payment authorization on warrant no. 123511 in the amount of \$3744.00 and issue new warrant. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve Beer Permit/Sunday Sales/Outdoor Permit for Terra Jane Inn and Terra Jane Barn in Council Bluffs. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to appoint Russ Brandes as representative to serve on the Loess Hills Development & Conservation Authority and Hungry Canyons Alliance Board of Directors. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to join SWIPCO for rural communities in an amount not to exceed \$8,313.50. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to not renew Sam's Club membership. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign letters of disallowance on Farm Credits. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to change the rate for Township officials meetings to \$10.00 per meeting. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWINGReports

Sheriff's Quarterly Report for quarter ending December 31, 1996.

The Board adjourned subject to call at 11:40 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 5, 1997

PUBLISH: X

FEBRUARY 5, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve minutes of February 3, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve for publication the Pottawattamie County employees salaries paid in 1996. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign the amended contract with Joyce True to clean the Avoca Courthouse building at \$50.00 per week. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to authorize Chairperson to sign loan agreement with Peoples National Bank for seven (7) sheriff cars and one (1) van at \$128,568.50 at 4.75% per annum. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 10, 1997
PUBLISH: X

FEBRUARY 10, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of February 5, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve in the Board of Supervisors office changing the part time secretarial position to a full time position effective February 17, 1997, at \$8.18413/hr. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to amend June 26,1996 minutes to include the year end blanket abatements for the Treasurer’s Office. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to adopt changes as approved for Case Management Policies and Procedures Manual. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize the levy of \$183,522 to be included for Mental Health Fund for fiscal year 1997-98; this is a make-up levy, one time only from fiscal year 1996-97. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign contract with AT & T for a savings of \$3,700 annually. Unanimous vote. Motion carried.

The Board adjourned subject to call at 4:05 P.M.

Chairperson, Connie Lehan

ATTEST: _____
Marilyn Jo Drake, Auditor

APPROVED: FEBRUARY 13, 1997
PUBLISH: X

FEBRUARY 13, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of February 10, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Claims allowed for the month of January, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Tax Increment Development Agreement By and Between Pottawattamie County, Iowa and The City of Oakland, Iowa and OSI Industries, Inc. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Engineer's Resolution No. 97-4, "Policy For Purchase of Right-Of-Way" by County Engineer. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWINGPetition

No. 72199

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 19, 1997

PUBLISH: X

FEBRUARY 19, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of February 13, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Cigarette Permit for DeSoto Bend Mini Mart in Missouri Valley, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign request with DNR for permit to obtain sewer permit for new jail. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to sign Board Resolution No. 8-97 to set a public hearing for Wednesday, March 5, 1997 at 9:00 A.M., on Plans and Specifications for Off Site Improvements, Water, Sewer and Street Paving for the new Pottawattamie County Jail. Open bids March 21, 1997 at 10:00 A.M. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to deny a request for grant to the West Central Development Corporation. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize County Engineer to sign grant for EWP for DSR #6339-HA#1. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to set aside agenda and consider emergency road conditions due to mid-winter thaw. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign **Engineer Resolution No. 97-5** to "Embargo Certain County Roads". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Waste Tire Grant application for Pottawattamie County Tire Program, with City of Council Bluffs; grant will be \$30,000. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign grant for F.Y. 1998 Well Grant Agreement. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWINGPetition

Equity No. 5624

Salary Actions

Sheriff's Department - Resignation of Connie Braden effective 2/2/97.

WIC Program - Resignation of Nancy Enger effective 12/16/96.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 24, 1997

PUBLISH: X

FEBRUARY 20, 1997**MET IN REGULAR SESSION**

The Board of Supervisors met in regular session at 3:40 P.M., all members present. Chairperson Lehan presiding.

Motion by Grote, second by Goos, to set a public hearing, first of two for the Pottawattamie County Fiscal Year 1997-98 Budget, on March 5, 1997, at 10:30 A.M. in the Board of Supervisors Hearing Room, County Courthouse, Council Bluffs, Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 3:48 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 24, 1997
PUBLISH: X

FEBRUARY 24, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of February 19, 1997 and February 20, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve a Class "C" Beer and Sunday Sales Permit for Warner's 66 Inc., Avoca, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to appoint Monica Murray/Director, Case Management, Mental Health, to the Citizens Advisory Board of The Clarinda Treatment Complex to represent Pottawattamie County for 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Engineer's Agreement for project 98(97)-5F-78. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to take bids for clean-up of various zoning violation properties under advisement and set Wednesday, February 26, 1997, at 10:45 A.M. to award bid. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to purchase a utility tractor with loader for Buildings and Grounds. Half of cost paid fiscal year 1997 and half paid in fiscal year 1998. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWINGPetition

Small Claims No. 42721

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: February 26, 1997
PUBLISH: X

FEBRUARY 26, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve minutes of February 24, 1997 and as read. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Engineers Agreement for BROS-78(85)--8J-78. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Family Farm Credit disallowance's. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign a Homestead Credit correction on parcel No. 000 035 ,43 008468 000000 in the amount of \$387.41 allowed credit. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize the use of one parking space for the Communication Department in the Services Building parking lot. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to delay awarding bid for clean-up of various zoning violations properties for 14 days. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 3, 1997
PUBLISH: X

MARCH 3, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Lehan who is in Washington D.C. on county business. Chairperson Pro-Tem Danker presiding.

Motion by Goos, second by Williams, to approve minutes of February 26, 1997 and as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to amend the 1996-97 Engineers Budget and program. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to authorize Pat Phelan of DLR to prepare a ballpark estimation of space in the Services Building and the current jail area. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson Pro-Tem to sign Quit Claim Deed to Quit Claim to Kane C. Colglazier and Turri J. Colglazier the following described real estate in Pottawattamie County, Iowa: "Lot 3, Wheeler Subdivision of the Northwest Quarter and the West Half of the Northeast Quarter of Section 11, Township 77 North, Range 44 West of the 5th P.M.". Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to sign [Board Resolution No. 9-97](#), determining the necessity and setting date of a consultation for Monday, March 10, 1997 at 10:00 A.M., in the Board of Supervisors' Hearing Room, Courthouse, Council Bluffs, Iowa, and a setting a public hearing to be held on Monday, March 31, 1997 at 10:30 A.M., in the Board of Supervisors' Hearing Room, Courthouse, Council Bluffs, Iowa, on a proposed Pottawattamie County/Oakland Urban Renewal Plan for a proposed urban renewal area in Pottawattamie County, Iowa. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to sign [Board Resolution No. 10-97](#), setting a date for a public hearing to be held on **Monday, March 31, 1997 at 10:00 A.M.** in the Board of Supervisors' Hearing Room, Courthouse, Council Bluffs, Iowa, on an industrial property special tax exemption for OSI Industries, Inc. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Petition
No. 72199

The Board adjourned subject to call at 1:45 P.M.

Arlyn E. Danker, Chairman Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: March 5, 1997
PUBLISH: X

MARCH 5, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve minutes of March 3, 1997 and as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to appoint Pottawattamie County Board of Health as Contractor for grants from State of Iowa, for Nursing, Senior Health and Home Care Aide. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to open the public hearing at 9:00 A.M. on "Plans and Specifications on Utility and Street Improvements for Jail Site". Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to close public hearing. There were no comments from the public. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to accept plans for Plans and Specifications on Utility and enter into agreement for Extension of Public Sanitary Sewer with the City of Council Bluffs. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to send a notice to bidders on Pottawattamie County Jail Off-Site Street and Utility Improvements. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to open public hearing on Code of Ordinances. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to close public hearing. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve first consideration of an ordinance to adopt the Pottawattamie County Code and set second consideration for March 10, 1997, at 9:15 A.M. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to open the first public hearing on the Pottawattamie County Fiscal Year 1997-98 Budget. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to close public hearing on Pottawattamie County Fiscal Year 1997-98 Budget. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to set second hearing for Pottawattamie County Fiscal Year 1997-98 Budget on March 12, 1997, at 10:30 A.M. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to go into Executive Session per Code of Iowa Chapter 21.5(c) for Union negotiations. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

RECEIVED AND FILED THE FOLLOWING

Reports

Pottawattamie County Care Facility Financial Report for January 1997.

The Board adjourned subject to call at 3:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: March 10, 1997
PUBLISH: X

MARCH 10, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve minutes of March 5, 1997 and as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to appoint Arlyn Danker as a Representative for Economic Development for 1997, which includes WIDA. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve second consideration of an ordinance to adopt the Pottawattamie County, Iowa, County Code (1997), containing only previously adopted Ordinances, and to adopt **Ordinance #97-2** into law. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign proclamation to declare March as Mental Retardation Awareness Month. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign EDA Grant in the amount of \$681,000.00 and refer a copy to MAPA for review. Unanimous vote. Motion carried.

10:00-Consultation meeting between Pottawattamie County Board of Supervisors and all affected taxing entities concerning the proposed Pottawattamie County/Oakland Urban Renewal Plan for Pottawattamie County, Iowa. Conducted consultation meeting between Pottawattamie County Board of Supervisors and representatives from Belknap Township and Riverside School District. Mr. Jim Richter explained the process and reason for the county issuing \$830,000.00 in 10 year TIF. There will be a required minimum assessment assuring enough tax dollars to repay bond. If there are any concerns or comments, these must be in to the Board of Supervisors by March 17, 1997. A public hearing will be held March 31, 1997. No public comments against Urban renewal plan.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: March 12, 1997
PUBLISH: X

MARCH 12, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve minutes of March 10, 1997 and as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve Claims allowed for February, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Beer Permit/Sunday Sales privilege for 4 Sons Handy Shop in Neola, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve Tax Suspension Notice for property located at 211 Wendover Drive in Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Board to sign [Resolution No. 11-97](#) to set public hearing on March 31, 1997, at 11:00 A.M. for an Economic Development Set-Aside Grant for Bunge Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign [Resolution No.12-97](#) to transfer "One Time Only Roll Over" of \$300,000. from the General Basic Fund to the Mental Health Fund for Fiscal Year 1996-97. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign [Resolution No. 13-97](#) "To Set Aside 15% of Gambling Dollars To Insure Cash Reserve". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign [Engineer Resolution No. 97-6](#) designating area Service Level B Roads, Section 309.57, 1996 Code of Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to take Engineer vehicle bids under advisement and set Monday, March 24, 1997, to award the bids. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to open second public hearing on the Pottawattamie County Fiscal Year 1997-98 Budget. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to close public hearing on the Fiscal Year Pottawattamie County Budget. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize Chairperson to sign [Resolution No. 14-97](#) to adopt the Fiscal Year 1997-98 Pottawattamie County Budget and certify the same to the County Auditor. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to set aside agenda per Code of Iowa Chapter 21.4(2) to consider matters pertaining to OSI located in Oakland, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to continue decision on bid for clean-up of Avis property until March 3, 1997 at 10:45 A.M. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to continue Casey clean-up decision until April 7, 1997. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:55 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 24, 1997
PUBLISH: X

MARCH 13, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:45 A.M., all members present, except Lehan, who is absent on County business. Chairperson Pro-Tem Danker presiding.

Motion by Williams, second by Grote, to sign **Engineer's Resolution No. 97-7**, authorizing the County Engineer to sign and submit an application to the Iowa Department of Transportation for Railroad Economics Development Funding. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Absent; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to award bid of up to \$2,000 in regard to clean-up of the Avis property at 23944 300th Street. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to award contract subject to terms of clean-up being outlined in regard to Avis property. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairman Pro-Tem to write a letter to Bunge requesting a meeting. Unanimous vote. Motion carried.

The Board adjourned subject to call at 2:05 P.M.

Arlyn E. Danker, Chairperson Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 24, 1997
PUBLISH: X

March 21, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:00 A.M., all members present, except Danker, who is absent on county business. Chairperson Lehan presiding.

Motion by Grote, second by Williams, to accept bids on plans and specifications for sewer and water only for new jail as follows: RD Blue - \$834,896.93; MFT - \$901,843.78 and set awarding for Wednesday, March 26, 1997, at 9:00 A.M., in the Board of Supervisor's Hearing Room, Second Floor, Courthouse, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve Liquor License, Sunday Sales Permit and application for Outdoor Service Area for Quail Run Country Club, Neola, Iowa. Unanimous vote. Motion carried.

The Board adjourned subject to call at 10:35 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 24, 1997
PUBLISH: X

MARCH 24, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present except Williams who is absent on county business. Chairperson Lehan presiding.

Motion by Grote, second by Danker, to approve the minutes for March 12, 1997, March 13, 1997 and March 21, 1997, as read. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to approve the employment of Catherine Strong as an Administrative Assistant in the Pottawattamie County Care Facility at \$8.78/Hr. effective 3/10/97. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve a Fireworks Permit for Michelle Patterson for display at West Fair on Saturday June 7, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve applications for Homestead Tax Credits and Military Exemptions and to disallow application for Military Exemption on Parcel I.D. 000-035-063-003912-000-000. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to authorize Chairperson to sign **Engineer Resolution No. 97-8** To Designate Area Service Level B Roads, Section 309.57, 1996 Code of Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Absent. Motion carried.

Motion by Grote, second by Goos, to open public hearing on the proposed Level "C" System Roads Ordinance. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to close public hearing on the proposed Level "C" System Roads Ordinance. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve first consideration of an ordinance to amend the Pottawattamie County, Iowa, Code, 1997, by adding Chapter 7.25, Level "C" System Roads and to set second consideration of said ordinance for Wednesday, March 26, 1997 at 10:00 A.M. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING**Salary Actions**

Secondary Roads - Retirement of Russell Mullin effective March 14, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: March 26, 1997
PUBLISH: X

MARCH 26, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes for March 24, 1997, as read. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to approve the re-appointment of Betty Moats to the Planning and Zoning Commission for a term of 5 years beginning January 1, 1997 and ending December 31, 2001. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to sign Board Resolution No. 15-97, authorizing Chairperson to sign License for Underground Pipelines, Cables and Conduits Agreement between Chicago Central & Pacific Railroad Company and Pottawattamie County Board of Supervisors, with reference to the New Pottawattamie County Jail. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to approve "First Addendum to Agreement" between the City of Avoca, Iowa, Pottawattamie County, Iowa, and the Newton-Avoca Historical Society for a term of one year up to and through January 3, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Service Agreement with Aliant Communications Systems Group for the Pottawattamie County Courthouse. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve tax suspension for property located at 3301 2nd Avenue, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to award to R.D. Blue the sewer and water contract for the new jail at \$834,896.93 (4.9% below Eng. est.). Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to open public hearing on review of final draft of Management Plan for Mental Health Services. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to close public hearing. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to adopt the Management Plan for Mental Health Services. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to open public hearing on the proposed Level "C" System Roads Ordinance. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to close public hearing on the proposed Level "C" System Roads Ordinance. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve second consideration of an ordinance to amend the Pottawattamie County, Iowa, Code, 1997, by adding Chapter 7.25, Level "C" System Roads and to adopt **Ordinance No. 97-3** into law. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize Engineer to sign agreement with Union Pacific Railroad Project No. STP-0000(53)-2C-00. Unanimous vote. Motion carried.

The Board adjourned subject to call at 10:35 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MARCH 31, 1997
PUBLISH: X

MARCH 31, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve the minutes of March 26, 1997, as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to adopt Secondary Roads Fiscal Year 1997-98 Budget and Construction Program. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to open the public hearing on the resolution stating the intentions of the Board with regard to adopting an ordinance to grant prior approval of property tax abatement, pursuant to Chapter 427B, Code of Iowa.. Unanimous vote. Motion carried.

Jim Richter gave a brief overview of the proposed tax abatement schedule.

Gerald Jones, Oakland, was present. He expressed concern over large industries being given tax benefits verses his inability to secure same. He questioned where the labor force for OSI would come from. He felt that other local business should be given the same type of tax benefit. The Board explained that during the 5 year tax abatement period, the amount of abatement would decrease from 75% to 15% and on the 6th year would be at the full rate. The Board also explained that the tax valuation on this property is estimated to increase from \$500,000 to \$10,000,000. The Board emphasized that they are interested in attracting industries that allow value added products. Gary Nilan, Belknap Township Trustee, was present and stated that he had no objections provided the information had not changed since the consultation meeting.

Motion by Grote, second by Goos, to close the public hearing on the resolution stating the intentions of the Board with regard to adopting an ordinance to grant prior approval to property tax abatement, pursuant to Chapter 427B, Code of Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize the Board to sign Board Resolution No. 16-97, a resolution stating the intentions of the Board with regard to adopting an ordinance to grant prior approval to property tax abatement, pursuant to Chapter 427B, Code of Iowa. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to open the public hearing on the Pottawattamie County Oakland/Urban Renewal Plan. Unanimous vote. Motion carried.

Kay Mocha, County Planning Director, gave a brief overview of the Urban Renewal Plan. She explained to the Board that Oakland had signed the urban Renewal Plan Agreement and that the Planning commission had recommended approval of the Plan.

Dave Thomas, Riverside School; Gary Nilan, Belknap Township Trustee, Terry Hummel; Oakland City Council and Gerald Jones, Oakland, were present.

It was explained that the creation of the Urban Renewal Area will allow the County to do a TIF (Tax Increment Financing) project to help the City of Oakland extend the water line to the OSI plant and pay for the upgrading of the water treatment plant. Discussion ensued relative to the various alternatives of supplying water.

Motion by Williams, second by Danker, to close the public hearing on the Pottawattamie County/Oakland Urban Renewal Plan. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize the Board to sign Board Resolution No. 17-97, adopting the Pottawattamie County Oakland/Urban Renewal Plan. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to approve Tax Suspension Notice for property located at 3127 South 20th Street, Council Bluffs, Iowa. Ayes-4; Nays-1. Motion carried.

Motion by Danker, second by Goos, to accept revised levies for FY 1998 Budget after the reduction due to increased State Mental Health Aid for \$600,000 more than estimated. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign application to the Iowa Department of Economic Development for Public Facilities Set-Aside funding to extend water and sewer lines to a facility to be constructed by Bunge Corporation in Mills and Pottawattamie Counties in Iowa, in the amount of \$300,000. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 1:40 P.M.

Connie Lehan, Chairperson

ATTEST: _____
 Marilyn Jo Drake, County Auditor

APPROVED: April 7, 1997
 PUBLISH: X

April 7, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes for March 31, 1997, as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Class "C" Liquor License/Sunday Sales for I-80 Lounge in Underwood, IA. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Claims allowed for the month of March, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Sheriff's Department the employment of Dustin Morris as a Corrections Specialist I at \$11.11345/hr. effective March 21, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to sign **Resolution No. 18-97**, amending Third (3rd) Quarter Appropriations Resolution. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to approve **Resolution No 19-97**, appropriating funds for each of the different Officers and Departments for April 1, 1997 - June 30, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Urban Renewal Agreement between Pottawattamie County and the City of Oakland relative to the Pottawattamie County Oakland Urban Renewal Area for OSI. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign an agreement with HGM Assoc. Inc., upon approval from County Attorney for contracting services with Terracon Consultants to provide the required testing services for the new jail site. The cost of their services is estimated to be \$3,333.10. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to set Public Hearing on Proposed Contract Documents for Construction of Pottawattamie County Jail in the City of Council Bluffs, Iowa, and the taking of bids for such improvements on Wednesday, April 30, 1997, at 1:45 P.M. and opening of bids at 2:00 P.M., in the Board of Supervisors Hearing Room, Second Floor, County Courthouse, Council Bluffs, Iowa and authorize publication of notice. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Project No: BROS-78(84)- -8J-78; IOWA DOT Agreement No: 97-HBRR-049 for Secondary Roads. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to award bid to Anderson Excavating, in the amount of \$9000.00, to cleanup the property of Doris Casey at 13996 520th Street, Griswold, Iowa, subject to the following: Doris Casey has agreed upon a cleanup schedule to bring the property into compliance with the Zoning Ordinance. Said schedule calls for the property to be in compliance by June 30, 1997. In the event said property is not brought into compliance by that date, Anderson Excavating Company shall have the authority, to bring the property into compliance and charge only a reasonable cost for the work completed at that time. Said work by Anderson would be completed no later than the date authorized by the Associate District Court Judge's Order. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to go into Executive Session per Code of Iowa Chapter 21.5(c). Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

RECEIVED AND FILED THE FOLLOWING

Reports

Financial Report of Pottawattamie County Care Facility for February 1997.

The Board adjourned subject to call at 1:45 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: April 9, 1997

PUBLISH: X

April 9, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes for April 7, 1997, as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Applications for Homestead Tax Credits and Applications for Military Exemptions. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to sign stop payment authorization on Warrant No. 69275 in the amount of \$222.70 and issue new warrant. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign a Stop Violence Against Women Grant Application in the amount of \$74,300.00 with matching in-kind funds of \$30,577.00 from Pottawattamie County and the City of Council Bluffs. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign agreement for Consulting Engineer Contract for Project No. STPS-S-78(100)- -5E-78, with Sunquist Engineering to be paid out of Farm to Market funds. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign **Engineer Resolution No. 97-9** for Detour Designation and Temporary Closure of County Roads L66 and M16. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Financial Report of Pottawattamie County Care Facility for March 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: April 14, 1997

PUBLISH: X

April 14, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes for April 9, 1997, as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Water Main Extensions Agreement for the New County Jail Site between the Board of Water Works Trustees of the City of Council Bluffs, Iowa, and Pottawattamie County Board of Supervisors. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Tax Suspension Notice for 737 North Highway, Oakland, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to disallow "Applications for Military Exemption" on Parcel No. 000-035-855-025045-000-000, and Parcel No. 000-035-31-008526-001-000. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve "Applications for Homestead Tax Credit" on Parcel No. 000-035-633-019078-000-000, Parcel No. 000-035-858-8398-018-000, Parcel No. 055-018-032-017287-001-000, Parcel No. 061-080-070-018225-002-003 and "Application for Military Exemption" on Parcel No. 000-035-117-005995-000-000. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to sign agreement with Berens-Tate Consulting Group to provide arbitrage rebate services to Pottawattamie County for the \$9,800,000. General Obligation Notes, Series 1996A (Jail). Fees for the project will be the following: Calculate the initial expenditure requirements - \$1,000., Spend down calculations - \$750.-\$1,000., (each six months). Roll call vote: Danker-Aye; Goos-Nay; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to approve addendum to Pottawattamie County Mental Health Services Management Plan. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to acknowledge vacation of the following described real estate property, situated in Pottawattamie County, Iowa: That Part of the vacated street lying South of Lot 6 in Block 126 of the SW1/4 SW1/4 of Section 24, Township 76, Range 44 and lying North of Lot 15 in Block 111 of the SW1/4 SW1/4 of Section 24, Township 76, Range 44, in the City of Crescent, Pottawattamie County, Iowa; Being the street vacated August 21, 1952 as shown by the Supervisors Minute Book 17, Page 342. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Pam Rodenburg, Accounting Clerk Auditors Office

APPROVED: April 16, 1997
PUBLISH: X

April 16, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 11:30 P.M., all members present.
Chairperson Lehan presiding.

Motion by Williams, second by Danker, to approve the minutes for April 14, 1997, as read.
Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve Class "B" Beer Permit/5 Stands/Sunday Sales for Westfair in Council Bluffs. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Class "C" Beer Permit/Sunday Sales for Dave's Car Stop in Walnut. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve for the Sheriff's Department the employment of Corey Habrock as a Corrections Specialist I at \$11.11345/hr., effective March 31, 1997.
Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve for the Sheriff's Department the promotion of Chadwick Driver from Corrections Specialist I to Deputy at \$11.11345/hr., effective April 7, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to accept the resignation of Harold Tripp, Board of Adjustment. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign **Engineers Resolution No. 97-10**, to set Public Hearing for Special Assessment district for School Hill Road. Roll call vote: Danker-Absent; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Paula Glade, 2nd Deputy Auditor

APPROVED: April 21, 1997
PUBLISH: X

April 21, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Danker who is absent. Chairperson Lehan presiding.

Motion by Williams, second by Grote, to approve the minutes for April 16, 1997, as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to set Public Hearing on Proposed Contract Documents for Construction of Pottawattamie County Jail in the City of Council Bluffs, Iowa, and the taking of bids for such improvements on Wednesday, May 7, 1997, at 1:45 P.M. and opening of bids at 2:00 P.M., in the Board of Supervisors Hearing Room, Second Floor, County Courthouse, Council Bluffs, Iowa and authorize publication of notice. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Proposal from Anderson Excavating for various additions to the Pottawattamie County Jail Pre-grading DLR Project No. 1096103-00, as follows: Tree removal - \$2,000.00; West bank stabilization - \$3,000.00; Loader use - \$500.00; Grass seed - \$2,200.00; for a total of - \$7,700.00. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign an agreement between the Pottawattamie County Board of Supervisors and R. D. Blue Construction, Inc. for Pottawattamie County Jail Off-Site Street and Utility Improvements project in the amount of \$834,896.93. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Proclamation for National Immunization Week for Infants, April 21-25th. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to accept the two high bids for used trucks: 1993 Chevy truck-\$7,156.00; 1992 Chevy truck-\$6,600.00. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to set agenda aside and to authorize replacement of warrants No. 132563 in the amount of \$536.60 and No. 68638 in the amount of \$562.28. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Recorder's Office Quarterly Report - 1/1/97 to 3/31/97.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: April 23, 1997
PUBLISH: X

April 23, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Danker who is absent. Chairperson Lehan presiding.

Motion by Goos, second by Williams, to approve the minutes for April 21, 1997, as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to amend the minutes of December 2, 1996 to read as follows: Motion by Grote, second by Danker, to authorize Chairman to sign "Standard Form of Agreement" between Pottawattamie County Board of Supervisors and Anderson Excavating Company for Pottawattamie County Jail Site Pregrading Contract Project in the amount of Nine Hundred Forty-Eight Thousand Five Hundred Dollars (\$948,500.00), subject to additions and deductions as provided in the Contract Documents. Unanimous vote. Motion carried. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Williams, to accept request of Tina Cavallaro to plant a tree on Courthouse grounds in the fall of 1997, in cooperation with Trees Forever, in memory of victims of terrorism. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to take bids under advisement for Secondary Roads project LOT-FM-1996(5) Division III, under advisement and set Monday, April 28, 1997 at 10:30 A.M. to award the bid. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to sponsor Open Enrollment in May for Pottawattamie County health insurance's. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Petition

Nos. 68916, 70970, 68915 and 70971.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: April 28, 1997

PUBLISH: X

April 28, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present, except Lehan who is absent on County Business.

Motion by Grote, second by Williams, to appoint Delmar Goos as Temporary Chairman until 9:30 A.M., at which time Chairman Pro-Tem Danker arrived. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve the minutes for April 23, 1997, as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to pay the City of Council Bluffs \$500.00 for Plan Review Fee for inspection on new jail. Roll call vote: Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairman Pro-Tem to sign a Letter of Support for the Juvenile Crime Prevention Community Grant for Fiscal Year 1998, which starts July 1, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Court ordered abatements on Parcel No. 000 035 114 05620 001 000 and Parcel No. 000 035 669 020581 000 000. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Treasurer's Semi Annual report for July - December, 1996. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to open public hearing in regard to a possible special assessment for road known as School Hill Road. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to close public hearing. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairman Pro-Tem to sign **Engineer Resolution No. 97-11** to establish a Special Assessment District for the purpose of funding base stabilization, oiling and armor coat, over a six year period, on the County road commonly referred to as "School Hill Road", located in Section 18 Lake Township. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to award bid on Project LOT-FM-1996(5) Division III to Henningsen Construction and authorize Chairman Pro-Tem to sign contract for same. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairman Pro-Tem to sign contract for five years with Iowa Waste Systems. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

County Auditor's Report of Fees Collected for the quarter ending March 31, 1997.

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

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MAY 5, 1997
PUBLISH: X

May 5, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve the minutes for April 28, 1997, as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Engineer's Resolution #97-12, "Level B Roads". Roll Call Vote: Danker-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to proclaim May as "National Older Americans Month." Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to abate the 1986 through 1991 taxes on parcel number 000-035; 53-001460-003-000, Section 35-75-44. Part NE SW BLL and accept penalty and delinquent taxes on same property for 1992 through 1996. Unanimous vote. Motion carried.

10:00 A.M. - PUBLIC HEARING

Motion by Danker, second by Grote, to open the public hearing on an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by OSI Industries. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to close the public hearing on an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by OSI Industries. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve first consideration of an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by OSI Industries and to set second consideration for May 7, 1997 at 3:15 P.M. Unanimous vote. Motion carried.

10:30 A.M. - PUBLIC HEARING

Motion by Williams, second by Danker, to open the public hearing on an Ordinance providing that general property taxes levied and collected each year on all property located with the Pottawattamie County/Oakland Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Riverside 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 County in connection with said Urban Renewal Redevelopment Project. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to close the public hearing on an Ordinance providing that general property taxes levied and collected each year on all property located with the Pottawattamie County/Oakland Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Riverside 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 County in connection with said Urban Renewal Redevelopment Project. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve first consideration of an Ordinance providing that general property taxes levied and collected each year on all property located with the Pottawattamie County/Oakland Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Riverside 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 County in connection with said Urban Renewal Redevelopment Project and to set second consideration for May 7, 1997 at 3:15 P.M. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve the appointment of Gerald Waltrip to the Judicial Magistrate Commission for a term of 6 years which expires December 31, 2002. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve request for funds for the Communication Center "Storage Upgrade for the Backup AS/400 Computer" in the amount of \$2,080.00. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the WIC department the part-time employment of Kelly Kleckner-Ceballos as Clinic/Aide Clerk I at \$6.65/hr effective May 5, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize stop payment on Warrant No. 123004 in the amount of \$113.70 and issue a duplicate. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize chairperson to sign Iowa Department of Public Health Application for FY 98 Community Services Bureau Grants Home Care Aide/Chore, Public Health Nursing, Senior Health. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to authorize Chairperson to sign Consulting Agreement between Richter Consulting and Pottawattamie County for Economic Development Consulting Services at \$65.00 per hour. Unanimous vote. Motion carried.

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

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

RECEIVED AND FILED THE FOLLOWING

Petition

Case No. 1-97-CV-10011

The Board adjourned subject to call at 2:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MAY 7, 1997

PUBLISH: X

May 7, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve the minutes for May 5, 1997, as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Easement with MidAmerican Energy for power lines across jail site. Unanimous vote. Motion carried.

1:45 P.M. - PUBLIC HEARING - Taking of bids for construction of Pottawattamie County Jail.

Motion by Williams, second by Goos, to open public hearing on Proposed Contract Documents for Construction of Pottawattamie County Jail in City of Council Bluffs, Iowa, and taking of bids for such improvements. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Grote, second by Goos, to receive bids for new Pottawattamie County Jail and take such under advisement and set Monday, May 12, 1997 at 11:00 A.M. to consider and/or award bid. Unanimous vote. Motion carried.

3:15 P.M. - PUBLIC MEETING

Motion by Williams, second by Goos, to approve second consideration of an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by OSI Industries and to adopt Ordinance #97-4 into law. Ayes-4; Absent-Danker. Motion carried.

Motion by Goos, second by Williams, to approve second consideration of an Ordinance providing that general property taxes levied and collected each year on all property located with the Pottawattamie County/Oakland Urban Renewal Area, in Pottawattamie County,, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Riverside 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 County in connection with said Urban Renewal Redevelopment Project, and to adopt Ordinance #97-5 into law. Ayes-4; Absent-Danker. Motion carried.

Motion by Williams, second by Grote, to approve "Engineering Services to extend Sanitary Sewer" Agreement, from north line of Bunge property to the Council Bluffs Wastewater Treatment Plant", between Pottawattamie County Board of Supervisors and HGM. HGM will provide Design and Bidding Services for a lump sum amount of \$15,000.00 and Construction Phase Services on an hourly basis with total cost estimated not to exceed \$16,000.00. Additional services will be charged on an hourly basis in accordance with their standard hourly rate schedule. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve "Application For Homestead Tax Credit" on the following parcel numbers: 000-035-057-003235-000-000; 000-035-363-012770-000-000; 000-035-411-014612-000-000; 002-035-281-015004-090-000; 002-035-331-016252-000-000 and 005-060-038-010487-008-001 and to approve the following disallowance's: "Application For Homestead Tax Credit, Parcel number: 029-008-001-006650-000-000 and "Application For Military Exemption, Parcel number: 029-008-001-006650-000-000. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve "Tax Suspension" on property located at: PO Box 331, Carson, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve new class "B" Beer Permit/Sunday Sales and Outdoor Permit for Brian Productions, Inc. for Westfair Amphitheater. Roll Call Vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye; Danker-Absent. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Pottawattamie County Care Facility for April 1997.

Sheriff's Department - Quarterly report ending March 31, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MAY 12, 1997

PUBLISH: X

May 12, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes for May 7, 1997, as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Class "B" Beer Permit/Sunday Sales and application for Outdoor Service Area for Field of Greens, Council Bluffs, Iowa. Unanimous vote. Motion carried.

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

Motion by Goos, second by Grote, to appoint Merrill Houser of Carson, Iowa, to the Board of Adjustment to finish the term of Harold Tripp, who resigned. Term of appointment expires 12/31/97. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to set a Public Hearing to amend the FY 1996-97 Budget for Wednesday, May 28, 1997 at 10:00 A.M., in the Board of Supervisors Hearing Room and authorize publication of hearing. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign "Water Main Extension Agreement" for the Bunge Site, between the Board of Water Works Trustees of the City of Council Bluffs, Iowa, and Pottawattamie County Iowa Board of Supervisors. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to go into Executive Session as per Code of Iowa, Chapter 21.5(c), pending litigation. Roll Call Vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

10:00 A.M. - PUBLIC HEARING

1. **Case #AA-97-001:** The request of Leroy Hansen, Peggy Hansen, Robert Hansen, Richard Hansen and Ashlee Hansen for the creation of an Agricultural Area in York and James Township described as: "E ½ Section 1, Township 76N, Range 41W of the 5th P.M. and SW ¼, except a 1 acre parcel in the SE corner, of Section 6 and the South 553' NW ¼, Section 6, all in Township 76N, Range 40W of the 5th P.M.

Motion by Williams, second by Grote, to open the public hearing on Case #AA-97-001. Unanimous vote. Motion carried.

Leroy Hansen was present. The Board discussed the proposed petition.

Motion by Grote, second by Williams, to close the public hearing on Case #AA-97-001. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve the Creation of an Agricultural Area, as presented under Case #AA-97-001, for Leroy Hansen, Et. Al. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize the Board to sign Resolution #20-97 entitled "Resolution Determining the Necessity and Setting Dates of a Consultation and a Public Hearing on a Proposed Mills and Pottawattamie County Urban Renewal Plan for a Proposed Urban Renewal Area in the Counties of Mills and Pottawattamie." Roll Call Vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to award construction bids to the three lowest bidders including alternate bids to the following: Construction Contract to Hawkins Construction Company-Omaha, in the amount of \$9,271,000; Mechanical Contract to Ray Martin Company-Omaha in the amount of \$2,643,500 and Electrical Contract to Midlands Electrical Contractors-Omaha, in the amount of \$2,064,200, for a total cost of \$13,978,700. Roll Call Vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MAY 21, 1997
PUBLISH: X

May 21, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes for May 19, 1997, as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign Space Needs Assessment/Master Plan for various Pottawattamie County Facilities between Pottawattamie County Board of Supervisors and HGM to prepare documents with recommendations to solve immediate and future space and use needs and prepare statement of probable cost of needed improvements for a total cost estimated not to exceed \$10,000. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve Permit for Supervised Display of Fireworks on Saturday, July 5, 1997 for Underwood Memorial Building Association in Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Garden Agreement with Richard Najmon. Mr. Najmon will be allowed to plant a garden on the back half of Lot 17, Block 9, Jefferies Addition and have possession of said lot for garden purposes until 10/15/97. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to sign agreement made and entered by and between the Board of Supervisors of Pottawattamie County, Iowa, Contracting Authority, and Iowa Erosion Control, of Victor Iowa for PCC Pavement-Replace, at the first interchange north of the I-680 / I-29 Interchange. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve [Engineer Resolution No. 97-13](#) to authorize County Engineer to enter agreements on behalf of the county with Iowa Department of Transportation and Bunge Corporation with respect to Rise Grant RAP-RR97(44)- -9T-78. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: MAY 27, 1997

PUBLISH: X

May 27, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of May 21, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to certify the Carter Lake Special Hotel/Motel Tax Election held Tuesday, November 20, 1997 and authorize Auditor to pay costs. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: May 28, 1997
PUBLISH: X

May 28, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of May 27, 1997 as read. Unanimous vote. Motion carried.

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

Motion by Williams, second by Goos, to approve for Secondary Roads the employment of Daryl Henningsen as an Operator III at \$10.90/Hr., effective May 27, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the Sheriff's Department the employment of Kristen Capron as a Corrections Specialist I (part-time) at \$10.96/Hr., effective 5/21/97. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign "Application For Pipeline Crossing or Longitudinal" to build a pipe line across THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY right-of-way for Bunge Corporation project, with copy of permit to Catellus Management Corporation. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign "Application to Perform Work Within State Highway Right of Way". Proposed work consists of the construction of a 16" water main across Interstate 29 at Station 49+50. The proposed work is located in Section 31, Township 74N, Range 43W on Highway No. I-29, for Bunge Corporation project. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign "Change Order Number : PG-1", with Anderson Excavating for Pottawattamie Jail Pre-Grading Project, which will increase the contract sum in the amount of \$7,700. (Original Contract Sum-\$948,500.00. New Contract Sum-\$956,200.00). Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve the following "Applications for Homestead Tax Credits": Parcel I.D. 000-035-858-008398-075-000; 000-035-792-024083-000-000 and 022-006-023-005002-000-000 and the following "Application for Military Exemption": Parcel I.D. 022-006-023-005002-000-000. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign letter approving office space for Juvenile Court Services in the Services Building, Room 102 only. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Hungry Canyons Cost-Share Program, Project 97-11 (Silver Creek Tributary). Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to open public hearing on the 1996-97 Fiscal Year Pottawattamie County Budget Amendment. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Danker, to close public hearing. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve **Board Resolution No. 21-97** on the 1996-97 Fiscal Year Pottawattamie County Budget Amendment. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos to set agenda aside as allowed by Code of Iowa Chapter 21.4(2) due to the need to sign a 28E Agreement and an Amendment to the County Managed Care Plan, was not on agenda due to hospitalization of MHCP. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Amendment to County Managed Care Plan to include the following suggested language: Nothing in this plan shall supersede the county's responsibilities to pay for services under Iowa Code, sections 229, 230 and 232. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize Chairperson to sign an Agreement Pursuant to Iowa Code Chapter 28E for the delivery of services to those in need of and eligible for mental health, mental retardation and developmental disabilities. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Petitions: Equity No. 72581 and 70771

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

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: June 2, 1997

PUBLISH: X

June 2, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve the minutes of May 28, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign letters seeking the services of a qualified individual or firm to provide administrative services for a Community Development Block Grant for Bunge Project. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Application for Federal Assistance Form, Applicant Certification Clause, Assurances-Construction Programs Form, Additional Assurances-EDA Construction Grants Form, Disclosure of Lobbying Activities Form, Certifications regarding Debarment, Suspension, and other Responsibility Matters: Drug-Free Workplace Requirements and Lobbying Form, Current and Projected Employee Data Form and Environmental Clearance Worksheet/Environmental Review Record, all in connection with EDA Application for water and sewer to Bunge. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to approve for publication "Notice To Public of No Significant Impact on the Environment, Notice of Decision Regarding Project to be Located in a Floodplain or Wetlands and Notice to Public of Intent to Request Release of Funds." Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve request for contribution of \$475.00 to Western Iowa Tourism Region. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign "Notice of Disallowance for Homestead Tax Credit" on Parcel No. 000 035 123 006564 000 000. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve "Applications For Homestead Tax Credits" for Parcel I.D. 090-029-020-026173-001-000 and Parcel I.D. 000-035-384-013585-001-000. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Standard Form of Agreement between the Pottawattamie County Board of Supervisors and Hawkins construction for Pottawattamie County Jail Project for a sum of \$9,271,000.00, subject to additions and deductions as provided in the Contract Documents. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to deny a Cooperative Agreement with Northern Ponca Housing Authority due to the fact that Pottawattamie County has lowest rate of unemployment in the state. Unanimous vote. Motion carried.

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

Motion by Williams, second by Goos, to go out of Executive Session per Code of Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Danker, That the Boards position on the Keast Enterprises application for an Animal Confinement Operation Permit to Department of Natural Resources is acceptable, as it meets DNR requirements. Said confinement is proposed in Section 30, Grove Township. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 9, 1997
PUBLISH: X

June 4, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 11:00 A.M., all members present except Lehan. Chairman Pro-Tem Danker Presiding.

Motion by Williams, second by Goos, to go into Executive Session per Code of Iowa Chapter 21.5(c) Pending Litigation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

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

The Board adjourned subject to call at 11:40 A.M.

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____
J. Evelyn Tudor, First Deputy Auditor

APPROVED: June 9, 1997

PUBLISH: X

June 9, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present except Grote, who is absent on county business. Chairperson Lehan presiding.

Motion by Williams, second by Danker, to approve the minutes of June 2, 1997, and June 4, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve the renewal of the Principal Healthcare HMO Contract effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve continuation at current rates Contract No. 609236 with Standard Insurance Company for Term Life Accidental Death and Dismemberment, effective July 1, 1997 through June 30, 1999. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to authorize Chairperson to sign Rural Transit System Joint Participation Agreement with Southwest Iowa Planning Council (SWIPCO). This agreement shall be effective from July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Applications for Homestead Tax Credit on Parcel ID 000-035-075-004381-000-000, Parcel ID 000-035-111-005196-000-000 and Parcel ID 005-060-015-010481-174-000. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve for the Attorney's Office the promotion of Alicia Gehrmann from Receptionist to Paralegal at Grade 12, Step 1 with an annual pay of \$18,263.15 effective June 2, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve Fireworks Permit for Frank McNeal Sr. in Honey Creek, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to deny payment of \$50,000.00 (first payment of three to total \$150,000.) to Council Bluffs Public Library Foundation due to the fact that although County is not spending taxpayers money, the county cannot spend these funds until after second issue of bonds for the new jail. Payment will be made at that time. Roll call vote: Danker-Nay; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to approve proposal from the Special Inspection Services Company (SIS) of Omaha for inspection of new jail. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize payment of \$19,720.00 to the City of Council Bluffs for Building Permit fee for new jail. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign proposed Detour Agreement with DOT on Highway 360 to Wilson Island. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to continue the Suspension of Taxes on property located at 404 North Commercial, Carson, Iowa, Parcel #014 045 111 002821 000 000, as per Board of Supervisors. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize a refund of \$137.86 to Barb Coates due to overpayment of recording fee, per State of Iowa direction. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Financial Report of Pottawattamie County Care Facility for May, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 11, 1997
PUBLISH: X

June 11, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:30 A.M., all members present except Grote, who is absent on county business. Chairperson Lehan presiding.

Motion by Goos, second by Danker, to approve the minutes of June 9, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve Class "C" Liquor Renewal/Sunday Sales for Iowa Feed and Grain in Crescent, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Claims allowed for the month of May, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Western Iowa Development Association (WIDA) membership dues in the amount of \$28,325.00 for 1997/98. Reason: Increase in job opportunities and improve life styles for people of Pottawattamie County through Economic Development. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, to approve Tax Suspension Notice for property located at 3127 S. 20th Street Lot 19 in Council Bluffs. Motion died for lack of a second. Returned to DHS for more information.

Motion by Williams, second by Goos, to approve for the Sheriff's Department the employment of Chad Hansen as a Corrections Specialist I at \$11.11345/hr. effective 5/29/97. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve for Secondary Roads Department the employment of James Tijerina as Engineer Assistant I at \$13.13/hr. effective 6/10/97. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to accept the resignation of Tami Jensen in the County Attorney's Office effective May 30, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to accept the resignation of Don Myers in the Sheriff's Department effective June 3, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign the Domestic Violence Grant from Federal Government, and authorize County Attorney to hire an attorney for this position, not to exceed \$30,000.00 for fiscal year 1997-98. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to deny request of The Guiding Light Full Gospel Church a tax exemption. Unanimous vote. Motion carried.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 16, 1997
PUBLISH: X

June 16, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Williams, to approve the minutes of June 11, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to go into Executive Session per Code of Iowa, Chapter 21.5(i) per employee request for Contract employee performance evaluation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Williams, second by Danker, to go into Executive Session per Code of Iowa, Chapter 21.5(i) per employee request for Contract employee performance evaluation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract and Bond for Project BROS-78(84)-8J-78. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to go into Executive Session per Code of Iowa, Chapter 21.5(i) per employee request for Contract employee performance evaluation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Williams, second by Goos, to go into Executive Session per Code of Iowa, Chapter 21.5(i) per employee request for Contract employee performance evaluation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Williams, second by Grote, to go into Executive Session per Code of Iowa, Chapter 21.5(i) per employee request for Contract employee performance evaluation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Danker, second by Williams, to accept proposal from Just Right Company for cleaning county owned buildings. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to set agenda aside and authorize Chairperson to sign Escrow accounts for the Bunge Project at Peoples Bank. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

10:00 A.M. - PUBLIC HEARING

- A. **CASE #ZMA-97-002:** The request of Rick Arfmann for a Zoning map amendment to reclassify approximately 11.25 acres from a Class C-3(Commercial Recreational) District to a A-2 (Exclusive Agricultural), located at 170th Street approximately ½-mile east of Highway 183 in Rockford Township. Legal description: A parcel of land located in part of the SE1/4 SE1/4 of Section 3, Township 77N, Range 44W of the 5th P.M.

Motion by Williams, second by Grote, to open the public hearing on Case #ZMA-97-002. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to close public hearing on Case #ZMA-97-002. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 11.25 acres from a Class C-3 (Commercial Recreational) District to a Class A-2 (Exclusive Agricultural) District in Rockford Township, as filed under Case #ZMA-97-002 and to void the Zoning Map Amendment Agreement signed with Case #ZMA-93-002/Ordinance #93-6 and to set second consideration for June 18, 1997 at 9:30 A.M. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve for the office of Planning and Development, the hiring of a full time Inspector and a part time Secretary. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve **Engineers Resolution No. 97-14** for the Establishment of Stop Signs on 285th Street, at 290th Street. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: June 18, 1997

PUBLISH: X

June 18, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of June 16, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve the appointment of Steve Torneten, 19271 245th Street, Council Bluffs, Iowa to the Veterans Affairs Commission for a term of three (3) years, beginning July 1, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Agreement between Pottawattamie County and Snyder & Associates, Inc., for Hancock, Iowa, Feasibility study regarding the City of Oakland supplying water to Hancock, including probable capital costs and water rates, in an amount not to exceed \$5,000.00. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Standard Form of Agreement between Pottawattamie County Board of Supervisors and Ray Martin Company of Omaha in the amount of \$2,643,500 for Pottawattamie County Jail Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Agreement between Pottawattamie County Board of Supervisors and Special Inspection Services Inc. for performing periodic UBC Section 1701 Special Inspections. Total Estimated Cost of Special Inspection Services and Construction Testing Services are \$33,308.84. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve for the Secondary Roads Department the employment of David Schinker as Engineering Assistant II at \$14.91/hr. effective June 16, 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve for the Communications/911 Department the employment of Kimberly Moore as Telecommunications Operator at \$8.48/hr. effective June 10, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Fireworks Permit for Bill Bracker of Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Fireworks Permit for Ardith Caputo/Mother Goose Child Care & Preschool of Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to accept PPO rates from Principal Healthcare of Nebraska for single and family insurance beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Union Contract with Sheriff's Department for Fiscal Year 1997-98 and 1998-99. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

9:30 A.M.-PUBLIC MEETING

A. CASE #ZMA-97-002: The request of Rick Arfmann for a Zoning map amendment to reclassify approximately 11.25 acres from a Class C-3(Commercial Recreational) District to a A-2 (Exclusive Agricultural), located at 170th Street approximately ½-mile east of Highway 183 in Rockford Township. Legal description: A parcel of land located in part of the SE1/4 SE1/4 of Section 3, Township 77N, Range 44W of the 5th P.M.

Motion by Danker, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 11.25 acres from a Class C-3 (Commercial Recreational) District to a Class A-2 (Exclusive Agricultural) District in Rockford Township, as filed under Case #ZMA-97-002, the Zoning Map Amendment Agreement, as signed with Case #ZMA-93-002/Ordinance #93-6; and to adopt Ordinance #97-6. Ayes-4; Absent-Grote. Motion carried.

Motion by Goos, second by Grote, to go into Executive Session per Code of Iowa Chapter 21.5(i) per employee request. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Danker, second by Goos, to go into Executive Session per Code of Iowa Chapter 21.5(i) per employee request. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

RECEIVED AND FILED THE FOLLOWING

Petition No. 72950

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 23, 1997

PUBLISH: X

June 23, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes of June 18, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to publish "Notice To Public Of Intent To Request Release of Funds". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to appoint Mark Shoemaker to Missouri River Preservation Board as one of three representatives from Pottawattamie County. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Secondary Roads and Courthouse Union Contracts for Fiscal Year 1997-98. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign "Request For Release of Funds and Certification Iowa Community Development Block Grant Program" for Bunge Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Construction Permit Application for "Pottawattamie County Force Main Sewer" (Bunge) Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Chairperson to sign "Standard Form of Agreement Between Pottawattamie County Board of Supervisors and Midlands Electrical Contractors, Inc." in the amount of \$2,064,200.00 for Pottawattamie County Jail Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign "Certification of Substantial Completion" between Pottawattamie County Board of Supervisors and Anderson Excavating for Pottawattamie County Jail-Pregrading Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign "Development Agreement" between Pottawattamie County Iowa Board of Supervisors and Bunge Corporation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve Board Resolution No. 22-97, adopting the "Pottawattamie County Anti-Terrorism Emergency Action Plan". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve Board Resolution No. 23-97, to transfer \$300,000. from the General Basic Fund to the General Supplemental Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve Board Resolution No. 24-97, to transfer \$1,023,350. from the Rural Basic Fund to the Secondary Road Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to approve Board Resolution No. 25-97, to transfer \$97,500. from the General Basic Fund to the Secondary Road Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve Board Resolution No. 26-97, to transfer \$25,000. from the Rural Basic Fund to the Flood and Erosion Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve Board Resolution No. 27-97, to transfer \$536,616. from the Option Tax Fund to the General Basic Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve Board Resolution No. 28-97, to transfer \$800,000. from the Gambling Fund to the General Basic Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to approve Board Resolution No. 29-97, to transfer \$1.00 from the General Basic Fund to the WIDA Housing Grant Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to approve Board Resolution No. 30-97, A Resolution of Commitment to Adhere to the Terms of the Solid Waste Comprehensive Plan For Fremont, Mills, Montgomery and Page Counties Dated November 12, 1993 and Addendum Dated October 1, 1994. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to terminate the DHS 28E Agreement. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Change Order Number PG-2 with Anderson Excavating for the pre-grading portion of the jail project. The Change Order will decrease the original contract sum by \$57,470.00. The original sum was \$948,500.00 and the new contract sum including this change order will be \$898,730.00. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 30, 1997

PUBLISH: X

June 27, 1997

MET IN REGULAR SESSION

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

Motion by Grote, second by Goos, to offer contract of employment to Tim Adams/Superintendent, Buildings and Grounds Dept., effective July 1, 1997 through December 31, 1997, to be reviewed in six months. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to offer contract of employment to Jerry Hare/County Engineer at \$62,945.19 annually effective July 1, 1997 through June 30, 2000. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to offer contract of employment to John A. Munson III/Assistant County Engineer at \$53,602.75 annually effective July 1, 1997 through June 30, 2000. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to offer contract of employment to Kay Mocha/County Planning Director at \$33,481.03 annually effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to offer contract of employment to Darlene McMartin/Administrator, Veterans Affairs at \$27,877.42 annually, with adjustment forthcoming for assuming new duties, effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to offer contract of employment to Monica Murray/Director Mental Health, Case Management, at \$49,048.65 annually effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to offer contract of employment to Don Malick/Director Data Resources, at \$44,887.44 annually effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to offer contract of employment to Linda Chollett/Administrator, Pottawattamie County Care Facility at \$32,551.06 annually effective July 1, 1997 through June 30, 1998. Ayes-Goos, Grote, Lehan, Williams. Abstain-Danker. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: June 30, 1997

PUBLISH: X

June 30, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of June 23, 1997 and June 27, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Juvenile Crime Prevention Community Grant Contract between the Division of Criminal and Juvenile Justice Planning and the Pottawattamie County Board of Supervisors effective July 1, 1997 through June 30, 1998. The amount awarded in this contract is \$83,550. A 25% match provided by the Contractor is required. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve **Board Resolution No. 31-97**, amending Appropriations Resolution No. 19-97, for the 4th quarter of Fiscal Year 1996-97. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve **Board Resolution No. 32-97**, to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 1997, in accordance with Section 331.434, Subsection 6, Code of Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to approve **Board Resolution No. 33-97**, to transfer \$51,578.71 from the General Basic Fund to the Economic Development Fund. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve 1997-98 Yearly Applications for Iowa Retail Cigarette Permits for Carson 92 Grocery in Carson, DeSoto Bend Mini Mart in Missouri Valley, Dew Drop Inn in Missouri Valley, Double Bar Seven in Council Bluffs, The Filling Station in Council Bluffs, 4 Sons Handy Shop in Neola, Fill & Food in Minden, Dave's Car Stop in Walnut, Horseman Restaurant in Crescent, Iowa Feed & Grain in Crescent, I-80 Lounge in Underwood, K-C Mart in Underwood, Kopper Kettle #2 in Minden, Kum & Go #46 in Walnut, McGuires in Council Bluffs, Quail Run in Neola and Warner's in Avoca. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign Dwelling Unit Rental Agreement between Pottawattamie County and Donald Graham, for property located at Route 1, Box 26B, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Fiscal Year 1998 Pottawattamie County Conservation Contracts and Agreements for Employment with: Mark Shoemaker/Interim Director at \$28,000.00; Cynthia Thompson/Administrative Director at \$23,250.00; Christopher Williams at \$25,000.00; Galen Barrett/Park Ranger at \$18,000.00; David Fischer/Park Ranger at \$23,675.00; Kurt Peterson/Park Ranger at \$22,500.00. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Applications for Military Exemption and Applications for Homestead Tax Credits. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Fireworks Permit for Loren Nusser of Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Fireworks Permit for Jim and Kathy Sealock of Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Fireworks Permit for Gary Herman of Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to set public hearing on the Pottawattamie County Force Main Sewer Project for July 16, 1997, at 10:00 A.M. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to approve **Board Resolution No. 34-97**, to transfer \$129,150.00 from the Rural Services Basic Fund to the Secondary Road Fund as per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve **Board Resolution No. 35-97**, to transfer \$93,586.44 from the General Basic Fund to the General Supplemental Fund per Fiscal Year 1996-97 budget. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to set July 21, 1997 at 10:30 A.M., for bid opening on Bunge Project Forced Main Sewer Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign by Assignment Tax Sale Certificate #1988-57 to the City of Council Bluffs with the notation: "On behalf of Pottawattamie County, the Board does this for public interest and betterment and the hope the City will reflect on this good will and help ease future arrangement needs". Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve purchase of additional equipment from Aliant for phone service at a cost of \$9,600.00. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve a \$16,420.70 expense be encumbered for the Human Services Building for Fiscal Year 1997-98 budget. Unanimous vote. Motion carried.

June 30, 1997

Page 2

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Jerry Hare/County Engineer at \$62,945.19 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with John A. Munson III/Assistant County Engineer at \$53,602.75 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Donald L. Mallick/Director of Data Resources at \$44,977.80 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Kay E. Mocha/Director of Planning and Development at \$33,480.70 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Darlene McMartin/Administrator, Veteran Affairs at \$27,877.30 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Monica Murray/Director of Case Management, Mental Health and Central Point Coordination at \$49,048.65 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Linda Chollett/ Administrator, Pottawattamie County Care Facility at \$32,551.06 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Joyce Hertzig/Data Resources, Senior Programmer, Analyst at \$42,100.80 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Contract of Employment with Roger Olsen/Data Resources, Programmer, Analyst at \$25,306.12 annually for a period beginning July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to direct County Treasurer to process Tax Sale Certificate 1985#74 to take title in County's name. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize a 3.25% increase plus 1% adjustment for all non-bargaining County positions. Unanimous vote. Motion carried.

Discussion of Compensation Board recommendations-

Goos: Assume Union got 5%, Non Union got 3.25% plus adjustment. I recommend 5%. I feel the Compensation Board was very fair this year and I want to thank them.

Motion by Williams, second by Grote, to roll the recommendation of the Pottawattamie County Compensation Board back by 2% for the increase in salaries for Elected Officials for Fiscal Year 1997-98. The new salary amounts are as follows: County Attorney - \$56,533.22; Chief Deputy Attorney - \$49,303.95; County Auditor - \$38,256.85; First Deputy Auditor - \$30,891.52; Second Deputy Auditor - \$28,960.80; County Recorder - \$37,688.22; First Deputy Recorder - \$30,150.58; Second Deputy Recorder - \$28,266.17; County Sheriff - \$52,445.29; First Deputy Sheriff - \$44,578.49; County Treasurer - \$38,614.40; First Deputy Treasurer - \$30,891.52; Second Deputy Treasurer - \$27,030.08; Board of Supervisors - \$21,852.14. Roll call vote: Lehan-Aye; Danker-Nay; Goos-Nay; Williams-Aye; Grote-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Communications/911 Department - Scott Moroney as a part time 9-1-1 Call Taker at \$9.39/hr. effective June 18, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: July 14, 1997

PUBLISH: X

July 7, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to go into Executive Session per Code of Iowa Chapter 21.5(i) for contract discussion. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Williams, second by Grote, to approve Class "C" Liquor License/Sunday Sales/Outdoor Service for Country Junction in Crescent. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve applications for Homestead Tax Credits and Applications for Military Exemptions. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve "Cash Count" Reports for Pottawattamie County Care Facility, Auditor's Office and Recorder's Office for Fiscal Year End 1996-97. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Agreement with Justrite Janitorial Services, Inc., for general cleaning of the Court House Annex, Service Building and Human Resources Building, a total of 33,043 square feet would be serviced for an amount of .09¢ (nine cents) per square foot. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the Treasurer's Office the employment of Heather Jenkins as Motor Vehicle Clerk at \$7.77/hr. effective July 14, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve the transfer of Vicki Burnside from the Treasurer's Office to the Sheriff's Corrections Department effective June, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Iowa Dept. of Natural Resources Wastewater Permits Section Construction Permit Application, Sewage Treatment Agreement for Bunge Project. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Pipe Line License for the Bunge Project to construct and maintain 1 pipe line across or along the rail corridor of the Burlington Northern and Santa Fe Railway Co. at or near the station of Council Bluffs. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve for the Mental Health Department the job classification change for Kris Gardner from Administrative Assistant to Office Manager which is a non-union position at 12.54825/hr. effective April 1, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to approve advertising for a Case Worker for the Mental Health Department. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve **Board Resolution No. 39-97** supporting and adopting the Mills County Comprehensive Solid Waste Management Plan, July 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve **Board Resolution No. 37-97** "Facilities Safety Plan For Fire And Tornado". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

The Board reconvened at 7:00 P.M. to meet with the Pioneer Trail group to discuss road concerns. The Board adjourned at 8:35 P.M.

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: July 9, 1997

PUBLISH: X

July 9, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:30 A.M., all members present except Goos and Lehan who is absent on county business. Chairman Pro-Tem Danker presiding.

Motion by Williams, second by Grote, to approve the minutes of July 7, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Claims Allowed for the month of June, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the Sheriff's Department the employment of Victoria Burnsides as a part-time Corrections Specialist I at \$10.96345/hr. effective June 30, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairman Pro-Tem to sign the Economic Development Quarterly Report for OSI Industries, Inc. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve proposal from Jim Richter/Richter Consulting, for administrative services related to Community Development Block Grant. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve **Board Resolution No. 38-97** for the destruction of noxious weeds. Roll call vote: Danker-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to approve the budget of the West Pottawattamie County Soil and Water Conservation District for Fiscal Year 1997-98. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Veteran Affairs - Resignation of Susan Maiwald effective July 18, 1997.

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

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: July 14, 1997

PUBLISH: X

July 14, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Danker, to approve the minutes of June 30, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve the minutes of July 9, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Class "C" Liquor License/Sunday Sales Permit and Outdoor Permit for Double Bar "7", Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve budget for East Pottawattamie County Soil and Water Conservation District. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Treasurer's 1997 abatements, retroactive to June 30, 1997. These abatements are available for review at the Board of Supervisors Office. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve Board Resolution No. 40-97, to transfer \$824,928.78 (Series A) and \$210,441.02(Series B) from Fund 40 to two Jail Debt Service Accounts. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

9:45 A.M. - Public Meeting

- A. **Case #SUB-96-001:** The request of Steve and Regina Howerton for final plat approval of Rivendell Acres Subdivision in Rockford Township.

Motion by Williams, second by Danker, to approve the final plat of Rivendell Acres Subdivision and to adopt Planning and Zoning Resolution No. 97-2. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

10:00 A.M. - Public Hearing:

- A. **Case #ZMA-97-001:** The request of John and Joanne Allmon and Linda Allmon for a zoning map amendment to reclassify approximately 11.27 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District, located on Limekiln Road at the intersection of Highway 183. Involves properties of 21272 Highway 183 and 17568 Limekiln Road. Legally described as: A parcel of land located in part of the NW¼ SE¼ and part of the SW¼ SE¼ of Section 1, Township 75N, Range 44W of the 5th P.M., in Lake Township.
- B. **Case #SUB-97-002:** The request of John and Joanne Allmon and Linda Allmon, for preliminary plat approval of Allmon Wood, a residential subdivision located on Limekiln Road at the intersection of Highway 183 and 17568 Limekiln Road, legally described as: A parcel of land located in part of the NW¼ SE¼ and part of the SW¼ SE¼ of Section 1, Township 75N, Range 44W of the 5th P.M., in Lake Township.

Motion by Grote, second by Williams, to open the public hearing on Case #ZMA-97-001 and #SUB-97-002. Unanimous vote. Motion carried.

John Allmon and Deb Peterson were present. The Board discussed the proposed development of the site and the Commission's recommendation.

Motion by Goos, second by Grote, to close the public hearing on Case #ZMA-97-001 and #SUB-97-002. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 11.25 acres from a Class A-2 (Exclusive Agricultural) to a Class R-1 (Rural Residential) District in Lake Township, as filed under Case #ZMA-97-001 and to set second consideration for July 16, 1997 at 10:15 A.M. and to give final consideration to Case #SUB-97-002 at that time. Unanimous vote. Motion carried.

- C. **Case #ZMA-97-003:** The request of A.M. Cohron & Son Inc., represented by Donald L. Knudsen, for a zoning map amendment to reclassify approximately 3 acres from a Class I-2 (General Industrial) District to a Class I-1 (Limited Industrial) District, located on 192nd Street on the Mills County- Pottawattamie County line, legally described as: A parcel of land located in part of the SW¼ SW¼ of Section 32, Township 74N, Range 43W of the 5th P.M., in Lewis Township.

Motion by Grote, second by Danker, to open the public hearing on Case #ZMA-97-003. Unanimous vote. Motion carried.

Keith Harlan and Lyle Donnelson were present. The Board discussed the Commission's recommendation and changes to the zoning map amendment agreement, which the Cohron representatives found agreeable.

Motion by Williams, second by Goos, to close the public hearing on Case #ZMA-97-003. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve first consideration of an ordinance to amend the zoning classification of approximately 3.00 acres from a Class I-2 (General Industrial) District to a Class I-1 (Limited Industrial) District in Lewis Township, as filed under Case #ZMA-97-003 and to set second consideration for July 16, 1997 at 10:15 A.M. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING:

Reports

Auditor's Report of Fees Collected for the quarter ending June 30, 1997.

The Board adjourned subject to call at 2:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVE: July 16, 1997

PUBLISH: X

July 16, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of July 14, 1997 as read. 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: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Danker, second by Goos, to approve the Financial report of Pottawattamie County Care Facility for the month of June 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve for the County Attorney's Office the employment of Deb Parker as Legal Assistant at \$18,302.59 annually, effective July 14, 1997. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to approve for the County Attorney's Office the employment of Mark Greiner as Assistant County Attorney under the domestic abuse grant, at \$30,722.00 annually, effective July 7, 1997. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to approve for the County Attorney's Office the employment of Jeffrey TeKippe as Assistant County Attorney at \$35,111.00 annually, effective July 28, 1997. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to open public hearing on Pottawattamie County Force Main Sewer Project (Bunge). Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to close public hearing on Force Main Sewer Project. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to set aside agenda due to time restraints and authorize Chairperson to sign letter for early start of water and sewer construction on Bunge project. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

10:15 A.M. - Public Meeting

- A. **Case #ZMA-97-001:** The request of John and Joanne Allmon and Linda Allmon for a zoning map amendment to reclassify approximately 11.27 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District, located on Limekiln Road at the intersection of Highway 183. Involves properties of 21272 Highway 183 and 17568 Limekiln Road. Legally described as: A parcel of land located in part of the NW¼ SE¼ and part of the SW¼ SE¼ of Section 1, Township 75N, Range 44W of the 5th P.M., in Lake Township.
- B. **Case #SUB-97-002:** The request of John and Joanne Allmon and Linda Allmon, for preliminary plat approval of Allmon Wood, a residential subdivision located on Limekiln Road at the intersection of Highway 183 and 17568 Limekiln Road, legally described as: A parcel of land located in part of the NW¼ SE¼ and part of the SW¼ SE¼ of Section 1, Township 75N, Range 44W of the 5th P.M., in Lake Township.

Motion by Danker, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 11.25 acres from a Class A-2 (Exclusive Agricultural) to a Class R-1 (Rural Residential) District in Lake Township, as filed under Case #ZMA-97-001 and to adopt **Ordinance #97-7** into law and to approve the preliminary plat of Allmonwood Subdivision and to adopt **Planning and Zoning Resolution #97-3**. Ayes-4; Absent-Grote. Motion carried.

- C. **Case #ZMA-97-003:** The request of A.M. Cohron & Son Inc., represented by Donald L. Knudsen, for a zoning map amendment to reclassify approximately 3 acres from a Class I-2 (General Industrial) District to a Class I-1 (Limited Industrial) District, located on 192nd Street on the Mills County- Pottawattamie County line, legally described as: A parcel of land located in part of the SW¼ SW¼ of Section 32, Township 74N, Range 43W of the 5th P.M., in Lewis Township.

Motion by Danker, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 3.00 acres from a Class I-2 (General Industrial) District to a Class I-1 (Limited Industrial) District in Lewis Township, as filed under Case #ZMA-97-003 and to adopt **Ordinance #97-8** into law, subject to the terms of a zoning map amendment agreement. Ayes-4; Absent-Grote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Agreement for sharing the cost of extra maintenance on 192nd Street, (Route L-31) between Iowa Highway 370 and the Mills-Pottawattamie County line, between Mills County, Pottawattamie County and A.M. Cohron & Son, Inc. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING:

Iowa Public Officials Bonds

Lois Krueger/Lincoln Township Clerk and Susan Beedle/Treasurer, East Pottawattamie County Agri Extension.

Reports

East Pottawattamie County Agricultural Extension Education Fund for 7/1/96-6/30/97.

Salary Actions

Attorney's Office - Resignation of Teresa Bahr effective July 11, 1997, Resignation of Matthew Perry effective July 15, 1997 and Resignation of Erin Burke effective July 29, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: July 21, 1997

PUBLISH: X

July 21, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve the minutes of July 16, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to concur with Paul Bass/General Manager & Secretary of Board, Council Bluffs Water Works and agree to award water bid for Bunge Project to apparent low bidder. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Jerry Hare/County Engineer, to sign Amendment No. 1 for EWP 68-6114-7-807, Keg Creek Structure. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to take bids for the Force Main Sewer Project (Bunge) under advisement and set Wednesday, July 23, 1997 at 10:00 A.M. for bid awarding. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to go into Executive Session per code of Iowa, Chapter 21.5(i). Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Goos, second by Danker, to name Darlene McMartin as General Relief Director at an annual salary of \$6,133.00 effective August 1, 1997. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Pottawattamie County Conservation - Resignation of John Fenner effective June 28, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: July 23, 1997
PUBLISH: X

July 23, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of July 21, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve a Class "B" Beer and Outdoor Service Area Permit for one day only for Confederate Air Force/Great Plains Wing, Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve Engineer's Resolution #97-15, establishing speed limit zones on Carson Avenue in Carson Township and County Road L66 in Minden Township. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to approve for publication the Treasurer's Semi-Annual Report for Jan-June 1997 and the Semi-Annual Settlement of the Board of Supervisors of Pottawattamie County for period of January 1, 1997 through June 30, 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to award contract for Pottawattamie County Force Main Sewer Project to the low bidder, MFT Construction, Inc., for the amount of \$301,711.00. That amount is for the base bid plus Alternate B. The total base bids ranged from \$237,621.00 to \$253,965.00. The Engineer's Opinion of Probable Cost for the total base bid was \$219,791.00. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to go into Executive Session per code of Iowa, Chapter 21.5(c). Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Goos, second by Danker, to put Greenview Project on hold for lack of information from County Engineer. Roll call vote: Danker-Aye; Goos-Aye; Lehan-Aye; Williams-Nay. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____

Paula Glade, Second Deputy Auditor

APPROVED: July 28, 1997

PUBLISH: X

July 28, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of July 23, 1997 as read. Abstain-Grote. Unanimous vote. Motion carried.

Motion by Danker, second by Grote to approve Class "C" Beer/Sunday Sales Permit and Cigarette Permit for Honey Creek Camp Ground in Honey Creek. Unanimous vote. Motion carried.

Motion by Danker, second by Goos to approve the West Pottawattamie County Agricultural Extension Education Fund, July 1, 1996-June 30, 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Class "C" Beer/Sunday Sales Permit for Maguire's Auto Center in Council Bluffs. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve Project Agreement, Operation, Maintenance and Replacement Plan and Form SCS-ADS-78, "Assurances" covering the repair of one grade stabilization structure within the Bee-Jay Watershed, Site 12 in East Pottawattamie County, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to strike sidewalks from Greenview Project unless property owners agree to pay for such. Roll call vote: Danker-Aye; Goos-Aye-; Grote-Nay; Lehan-Aye; Williams-Nay. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: July 30, 1997
PUBLISH: X

July 30, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of July 28, 1997 as read. Unanimous vote. Motion carried.

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

Motion by Grote, second by Williams, to approve for the Planning & Development Department the employment of Vianne Coleman as a part-time Secretary at \$8.21/hr. effective August 4, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve for the Planning & Development Department the employment of William Dickson as a Zoning and Health Inspector at \$8.77/hr. effective August 4, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve the Fiscal Year 1998, Southwest Iowa Planning Council (SWIPCO) dues in the amount of \$8,313.50. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve 50% Fiscal Year 1997 Southwest Iowa Planning Council, Southwest Iowa Transit Agency Van Support in the amount of \$1,500.00. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Certificate of Appointment of Deputy or Assistant to appoint Jeffrey R. Tekippe as Assistant County Attorney from July 28, 1997 through December 31, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Certificate of Appointment of Deputy or Assistant to appoint Mark L. Greiner as Assistant County Attorney from July 7, 1997 through December 31, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Contract and Bond for Project #BROS-78(85)-8J-78. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to set public hearing for Wednesday, August 6, 1997 at 10:00 A.M. for Resolution on a Class "C" road between sections 8 and 17 in Minden Township. Unanimous vote. Motion carried.

Motion by Grote, second by Williams to approve Data Resources request to cooperate with the County Assessor in the establishment of an Internet website, which will display real-estate information as well as information about individual county offices. Review of the operation will be in one year. Ayes-Goos, Danker, Williams, Grote; Nay-Lehan. Motion carried.

The Board adjourned subject to call at 10:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Gary Herman, First Deputy Auditor

APPROVED: August 6, 1997
PUBLISH: X

August 6, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of July 30, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve for the Veterans Affairs Department the employment of Tracy Mulnix and William Minnick as part-time Administrative Assistants at \$9.14/hr. effective August 4, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign "Certificate of Appointment of Deputy or Assistant", appointing Andrew P. Dopheide as an Assistant County Attorney, effective July 31, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to open public hearing on Level "C" Road. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

Motion by Grote, second by Danker, to close public hearing. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign **Engineer Resolution No. 97-16** Establishment of Road Described as an Area "C" Road in N½ NE¼ of Section 17, Minden Township. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Service Agreement between The Mercy Center and Pottawattamie County for a period of one year in the amount of \$200,000. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign 28-E Transportation Lease Agreement between Cherokee Mental Health Institute and Pottawattamie County effective August 1, 1997. Unanimous vote. Motion carried.

Case #SUB-96-004: The request of J & M Development for final plat approval of Cloverleaf Acres, Phase 2.

Motion by Danker, second by Goos, to approve the final plat of Cloverleaf Acres, Phase 2 and to adopt **Planning and Zoning Resolution #97-4**. Ayes-4; Absent -Williams. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Recorder's Quarterly Report ending June 30, 1997.

Sheriff's Quarterly Report ending June 30, 1997.

Salary Actions

Conservation - Resignation of Shauna Hale effective July 31, 1997.

Conservation - Heath Sanmann from \$5.00 to \$6.00/hr. and Marc Wingert from \$5.00 to \$5.50/hr., both effective July 13, 1997.

Treasurer's Office - Resignation of Staci Neufeld.

The Board adjourned subject to call at 11:45 A.M., to attend the 4th District Supervisors & 4th District Legislators Meeting in Griswold.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: August 11, 1997

PUBLISH: X

August 7, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:31 A.M., all members present except Williams. Chairperson Lehan presiding.

Motion by Danker, second by Goos, to go into Executive Session per Code of Iowa Chapter 21.5(c). Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

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

Motion by Danker, second by Goos, to terminate the employment of Tim Adams. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

The Board adjourned subject to call at 9:45 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: August 11, 1997
PUBLISH: X

August 11, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 2:00 P.M., all members present except Lehan, who is absent on County business and Williams. Chairman Pro-Tem Danker presiding.

Motion by Goos, second by Grote, to approve the minutes of August 6, 1997 and August 7, 1997, as read. Unanimous vote. Motion carried.

Motion by Goos, to approve contract of employment between Darlene McMartin, Director, General Relief and the Pottawattamie County Board of Supervisors to be effective August 1, 1997, at a salary of \$6,133.00. Motion died for a lack of second.

Motion by Grote, second by Goos, to approve the disallowance of the "Military Service Tax Exemption" on the following parcels: 000 035 927 026019 000 000, 002 035 015603 394 000 and to approve "Application For Military Exemption" on parcel: 014 045 075 002424 000 000. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize Chairperson Pro-Tem to sign "Certification of Cost Allocation Plan". This plan is used to claim indirect costs applicable to social services administration. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to accept the resignation of Barbara L. O'Neill/DHS-General Assistance, effective August 5, 1997. Unanimous vote. Motion carried.

The Board adjourned subject to call at 3:15 P.M.

Chairman Pro-Tem Arlyn Danker

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: August 13, 1997
PUBLISH: X

August 13, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present except Lehan, who is absent on County business. Chairperson Pro-Tem Danker presiding.

Motion by Goos, second by Grote, to approve the minutes of August 11, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to name the following officers to a GIS Committee to investigate future Pottawattamie County mapping and platting needs (feasibility study): Jim O'Neill - Assessor; Jerry Hare - County Engineer; Don Malick - Data Resource Director; Jay Munson - Assistant County Engineer; Marilyn Jo Drake - County Auditor. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to add wiring to panel and battery back-up for telephone service in Courthouse. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Financial Report of Pottawattamie County Care Facility for July 1997.

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

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: AUGUST 16, 1997
PUBLISH: X

August 18, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of August 13, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Tom Bouska, Human Service Area Administrator to have the walkway in the DHS Building cleaned and stripped of wax. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to close Highway 92 temporarily and Highway 59 access permanently on the former DOT scale property, now owned by Pottawattamie County. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Contract of Employment between Board of Supervisors and Darlene McMartin/Director, General Relief at \$6,133.00 annually for a period beginning August 1, 1997 through June 30, 1998. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve renewal of consulting agreement for property/casualty renewals with Grennan & Associates, Inc., in the amount of \$8,625.00 to remain in effect until canceled. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve Claims Allowed for the month of July, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for Secondary Roads Department the promotion of Andrew Gunderson from Truck Driver to Motor Grader Operator at 11.10/hr. effective August 4, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign contract with MFT Construction, Inc. to perform all work for the construction of the Pottawattamie County Force Main Sewer in the amount of \$301,711.00 for Bunge project. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Petition: Doc. TJJ0730311

Salary Actions

Transfer Station - Retirement of Willard Bintz effective December 20, 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: August 25, 1997
PUBLISH: X

August 25, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of August 18, 1997 as read.

Motion by Williams, second by Danker, to authorize Board of sign **Engineer's Resolution #97-17**, to close both ends of access road at former IDOT Scales at Highway 59 and 92. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to approve matching funds of \$100,000 for the Conservation Department for facility and access improvements for Hitchcock Nature Area. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve in accordance with Iowa Code, Chapter 427.19 refiguring the real estate taxes on Lots 9, 10, 11 and 12 in Block 22, Omaha Addition and send a corrected tax statement, due to partial exemption on church property. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to participate at 50% of cost of Agate Lane water main project with Board of Council Bluffs Water Works. Total extension cost to be approximately \$71,000. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to sign Law Enforcement Contracts with the cities of Avoca, Carson, Crescent, Hancock, Macedonia, McClelland, Minden, Neola, Oakland, Treynor, Underwood and Walnut. Roll Call Vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Conservation - Resignation of Jason Holst effective 8/8/97 and Marc Wingert effective 8/9/97.

The Board adjourned subject to call at 2:05 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: August 26, 1997

PUBLISH: X

August 26, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Danker, to approve the minutes of August 25, 1997 as read. Ayes: 3; Absent: Grote and Williams. Motion carried.

Motion by Danker, second by Goos, to approve "Application For Homestead Tax Credit" for Parcel No. 000-035-312-012029-000-000 and authorize Chairperson to sign application. Ayes: 3; Absent: Grote and Williams. Motion carried.

Motion by Goos, second by Danker, to approve Tax Suspension Notice on property located at 3135 South 20th Street, Apt. 16, Council Bluffs, Iowa. Ayes: 3; Absent: Grote and Williams. Motion carried.

Motion by Danker, second by Goos, to approve for General Relief the employment of Ann Binau as a Case Worker at \$8.85/Hr., effective August 25, 1997. Ayes: 3; Absent: Grote and Williams. Motion carried.

Motion by Danker, to fund improvements at the Pottawattamie County Care Facility. Motion died for lack of a second.

The Board adjourned subject to call at 11:40 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Gary Herman, First Deputy Auditor

APPROVED: September 2, 1997
PUBLISH: X

September 2, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Danker, to approve the minutes of August 26, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to go into Executive Session per Code of Iowa, Chapter 21.5(c) pending litigation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

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

Motion by Danker, second by Grote, to authorize Lois Chandler/Administrator W.I.C. Program, to sign Lease Agreement between The OMNI Centre and Pottawattamie County W.I.C. Program in the amount of \$958.33 per month beginning October 1, 1997 through September 30, 2000; \$1,100 per month beginning October 1, 2000 through September 30, 2002 and \$1,341.66 per month from October 1, 2002 through September 30, 2004. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Danker, to approve Abatement on Parcel Number 016-004-003-3015-002. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve Tax Suspension Notice on property located at 1400 Ave. G in Council Bluffs, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Attachment EPT-22A for the "Letter of Agreement" between Omaha Public Power District (Fort Calhoun Station) and Pottawattamie County Board of Supervisors. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign "Notice of Disallowance Homestead Tax Credit" on Parcel ID Number 000 035 930 026029 000000. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to authorize County Attorney to do forcible entry and quiet title action on property located at 19666 330th Street, McClelland, IA. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to approve Airtouch Cellular as the county cellular provider, each user is to switch service to an appropriate plan as their contract expires. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Pottawattamie County Conservation - Resignation of Kane Young effective August 15, 1997.

Pottawattamie County Conservation - Resignation of Darrin Jones effective August 18, 1997.

The Board adjourned subject to call at 3:20 P.M.

Connie Lehan, Chairperson

ATTEST: _____
J. Evelyn Tudor, First Deputy Auditor

APPROVED: September 8, 1997

PUBLISH: X

September 8, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes of September 2, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to appoint David Rodenburg as Interim Director of the Buildings and Grounds Department to be effective from September 8, 1997 to March 8, 1998, at an hourly rate to be determined. Roll call vote: Danker-Aye; Grote-Aye; Lehan-Aye; Williams-Aye; Motion carried.

Motion by Danker, second by Grote, to approve abatement on Parcel No. 000-035-036-002052-000. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to approve abatement on Parcel No. 002-035-175-016359-002-004. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to approve Tax Suspension on property located at 3723 3rd Ave., in Council Bluffs. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Renewal Agreement from Solutions for maintenance of the Minolta 6000 copier in the amount of \$165 per month for 13,636 copies, additional copies billed at .0121 per month. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Economic Development Set-Aside Project Quarterly Report for OSI Industries, Inc. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to approve for the Sheriff's Department the employment of John Houchin as a Corrections Specialist I at 11.46976/hr. effective August 20, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the Sheriff's Department the employment of Joe Leggett as a Deputy at 12.35673/hr. effective August 25, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to sign **Resolution No. 41-97** to consider and/or sell county owned property described as Lot 6, Block 15, North of Union Avenue in Beer's Addition and to set public hearing for Wednesday, September 17, at 10:30 A.M., in the Board of Supervisors Hearing Room in the Pottawattamie County Courthouse. Roll call vote: Danker-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to delay forcible entry on property located at 19666 330th Street, in McClelland. Roll call vote: Danker-Nay; Lehan-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to authorize chairperson to sign Iowa Department of Transportation Agreement for Federal-Aid Highway Bridge Replacement and Rehabilitation (HBRR) Program, Project Number BROS-78(93)- -8J-78, between Pottawattamie County and the Iowa Department of Transportation. Roll call vote: Danker-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to authorize the installation of a pole and three lights for additional security at the Pottawattamie County Care Facility. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve proposal from Jack Hytrek Construction in the amount of \$6,230.00 for concrete work to be done at the Pottawattamie County Care Facility for additional parking. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
J. Evelyn Tudor, First Deputy Auditor

APPROVED: September 15, 1997
PUBLISH: X

September 12, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 8:00 A.M., all members except Goos and Williams, present. Chairperson Lehan presiding.

Motion by Danker, second by Grote, to approve the results of the September 9, 1997, school wide election and authorize Auditor to pay costs. Unanimous vote. Motion carried.

The Board adjourned subject to call at 9:00 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: September 15, 1997
PUBLISH: X

September 15, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of September 8, 1997 and September 12, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve for the Secondary Roads Department, the employment of Kent Hodges as a Truck Driver I at \$10.03/hr., effective September 8, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve for the Case Management Department, the employment of Lynn Greunke as a Case Manager at \$11.75/hr., effective September 2, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve the Claims Allowed for the month of August 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve **Engineer Resolution No. 97-18** for temporary closure of county road G30 and detour designation. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

10:00 Public Hearing

- A. **CASE #SUB-97-003**: The request of Duane Kjeldgaard and Dan McGrain for approval to divide a portion of two lots in Kjeldgaard's Second Subdivision to create a new parcel located at Stubblefield Drive in Lewis Township legally described as: Lots 1 and 2, Kjeldgaard's Second Subdivision.

Motion by Danker, second by Williams, to approve the partial division of Lot 1 and 2, Kjeldgaard's Second Addition, as presented under Case #SUB-97-003, and to adopt **Planning & Zoning Resolution No. 97-6**. Roll call vote: Lehan-Aye; Goos-Aye; Danker-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign contract with Justrite Janitorial Services, Inc., for cleaning of the Courthouse in the amount of \$9,150.00 per month, beginning November 1, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Danker, to join Central Iowa/North Central Illinois Rail Coalition Formation with no membership fee and to appoint Arlyn Danker as representative to attend the Coalition meetings. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING:

Reports

Financial Report of Pottawattamie County Care Facility for August 1997.

Salary Actions

Pottawattamie County Conservation Board - Employment of Shane Powers as intern at Hitchcock Nature Area effective 9/5/97 and increase hourly rate for Dennis King and Chad Kunze to \$8.00/hr., effective 8/24/97.

The Board adjourned subject to call at 11:40 A.M.

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: September 17, 1997

PUBLISH: X

September 17, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Williams, to approve the minutes of September 15, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve snow removal bid from Mike Murray/Snowfighter Removal Service for the winter season of 1997-98. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to open public hearing on an EDSA Grant for hydro-ponic vegetable production. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to close public hearing. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson Pro-Tem to sign an application for an EDSA Grant for Missouri Valley Growers, no county cost. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to set aside the sale of county owned property for a future date. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize County Treasurer to commence a study of software with the Pentamation Corp. of Pennsylvania for a Treasurer monthly cash balance report. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize County Engineer to oversee a project to remove and replace 95' x 22' pavement west of Neola City limits on 5th Street, at a cost of \$9405.00 (2090 sq. ft. @ \$4.50 sq. ft.). Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Goos, to approve a 5% increase in salary for David Rodenburg/Interim Director of Buildings and Grounds Department, retro-active September 8, 1997. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize Chairperson Pro-Tem to sign contract with Mark Andrews for use of the gymnasium in the Pottawattamie County Services Building, mid October, 1997 through April 1, 1998. An out clause is to be added. Roll call vote: Danker-Nay; Goos-Aye; Grote-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 3:30 P.M.

Arlyn Danker, Chairperson Pro-Tem

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: September 22, 1997

PUBLISH: X

September 22, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of September 17, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Snow Removal Agreement from Mike Murray/Snowfighter Removal Service for the winter season of 1997-98. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve abatements, as recommended by County Assessor for third phase of the reappraisal of county properties. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve appropriation for support of MAPA for the period July 1, 1997 to December 31, 1997 in the amount of \$14,416.50. This requisition includes a credit for COG Assistance funds. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to accept the Pottawattamie County Targeted Case Management Policy and Procedures Addendum's. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to approve issuance of specifications for the new jail commercial laundry equipment bids. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to set Monday, October 6, 1997 at 9:45 A.M., for a Public Hearing and bid openings of commercial laundry equipment for the new Pottawattamie County Jail, in the Pottawattamie County Board of Supervisors Hearing Room, second floor, County Courthouse 227 South 6th Street, Council Bluffs, Iowa. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

After much discussion with Auditor, Assessor and County Attorney there was a Motion by Danker, second by Williams, to deny a refund request from Sixth and Broadway Limited on taxes paid based on the 1995 value of machinery and equipment. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Engineers Resolution No. 97-19, authorizing the County Engineer to purchase the necessary right-of-way as needed for construction and maintenance as outlined in the attached P.P.M. #97-3 (unimproved farm land) or #97-2 (rural residential). Roll call vote: Danker-Abstain, due to conflict of interest; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 1:45 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: September 24, 1997
PUBLISH: X

September 24, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of September 22, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve application for Iowa Retail Cigarette Permit and Class "C" Beer Permit/Sunday Sales for Car Stop Corp. in Walnut, Iowa. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Tax Suspension Notice for property located at 1818 6th Ave., in Council Bluffs. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve the following to the Pottawattamie County Condemnation Commission for at term of one year beginning July 1, 1997 and ending June 30, 1998: Robert Leaders-Neola; Marion Hotze-Treynor; Randall Hotze-Carson; Keith Kay-Council Bluffs; Frank Roennau-Minden; Harry Schultz-Crescent; David Wagner-Oakland; Bob Martens-Walnut; Gerald Forristall-Treynor; Donald Goos-Council Bluffs; Gerald Waltrip-Carter Lake; Delores Lindgren-Council Bluffs; Hans Schmidt-Treynor; Wayne Rodenburg-Underwood; Harry Crowl-Council Bluffs; Thomas Eichacker-Council Bluffs; Maxine Klahn-McClelland; David Niemann-Avoca; Sharon Wilson-Crescent; George Collins-Council Bluffs; Earl Williams-Oakland; Warren Goos-Macedonia; Cletis Gress-Hancock; Russell Haney-Council Bluffs; Robert Pingel-Underwood; Shoan McCready-Macedonia; Charles Walter-Walnut; Douglas Wigington-Council Bluffs. Ayes - Lehan, Danker and Grote. Abstain - Goos for conflict of interest. Motion carried.

Motion by Grote, second by Danker, to deny Southwest Iowa Coalition (SWICO) 1997-98 membership dues in the amount of \$250.00. Ayes - Lehan, Danker and Grote. Abstain - Goos. Motion carried.

Motion by Danker, second by Grote, to do a resolution to advertise to dispose of county owned property described as 19666 330th Street, McClelland, by auction here in the Board Room, after quiet title action. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye. Motion carried.

Motion by Grote, second by Goos, to advertise for the position of Jail Administrator and create a job description for this position. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, to correct Second Deputy Treasurer to 75% of the County Treasurer's salary as per Code of Iowa, retro July 1, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize longevity pay for the positions of Attorney's 1, 2 and 3 in the County Attorney's office, retro July 1, 1997. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: September 29, 1997
PUBLISH: X

September 29, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of September 24, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Auditor to pay a difference of \$604.00 per month in rent for WIC, effective October 1, 1997 through September 30, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to defer 1997 Iowa Watersheds membership dues in the amount of \$30.00. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Certificate of Appointment of Assistant County Attorney for Jon Jacobmeier effective September 15, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to amend the minutes of August 7, 1997 to include the following motion (Motion by Danker, second by Goos, to terminate the employment of Tim Adams. Roll call vote: All Ayes. Motion carried). Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve FY97 Library Contracts with Avoca, Carter Lake, Council Bluffs, Oakland and Walnut for a total distribution amount of \$52,774 for services in 1997-98. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Iowa Department of Economic Development Community Development Block Grant (CDBG) Program Grant, Contract Number 97-PF-003 in the amount of \$299,500. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Grote, to certify the results of the Iowa Western School Election September 9, 1997. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 6, 1997

PUBLISH: X

October 6, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of September 29, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve Class "C" Beer Permit and Application For Sunday Sales Privilege for Kum & Go #46, Walnut, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve abatements on the following parcels: Number 15-45-0-2841 and Number 044-065-000-012830-000-000. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Board to sign **Resolution No. 42-97**, appropriating funds for each of the different officers and departments beginning October 1, 1997 through December 31, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to authorize Board to sign **Resolution No. 43-97**, amending Resolution No. 32-97 dated June 30, 1997, which appropriated funds for July 1, 1997 through September 30, 1997. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Williams, second by Danker, to open public hearing on Laundry Equipment for the new jail. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to close public hearing. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Williams, to set October 8, 1997 at 9:35 A.M. for bid awarding on laundry equipment in the new jail. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to approve **Engineers Resolution No. 97-20**, for the establishment of a stop sign on Richfield Loop. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve Secondary Roads Department Equipment Purchase Schedule for Fiscal Year 1997-98. Items to be purchased for the Fall of 1997 are: One Grader Payment (Payment 7 of 8) - \$121,400.; One 4 X 4 ½ Ton Pickup - \$25,000.; Two Single Axle Dump Trucks - \$90,000.; One Tree Shear - \$12,000.; One Inspector Pickup - \$20,000.; One Office Car - \$15,000.; One 4 X 4 1 Ton Pickup - \$30,000.; Two Shoulder Retrievers - \$14,000. Items to be purchased for the Spring of 1998 are: One Grader Payment (Payment 8 of 8) - \$121,400.; One Loader Payment - \$4,000.; Four 2 X 4 ½ Ton Pickups - \$80,000; One Mower & Boom - \$60,000.; One Mower - \$40,000.; One Inspector Pickup - \$21,000. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Poundmaster Report for November 1996 through August 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
J. Evelyn Tudor, First Deputy Auditor

APPROVED: October 6, 1997

PUBLISH: X

October 8, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Danker, to approve the minutes of October 6, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos to authorize Chairperson to sign "Change Order No. 1" for Pottawattamie County Force Main Sewer, Council Bluffs, Iowa, (Bunge) to add air bleeder valve inside valve vault at Council Bluffs Waste Water Treatment Plant as requested by IDNR during plan review. Total increase this change order - \$300.00. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to approve abatement on the following parcel: Number 084-27-23-24964. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to award bid for Laundry Equipment in the new jail to the lowest bidder; AA Horwath and Sons for an amended bid of \$53,095.00. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 9:54 A.M.

Connie Lehan, Chairperson

ATTEST: _____
 J. Evelyn Tudor, First Deputy Auditor

APPROVED: October 13, 1997
 PUBLISH: X

October 9, 1997

MET IN REGULAR SESSION

The Board of Supervisors met as Board of Canvassers at 1:00 P.M., all members present except Danker. Chairperson Lehan presiding.

Motion by Williams, second by Grote, to certify the results of the Election held on October 7, 1997 and authorize Auditor to pay costs. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Gary Herman, First Deputy Auditor

APPROVED: October 15, 1997
PUBLISH: X

October 13, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of October 8, 1997 as read. Unanimous vote. Motion carried.

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

Motion by Grote, second by Williams, to approve National Association of Counties (NACo) Membership dues for a period of January 1, 1998 through December 31, 1998, in the amount of \$1,416.00. Ayes - Goos, Grote, Lehan, Williams. Nays - Danker. Motion carried.

Motion by Danker, second by Williams, to approve the Claims Allowed for the month of September 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign the Financial Report of Pottawattamie County Care Facility for the month of September 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to certify the results of the Riverside School Election held on October 7, 1997 and authorize Auditor to pay cost, to be reimbursed by the school. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Planning and Zoning Resolution No. 97-7, that the name of the road platted in Cloverleaf Acres be changed from Richfield Drive to Richfield Loop. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to approve Planning and Zoning Resolution No. 97-8, that the name of the road "Atwood Avenue" be changed to "Bunge Avenue". Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Attachment C, allowing Iowa Waste Systems, Inc. to provide to Pottawattamie County 20 or 40 cubic yard open top roll-off containers for use at its Hancock Transfer Station or other locations where the county may have a need. Rental rates for open top containers shall be \$125.00 per month. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to award bid for repairs in the Services Building to the lower bidder Jack Hytrek Construction of Honey Creek, to sandblast, tuckpoint, caulk and plaster for an amount of \$5,070. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to award bid for painting of various county property to the low bidder Shea Decorating Co. of Council Bluffs, in the amount of \$2,965. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Monica Murray, Director Mental Health/Case Management/CPC, to hire a Social Worker for Pottawattamie County. Unanimous vote. Motion carried.

Board Member Grote introduced the following proposed Resolution No. 45-97 entitled "RESOLUTION DETERMINING THE NECESSITY AND SETTING DATES OF A CONSULTATION AND A PUBLIC HEARING ON A PROPOSED CBEC RAILWAY URBAN RENEWAL PLAN FOR A PROPOSED URBAN RENEWAL AREA IN POTTAWATTAMIE COUNTY, IOWA" and moved that the same be adopted. Board Member Williams seconded the motion to adopt. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried. Whereupon the Chairperson declared the Resolution duly adopted.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 15, 1997
PUBLISH: X

October 15, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of October 9, 1997 and October 13, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve for the County Attorney's Office, the use of Room 222 in the Services Building, for the Domestic Abuse Attorney. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Iowa Department of Transportation Agreement No. 98-STPS-002, for Federal-Aid Surface Transportation Program Project No. STP-S78(100)- - 5E-78. This is an agreement between Pottawattamie County, Iowa and the Iowa Department of Transportation, Iowa Code Section 306A.7 (city) or Section 310.2 (county), provides for the Recipient and the Department to enter into agreements with each other for the purpose of financing transportation improvement projects on streets and highways in Iowa with Federal funds. The Recipient proposes a Surface Transportation Program (STP) project for funding under Sec. 133 (b) of Title 23, United States Code. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Williams, to authorize County Engineer to purchase a 1997 Dodge Club Pick-up and 1998 Ford Contour, per 1997-98 budget. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to authorize Sheriff Danker to advertise for bids on six (6) patrol cars and two (2) - 4 wheel drive sport utility vehicles, per 1997-98 budget. Unanimous vote. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

Sheriff's Quarterly Report of Fees Collected and Disbursed for the 3rd Quarter of 1997.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 20, 1997
PUBLISH: X

October 20, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve the minutes of October 15, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve for the Buildings and Grounds Department, the hiring of a Maintenance worker II. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Abatement on Parcel Number 002-035-559-015609-060-000. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Application for Military Exemption on Parcel I.D. 002-035-559-015609-060-000. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to certify the results of the Walnut School Election held October 14, 1997 and authorize Auditor to pay cost. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

A Consultation meeting was held on a proposed CBEC Railway Urban Renewal Plan. Jim Richter reviewed the plan and project with the Board members. Kay Mocha, County Planning Director was also present. No members of the public were present.

Motion by Williams, second by Goos, to authorize Chairperson to sign Application for EMS Grant in the amount of \$12,541.00 for first response and ambulance training for rural Pottawattamie County. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Grote, second by Goos, to allow open enrollment on November 10, 1997, for the county's health insurance plan. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to submit an application for CMI Supported Employment Grant with the County's match not to exceed \$16,000.00, pending approval of the County Attorney. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Grant Application for Well Closures in Fiscal Year 1999. Roll call vote: Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Reports

County Auditor's Report of Fees Collected for quarter ending September 30, 1997.

Petition

No. 71001

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 22, 1997

PUBLISH: X

October 22, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 1:00 P.M., all members present except Danker and Lehan who is absent on County business.

Motion by Williams, second by Grote, to elect Delmar Goos as temporary Chairperson Pro-Tem in absence of Chairperson and Chairperson Pro-Tem. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve the minutes of October 20, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to convert county parking meters from a two hour time limit to a one hour time limit at \$1.87 each, for a total cost of \$143.99. Unanimous vote. Motion carried.

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

Delmar Goos, Temporary Chairperson Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 27, 1997
PUBLISH: X

October 27, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve the minutes of October 22, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve abatements on Parcel Numbers: 72-23-32-21882, 0-35-936-26471 and 0-35-936-26469. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to approve for the Pottawattamie County General Relief Dept./Veteran Affairs, the hiring of Tracy Mulnix from part-time to full time Veterans Assistant Administrator/General Relief Administrative Secretary, effective October 27, 1997, with salary to remain at \$9.14/HR. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign Corporate Diversified Services, Inc. Plan Document and Administrative Information for 1998 and the Discrimination Testing Census. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Change Order No. 2 (Bunge Project), to add tracer wire along force main. Tracer wire to be installed along entire length of force main, except through encasements. Total increase this change order is \$4,828.68. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Goos, to approve request for warrant No. 138710 to be deleted from the outstanding and issue new warrant. Unanimous vote. Motion carried.

Motion by Grote, second by Danker, that no plans are on the table to rent Omni Centre space for the Department of Human Services offices. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Danker, to approve **Engineer Resolution No. 97-21**, that speed limits be established and appropriate signs be erected at the locations described as: Hackberry Road from U.S. Highway 6 east to the intersection with 238th Street - 30 miles per hour; On 238th Street from U.S. Highway 6 to the intersection with Hackberry Road - 35 miles per hour. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Goos, to appoint David Rodenburg as the Superintendent for the Pottawattamie County Buildings and Grounds Department and authorize the Board to sign a contract through June 30, 1998, with salary retroactive from September 8, 1997, for an amount of \$31,902.27 annually. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, that the full five (5) member Board of Supervisors be the interviewing board for contract personnel. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING:

Docket Number 1-97-CV-10035

The Board adjourned subject to call at 2:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: October 29, 1997

PUBLISH: X

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of October 27, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize the Mental Health Department to apply for a Supported Employment Grant, pilot project. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Case Management to use a Practicum Student at no cost to the county. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Goos, approve Resolution No. 44-97 setting a date for a public hearing on November 12, 1997 at 9:30 A.M. in the Board of Supervisors' Hearing Room, second floor, County Courthouse, Council Bluffs, for the purpose of conducting a public hearing on the proposal of an Industrial Property Special Tax Exemption for Pamela J. Schmitz. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

The Board adjourned subject to call at 10:30 A.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: November 3, 1997

PUBLISH: X

October 30, 1997

MET IN SPECIAL SESSION

The Board of Supervisors met in special session at 2:00 P.M., all members present except Lehan and Grote is absent on county business. Chairman Pro-Tem Danker presiding.

Motion by Goos, second by Williams, to authorize Chairman Pro-Tem Danker to sign the Proclamation of State of Emergency. Roll call vote: Danker - Aye; Goos - Aye; Williams - Aye. Motion carried.

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

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: November 3, 1997
PUBLISH: X

November 3, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 9:00 A.M., all members present except Lehan who is absent. Chairman Pro-Tem Danker presiding.

Motion by Williams, second by Goos, to approve the minutes of October 29, 1997 and October 30, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve abatements on Parcel Numbers 67-90-84-20693-509-000, 67-90-84-20693-508, 67-90-84-20693-507-000, 67-90-84-20693-504 and 67-90-84-20693-503-000. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Class "C" Liquor License/Sunday Sales Permit for Aeroplane Inn in Honey Creek, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to take bids for Secondary Roads equipment (two single axle dump trucks) under advisement and set November 5, 1997 at 9:00 A.M. to award the bid. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to maintain the special assessment district road G36 in Weston, IA. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, to go into Executive Session per Code of Iowa Chapter 21.5(i). Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Williams - Aye. Motion carried.

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

RECEIVED AND FILED THE FOLLOWING:

Petition

No. 73719

Report

Recorder's Office - Quarterly Report for July 1, 1997 - September 30, 1997.

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

Arlyn Danker, Chairman Pro-Tem

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: November 5, 1997

PUBLISH: X

November 5, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes of November 3, 1997 as read. Unanimous vote.

Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Lost Policy Cancellation Release form for the termination of the Flood Insurance coverage's on the Rangers Residence at Longs Landing. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Grote, to designate Delmar Goos as representative for the Work Crew Selection Board. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Williams, to authorize chairperson to sign Urban Renewal Agreement between Pottawattamie County and the City of Council Bluffs, Iowa, with respect to the creation of the CBEC Railway Urban Renewal Area. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Danker, to award Secondary Roads bids for two (2) trucks to Freightliner, at a cost of: Two single axle dump trucks - Option A with trade-\$80,576., Option B without trade-\$96,776. One GMC truck - Option A with trade-\$21,200., Option B without trade-\$26,150., with an additional \$973. for automatic transmission. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to change the Recorder's Office Clerks salary to be the same as the Auditor and Treasurer Clerks, from a Grade 7 to Grade 8, per Pottawattamie County personnel policy. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to open the public hearing on an Ordinance to repeal Chapter 3.50, Adult Entertainment Business-License Required. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to close the public hearing on an Ordinance to repeal Chapter 3.50, Adult Entertainment Business-License Required. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to approve first consideration of an Ordinance to repeal Chapter 3.50, Adult Entertainment Business-License Required and set second consideration of said Ordinance for Monday, November 10, 1997 at 10:00 A.M. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Goos, to continue painting of the Courthouse and award two (2) separate bids for the Law Enforcement corridor on main floor and second floor of Courthouse hallways. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize David Rodenburg, Superintendent of the Buildings and Grounds department, to purchase and install exhaust fan in lower level of Courthouse at a cost of \$1,500. to come out of the capital expense fund. Unanimous vote. Motion carried.

The Board adjourned subject to call at 4:00 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: November 10, 1997

PUBLISH: X

November 10, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Danker, to approve the minutes of November 5, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to authorize Chairperson to sign Term Sheet with FSA in the amount of \$9178.39 for Municipal Bond Insurance Commitment for General Obligation Capital Loan Notes, Series 1997, with the principal amount of bonds insured not to exceed \$2,700,000. Other bids were: AMBAC with estimated final insurance cost of \$10,008.82 and MBIA with estimated final insurance cost of \$10,882.95. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign Financial Report of Pottawattamie County Care Facility for October 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Claims Allowed for the month of October 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve for the Pottawattamie County Transfer Station the employment of Herb Handel as Transfer Station Attendant at \$7.24539/hr., effective November 12, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve Records' Office Clerk Positions to Grade 8 to be effective July 1, 1997. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to abate taxes on Parcel No. 000-035-384-013671-001-000, when the title changes from Chapman to Bly. Unanimous vote. Motion carried.

10:00 A.M. - Public Meeting

Motion by Danker, second by Goos, to approve second consideration of an Ordinance to repeal Chapter 3.50, Adult Entertainment Business-License Required and adopt Ordinance No. 97-9 into law. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: November 10, 1997
PUBLISH: X

November 12, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of November 10, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to certify the results of the November 4, 1997 City Election and authorize the Auditor to pay costs, to be reimbursed by cities. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to open the public hearing on the Pottawattamie County CBEC Urban Renewal Plan. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

This being the time and place fixed for a public hearing on the matter of the adoption of the proposed Pottawattamie County CBEC Railway 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 Board placed the report of the designated representative for the County with respect to the consultation on file for consideration.

The Board also was informed that the proposed Plan had been approved by the Planning and Zoning Commission as being conformity with the general plan for development of the County as a whole, as set forth in the minutes of 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 had been filed. The Chairperson then called for any oral objections to the adoption of the Pottawattamie County CBEC Railway Urban Renewal Plan and none were made.

Motion by Danker, second by Goos, to close the public hearing on the Pottawattamie County CBEC Urban Renewal Plan. Roll call vote. Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The public hearing was thence closed.

Board Member Danker then introduced the following proposed [Resolution No. 46-97](#) 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 THE CBEC RAILWAY URBAN RENEWAL PLAN THEREFOR" and moved that the same be adopted. Board Member Goos seconded the motion to adopt. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Whereupon, the Chairperson declared the Resolution duly adopted.

Motion by Danker, second by Goos, to authorize the Board to sign [Resolution No. 47-97](#), a Resolution 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 Pamela J. Schmitz, pursuant to Chapter 427B of the Code of Iowa. Roll Call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Goos, second by Grote, to set Monday, November 17, 1997 at 9:30 A.M. for bid awarding on Sheriff cars.

Motion by Goos, second by Danker, to order 50 keys and locks for the Services Building, with the Board of Supervisors to assign keys. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: November 17, 1997

PUBLISH: X

November 17, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Williams, to approve the minutes of November 12, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign "Change Order Number: PG-3" with Anderson Excavating on Architect's Project No: 1096103-00/Pre-Grading contract as follows: 1)Delete remaining lawn seeding at site, to be completed by General Contractor-Deduct \$3,825.00; 2) Delete remaining grading and lawn seeding at slope adjacent to pond-Deduct \$1,100.00; 3) Payment for 2,200 LF of construction fence originally designated to be removed-Add \$4,400.00; 4)Testing allowance adjustment (Woodward Clyde)-Deduct \$3,202.00. Total Deduct \$3,727.00 Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Goos, to approve "Service Agreement" Between Pottawattamie County Care Facility and Pottawattamie County Board of Health to provide dietary consulting services to the Pottawattamie County Care Facility, to be effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Pottawattamie County Targeted Medicaid Case Management Service Agreement to provide services to the Pottawattamie County Care Facility, to be effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign "Service Agreement" with The Mercy Center to provide services to the Pottawattamie County Care Facility, to be effective July 1, 1997 through June 30, 1998. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to continue to leave county tree dump open the week of November 17th - 23rd, 1997 and closed November 24th - 28th, 1997. Then reopen November 29th and 30th 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to award bid for six (6) patrol cars and two (2) expeditions for a total amount of \$175,066, to Oakland Ford. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

10:00 A.M. - Public Hearings

- A. **Case #ZMA-97-004:** The request of Don and Jeanette Genereux for a zoning map amendment to reclassify approximately 19.65 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District, located on Coldwater Avenue in Boomer Township legally described as follows: Part of the SE¼ NE¼ and part of the SW¼ NE¼, all lying south of the County Road, Section 29, Township. 77N, Range 43W of the 5th P.M.
- B. **Case #SUB-97-004:** The request of Don and Jeanette Genereux for preliminary plat of Grange Acres Subdivision on Coldwater Avenue in Boomer Township legally described as follows: Part of the SE¼ NE¼ and part of the SW¼ NE¼ all lying south of the County Road, Section 29, Township 77N, Range 43W of the 5th P.M.

Motion by Williams, second by Grote, to open the public hearing on Case #ZMA-97-004 and #SUB-97-004. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to close the public hearing on Case #ZMA-97-004 and #SUB-97-004. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to approve first consideration of an ordinance to amend the zoning classification of approximately 19.65 acres from a Class A-2 Exclusive Agricultural) to a Class R-1 (Rural Residential) District in Boomer Township, as filed under Case #ZMA-97-004 and to set second consideration for November 24, 1997 at 10:00 A>m. and to give final consideration to Case #SUB-97-004 at that time. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to raise the private pay clients rate of care at the Pottawattamie County Care Facility from \$1,000.00 to \$1,200.00 per month. The new rate of care would become effective January 1, 1998 for all clients whose assets exceed \$2,000.00 which makes them ineligible for state assistance. Roll call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

Motion by Danker, second by Williams, to authorize Chairperson to sign Contract between the Board of Supervisors of Pottawattamie County, Iowa, Contracting Authority and Murphy Heavy Contracting Corp. of Anita, Iowa, Contractor, for Project BROS-78(93)- - 8J-78 to construct a bridge replacement over Silver Creek, near N.W. Corner section 22-74-41W, 2 Miles South of Iowa 92 and 1 mile East of L63 in the amount of \$314,535.40 and sign Contractor's Bond. Roll Call vote: Danker-Aye; Goos-Aye; Grote-Aye; Lehan-Aye; Williams-Aye. Motion carried.

The Board adjourned subject to call at 4:20 P.M.

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: November 24, 1997

PUBLISH: x

November 18, 1997

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 11:00 A.M., all members except Lehan present. Chairperson Pro-Tem Danker presiding.

Motion by Williams, second by Grote, to authorize Board to sign **Resolution No. 48-97**, directing sale of \$2,700,000 General Obligation Capital Loan Notes, Series 1997. The best bid received was determined to be Harris Trust & Savings Bank of Chicago, Illinois, at a purchase price of \$2,673,413.00, at a net interest rate of 4.9194%, with a net interest cost of \$1,627,822.00. The statement of information for bidders and the form of contract for the sale of the notes are hereby approved and the Chairperson and the County Auditor are authorized to execute the same on behalf of the County. The sale of the notes heretofore given and all acts of the County Treasurer done in furtherance of the sale of the Notes are hereby ratified and approved. Unanimous vote. Motion carried

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

Arlyn E. Danker, Chairperson Pro-Tem

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 8, 1997
PUBLISH: X

November 24, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Goos, to approve the minutes of November 17, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize chairperson to sign Notice of Disallowance for Family Farm Tax Credits. Unanimous vote. Motion carried.

10:00 A.M. - Public Meetings

- A. **Case #ZMA-97-004:** The request of Don and Jeanette Genereux for a zoning map amendment to reclassify approximately 19.65 acres from a Class A-2 (Exclusive Agricultural) District to a Class R-1 (Rural Residential) District, located on Coldwater Avenue in Boomer Township legally described as follows: Part of the SE ¼ NE ¼ and part of the SW ¼ NE ¼, all lying south of the County Road, Sec. 29, Twp. 77N, Range 43W of the 5th P.M.
- B. **Case #SUB-97-004:** The request of Don and Jeanette Genereux for a preliminary plat of Grange Acres Subdivision on Coldwater Avenue in Boomer Township legally described as follows: Part of the SE ¼ NE ¼ and part of the SW ¼ NE ¼, all lying south of the County Road, Sec. 29, Twp. 77N, Range 43W of the 5th P.M.

Motion by Danker, second by Williams, to approve second consideration of an ordinance to amend the zoning classification of approximately 19.65 acres from a Class A-2 (Exclusive Agricultural) to a Class R-1 (Rural Residential) District in Boomer Township, as filed under Case #ZMA-97-004 and adopt Ordinance #97-10 into law and to approve the preliminary plat of Grange Acres, as filed under Case #SUB-97-004, and to adopt **Planning and Zoning Resolution #97-9**. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, to approve for the Buildings and Grounds Department the employment of Darrel Justesen as a Maintenance II Worker at \$8.7656/hr., effective December 8, 1997. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve for the Buildings and Grounds Department the promotion of Anthony McCoy from Maintenance Worker III to Assistant Buildings and Grounds Superintendent (G18S6), a non-union position. The annual salary is \$28,291.96 (pro-rated) effective December 8, 1997. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 1, 1997
PUBLISH: X

December 1, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes of November 24, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to approve the first payment of \$50,000 to the new Council Bluffs Library as per the January 15, 1997 minutes. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to approve application for Iowa Retail Cigarette Permit for Club 92 in Carson, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Board to sign Engineer contract for Bridge YO33 with Sundquist Engineering for design, amount not to exceed \$21,275.00. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to allow Mark Andrews to use the Services Building gymnasium on December 20th and 21st, 1997, from 10:00 A.M. to 2:00 P.M., at a cost of \$25.00 per day. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Sheriff Danker to contact the candidate of his choice for the Jail Administrator position and begin negotiations for hire. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 3, 1997
PUBLISH: X

December 3, 1997

MET IN REGULAR SESSION

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

Motion by Grote, second by Goos, to approve the minutes of December 1, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve for the Pottawattamie County Special Deputies, the request for a telephone line to be installed in their office , if any lines are currently available in the Services Building. Unanimous vote. Motion carried.

Motion by Danker, second by Goos, to authorize Chairperson to sign the CDBG Economic Development Quarterly Report for OSI Industries, Inc. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Board to sign [Resolution No. 49-97](#) approving and authorizing a form of loan agreement and authorizing and providing for the issuance of \$2,700,000 General Obligation Capital Loan Notes, Series 1997 and levying a tax to pay the notes. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Williams, to authorize the County Treasurer to seek bids for most advantageous Bank for interest for the proceeds of the November 18, 1997 Jail Bond Sale of \$2,700,000 to be deposited on December 18, 1997. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to approve for the Planning and Development Department, the title change of Dawn Hess from Secretary to Administrative Assistant (G12S6) at 10.66194/hr. retroactive September 1, 1997. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to approve for the Planning and Development Department, the title change of Shawn Stevens from Zoning and Health Inspector to Zoning and Health Supervisor, a non-union position at \$12.17302/hr., Grade 20, Step 1 effective December 15, 1997. As of July 1, 1998 this will change to Grade 23, Step 1. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

The Board adjourned subject to call at 2:30 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 8, 1997
PUBLISH: X

December 8, 1997

MET IN REGULAR SESSION

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

Motion by Danker, second by Grote, to approve the minutes of November 18, 1997 and December 3, 1997 as read. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve the Fiscal Year 1999 Annual SWIPCO (Southwest Iowa Planning Council) dues in the amount of \$8,313.50. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign **Engineer's Resolution No. 97-22**, a State of Iowa Designation of Applicant's Authorized Representative, authorizing the County Engineer to sign and file documents with Iowa Emergency Management Division (EMD) for the purpose of obtaining Federal/State financial assistance under the Disaster Relief Act or otherwise available from the President's Disaster Relief Fund and the Code of Iowa, Chapter 29C. Roll call vote: Danker - Aye; Goos - Absent; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Chairperson to sign Iowa County Engineers Association Service Bureau Agreement and **Engineer's Resolution No. 97-23**, that this county does hereby enter into The Service Bureau Agreement with other counties, to form a separate legal entity known as The Service Bureau, to provide technical assistance and training regarding case management and other similar services, and the Chairperson of the Board of Supervisors is hereby empowered and directed to execute the Service Bureau Agreement on behalf of this county. Roll call vote: Danker - Aye; Goos - Absent; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Danker, to authorize Board to sign Pottawattamie County Targeted Medicaid Case Management Organizational Plan for 1997. Roll call vote: Danker - Aye; Goos - Absent; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Grote, to authorize Auditor to publish a notice for a public hearing to amend the 1997-98 Pottawattamie County Budget. The hearing will be held on December 29, 1997, at 10:00 A.M., in the Board of Supervisors Hearing Room, second floor, County Courthouse. Unanimous vote. Motion carried.

Motion by Danker, second by Williams, to add Grades 20-25 to the non-union pay scale. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to change the title for Tony McCoy to Maintenance Superintendent. Unanimous vote. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 15, 1997

PUBLISH: X

December 15, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Grote, to approve the minutes of December 8, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to appoint James Watson to the Missouri River Presentation Authority Board of Directors. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Change Order No. 3 with MFT Construction Co. Inc., for the Pottawattamie County Force Main Sewer Project. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Board to sign **Resolution No. 50-97**, to sell the following county owned property to Union Pacific Railroad Company: Beer's Addition, Lot 6 North of Union Avenue, Block 15, approximately a 20' x 20' x 16' triangle. Sale price for the property will be \$1.75/sq. ft. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign the Financial Report of Pottawattamie County Care Facility for November 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Law Enforcement Services Contract with the City of Avoca for an annual sum of \$14, 970. The County will provide the City with limited law enforcement services through the Pottawattamie County Sheriff's Department. These services will include but not be limited to: A. Staffing a 24 hour E911 dispatch center. B. Law enforcement coverage for 16 hours per day, when the City of Avoca's Police Department is not on duty. The County does not guarantee any specific hours of patrol, but will respond to all law enforcement calls during this 16 hour period. Follow-up investigations will also be done by the county when that incident originated with a call taken by the County. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to amend the minutes of November 24, 1997 to read as follows: "Motion by Goos, second by Grote, to approve for the Buildings and Grounds Department the promotion of Anthony McCoy from Maintenance Worker III to Assistant Buildings and Grounds Superintendent (G18S6), a non-union position. The annual salary is \$28,291.96 (pro-rated) effective December 8, 1997. Unanimous vote. Motion carried". Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize Chairperson to sign the 1997 East Pottawattamie County Weed Commissioner's Report. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to approve the Claims Allowed for the month of November 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Beer Permit/Sunday Sales Privileges for K.C. Mart Truckstop in Underwood, Iowa. Unanimous vote. Motion carried.

Motion by Goos, second by Williams , to authorize Chairperson to sign Iowa Department of Transportation Agreement for Funding through Iowa's Living Roadways ISTEPA Project Program Agreement Number 78-01-7N. This is an agreement between Pottawattamie County Secondary Roads, the Lead Local Government Partner, and the Iowa Department of Transportation. Pursuant to the terms of the agreement, the Department agrees to provide funding for the purchase and establishment of plant materials as described in the attached application up to a maximum of \$10,718. for reimbursement of 70% of the actual eligible expenses for the project. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to authorize Chairperson to sign Iowa Department of Transportation Agreement for Federal-Aid Highway Bridge Replacement and Rehabilitation (HBRR) Program for Project No: BROS-78(89)- -8J-78, Iowa DOT Agreement No: 98-HBRR-009. This is an agreement between Pottawattamie County, Iowa and the Iowa Department of Transportation to enter into agreements with each other for the purpose of financing transportation improvement projects on streets and highways in Iowa with Federal funds. The Recipient proposes a Highway Bridge Replacement and Rehabilitation (HBRR) Program project for funding under Sec. 144 of Title 23, United States Code. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to accept bids for the Secondary Roads Department, Hancock Shed (all steel building) from Claar Construction of Council Bluffs in the amount of \$49,180.00. Bids were also accepted for a chain link fence around Carson property from Southwest Iowa Fencing in the amount of \$22,882.50. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to authorize an abatement for machinery and equipment for Stuart Entertainment due to debt being paid off ahead of schedule. \$17,822.00 for 1996 assessment. Unanimous vote. Motion carried.

10:00 A.M. Public Hearing - Case #ZTA-97-002

Applicant: Pottawattamie County

Request: Zoning text amendment to repeal Section 8.050.020.86, Pottawattamie County, Iowa, Zoning Ordinance, adult entertainment businesses in the Class C-2 (General Commercial) District.

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Motion by Williams, second by Goos, to open the public hearing on Case #ZTA-97-002. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to close the public hearing on Case #ZTA-97-002. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams to approve first consideration of an ordinance to repeal Section 8.050.020.86, Pottawattamie County, Iowa, Zoning Ordinance, adult entertainment businesses in the Class C-2 (General Commercial) District, as filed under Case #ZTA-97-002, and to set second consideration for Wednesday, December 17, 1997 at 10:00 A.M. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

10:15 A.M. Public Hearing

Motion by Goos, second by Williams, to open the public hearing on an ordinance providing that general property taxes levied and collected each year on all property located with the CBEC Railway Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Council Bluffs 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 County in connection with said Urban Renewal Redevelopment Project. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to close the public hearing on an ordinance providing that general property taxes levied and collected each year on all property located with the CBEC Railway Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Council Bluffs 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 County in connection with said Urban Renewal Redevelopment Project. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to approve first consideration of an ordinance providing that general property taxes levied and collected each year on all property located with the CBEC Railway Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Council Bluffs 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 County in connection with said Urban Renewal Redevelopment Project and to set second consideration for Wednesday, December 17, 1997 at 10:00 A.M. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

10:30 P.M. Public Hearing

Motion by Williams, second by Goos, to open the public hearing on an ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by Pamela Schmitz. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, to close public hearing on an ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by Pamela Schmitz. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to approve first consideration of an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by Pamela Schmitz and to set second consideration for Wednesday, December 17, 1997 at 10:00 A.M. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, to authorize changes in Iowa City policy manual papers (on Title 19) for Veteran Affairs, as of January 1, 1998. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to approve for the Veteran Affairs Department the employment of William Minnick from part-time to full-time status. Unanimous vote. Motion carried.

Danker present.

Motion by Williams, second by Grote, to award the bid for deposit of proceeds from the November 18, 1997 sale of bonds (2nd Sale) to Mercantile Bank of Western Iowa, Council Bluffs for the new Pottawattamie County Jail. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Danker, second by Williams, to extend the contract on the Avoca Courthouse with the Newtowne Historical Society for one year. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

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

Connie Lehan, Chairperson

ATTEST: _____

Marilyn Jo Drake, County Auditor

APPROVED: December 15, 1997

PUBLISH: X

December 17, 1997

MET IN REGULAR SESSION

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

Motion by Williams, second by Goos, to approve the minutes of December 15, 1997 as read. Unanimous vote. Motion carried.

Motion by Williams, second by Goos, to approve Class "B" Beer Permit/Sunday Sales Privilege for the Dew Drop Inn in Loveland, Iowa. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to authorize Chairperson to sign Notice of Disallowance Homestead Tax Credit on Parcel Number 000-035-057-003325-000-000. Unanimous vote. Motion carried.

Motion by Goos, second by Danker, to amend the minutes of November 10, 1997 to read as follows: "Motion by Goos, second by Danker, to authorize Chairperson to sign Term Sheet with FSA in the amount of \$9178.39 for Municipal Bond Insurance Commitment for General Obligation Capital Loan Notes, Series 1997, with the principal amount of bonds insured not to exceed \$2,700,000. Other bids were: AMBAC with estimated final insurance cost of \$10,008.82 and MBIA with estimated final insurance cost of \$10,882.95. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye". Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Danker, to create a Social Worker 2 position in the Mental Health Department at Grade 19. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Goos, to set aside the agenda. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to temporarily transfer \$69,000. from Gambling revenue to Conservation to be repaid when State money comes later in the month. Unanimous vote. Motion carried.

10:00 A.M. Public Meeting

CASE #ZTA-97-002

APPLICANT: Pottawattamie County; **REQUEST:** Zoning text amendment to repeal Section 8.050.020.86, Pottawattamie County, Iowa, Zoning Ordinance, adult entertainment businesses in the Class C-2 (General Commercial) District.

Motion by Goos, second by Grote, to approve second consideration of an ordinance to repeal Section 8.050.020.86, Pottawattamie County, Iowa, Zoning Ordinance, adult entertainment business in the Class C-2 (General Commercial) District, as filed under Case #ZTA-97-002, and to adopt Ordinance #97-13 into law. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve second consideration of an ordinance providing that general property taxes levied and collected each year on all property located with the CBEC Railway Urban Renewal Area, in Pottawattamie County, State of Iowa, by and for the benefit of the State of Iowa, Pottawattamie County, Council Bluffs 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 County in connection with said Urban Renewal Redevelopment Project and to adopt Ordinance #97-12 into law. Unanimous vote. Motion carried.

Motion by Danker, second by Grote, to approve second consideration of an Ordinance providing for prior approval of a partial property tax exemption for improvements to real estate owned by Pamela Schmitz and adopt Ordinance #97-11 into law. Unanimous vote. Motion carried.

Motion by Williams, second by Danker, to take the bids for Project #EWP-DSR#6339-HA-1 under consideration until Monday, December 22, 1997. Roll call vote: Danker - Aye; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

RECEIVED AND FILED THE FOLLOWING

Salary Actions

Conservation Board - Contract and Agreement for employment of Mark Shoemaker as Executive Director for a period of 1/1/98 through 6/30/99 at \$30,000.00 per year.

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

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: December 22, 1997
PUBLISH: X

December 22, 1997

MET IN REGULAR SESSION

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

Motion by Grote, second by Goos, to approve the minutes of December 17, 1997 as read. Unanimous vote. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign Change Order No. 1 - Final with R. D. Blue Construction Inc., for the Pottawattamie County Jail Off-Site Street and Utility Improvements. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to receive the revised Septic and Well Corridor Map for Cloverleaf Acres, Phase II and hereby authorize the Planning Director to file same under Case #SUB-96-004. Unanimous vote. Motion carried.

Motion by Goos, second by Grote, to authorize the purchase of 1" = 2000' scale maps, in the amount of \$1540.00, by the Planning Department from Cloud Cartographics, to be utilized in the preparation of the adult entertainment business ordinance. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to approve Class "C" Beer Permit/Sunday Sales Privilege for DeSoto Bend Mini Mart. Unanimous vote. Motion carried.

Motion by Grote, second by Goos, to authorize Chairperson to award bid on Project #EWP-DSR #6339-HA-1 to Murphy Heavy Contracting in the amount of \$16,990.35. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to set aside the agenda per Code of Iowa, Chapter 21.4(3) due to time frame requirements. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to authorize Chairperson to sign grant application with Iowa West Foundation to partially fund the county's portion (2 million) of the CBEC project. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to authorize payment request through Iowa Department Economic Development for Bunge in the amount of \$217,300.00. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to authorize Sheriff to hire an additional Deputy Sheriff. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Goos, to accept project and pay retainage to R.D. Blue if no other bills come in within 31 days. Roll call vote: Danker - Absent; Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

The Board adjourned subject to call at 10:47 A.M.

Connie Lehan, Chairperson

ATTEST: _____
J. Evelyn Tudor, Deputy Auditor

APPROVED: December 29, 1997
PUBLISH: X

December 29, 1997

MET IN REGULAR SESSION

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

Motion by Goos, second by Grote, to approve the minutes of December 22, 1997 as read. Unanimous vote. Motion carried.

Motion by Goos, second by Williams, to accept with regret, the resignation of Lynn Ford from the Pottawattamie County Conservation Board effective December 19, 1997. Unanimous vote. Motion carried.

Motion by Williams, second by Grote, to open public hearing on the Amendment to the Pottawattamie County Budget for 1997-98. Roll call vote: Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Williams, second by Grote, to close the public hearing. Roll call vote: Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Grote, second by Williams, to sign **Board Resolution No. 51-97**, amending the 1997-98 Pottawattamie County Budget. Roll call vote: Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

Motion by Goos, second by Grote, to accept the recommendation of the Compensation Board for the Fiscal Year July 1, 1998 through June 30, 1999 salaries of the Pottawattamie County Elected Officials. The new salary amounts are as follows: Attorney - 4% increase at \$58,569.28 annually; Auditor - 4% increase at \$40,005.09 annually; Recorder - 4% increase at \$39,045.56 annually; Sheriff - 5% increase at \$54,856.55 annually; Treasurer - 4% increase at \$40,005.09 annually; Supervisor - 4% increase at \$22,639.14 annually. Roll call vote: Goos - Aye; Grote - Aye; Lehan - Aye; Williams - Aye. Motion carried.

The Board adjourned subject to call at 11:40 P.M.

Connie Lehan, Chairperson

ATTEST: _____
Marilyn Jo Drake, County Auditor

APPROVED: January 2, 1998
PUBLISH: X