



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS  
(MAY 21, 2019) (WEEK 21 OF 2019)**

Live streaming at:  
<https://www.youtube.com/user/woodburycountyiowa>

Agenda and Minutes available at:  
[www.woodburycountyiowa.gov](http://www.woodburycountyiowa.gov)

Rocky L. De Witt 253-0421 <a href="mailto:rdewitt@woodburycountyiowa.gov">rdewitt@woodburycountyiowa.gov</a>	Marty J. Pottebaum 251-1799 <a href="mailto:mpottebaum@woodburycountyiowa.gov">mpottebaum@woodburycountyiowa.gov</a>	Keith W. Radig 560-6542 <a href="mailto:kradig@woodburycountyiowa.gov">kradig@woodburycountyiowa.gov</a>	Jeremy J. Taylor 333-1714 <a href="mailto:jtaylor@woodburycountyiowa.gov">jtaylor@woodburycountyiowa.gov</a>	Matthew A. Ung 490-7852 <a href="mailto:matthewung@woodburycountyiowa.gov">matthewung@woodburycountyiowa.gov</a>
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held May 21, 2019 at **4:30 p.m.** in the basement of the courthouse, 620 Douglas Street, Sioux City, Iowa for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Board.

This is a formal meeting during which the Board may take official action on various items of business. If you wish to speak on an item, please follow the seven participation guidelines adopted by the Board.

1. Anyone may address the Board on any agenda item after initial discussion by the Board.
2. Speakers will approach the microphone one at a time and be recognized by the Chair.
3. Speakers will give their name, their address, and then their statement.
4. Everyone will have an opportunity to speak. Therefore, your remarks may be limited to three minutes on any one item.
5. At the beginning of the discussion on any item, the Chair may request statements in favor of an action be heard first followed by statements in opposition to the action.
6. Any concerns or questions you may have which do not relate directly to a scheduled item on the agenda will also be heard under the first or final agenda item "Citizen Concerns."
7. For the benefit of all in attendance, please silence cell phones and other devices while in the Board Chambers.

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## **AGENDA**

**4:30 p.m.** Call Meeting to Order – Pledge of Allegiance to the Flag – Moment of Silence

- |                           |             |
|---------------------------|-------------|
| 1. Citizen Concerns       | Information |
| 2. Approval of the agenda | Action      |

### **Consent Agenda**

**Items 3 through 8 constitute a Consent Agenda of routine action items to be considered by one motion. Items pass unanimously unless a separate vote is requested by a Board Member.**

3. Approval of the minutes of the May 14, 2019 meeting
4. Approval of claims
5. Board Administration – Karen James  
Approval of resolution for a tax suspension for F.O.
6. County Treasurer – Michael Clayton
  - a. Approval to cancel the County Tax Sales on mobile homes that have been abandoned by the owner and Regency of Iowa Inc. has taken ownership
  - b. Approval of resolution for abatement of taxes on mobile homes that have been abandoned by the owner and Regency of Iowa Inc. has taken ownership

7. a. Approval of resolution adopting and levying special assessment in the Little Sioux Inter-County Drainage District of Monona, Woodbury and Harrison Counties, Iowa
- b. Approval of resolution adopting and levying special assessment in the McCandless Inter-County Drainage District of Monona and Woodbury Counties, Iowa
- c. Approval of resolution adopting and levying special assessment in the Sandhill-Lakeport Inter-County Drainage District of Monona and Woodbury Counties, Iowa
8. Human Resources – Melissa Thomas  
Approval of Memorandum of Personnel Transactions

**End Consent Agenda**

9. County Auditor's Office – Michelle Skaff  
Approve the County Personal Property Disposition Policy Action
10. Community & Economic Development – David Gleiser  
Approval of Construction Permit Application and authorize the Chairman to sign the Board's scoring and recommendation letter to the IDNR Action
11. Board Administration – Dennis Butler
  - a. Approval of Bond Counsel Engagement Agreement – Proposed issuance of not to exceed \$787,559 General Obligation Capital Loan Notes Action
  - b. Approval of resolution fixing date of June 4<sup>th</sup> @ 4:40 p.m. for a meeting on the proposition to authorize a Loan Agreement and the issuance of a Note to evidence the obligations of the County thereunder Action

**Recess Board of Supervisors Meeting  
Convene Wolf Creek Drainage District Trustees Meeting**

12. Consider quotation for removal of trees from Wolf Creek Drainage District Action

**Adjourn Wolf Creek Drainage District Trustees Meeting  
Continue Board of Supervisors Meeting**

13. Secondary Roads – Mark Nahra
  - a. Receive quotes for one new track mounted excavator for the secondary road department Action
  - b. Receive quotes for two new motor graders for the secondary road department Action
14. Board of Supervisors – Marty Pottebaum  
Discussion of repair of gravel roads Information
15. Reports on Committee Meetings Information
16. Citizen Concerns Information
17. Board Concerns Information

**ADJOURNMENT**

*Subject to Additions/Deletions*

## CALENDAR OF EVENTS

<b>THUR., MAY 23</b>	<b>11:00 a.m.</b>	Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.
<b>TUES., MAY 28</b>	<b>1:00 p.m.</b>	Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars, Iowa
<b>MON., JUNE 3</b>	<b>6:00 p.m.</b>	Board of Adjustment meeting, First Floor Boardroom
<b>TUES., JUNE 4</b>	<b>4:45 p.m.</b>	Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
<b>WED., JUNE 5</b>	<b>9:00 a.m.</b>	Loess Hills Alliance Stewardship Committee meeting, Pisgah, Iowa
	<b>10:00 a.m.</b>	Loess Hills Alliance Executive Committee meeting
	<b>12:00 p.m.</b>	District Board of Health Meeting, 1014 Nebraska St.
	<b>1:00 p.m.</b>	Loess Hills Alliance Board meeting
<b>THUR., JUNE 6</b>	<b>10:00 a.m.</b>	COAD Meeting, The Security Institute
<b>WED., JUNE 12</b>	<b>8:05 a.m.</b>	Woodbury County Information Communication Commission, First Floor Boardroom
	<b>4:00 p.m.</b>	Conservation Board Meeting, Brown's Lake-Bigelow Park
<b>WED., JUNE 19</b>	<b>10:00 a.m.</b>	Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
	<b>12:00 p.m.</b>	Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
<b>THUR., JUNE 20</b>	<b>4:30 p.m.</b>	Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
<b>MON., JUNE 24</b>	<b>6:00 p.m.</b>	Zoning Commission Meeting, First Floor Boardroom
<b>TUE., JUNE 25</b>	<b>1:00 p.m.</b>	Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars, Iowa
<b>THUR., JUNE 27</b>	<b>11:00 a.m.</b>	Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.

**The following Boards/Commission have vacancies:** Commission to Assess Damages - Category A, Category B, Category C and Category D

**Woodbury County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will consider reasonable accommodations for qualified individuals with disabilities and encourages prospective employees and incumbents to discuss potential accommodations with the Employer.**

*Federal and state laws prohibit employment and/or public accommodation discrimination on the basis of age, color, creed, disability, gender identity, national origin, pregnancy, race, religion, sex, sexual orientation or veteran's status. If you believe you have been discriminated against, please contact the Iowa Civil Rights Commission at 800-457-4416 or Iowa Department of Transportation's civil rights coordinator. If you need accommodations because of a disability to access the Iowa Department of Transportation's services, contact the agency's affirmative action officer at 800-262-0003.*

**MAY 14, 2019, TWENTIETH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, May 14, 2019 at 3:30 p.m. Board members present were Ung, Radig, Pottebaum, De Witt, and Taylor. Staff members present were Karen James, Board Administrative Assistant, Joshua Widman, Assistant County Attorney, Melissa Thomas, Human Resources Director, Dennis Butler, Budget/Tax Analyst, and Patrick Gill, Auditor/Clerk to the Board.

1. Motion by Radig second by Taylor to go into closed session per Iowa Code Section 21.5(1)(j). Carried 5-0 on a roll-call vote.

Motion by Radig second by De Witt to go out of closed session per Iowa Code Section 21.5(1)(j). Carried 5-0 on a roll-call vote.

The regular meeting was called to order at 4:30 p.m. with the Pledge of Allegiance to the Flag and a Moment of Silence.

2. There were no citizen concerns.

3. Motion by Radig second by Taylor to approve the agenda for May 14, 2019. Carried 5-0. Copy filed.

Motion by Radig second by Taylor to approve the following items by consent:

4. To approve minutes of the May 7, 2019 meeting. Copy filed.
5. To approve the claims totaling \$2,406,117.50. Copy filed.
6. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date of parcels #894730102009 (608 Colon St.), #894730102010 (612 Colon St.), #894730102011 (620 Colon St.), #894730102012 (628 Colon St.), & #894730102013 (640 Colon St.)

**RESOLUTION #12,844**  
**NOTICE OF PROPERTY SALE**

**WHEREAS** Woodbury County, Iowa was the owner under a tax deed of a certain parcel of real estate described as:

**East 145 feet of Lots 8 & 9, Garden View Addition to Sioux City, Woodbury County, Iowa  
(608 Colon Street)**

**Lot 10, Garden View Addition to Sioux City, Woodbury County, Iowa  
(612 Colon Street)**

**Lot 11, Garden View Addition to Sioux City, Woodbury County, Iowa  
(620 Colon Street)**

**Lot 12, Garden View Addition to Sioux City, Woodbury County, Iowa  
(628 Colon Street)**

**Lot 13, Garden View Addition to Sioux City, Woodbury County, Iowa  
(640 Colon Street)**

**NOW THEREFORE,**

**BE IT RESOLVED** by the Board of Supervisors of Woodbury County, Iowa as follows:

1. That a public hearing on the aforesaid proposal shall be held on the **28<sup>th</sup> Day of May, 2019 at 4:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.

- 2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **28<sup>th</sup> Day of May, 2019**, immediately following the closing of the public hearing.
- 3. That said Board proposes to sell the said real estate to the highest bidder at or above a **total minimum bid of \$750.00** plus recording fees.
- 4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 14<sup>th</sup> Day of May, 2019.  
 WOODBURY COUNTY BOARD OF SUPERVISORS  
 Copy filed.

- 7. To approve applications for Impoundment Structure Property Tax Exemption. Copy filed.
- 8a. To approve the separation of Jana Nash, Civilian Jailer, County Sheriff Dept., effective 5-06-19. Resignation.; the appointment of Adam Little, Civilian Jailer, County Sheriff Dept., effective 5-20-19, \$19.28/hour. Job Vacancy Posted 3-27-19. Entry Level Salary: \$19.28/hour.; and the transfer of Connor Roos, Civilian Jailer, County Sheriff Dept., effective 05-20-19, \$19.28/hour. Position Transfer from Sheriff Reserve Officer to Civilian Jailer. Copy filed.
- 8b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Civilian Jailer, County Sheriff Dept. CWA: \$19.28/hour. Copy filed.
- 9. To approve the underground permits for MidAmerican Energy. Copy filed.

Carried 5-0.

- 11. Motion by Taylor second by Radig to approve the claims service agreement with Tri Star Risk Enterprise Services. Carried 5-0. Copy filed.
- 12. Motion by Radig second by Pottebaum to award the bid for project #L-B(C160)—73-97 to Graves Construction for \$620,679.97. Carried 5-0. Copy filed.

The Board recessed for a meeting of the Wolf Creek Drainage District.

The Supervisors meeting was called back to order.

- 10. A public hearing was held at 4:35 p.m. for the sale of parcel #894822232001, 1720 Claridge St. The Chairperson called on anyone wishing to be heard.

Motion by Radig second by De Witt to close the public hearing. Carried 5-0.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894822232001, 1720 Claridge St., to Blue Sky Rentals LLC, 112 Grandy Dr., Sioux City, for \$1000.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD  
 OF SUPERVISORS OF WOODBURY COUNTY, IOWA  
 RESOLUTION #12,845**

**BE IT RESOLVED** by the Board of Supervisors of Woodbury County, Iowa, that the offer at public auction of:

**By Blue Sky Rentals LLC** in the sum of **One Thousand Dollars & 00/100 (\$1000.00)**-----  
 -----dollars.

For the following described real estate, To Wit:

**Parcel #894822232001**

**Lot One (1), Block Five (5), Edgewater Park Addition to City of Sioux City, Woodbury County, Iowa (1720 Claridge Street)**

Now and included in and forming a part of the City of Sioux City, Iowa, the same is hereby accepted: said Amount being a sum LESS than the amount of the general taxes, interests, costs and penalties against the said Real Estate.

**BE IT RESOLVED** that payment is due by close of business on the day of passage of this resolution or this sale is null and void and this resolution shall be rescinded.

**BE IT RESOLVED** that per Code of Iowa Section 569.8(3 & 4), a parcel the County holds by tax deed shall not be assessed or taxed until transferred and upon transfer of a parcel so acquired gives the purchaser free title as to previously levied or set taxes. Therefore, the County Treasurer is requested to abate any taxes previously levied or set on this parcel(s).

**BE IT FURTHER RESOLVED** that the Chairman of this Board be and he is hereby authorized to execute a Quit Claim Deed for the said premises to the said purchaser.

**SO DATED** this 14<sup>th</sup> Day of May, 2019.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 14a. Motion by Radig second by Ung to receive the Zoning Commission's recommendation from their 4/22/19 meeting to approve the final plat of Hillside Acres Addition, A Minor Subdivision. Carried 5-0. Copy filed.
- 14b. Motion by Radig second by Pottebaum to approve and authorize the Chairperson to sign a Resolution accepting and approving the final plat of Hillside Acres Addition, A Minor Subdivision. Carried 5-0.

**RESOLUTION ACCEPTING AND APPROVING THE FINAL PLAT OF  
HILLSIDE ACRES ADDITION, A MINOR SUBDIVISION  
TO WOODBURY COUNTY, IOWA  
RESOLUTION #12,846**

WHEREAS, THE PLANNING AND ZONING COMMISSION AND THE WOODBURY COUNTY BOARD OF SUPERVISORS HAVE REVIEWED AND APPROVED THE FINAL PLAT OF HILLSIDE ACRES ADDITION TO WOODBURY COUNTY, IOWA, AND WHEREAS APPROVAL OF THE FINAL PLAT OF HILLSIDE ACRES ADDITION TO WOODBURY COUNTY, IOWA HAS BEEN RECOMMENDED TO THE WOODBURY COUNTY BOARD OF SUPERVISORS BY THE PLANNING AND ZONING COMMISSION. NOW, THEREFORE BE, AND IT IS, RESOLVED BY THE WOODBURY COUNTY BOARD OF SUPERVISORS, THAT SAID FINAL PLAT OF HILLSIDE ACRES ADDITION TO WOODBURY COUNTY, IOWA, AS HERETO ATTACHED AND FORMING PART OF THIS RESOLUTION BE, AND THE SAME HEREBY IS, ACCEPTED AND APPROVED.

DATED MAY 14, 2019  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 15. Information on Project Recovery Iowa and Siouxland Mental Health by Supervisor Radig. Copy filed.
- 16. The Board heard reports on committee meetings.
- 17. There were no citizen concerns.
- 18. Board concerns were heard.

The Board adjourned the regular meeting until May 21, 2019.

Meeting sign in sheet. Copy filed.

**WOODBURY COUNTY, IOWA  
BOARD ADMINISTRATION  
MEMORANDUM**

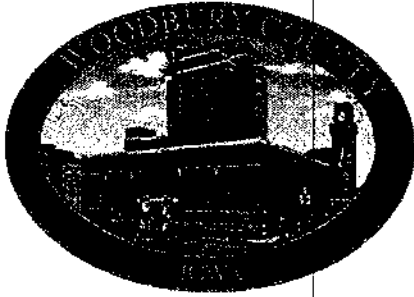
**TO:** Board of Supervisors  
**FROM:** Karen James, Board Administrative Assistant  
**RE:** Consideration of a Petition for a Tax Suspension  
**DATE:** May 16, 2019

Please consider this request for a tax suspension for F.O. If the Board approves this request, the suspension resolution requires the chairman's signature

Thank you.

kmj





**Michael R Clayton**  
 Treasurer of Woodbury County  
 Motor Vehicle/Property Tax/DNR  
 822 Douglas St Ste 102  
 Sioux City IA 51101  
 712-279-6495

May 14, 2019

To: Board of Supervisors

Re: Cancellation of County Tax Sales & abate delinquent taxes

The following mobile homes have been abandoned by the owner and Regency of Iowa Inc has taken ownership of these mobile homes. The mobile homes are staying in the park. Please abate the delinquent taxes and cancel the County Tax Sales since they are administratively uncollectable and impractical to pursue for tax collection.

Regency Trailer Court (4101 Gordon Drive)

<u>Lot #</u>	<u>VIN</u>	<u>Year</u>	<u>Make</u>	<u>Tax Sale</u>	<u>Delq Taxes</u>	<u>Total</u>
214	476142N8770	1986	Huntington	\$447.00	\$278.00	\$725.00
54	B60108216	1961	Buddy	\$714.00		\$714.00

Thank you,

Janet Trimpe  
 Woodbury County Property Tax Deputy

**WOODBURY COUNTY, IOWA**

**RESOLUTION #**

**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Regency of Iowa Inc. is the titleholder of various mobile homes located in Woodbury County, Iowa and legally described as follows:

**VIN 476142N8770 1986 Huntington**

**VIN B60108216 1961 Buddy**

**WHEREAS**, the above-stated mobile homes have taxes payable including special assessments and the mobile home is owned by Regency of Iowa Inc.

**WHEREAS**, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

**WHEREAS**, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

**NOW, THEREFORE, BE IT RESOLVED**, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above mobile homes according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 21st day of May, 2019.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

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Patrick F. Gill  
Woodbury County Auditor/Recorder

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Keith W. Radig, Chairman

**MONONA COUNTY DRAINAGE OFFICE  
%COURTHOUSE – 610 IOWA AVENUE  
ONAWA, IOWA 51040  
(712) 433-2630**

PATRICK F. GILL  
WOODBURY COUNTY  
AUDITOR RECORDER  
COMM OF ELECTIONS  
2019 MAY 16 AM 10 24

May 14, 2019

Patrick Gill, Woodbury County Auditor  
Woodbury County Auditor's Office  
620 Douglas Street, Rm 103  
Sioux City, IA 51101-1248

Dear Mr. Gill:

Enclosed are levy resolutions on all inter-county drainage districts with Monona County approved by the Monona County Board of Supervisors on May 14, 2019. Please have your Board of Supervisors approve said resolutions, make copies for your records, and send back the originals to the Monona County Drainage Office, %Courthouse, 610 Iowa Avenue, Onawa, Iowa 51040.


The levy rates for the Woodbury County Inter-County Drainage Districts with Monona County for the year 2019-2020 are as follows:

DRAINAGE DISTRICT	LEVY RATIO		WOODBURY PRODUCT UNITS	ASSESSMENT TOTAL
Little Sioux (65%)	.078803	X	615,134.80	\$ 48,474.
McCandless Inter-Co (95%)	.093950	X	73,817.65	\$ 6,935.
Sandhill-Lakeport (50%)	.072944	X	221,477.87	\$ 16,155.

If the product units on the above do not agree with your records please have Diane send me the corrections.

Thank you!

Sincerely,

  
\_\_\_\_\_  
Jill Hogancamp,  
Monona County Drainage Clerk

Encl.

**\*PLEASE give a copy of the signed paperwork to Diane Swoboda Peterson**

Whereupon, the Chairman declared the Resolution duly adopted as follows:

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**WOODBURY COUNTY, IOWA  
RESOLUTION # \_\_\_\_\_**

The Board of Supervisors of Woodbury County, Iowa, met \_\_\_\_\_, \_\_\_\_\_, 2019 at \_\_\_\_\_ .m. in the Board Room of the Courthouse at Sioux City, Woodbury County, Iowa.

The meeting was called to order by Chairman \_\_\_\_\_, and upon roll being called, the following Board members were

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

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Supervisor \_\_\_\_\_ introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE LITTLE SIOUX INTER-COUNTY DRAINAGE DISTRICT OF MONONA, WOODBURY AND HARRISON COUNTIES, IOWA.**

Supervisor \_\_\_\_\_ seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

Whereupon, the Chairman declared the Resolution duly adopted as follows:


**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT  
IN THE LITTLE SIOUX INTER-COUNTY DRAINAGE DISTRICT**

WHEREAS, the Board of Trustees of the Little Sioux Inter-County Drainage District, in session on the 7th day of March, 2019, requested that the Board of Supervisors levy a special assessment of Sixty-five (65%) Percent of the Original Assessment on all tracts of land, lots, public roads, and railroads in the Little Sioux Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

NOW, THEREFORE, BE IT RESOLVED by the Joint Board of Supervisors of Monona, Woodbury and Harrison Counties, Iowa, acting as a Drainage Board for the Little Sioux Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the Little Sioux Inter-County Drainage District of Monona, Woodbury and Harrison Counties, Iowa, a special assessment in the amount of Sixty-five (65%) Percent of the Original Assessment, and the Auditors of Monona, Woodbury and Harrison Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner

as general property taxes are collected pursuant to \$445.36 in the year 2019-2020.

PASSED and APPROVED this 14th day of May, 2019, Board of Supervisors, Monona County, Iowa.

  
\_\_\_\_\_  
CHAIRMAN

ATTEST:   
\_\_\_\_\_  
MONONA COUNTY DRAINAGE CLERK

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PASSED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019, Board of Supervisors, Harrison County, Iowa.

\_\_\_\_\_  
CHAIRMAN

ATTEST: \_\_\_\_\_  
HARRISON COUNTY DRAINAGE CLERK

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PASSED and APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 2019, Board of Supervisors, Woodbury County, Iowa.

\_\_\_\_\_  
CHAIRMAN

ATTEST: \_\_\_\_\_  
WOODBURY COUNTY AUDITOR

The Board of Supervisors of Monona County, Iowa met Tuesday, May 14, 2019 at 10:00 a.m., in the Board Room of the Courthouse in Onawa, Monona County, Iowa.

The meeting was called to order by Chairman Collison, and, upon roll being called, the following Board members were

Present: Bramley, Brouillette and Collison.

Absent: None.

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Supervisor Bramley introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE MCCANDLESS INTER-COUNTY DRAINAGE DISTRICT OF MONONA AND WOODBURY COUNTIES, IOWA.**

Supervisor Brouillette seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: Brouillette, Bramley and Collison.

NAYS: None.

Whereupon, the Chairman declared the Resolution duly adopted.

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**WOODBURY COUNTY, IOWA  
RESOLUTION # \_\_\_\_\_**

The Board of Supervisors of Woodbury County, Iowa, met Tuesday, \_\_\_\_\_, 2019 at \_\_:\_\_ a.m. in the Board Room of the Courthouse in Sioux City, Woodbury County, Iowa.

The meeting was called to order by Chairman \_\_\_\_\_, and upon roll being called, the following Board members were present

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

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Supervisor \_\_\_\_\_ introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE MCCANDLESS INTER-COUNTY DRAINAGE DISTRICT OF MONONA AND WOODBURY COUNTIES, IOWA.**

Supervisor \_\_\_\_\_ seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

Whereupon, the Chairman declared the Resolution duly adopted as follows:

**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT  
IN THE MCCANDLESS INTERCOUNTY DRAINAGE DISTRICT**

**WHEREAS**, the Board of Trustees of the McCandless Inter-County Drainage District, in session on the 20th day of March, 2019, requested that the Board of Supervisors levy a special assessment of Ninety-Five Percent (95%) of the Original Assessment on all tracts of land, lots, public roads, and railroads in the McCandless Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

**NOW, THEREFORE, BE IT RESOLVED** by the Joint Board of Supervisors of Monona and Woodbury Counties, Iowa, acting as a Drainage Board for the McCandless Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the McCandless Inter-County Drainage District of Monona and Woodbury Counties, Iowa, a special assessment in the amount of Ninety-Five Percent (95%) of the Original Assessment, and the Auditors of Monona and Woodbury Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner as general property taxes are collected pursuant to \$445.36 in the year 2019-2020.

PASSED and APPROVED this 14th day of May, 2019, Board of Supervisors, Monona County, Iowa.

  
\_\_\_\_\_  
CHAIRMAN

ATTEST:   
\_\_\_\_\_  
DRAINAGE CLERK

PASSED and APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2019, Board of Supervisors, Woodbury County, Iowa.

\_\_\_\_\_  
CHAIRMAN

ATTEST: \_\_\_\_\_  
WOODBURY COUNTY AUDITOR

The Board of Supervisors of Monona County, Iowa met Tuesday, May 14, 2019 at 10:00 a.m., in the Board Room of the Courthouse in Onawa, Monona County, Iowa.

The meeting was called to order by Chairman Collison, and, upon roll being called, the following Board members were

Present: Collison, Bramley and Brouillette.

Absent: None.

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Supervisor Bramley introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE SANDHILL-LAKEPORT INTER-COUNTY DRAINAGE DISTRICT OF MONONA AND WOODBURY COUNTIES, IOWA.**

Supervisor Brouillette seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: Brouillette, Bramley and Collison.

NAYS: None.

Whereupon, the Chairman declared the Resolution duly adopted.

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**WOODBURY COUNTY, IOWA  
RESOLUTION # \_\_\_\_\_**

The Board of Supervisors of Woodbury County, Iowa, met \_\_\_\_\_, \_\_\_\_\_, 2019 at \_\_\_\_\_ .m. in the Board Room of the Courthouse in Sioux City, Woodbury County, Iowa.

The meeting was called to order by Chairman \_\_\_\_\_, and upon roll being called, the following Board members were

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

\*\*\*\*\*

Supervisor \_\_\_\_\_ introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE SANDHILL-LAKEPORT INTER-COUNTY DRAINAGE DISTRICT OF MONONA AND WOODBURY COUNTIES, IOWA.**

Supervisor \_\_\_\_\_ seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_




Whereupon, the Chairman declared the Resolution duly adopted as follows:

**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT  
IN THE SANDHILL-LAKEPORT DRAINAGE DISTRICT**

WHEREAS, the Board of Trustees of the Sandhill-Lakeport Inter-County Drainage District, in session on the 10th day of May, 2019, requested that the Board of Supervisors levy a special assessment of Fifty Percent (50%) of the Original Assessment on all tracts of land, lots, public roads, and railroads in the Sandhill-Lakeport Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

NOW, THEREFORE, BE IT RESOLVED by the Joint Board of Supervisors of Monona and Woodbury Counties, Iowa, acting as a Drainage Board for the Sandhill-Lakeport Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the Sandhill-Lakeport Inter-County Drainage District of Monona and Woodbury Counties, Iowa, a special assessment in the amount of Fifty Percent (50%) of the Original Assessment, and the Auditors of Monona and Woodbury Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner as general property taxes are collected pursuant to \$445.36 in the year 2019-2020.

PASSED and APPROVED this 14th day of May, 2019, Board of Supervisors, Monona County, Iowa.

  
\_\_\_\_\_  
CHAIRMAN

ATTEST:   
\_\_\_\_\_  
DRAINAGE CLERK

PASSED and APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2019, Board of Supervisors, Woodbury County, Iowa.

\_\_\_\_\_  
CHAIRMAN

ATTEST: \_\_\_\_\_  
WOODBURY COUNTY AUDITOR

The Board of Supervisors of Monona County, Iowa met Tuesday, May 14, 2019 at 10:00 a.m., in the Board Room of the Courthouse in Onawa, Monona County, Iowa.

The meeting was called to order by Chairman Collison and, upon roll being called, the following Board members were

Present: Bramley, Brouillette and Collison.

Absent: None.

\*\*\*\*\*

Supervisor Bramley introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE LITTLE SIOUX INTER-COUNTY DRAINAGE DISTRICT OF MONONA, WOODBURY AND HARRISON COUNTIES, IOWA.**

Supervisor Brouillette seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: Brouillette, Bramley and Collison.

NAYS: None.

Whereupon, the Chairman declared the Resolution duly adopted as follows:

\*\*\*\*\*

The Board of Supervisors of Harrison County, Iowa, met \_\_\_\_\_, \_\_\_\_\_, 2019 at \_\_\_\_\_ .m. in the Board Room of the Courthouse at Logan, Harrison County, Iowa.

The meeting was called to order by Chairman \_\_\_\_\_, and upon roll being called, the following Board members were

Present: \_\_\_\_\_

Absent: \_\_\_\_\_

\*\*\*\*\*

Supervisor \_\_\_\_\_ introduced, caused to be read and moved the adoption of the **RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN THE LITTLE SIOUX INTER-COUNTY DRAINAGE DISTRICT OF MONONA, WOODBURY AND HARRISON COUNTIES, IOWA.**

Supervisor \_\_\_\_\_ seconded the motion to adopt the Resolution. Upon due consideration by the Board, the Chairman put the question; and upon roll being called, the vote was as follows:

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

**HUMAN RESOURCES DEPARTMENT**

**MEMORANDUM OF PERSONNEL TRANSACTIONS**

**DATE:** May 21, 2019

**\* PERSONNEL ACTION CODE:**

- |                |                     |
|----------------|---------------------|
| A- Appointment | R- Reclassification |
| T - Transfer   | E- End of Probation |
| P - Promotion  | S - Separation      |
| D - Demotion   | O - Other           |

**TO: WOODBURY COUNTY BOARD OF SUPERVISORS**

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Fry, Jacob	Secondary Roads	5-22-19	Temporary Summer Laborer	\$11.00/hour		A	Not to exceed 120 days.
Bromander, Austin	Secondary Roads	5-22-19	Temporary Summer Laborer	\$10.00/hour		A	Not to exceed 120 days.
Payer, Benjamin	Secondary Roads	5-29-19	Temporary Engineering Aide	\$13.00/hour		A	Not to exceed 120 days.

**APPROVED BY BOARD DATE:** \_\_\_\_\_

**MELISSA THOMAS, HR DIRECTOR:** Melissa Thomas HR Director

**WOODBURY COUNTY**  
**HUMAN RESOURCES DEPARTMENT**

**TO:** Board of Supervisors and the Taxpayers of Woodbury County  
**FROM:** Melissa Thomas, Human Resources Director  
**SUBJECT:** Memorandum of Personnel Transactions  
**DATE:** May 21, 2019

For the May 21, 2019 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

1. Secondary Roads (2) Temporary Summer Laborers, Appointments.
2. Secondary Roads Temporary Engineering Aide, Appointment.

Thank you

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

**#9**

Date: 05/16/2019 Weekly Agenda Date: 05/21/19

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Michelle Skaff - Deputy Auditor

**WORDING FOR AGENDA ITEM:**

Approve the County Personal Property Disposition Policy

**ACTION REQUIRED:**

- |  |   |  |
|--|---|--|
| Approve Ordinance <input type="checkbox"/> | Approve Resolution <input type="checkbox"/>   | Approve Motion <input checked="" type="checkbox"/> |
| Public Hearing <input type="checkbox"/>    | Other: Informational <input type="checkbox"/> | Attachments <input checked="" type="checkbox"/>    |

**EXECUTIVE SUMMARY:**

The Policy Committee has reviewed and approved changes to a new policy related to the disposition of Woodbury County personal property.

**BACKGROUND:**

On 05/15/19, the policy committee approved the 3rd review of the County Personal Property Disposition Policy.

**FINANCIAL IMPACT:**

Revenue from County Personal Property sales will be deposited to the appropriate funding area based on governing authorities.

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Approve motion

**ACTION REQUIRED / PROPOSED MOTION:**

Motion to approve and receive for signature the County Personal Property Disposition Policy.

# COUNTY PERSONAL PROPERTY DISPOSITION POLICY

## POLICY

It is the policy of Woodbury County to dispose of County personal property when necessary by one of the following methods; auction services, donation, permanent disposal, purchase offer sale, salvage, trade-in, or transfer.

## SCOPE

This policy is applicable to all departments, offices, employees, and elected officials within Woodbury County.

## DEFINITIONS

Personal property includes but is not limited to; fixed assets, vehicles, portable equipment, desks, chairs, case goods, workstations, shelving, televisions, computers, I-pads, monitors, copiers, printers, faxes, electronic hardware/ software devices, cellular telephones, telephones, photo/ video equipment, security/ surveillance equipment, office, snow removal, lawn or landscape equipment, ATV, UTV, or other items.

Personal property does not include real estate or permanently attached fixtures.

## AUTHORITIES

The Woodbury County Board of Supervisors shall review County Personal Property for disposition on a monthly basis. All County Personal Property Dispositions shall be approved by the Board prior to further action or administration.

## DESIGNATED AGENT/ REPRESENTATIVE

A "Designated Agent" is defined as an entity of public capacity which has been authorized by the Board of Supervisors or their Representative, to administer the disposition of County personal property for a fee or percentage of sale proceeds.

A "Representative" is defined as a Woodbury County Board of Supervisors authorized department head, or Woodbury County elected official that have been authorized to administer the disposition of County Personal Property. A Representative's responsibility shall be determined by personal property type as listed 1.a thru 1.c herein.

1. County Representatives
  - a. The County Auditor shall be the Representative for the administration of County personal property identified as; vehicles with a gross weight of 1,500

Lbs. or greater either purchased and/or obtained by other means, cellular telephones not containing County stored information, property with an original purchase value of \$5,000 (Five-Thousand) Dollars or greater recorded with a County asset number. Personal Property cellular telephones shall be the property of Woodbury County and will be returned by employees upon termination. The County reserves the right to retain or disburse these devices as necessary.

- b. The Building Services Director shall be the administrative Representative of County personal property identified as, but not limited to; portable equipment, desks, chairs, case goods, workstations, shelving, televisions, monitors 28" or larger, photo/ video equipment, security/ surveillance equipment, copiers, printers, faxes not containing county stored information, snow removal, lawn or landscape equipment, ATV, UTV, and all other items.
- c. The WCICC Director shall be the administrative Representative of County personal property identified as; computers, monitors less than 28", desktop telephones, or electronic hardware/ software devices containing County stored information. WCICC shall be responsible for removal of hard drives or other County stored information from any Personal Property prior to disposition.

#### NOTIFICATIONS

Public Review of Woodbury County Personal Property Dispositions shall be available on the Woodbury County Web Page at [www.woodburycountyiowa.gov](http://www.woodburycountyiowa.gov)

#### RESPONSIBILITES

##### Offices and Departments

- a. All county offices and departments shall provide e-mail notification to the appropriate authorized Representative of unneeded County-owned personal property. Notification shall include an attached Woodbury County "Personal Property Disposition" form identifying items. Disposition forms shall include estimated item values by the office or department submitting.
- b. The County Auditors' Office, Building Services, & WCICC Departments will coordinate the County Personal Property Disposition forms utilizing shared electronic file source. Monthly WCICC shall post the Personal Property Disposition list approved by the Board of Supervisors to the County Web Site.

## DISPOSITION

Disposition of County personal property shall be approved by the Woodbury County Board of Supervisors. Designated Agent's, or authorized Representative's may act as administrators and shall be governed by requirements of the following methods;

1. AUCTION. Personal property may be sold by public or online auction services. Personal property may be auctioned individually or by total lot. All items require Board of Supervisors approval. Individual or multiple lot items with estimated pre-sale market values greater than \$15,000 (Fifteen Thousand) Dollars require a publication of sale notice in an official Woodbury County newspaper. Estimated pre-sale market values shall be determined by the office or department disposing of items at time of disposal notification as indicated on disposition form.
2. DONATION. Property identified as donation shall be items that are considered surplus, of no use, or practical need to Woodbury County. Donations may only be made for a public purpose to a public service agency or governmental body within Woodbury County. All items shall be administered as directed by the Board of Supervisors.
3. DISPOSAL. Property identified as disposal shall be items that have reached useful life, is outdated, non-repairable, and has minimal or no market value. Disposal property containing known hazardous materials, or those with unique disposal requirements shall be subject to local, state, and federal guidelines.
4. PURCHASE OFFER SALE. Property identified for purchase offer sale shall be items that receive independent offers to purchase by a buyer. Offers to purchase County personal property shall be received by submission of the County "Personal Property Disposition" form. All items shall be administered by direction of the Board of Supervisors.
5. SALVAGE. Property identified as salvage shall be items that have reached useful life, is outdated, non-repairable, construction/demolition, or materials with salvage value only. Offers to salvage County personal property shall be received by submission of a County "Personal Property Disposition" form. All items shall be administered by direction of the Board of Supervisors.
6. TRADE-IN. Property identified as trade-in shall be items having a monetary value when utilized for personal property replacement to reduce purchase price. Trade-in property with allowance values shall be referenced and listed in detail on



replacement property bill of sales, statements, and original invoice. All items shall be administered by direction of the Board of Supervisors.

7. TRANSFER. Personal property may be transferred between County departments by the authorized administrative Representative. Personal property with an assigned asset number must receive County Auditor notification prior to transfer.

#### MULTIPLE FUNDING AREAS

Multiple funding areas are departments or offices that are governed and/or funded by multiple authorities, boards, commissions, or departments.

Multiple funding areas shall firstly abide by the disposition of personal property policy as governed by their most direct authorities. Should no formal disposition policy of these areas exist and whereby initial funding of fifty-percent (50%) or greater was provided by Woodbury County the Woodbury County disposition policy shall be followed. Multiple funding areas may include but are not limited to Secondary Roads, Conservation, Social Services Administration, Emergency Services, Department of Human Services, Sheriff's Office, and City Assessor.

#### NON-DISBURSED PERSONAL PROPERTY

Personal property identified on the monthly listing that has not received purchase offer, been auctioned, or otherwise transferred will be disbursed only by approval of the Woodbury County Board of Supervisors.

#### DISPOSITION REPORT

A Monthly Personal Property disbursement report will be on electronic file and available for review on the Woodbury County Web Site.

#### PAYMENTS

Woodbury County Disposition payments shall be made to:

Woodbury County General Fund

620 Douglas Street,

Sioux City Iowa 51101

Payments must be received within 72 (Seventy-Two) hours of purchase acceptance notification. Payment's that have not been received within 72 (Seventy-Two) hours of acceptance notification will automatically subject the item to forfeiture.

Where excluded by existing policy, multiple funding areas shall receive payments as governed by respective area.

PURCHASE CLAIMS

Personal Property sale items must be claimed and taken into possession of within 5 (Five) calendar days (expiration period) following payment. Items that have not been claimed by taking possession prior to the expiration period will be forfeited to Woodbury County.

Approved and Adopted Date

\_\_\_\_\_

Board Chair

\_\_\_\_\_

Attestor

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

**#10**

Date: 5/15/19 Weekly Agenda Date: 5/21/19

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** David Gleiser, CED Director

**WORDING FOR AGENDA ITEM:**

Construction Permit Application and Master Matrix Evaluation for the "Hamann Confinement" Confinement Feeding Operation

**ACTION REQUIRED:**

- Approve Ordinance
- Approve Resolution
- Approve Motion
- Public Hearing
- Other: Informational
- Attachments

**EXECUTIVE SUMMARY:**

The Board will review and consider approving a construction permit application for a confinement feeding operation which requires an evaluation using the Master Matrix.

**BACKGROUND:**

On 4/23/19, IDNR noticed the County regarding the construction application for the confinement feeding operation submitted by Lance & Jana Hamman. The applicants wish to build a new 900 head deep pit beef cattle confinement barn at an existing beef cattle confinement facility located in the SW 1/4 of the NW 1/4 of Section 16 in the Morgan Township. The animal unit (AU) capacity for new confinement is 900. The AU capacity for the existing confinement is 750, bringing the the total AU capacity to 1,650 which meets the Master Matrix evaluation requirement. Per Resolution #12,796, the Board must conduct an evaluation of every construction permit application for a proposed confinement feeding operation structure using the Master Matrix. In reviewing the application, CED staff: published a public notice for having received the application; met with representatives from the company; evaluated and scored the application using the Master Matrix; participated in a site visit with IDNR at the proposed site location; and developed a recommendation for the Board. As of 5/15/19, no public comments regarding this application have been received by the CED office.

**FINANCIAL IMPACT:**

0

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Approve the application and authorize the Chairman to sign the Board's scoring and recommendation letter to the IDNR.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion to approve the application and authorize the Chairman to sign the Board's scoring and recommendation letter to the IDNR.



IOWA DEPARTMENT OF NATURAL RESOURCES

GOVERNOR KIM REYNOLDS  
LT. GOVERNOR ADAM GREGG

ACTING DIRECTOR BRUCE TRAUTMAN

April 22, 2019

Woodbury County Board of Supervisors  
c/o County Auditor  
Via facsimile and email**REF: Public Notice, Matrix Evaluation and County's Recommendation Required  
DNR's Facility ID No. 62571**

Dear Board of Supervisors:

The DNR has received a construction permit application for a confinement feeding operation:  
Facility name: **Hamann Confinement Site**  
Date received by the DNR: 04/22/2019

Under Iowa law, for this application the County is required to complete the following actions:

1. Publish a public notice (see example on page following this letter) in a newspaper having a general circulation in the county no later than 05/06/2019 (within 14 days of DNR's receipt of the application) and furnish proof of publication to the DNR:

Note: A public hearing is not required, but it is optional. However, if the board chooses to have a public hearing, it is recommended to include in the notice the date, time and place for the hearing.

2. Score the applicant's Master Matrix and submit the board's scoring and recommendation regarding this application. A sample cover letter is attached. The county must submit to the DNR all of the following:
  - A) A recommendation to approve or to disapprove the application.
  - B) The Boards scoring of the Matrix, including all supporting calculations.
  - C) Proof of publication of Public Notice.

**Your recommendation and Matrix score must be received by the DNR no later than 05/22/2019 (30 days after DNR received the application).**

NOTE: If the County does not submit the Matrix score and recommendation by the deadline, the DNR will not consider any subsequent County's scoring of the Matrix or recommendation until the next time the County is eligible to adopt a construction evaluation resolution.

3. The board may submit comments or may forward comments from the public, which must be **received** by DNR no later than 05/22/2019. Comments received after that date due will not be considered. Comments may include but are not limited to the following:

- a. The existence of an object or location not included in the application that benefits from a separation distance requirement as provided in section 459.202 or 459.204 or 459.310 of the Code of Iowa.
  - b. The suitability of soils and the hydrology of the site where construction of a confinement feeding operation structure is proposed.
  - c. The availability of land for the application of manure originating from the confinement feeding operation.
  - d. Whether the construction of a proposed confinement feeding operation structure will impede drainage through established tile lines, laterals, or other improvements which are constructed to facilitate the drainage of land not owned by the person applying for the construction permit.
4. The proof of publication, County's recommendation, a copy of the Matrix as scored by the board and any public comments must be **received** by IDNR no later than 05/22/2019. To ensure timely submittal, we recommend that you also **fax or scan and email** proof of publication, County's recommendation and a copy of the Matrix as scored by the board to:

Send to:

Iowa DNR  
Field Office #3  
1900 N Grand Ave  
Gateway North, Suite E17  
Spencer, IA 51301  
Attn: Paul Petitti

Iowa DNR  
Field Office #2  
2300 15<sup>th</sup> St SW  
Mason City, IA 50401  
Attn: Cindy Garza

[Paul.Petitti@dnr.iowa.gov](mailto:Paul.Petitti@dnr.iowa.gov)  
712/262-4177

[Cindy.Garza@dnr.iowa.gov](mailto:Cindy.Garza@dnr.iowa.gov)  
641/424-4073

If you have any questions about this process, please contact Paul or Cindy.

Sincerely,

**Field Services and Compliance Bureau**



Paul Petitti



OFFICE OF  
WOODBURY COUNTY BOARD OF SUPERVISORS

Courthouse • Room 104  
620 Douglas Street – Sioux City, Iowa 51101  
Telephone (712) 279-6525 • Fax (712) 279-6577

FINANCE/BUDGET DIRECTOR  
DENNIS BUTLER

ADMINISTRATIVE ASSISTANT  
KAREN JAMES

EXECUTIVE SECRETARY / PUBLIC BIDDER  
HEATHER SATTERWHITE

MEMBERS

ROCKY DE WITT  
LAWTON

MARTY POTTEBAUM  
SIOUX CITY

KEITH RADIG  
SIOUX CITY

JEREMY TAYLOR  
SIOUX CITY

MATTHEW UNG  
SIOUX CITY

**Woodbury County Master Matrix Scoring & Recommendation**

The Woodbury County Board of Supervisors have reviewed the Master Matrix and Construction Application for Lance and Jana Hamann. Public Notice was published on April 30, 2019 and the proof of publication is attached.

Matrix as scored by Woodbury County = 545 points. **Passing** / Failing (Circle One)

If the County scored matrix is different than submitted then the County scored matrix is attached with justifications

Supplemental letters or documentation is being sent to DNR

Upon review and inspection of construction site and documents provided, we the Woodbury County Board of Supervisors recommend the permit application be **Approved** / Disapproved (Circle One).

Comments or Reason for Disapproval:

Signed:

Date:

\_\_\_\_\_

\_\_\_\_\_



**WOODBURY COUNTY  
COMMUNITY & ECONOMIC DEVELOPMENT**

**620 DOUGLAS STREET – SIOUX CITY, IA 51101**

David Gleiser · Director · dgleiser@woodburycountyia.gov  
 Dan Priestley · Zoning Coordinator · dpriestley@woodburycountyia.gov  
 Dawn Norton · Sr. Clerk · dnorton@woodburycountyia.gov  
 Telephone (712) 279-6609 Fax (712) 279-6530

**MASTER MATRIX ANALYSIS**

**EXECUTIVE SUMMARY:**

On Monday, April 23, the Woodbury County Auditor received a Construction Permit Application from the Iowa Department of Natural Resources (IDNR) that was submitted by Lance & Jana Hamann. The applicants wish to build one new 900 head deep pit beef cattle confinement barn at an existing beef cattle confinement facility located in the SW ¼ of the NW ¼ of Section 16, T87N R42W (Morgan Township). Parcel #874216100003. On Tuesday, April 30, a public notice was published in the legals section of the Sioux City Journal to comply with state regulations of publishing the request within a 14 day time-frame as well as to solicit written comments. As of the printing of this document, May 16, no written comments have been received from the public. Within the IDNR's 30-day application window, the Woodbury County Community and Economic Development (CED) staff



conducted a joint site visit with the IDNR to evaluate items from the "Master Matrix" on Monday, April 29. At the meeting Lois Benson, Environmental Specialist, concurred with all the reported separation distances.

The following report analyzes the applicant's response to the matrix which is an instrument provided by the IDNR and adopted by Woodbury County to assess the feasibility of building a confinement structure containing over 1000 animal units (AU). Based on the items analyzed, the Woodbury County Community and Economic staff concurs with the applicant that this location is suitable for the placement of the proposed structure. Thus, it is the recommendation of staff to approve the proposal.

**MATRIX SUMMARY**

Matrix Item #	Applicant Score	Staff Score	Matrix Item # cont.	Applicant Score cont.	Staff Score cont.
1	100	100	12	30	30
2	30	30	17	30	30
3	30	30	19	20	20
4	30	30	20	30	30
5	30	30	24	20	20
6	10	10	25	25	25
7	30	30	35	10	10
8	50	50	37	10	10
9	25	25	41	5	5
10	30	30			
			<b>Score</b>	<b>545</b>	<b>545</b>

# PUBLIC NOTICE - Sioux City Journal, April 30, 2019

**PUBLIC NOTICE** County Board of Supervisors. The Woodbury County Board of Supervisors has received a construction permit application for a confinement feeding operation, more specifically as follows:  
 Name of Applicant: Lance and Jana Hamann  
 Location of the Proposed Construction: SW ¼ of the NW ¼, Section 16, T87N-R42W, Morgan Township, Woodbury County.  
 Type of Confinement Feeding Operation Structure Proposed: One new 900 head deep pit beef cattle confinement barn at an existing beef cattle confinement facility.  
 Animal Unit Capacity of the Confinement Operation after Construction: 1650 animal units (1650 head of beef cattle)  
 Examination: The application is on file at the Woodbury County Community & Economic Development Office, located at 620 Douglas Street, 6th Floor, Sioux City, IA 51101, and is available for public inspection Monday - Friday, 8 AM to 4:30 PM.  
 Comments: Written and oral comments may be filed at the Woodbury County Community & Economic Development Office, until 4:30 PM on Tuesday, May 21, 2019.  
 Published in the Sioux City Journal April 30, 2019, LGL#31046

## MATRIX ITEM #1

**ADDITIONAL SEPARATION DISTANCE, ABOVE MINIMUM REQUIREMENTS, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST: RESIDENCE NOT OWNED BY THE OWNER OF THE CONFINEMENT FEEDING OPERATION; HOSPITAL; NURSING HOME, OR; LICENSED OR REGISTERED CHILD CARE FACILITY.**

### REQUIRED DISTANCE

1,875 feet (567 IAC 65.11(455B), Table 6)

### APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
1,251 feet or more	100	65		35

### STAFF INTERPRETATION

Public Land Distance

- 0-532 ft
- 532-1064 ft
- 1064-1596 ft
- 1596-2128 ft
- 2128-2660 ft
- 2660-3192 ft
- 3192-3724 ft
- 3724-4256 ft
- 4256-4788 ft
- 4788-5320 ft



Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The proposed site is located about around 3,234 ft. from the nearest house. The minimum separation distance is 1,875 ft. The Community and Economic Development (CED) staff concurs with the applicant's Score of 100 as there is about 1,359 ft. of additional separation distance.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
1,251 feet or more	100	65		35



## MATRIX ITEM #2

**ADDITIONAL SEPARATION DISTANCE, ABOVE MINIMUM REQUIREMENTS, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST PUBLIC USE AREA.**

### REQUIRED DISTANCE

2,500 feet (567 IAC 65.11(455B), Table 6)

### APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30	12		18

### STAFF INTERPRETATION

Public Land Distance

- 0-532 ft
- 532-1064 ft
- 1064-1596 ft
- 1596-2128 ft
- 2128-2660 ft
- 2660-3192 ft
- 3192-3724 ft
- 3724-4256 ft
- 4256-4788 ft
- 4788-5320 ft



Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The proposed site is located in the range of 4788-5320 feet from Public Lands. The minimum separation distance is 2,500 ft. At the April 29, 2019 meeting, the Iowa DNR representative concurred with the applicant's matrix response. The CED staff concurs with the applicant's Score of 30.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30	12		18

**MATRIX ITEM #3**

**ADDITIONAL SEPARATION DISTANCE, ABOVE MINIMUM REQUIREMENTS, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST:**

- EDUCATIONAL INSTITUTION
- RELIGIOUS INSTITUTION, OR
- COMMERCIAL ENTERPRISE

**REQUIRED DISTANCE**

1,875 feet (567 IAC 65.11(455B), Table 6)

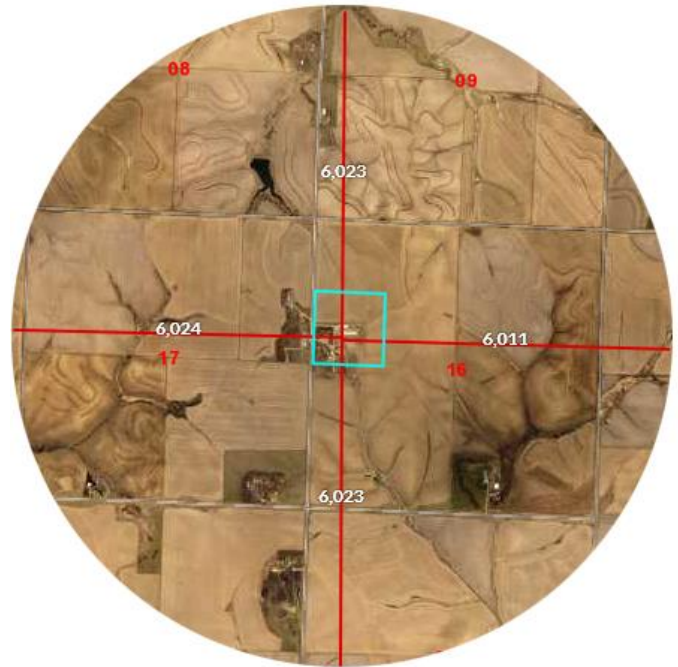
**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30	12		18

**STAFF INTERPRETATION**

The staff has identified 92 properties within a 6000 ft radius, none of which include educational institutions, religious institutions, or commercial enterprises. It appears that the properties within this radius are zoned Agricultural Preservation (AP) and may include various farming operations.

There are no educational institutions, religious institutions, or commercial enterprises within 6,000 feet of the proposed site. The minimum separation distance is 1,875 ft. The CED staff concurs with the applicant's Score of 30.



Data Source: Woodbury County Beacon GIS

<https://beacon.schneidercorp.com/Application.aspx?AppID=10&LayerID=108&PageTypeID=1&PageID=969&KeyValue=874216100003>

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30	12		18

**MATRIX ITEM #4**

**ADDITIONAL SEPARATION DISTANCE, ABOVE MINIMUM REQUIREMENT OF 500 FEET, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST WATER SOURCE.**

**REQUIRED DISTANCE**

500 feet (567 IAC 65.11(455B), Table 6, Other Distances)

**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30		30	

**STAFF INTERPRETATION**

	<table border="0"> <tr> <td>Location</td> <td>-95.746962 42.349995</td> </tr> <tr> <td>Ag Drainage Well Distance</td> <td>&gt; one mile</td> </tr> <tr> <td>Well Distance</td> <td>604 ft</td> </tr> <tr> <td>Alluvial Soils present</td> <td>No</td> </tr> <tr> <td>Distance to surface water</td> <td>1006 ft</td> </tr> <tr> <td>Distance to Major Source River</td> <td>&gt; one mile</td> </tr> <tr> <td>Distance to Major Source Lake</td> <td>&gt; one mile</td> </tr> <tr> <td>Distance to HQ/HQR water</td> <td>&gt; one mile</td> </tr> <tr> <td>Karst features</td> <td>Not in potential karst area</td> </tr> <tr> <td>Designated Wetland Distance</td> <td>&gt; 2500 ft.</td> </tr> <tr> <td>Percent slope</td> <td>10 %</td> </tr> <tr> <td>Distance to public land</td> <td>34155 ft</td> </tr> </table> <p>Distances are estimates based on best available data. Distance calculations are ±37 ft.</p>	Location	-95.746962 42.349995	Ag Drainage Well Distance	> one mile	Well Distance	604 ft	Alluvial Soils present	No	Distance to surface water	1006 ft	Distance to Major Source River	> one mile	Distance to Major Source Lake	> one mile	Distance to HQ/HQR water	> one mile	Karst features	Not in potential karst area	Designated Wetland Distance	> 2500 ft.	Percent slope	10 %	Distance to public land	34155 ft
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Percent slope	10 %																								
Distance to public land	34155 ft																								

Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The applicants report an additional distance of 1,940 to the closest water source north of the property. At the April 29, 2019 meeting, the Iowa DNR representative concurred with the applicant's matrix response. Based on the data provided above, the CED staff concurs with the applicant's Score of 15.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
1,501 feet or more	30		30	

**MATRIX ITEM #5**

**SEPARATION DISTANCE OF 300 FEET OR MORE FROM THE PROPOSED CONFINEMENT STRUCTURE TO THE NEAREST THROUGHFARE.**

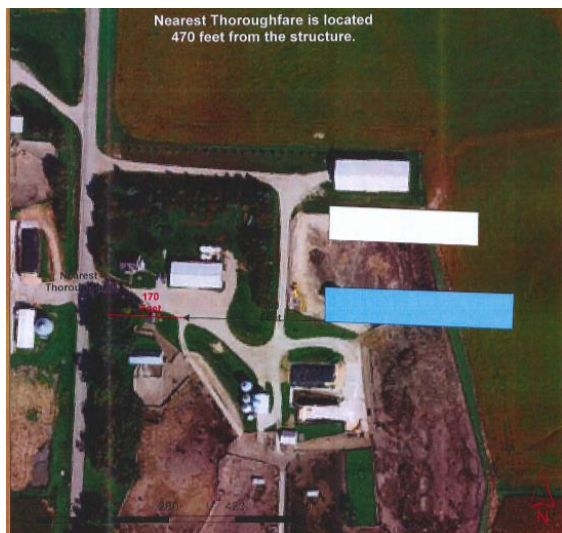
**REQUIRED DISTANCE**

100 feet (567 IAC 65.11(455B), Table 6, Other Distances)

**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
300 feet or more	30	9		21

**STAFF INTERPRETATION**



Applicant Submission



Beacon GIS

Data Source(s): CAFO Application & Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps/afo>

The location of the proposed site exceeds the 100 required feet from Safford Avenue. The CED staff concurs with the applicant's Score of 30.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
300 feet or more	30	9		21

**MATRIX ITEM #6****ADDITIONAL SEPARATION DISTANCE, ABOVE MINIMUM REQUIREMENTS, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST CRITICAL PUBLIC AREA****REQUIRED DISTANCE**

2,500 feet (567 IAC 65.11(455B), Table 6)

**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
500 feet or more	10	4		6

**STAFF INTERPRETATION**

Public Land Distance  

- 0-532 ft
- 532-1064 ft
- 1064-1596 ft
- 1596-2128 ft
- 2128-2660 ft
- 2660-3192 ft
- 3192-3724 ft
- 3724-4256 ft
- 4256-4788 ft
- 4788-5320 ft



Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The site is greater than one mile in distance from a public use area. At the April 29, 2019 meeting, the Iowa DNR representative concurred with the applicant's matrix response. The CED staff concurs with the Applicant's Score of 10.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
500 feet or more	10	4		6

## MATRIX ITEM #7

**PROPOSED CONFINEMENT STRUCTURE IS AT LEAST TWO TIMES THE MINIMUM REQUIRED SEPARATION DISTANCE FROM ALL PRIVATE AND PUBLIC WATER WELLS.**

### REQUIRED DISTANCE


Private - 400 feet, Deep, 400 feet, Shallow / Public - 400 feet, Deep, 1000 feet, Shallow (567 IAC 65.11(455B), Table 6, Distances to Wells)

### APPLICANT RESPONSE








	SCORE	AIR	WATER	COMMUNITY
Two times the minimum separation distance	30		24	6

### STAFF INTERPRETATION

Key

 Wells

Well Distance

-  0-532 ft
-  532-1064 ft
-  1064-1596 ft
-  1596-2128 ft
-  2128-2660 ft
-  2660-3192 ft
-  3192-3724 ft
-  3724-4256 ft
-  4256-4788 ft
-  4788-5320 ft

Location -95.746736  
42.350407

Ag Drainage Well Distance > one mile

Well Distance 474 ft

Alluvial Soils present No

Distance to surface water 1185 ft

Distance to Major Source River > one mile

Distance to Major Source Lake > one mile

Distance to HQ/HQR water > one mile

Karst features Not in potential karst area

Designated Wetland Distance > 2500 ft.

Percent slope 8 %

Distance to public land 34260 ft

Distances are estimates based on best available data. Distance calculations are ±37 ft.



2 wells marked in blue ●

Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

There are two wells on the premises. The closest appears to be located to the north is between 0 ft. and 532 ft. (est. 1824 ft.) from the site according to the IDNR's mapping. The above map was provided by the Iowa DNR representative and she concurred with the applicant's matrix response. He CED staff concurs with the IDNR and applicant.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
Two times the minimum separation distance	30		24	6

## MATRIX ITEM #8

**ADDITIONAL SEPARATION DISTANCE, ABOVE THE MINIMUM REQUIREMENT OF 1,000 FEET, FROM PROPOSED CONFINEMENT STRUCTURE TO THE CLOSEST:**

- AGRICULTURAL DRAINAGE WELL
- KNOWN SINKHOLE
- MAJOR WATER SOURCE

### REQUIRED DISTANCE

1,000 feet, (567 IAC 65.11(455B), Table 6, Other Distances)

### APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
2,501 feet or more	50	5	25	20

### STAFF INTERPRETATION

Location	-95.746736 42.350407
Ag Drainage Well Distance	> one mile
Well Distance	474 ft
Alluvial Soils present	No
Distance to surface water	1185 ft
Distance to Major Source River	> one mile
Distance to Major Source Lake	> one mile
Distance to HQ/HQR water	> one mile
Karst features	Not in potential karst area
Designated Wetland Distance	> 2500 ft.
Percent slope	8 %
Distance to public land	34260 ft
Distances are estimates based on best available data. Distance calculations are ±37 ft.	



Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The proposed site is located at least one mile away from an Ag Drainage Well and a Major Water Source. There also does not appear to be known sinkholes in the region. At the April 29, 2019 meeting, the Iowa DNR representative concurred with the applicant's matrix response. The CED staff concurs with the applicant's Score of 50.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
2,501 feet or more	50	5	25	20

# MATRIX ITEM #9

**DISTANCE BETWEEN THE PROPOSED CONFINEMENT STRUCTURE AND THE NEAREST CONFINEMENT FACILITY THAT HAS A SUBMITTED DEPARTMENT MANURE MANAGEMENT PLAN.**

## REQUIRED DISTANCE

3,960 feet

## APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
Three-quarter of a mile or more (3,960 feet)	25	7.5	7.5	10

## STAFF INTERPRETATION

M. Boyle Site - #64884  
2791 Pocahontas Avenue Danbury, IA 51019

Field Office 3  
Woodbury County, Morgan Township  
SE 1/4 of the SE 1/4 of Section 31, T087N, R42W  
Maple / Reynolds Creek Watershed

[Site Map](#)

[Facility Summary](#)   [Facility Detail](#)   [Confinement](#)   [Animal Units](#)   [Features](#)   [Geo Review](#)

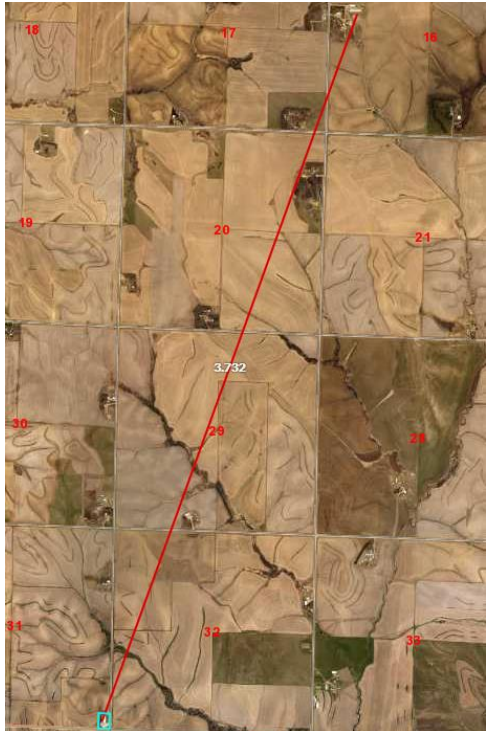
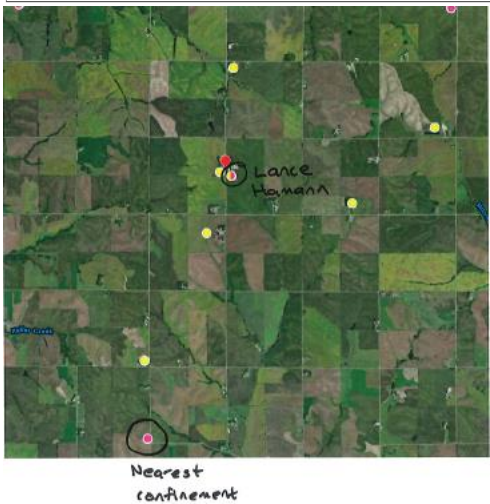
Management Plan and Construction Review Page

MMP Due Date: September 1st Print

<b>Operation Types</b> Confinement	<b>Change Proposed</b> Modifying - no change in capacity	<b>Plan Type</b> Pindex MMP -original
<b>Status</b> Approved	<b>Days In House</b> 2	<b>FO Plan Reviewer</b> Londa Witte
<b>First User/Date</b> Iwitte - 08/29/2018	<b>Last User/Date</b> Iwitte - 08/29/2018	

Fee Table				
Fee Action Type	Amount	Date Received	First User/Date	Last User/Date
Compliance Fee	149.85	08/27/2018	Iwitte 08/29/2018	Iwitte 08/29/2018
<b>Total:</b>	<b>\$ 149.85</b>			

Action Table				
Actions	Date	Follow-up Required By	Document	
Plan Approved	08/29/2018			
Management Plan Received	08/27/2018			



Data Source(s): Iowa DNR AFO Site Search, <https://programs.iowadnr.gov/animalfeedingoperations/FacilitySearch.aspx> & Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps/afo>

The M. Boyle Site #64884 is located approximately 3.7 miles from the proposed site on Parcel #874231400007. This location has a MMP on file. At the April 29, 2019 meeting, the Iowa DNR representative concurred with the applicant's matrix response. The CED staff concurs with the applicant's Score of 25.

## STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
Three-quarter of a mile or more (3,960 feet)	25	7.5	7.5	10



## MATRIX ITEM #10

SEPARATION DISTANCE FROM PROPOSED CONFINED STRUCTURE CLOSEST TO: HIGH QUALITY (HQ) WATERS; HIGH QUALITY RESOURCE (HQR) WATERS, OR; PROTECTED WATER AREAS

### APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
Two times the minimum separation distance	30		22.5	7.5

### STAFF INTERPRETATION

<p>Location -95.746650 42.350273</p> <p>Ag Drainage Well Distance &gt; one mile</p> <p>Well Distance 546 ft</p> <p>Alluvial Soils present No</p> <p>Distance to surface water 1114 ft</p> <p>Distance to Major Source River &gt; one mile</p> <p>Distance to Major Source Lake &gt; one mile</p> <p>Distance to HQ/HQR water &gt; one mile</p> <p>Karst features Not in potential karst area</p> <p>Designated Wetland Distance &gt; 2500 ft.</p> <p>Percent slope 8 %</p> <p>Distance to public land 34260 ft</p> <p>Distances are estimates based on best available data. Distance calculations are ±37 ft.</p>	
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Data Source: Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

The proposed site is estimated to be greater than one mile from a HG/HQR water source. Additionally, the distance to major source river and lake is greater than one mile. The CED staff concurs with the applicant's Score of 30.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
Two times the minimum separation distance	30		22.5	7.5

**MATRIX ITEM #12****LIQUID MANURE STORAGE STRUCTURE IS COVERED****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
COVERED LIQUID MANURE STORAGE	30	27		3

**STAFF INTERPRETATION**

Based on the application materials, the CED staff concurs with the applicant's Score of 30.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
COVERED LIQUID MANURE STORAGE	30	27		3

**MATRIX ITEM #17****PROPOSED MANURE STORAGE STRUCTURE IS FORMED****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
FORMED MANURE STORAGE STRUCTURE	30		27	3

**STAFF INTERPRETATION**

Based on the application materials, the CED staff concurs with the applicant's Score of 30.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
FORMED MANURE STORAGE STRUCTURE	30		27	3

**MATRIX ITEM #19**

**PROPOSED CONFINEMENT SITE HAS A SUITABLE TRUCK TURNAROUND AREA SO THAT SEMITRAILERS DO NOT HAVE TO BACK INTO THE FACILITY FROM THE ROAD**

**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
TRUCK TURNAROUND	20			20

**STAFF INTERPRETATION**

Based on the application materials, the CED staff concurs with the applicant's Score of 20 as there appears to be adequate space where semitrailers do not have to back into the facility from the road. There is an entrance and an exit. A design, operation, and maintenance plan for the turn around area was included in the application. The 120 ft. turnaround in diameter can be met on premises.



Data Source: Application

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
TRUCK TURNAROUND	20			20

**MATRIX ITEM #20**

**FACILITY SIZE**

**APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
No history of Administrative Orders in last five years	30			20

**STAFF INTERPRETATION**

After review of the Iowa DNR's online database at: <https://programs.iowadnr.gov/animalfeedingoperations/FacilitySummary.aspx?FacilityId=62571>, there are no listed administrative orders in the last five years. The CED staff concurs with the applicant's Score of 30.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
No history of Administrative Orders in last five years	20			20

**MATRIX ITEM #24****FACILITY SIZE****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
1 TO 2,000 ANIMAL UNIT CAPACITY	20			20

**STAFF INTERPRETATION**

The applicants reported 1,650 Animal Units on their IDNR Construction Permit Application. The CED staff concurs with the applicant's Score of 20.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
1 TO 2,000 ANIMAL UNIT CAPACITY	20			20

**MATRIX ITEM #25****CONSTRUCTION PERMIT APPLICATION INCLUDES LIVESTOCK FEEDING AND WATERING SYSTEMS THAT SIGNIFICANTLY REDUCE MANURE VOLUME****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
Wet/dry feeders or other feeding and watering systems that significantly reduce manure volume	25		12.5	12.5

**STAFF INTERPRETATION**

Based on the application materials, the CED staff concurs with the applicant's Score of 25. The feeding information is provided within the application materials.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
Wet/dry feeders or other feeding and watering systems that significantly reduce manure volume	25		12.5	12.5

## MATRIX ITEM #35

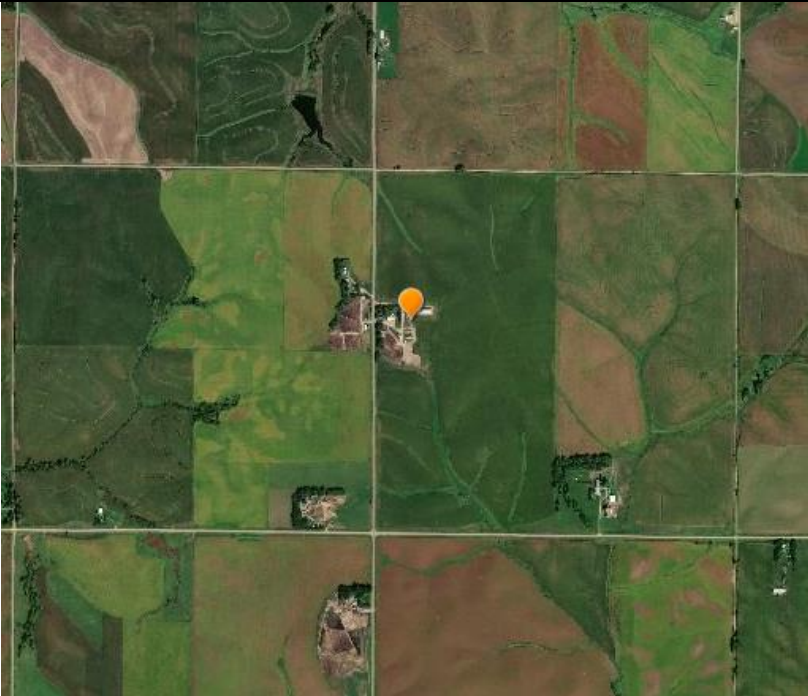
### ADDITIONAL SEPRATION DISTANCE ABOVE MINIMUM REQUIREMENTS FOR LAND APPLICATION OF MANUR, TO THE CLOSEST:

- HIGH QUALITY (HQ) WATER;
- HIGH QUALITY RESOURCE (HQR) WATER, OR;
- PROTECTED WATER AREA (PWA)

### APPLICANT RESPONSE

	SCORE	AIR	WATER	COMMUNITY
ADDITIONAL SEPRATION DISTANCE OF 400 FEET	10		7.5	2.5

### STAFF INTERPRETATION

<p>Location -95.746650 42.350273</p> <p>Ag Drainage Well Distance &gt; one mile</p> <p>Well Distance 546 ft</p> <p>Alluvial Soils present No</p> <p>Distance to surface water 1114 ft</p> <p>Distance to Major Source River &gt; one mile</p> <p>Distance to Major Source Lake &gt; one mile</p> <p>Distance to HQ/HQR water &gt; one mile</p> <p>Karst features Not in potenti karst area</p> <p>Designated Wetland Distance &gt; 2500 ft.</p> <p>Percent slope 8 %</p> <p>Distance to public land 34260 ft</p> <p>Distances are estimates based on best available data. Distance calculations are ±37 ft.</p>	
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Data Source: Application & Iowa DNR Mapping Online, <https://programs.iowadnr.gov/maps//afo>

Based on the IDNR mapping, the CED staff concurs with the applicant's Score of 10.

### STAFF SCORE

	SCORE	AIR	WATER	COMMUNITY
ADDITIONAL SEPRATION DISTANCE OF 400 FEET	10		7.5	2.5

**MATRIX ITEM #37****WORKER SAFETY AND PROTECTION PLAN IS SUBMITTED WITH THE CONSTRUCTION PERMIT APPLICATION****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
SUBMISSION OF WORKER SAFETY AND PROTECTION PLAN	10			10

**STAFF INTERPRETATION**

Based on the application materials, the CED staff concurs with the applicant's Score of 10. The plan is provided within the application materials.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
SUBMISSION OF WORKER SAFETY AND PROTECTION PLAN	10			10

**MATRIX ITEM #41****CONSTRUCTION PERMIT APPLICATION CONTAINS A CLOSURE PLAN****APPLICANT RESPONSE**

	SCORE	AIR	WATER	COMMUNITY
CLOSURE PLAN	5		2.5	2.5

**STAFF INTERPRETATION**

The CED staff concurs with the applicant's Score of 5. The plan is provided within the application materials.

**STAFF SCORE**

	SCORE	AIR	WATER	COMMUNITY
CLOSURE PLAN	5		2.5	2.5



#11a

**Ahlers & Cooney, P.C.**  
*Attorneys at Law*

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Des Moines, Iowa 50309-2231

**Phone:** 515-243-7611

**Fax:** 515-243-2149

**www.ahlerslaw.com**

Jason L. Comisky

515.246.0337

jcomisky@ahlerslaw.com

May 17, 2019

Mr. Michael Clayton  
County Treasurer  
Woodbury County Courthouse  
620 Douglas Street  
Sioux City, IA 51101

RE: BOND COUNSEL ENGAGEMENT AGREEMENT  
Proposed issuance of not to exceed \$787,559 General Obligation  
Capital Loan Notes

Dear Board of Supervisors:

The purpose of this Engagement Agreement (the "Agreement") is to disclose and memorialize the terms and conditions under which services will be rendered by Ahlers & Cooney, P.C. as Bond Counsel to Woodbury County, Iowa (the "Issuer") in connection with the issuance of the above-referenced issue (the "Notes"). We understand the Notes are being issued for the purpose of improvements to public buildings and computer system upgrades and will be secured by a general obligation tax levy. We further understand that final sizing of the issue may not yet be completed, but it is anticipated that the Notes will be sold in a private placement. While additional members of our firm may be involved in representing the Issuer on other matters unrelated to the Notes, this Agreement relates to the agreed-upon scope of Bond Counsel services described herein.

#### SCOPE OF ENGAGEMENT

In the role of Bond Counsel, we will provide the following services:

- (1) Subject to the completion of proceedings and execution of documents to our satisfaction, render our legal opinion (the "Bond Opinion") regarding the validity and enforceability of the Notes, the source of payment and security for the Notes, and the tax status of the Notes for federal income tax purposes.
- (2) Prepare and review documents necessary or appropriate to the authorization, issuance and delivery of the Notes, and coordinate the authorization and execution of such documents.
- (3) Review legal issues relating to the structure of the Note issue.

- (4) Review or prepare those sections of the official statement, private placement memorandum or other form of offering or disclosure document (the "Offering Documents") to be disseminated in connection with the sale of the Notes that describe the terms of the Notes, Iowa and federal law pertinent to the validity of the Notes, the tax status of interest on the Notes, the Bond Opinion and the Issuer's Continuing Disclosure Certificate, if applicable.
- (5) Upon request, assist the Issuer in presenting information to bond rating organizations and providers of credit enhancement relating to the issuance of Notes.
- (6) Prepare procedure to advertise and direct the sale of Notes when we are advised that a particular issue of Notes will be sold at public sale, and prepare procedure accepting a proposal to purchase the Notes when we are advised that the sale of a particular issue of Note will accomplished by negotiated sale.
- (7) Draft the Continuing Disclosure Certificate of the Issuer, if applicable.
- (8) File an appropriate Form 8038 with the IRS after Closing.

As Bond Counsel, our examination will extend to the actions and approvals necessary to authorize the issuance and initial delivery of the Notes to the original purchaser thereof. Our Bond Opinion does not extend to any re-offering of the Notes by the original purchaser or other persons. The Bond Opinion will be delivered by us on the date the Notes are exchanged for their purchase price (the "Closing") and will be based on facts and law existing as of its date. In rendering our Bond Opinion, we will rely upon the certified proceedings and other certifications of public officials and other persons furnished to us without undertaking to verify the same by independent investigation, and we will assume continuing compliance by the Issuer with applicable laws relating to the Notes. During the course of this engagement, we will rely on the Issuer, and authorized officials, to provide us with complete and timely information on all developments pertaining to any aspect of the Notes and their security.

The duties covered by a fee for Notes issued under this Agreement are limited to those expressly set forth above. Our fee for a note issue does not include the following services, or any other matter not required to render our Bond Opinion:

- (a) Except as described in paragraph (4) above, assisting in the preparation or review of the Offering Documents with respect to the Notes, or performing an independent investigation to determine the accuracy, completeness or sufficiency of any such document or rendering advice that the Offering Documents do not contain any untrue statement of material fact or omit to state a material fact necessary to make the statements contained therein, in light of the circumstances under which they were made, not misleading. This engagement does not include the services of Disclosure Counsel.
- (b) Preparing requests for tax rulings from the Internal Revenue Service, or "no action" letters from the Securities and Exchange Commission.
- (c) Drafting state constitutional or legislative amendments.



- (d) Pursuing test cases or other litigation, such as contested validation proceedings.
- (e) Except as provided in paragraph (7) above, assisting in the preparation of, or opinion on, a continuing disclosure undertaking pertaining to the Notes, or after Closing, providing advice concerning any actions necessary to assure compliance with any continuing disclosure undertaking, including monitoring Issuer's continued compliance with the undertaking.
- (f) Representing the Issuer in Internal Revenue Service examinations or inquiries, or Securities and Exchange Commission investigations.
- (g) After Closing, providing continuing advice to the Issuer or any other party concerning actions necessary to assure that interest paid on the Notes will continue to be excludable from gross income for federal income tax purposes (e.g. this Bond Counsel engagement for the Notes does not include rebate calculations, nor continuing post-issuance compliance activities).

We will provide one or more of the services listed in (a)–(g) upon your request, however, a separate, written engagement will be required before we assume one or more of these duties. The remaining services in this list, specifically those listed in subparts (h)–(k) below, are not included in this Agreement, nor will they be provided by us at any time.

- (h) Acting as an underwriter, or otherwise marketing the Notes.
- (i) Acting in a financial advisory role.
- (j) Preparing blue sky or investment surveys with respect to the Notes.
- (k) Making an investigation or expressing any view as to the creditworthiness of the Issuer or of the Notes.

#### ATTORNEY-CLIENT RELATIONSHIP

Upon execution of this Agreement, the Issuer will be our client and an attorney-client relationship will exist between us with respect to the issuance of the Notes. We assume that all other parties will retain such counsel as they deem necessary and appropriate to represent their interests in this transaction. We further assume that all parties understand that we represent only the Issuer, we are not counsel to any other party, and we are not acting as an intermediary among the parties. Our services as Bond Counsel are limited to those contracted for in this Agreement; the Issuer's execution of this Agreement will constitute an acknowledgement of those limitations. Our representation of the Issuer will not affect, however, our responsibility to render an objective Bond Opinion.

Our representation of the Issuer and the attorney-client relationship created by this Agreement will be concluded upon issuance of the Notes. Nevertheless, subsequent to Closing, we will mail the appropriate completed Internal Revenue Service Form 8038 and, if requested by the Issuer, prepare and distribute to the participants in the transaction a transcript of the proceedings pertaining to the Notes.

## OTHER REPRESENTATIONS

As you are aware, our firm represents many political subdivisions, companies and individuals. It is possible that during the time that we are representing the Issuer, one or more of our present or future clients will have transactions with the Issuer. We do not believe such representation, if it occurs, will adversely affect our ability to represent you as provided in this Agreement, either because such matters will be sufficiently different from the issuance of the Notes so as to make such representations not adverse to our representation of you, or because the potential for such adversity is remote or minor and outweighed by the consideration that it is unlikely that advice given to the other client will be relevant to any aspect of the issuance of the Notes. We will decline to participate in any matter where the interests of our clients, including the Issuer, may differ to the point where separate representation is advisable. The firm historically has arranged its practice to hold such occasions to a minimum, and intends to continue doing so. Execution of this Agreement will signify the Issuer's consent to our representation of others consistent with the circumstances described in this paragraph.

## FEES

### *Note Fees:*

The fee we charge for services rendered under this Agreement for the series of Notes for which we give a Bond Opinion is based upon: (i) our current understanding of the terms, structure, size and schedule of the financing represented by the Notes; (ii) the duties we will undertake pursuant to this Agreement; (iii) the time we anticipate devoting to the financing; and (iv) the responsibilities we will assume in connection therewith. It is anticipated that our fee will be capitalized into the Note issue. We estimate that our fee for the Notes will not exceed \$6,500. If, at any time, we believe that circumstances require an adjustment of our original fee estimate, we will advise the County Auditor. Such adjustment might be necessary in the event: (a) the principal amount of Notes actually issued differs significantly from the amount stated above; (b) material changes in the structure or schedule of the financing occur; or (c) unusual or unforeseen circumstances arise which require a significant increase or decrease in our time or responsibility. It is not anticipated that it will be necessary for us to personally attend meetings in order to provide the Bond Counsel services outlined above but we will do so in the event that circumstances require.

In addition to our Note fee, we will bill for all customary client charges made or incurred on your behalf, such as travel costs reimbursement, photocopying, deliveries, computer-assisted research, bond printing, and other related expenses. We estimate that such charges will not exceed \$750. We will contact you prior to incurring expenses that exceed this amount.

### *Billing Matters:*

We will submit a summary invoice for the professional services described herein after Closing. In the event of a substantial delay in completing the financing, we reserve the right to present an interim statement for payment. Unless other arrangements have been agreed upon in advance, we anticipate our statements to be paid in full within thirty (30) days of receipt.

If, for any reason, the financing represented by an issue of Notes is not consummated or is completed without the delivery of our Bond Opinion, or our services are otherwise terminated, we will expect to be compensated at our normal hourly rates, plus client charges, as described above (not to exceed the fee we would have received if we had rendered our Bond Opinion). My current hourly rate is \$240. Work performed by other attorneys will be billed at their current hourly rate. Associate attorneys begin at \$220, and work by legal assistants will be billed at \$120. The hourly rates reflected herein are subject to our periodic review and adjustment – typically annually.

#### RECORDS

At your request, papers and property furnished by you will be returned promptly upon receipt of payment for outstanding fees and client charges. Our own files, including lawyer work product, pertaining to the transaction will be retained by us. For various reasons, including the minimization of unnecessary storage expenses, we reserve the right to dispose of any documents or other material retained by us after the termination of this Agreement. It is our practice to retain transcripts for the financing for at least the life of the Notes. You will be notified prior to destruction of our file, and will have the option to request them, should you desire.

\*\*\*\*\*

Please carefully review the terms and conditions of this Agreement. If the above correctly reflects our mutual understanding please obtain necessary approvals, execute, date and return to me an executed copy of this letter. Please retain the original for your file.

If you have questions regarding any aspect of the above or our representation as Bond Counsel, please do not hesitate to write or call.

Ahlers & Cooney, P.C.

Sincerely,

By: 

Jason L. Comisky  
FOR THE FIRM

JLC:dc

cc: Dennis Butler  
Karen James

May 17, 2019  
Page 6

Accepted:

Woodbury County, Iowa\*

By \_\_\_\_\_ Date: \_\_\_\_\_

\*Approved by action of the governing body on \_\_\_\_\_, 2019.

01592116-1\18799-027



#11b

Ahlers & Cooney, P.C.  
Attorneys at Law

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Fax: 515-243-2149

www.ahlerslaw.com

Jason L. Comisky

515.246.0337

jcomisky@ahlerslaw.com

May 17, 2019

Mr. Michael Clayton  
County Treasurer  
Woodbury County Courthouse  
620 Douglas Street  
Sioux City, IA 51101

Re: Woodbury County, Iowa - Not to exceed \$787,559 General Obligation Capital  
Loan Note

Dear Michael:

We have now prepared and are enclosing suggested proceedings to be acted upon by the Board in fixing the date of a meeting on the proposition to enter into a loan agreement and issue the above mentioned Note and ordering publication of a notice of hearing consistent with the provisions of Code Sections 331.402 and 331.443.

Publication Requirement - Notice of Hearing.

Notice of this meeting must be published at least once in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The date of publication is to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Note. In computing time, the date of publication should be excluded. If the last day falls on Sunday, the whole of the following Monday should be excluded.

At the time of hearing the Board shall receive oral or written objections from any resident or property owner to the proposed action to enter into a loan agreement and issue the Note. After all objections have been received and considered, the Board is required, at that meeting or at any adjournment thereof, to take additional action for the authorization of a loan agreement and the issuance of the Note or to abandon the proposal.

The Board is required by statute to adopt the resolution instituting proceedings to enter into a loan agreement and issue the Note at the hearing or an adjournment thereof.

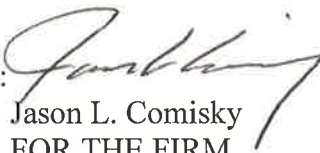
May 17, 2019  
Page 2

Also enclosed is an extra copy of the proceedings to be filled in as the original and certified back to this office, together with publisher's affidavit of publication of notice of hearing. **We are also enclosing an extra copy of the notice of hearing to be delivered to the newspaper for publication purposes.** A certificate to attest the proceedings is also enclosed.

We will prepare and forward to you in the near future, suggested procedure to be acted upon on the date of hearing. If you have any questions pertaining to the proceedings enclosed or the above instructions, please do not hesitate to either write or call.

Ahlers & Cooney, P.C.

Sincerely,

By:   
Jason L. Comisky  
FOR THE FIRM

JLC:dc  
Encl.

cc: Dennis Butler  
Karen James

01592170-1\18799-027

**ITEMS TO INCLUDE ON AGENDA FOR MAY 21, 2019**

**WOODBURY COUNTY, IOWA**

Not to exceed \$787,559 General Obligation Capital Loan Note

- Resolution fixing date for a meeting on the proposition to authorize a Loan Agreement and the issuance of a Note to evidence the obligations of the County thereunder.

NOTICE MUST BE GIVEN PURSUANT TO IOWA CODE  
CHAPTER 21 AND THE LOCAL RULES OF THE COUNTY.

May 21, 2019

The Board of Supervisors of Woodbury County, Iowa, met in \_\_\_\_\_ session, in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at \_\_\_\_\_ .M., on the above date. There were present Chairperson \_\_\_\_\_, in the chair, and the following named Board Members:

\_\_\_\_\_

Absent: \_\_\_\_\_

Vacant: \_\_\_\_\_

\* \* \* \* \*



Board Member \_\_\_\_\_ introduced the following Resolution entitled "RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$787,559 GENERAL OBLIGATION CAPITAL LOAN NOTE OF WOODBURY COUNTY, IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF", and moved that the same be adopted. Board Member \_\_\_\_\_ seconded the motion to adopt. The roll was called and the vote was,

AYES: \_\_\_\_\_

\_\_\_\_\_

NAYS: \_\_\_\_\_

Whereupon, the Chairperson declared the resolution duly adopted as follows:

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$787,559 GENERAL OBLIGATION CAPITAL LOAN NOTE OF WOODBURY COUNTY, IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Woodbury County, Iowa, should provide for the authorization of a Loan Agreement and issuance of a General Obligation Capital Loan Note, to the amount of not to exceed \$787,559, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose project(s) as hereinafter described; and

WHEREAS, the Loan Agreement and Note shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Note, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Note and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA:

Section 1. That this Board meet in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at \_\_\_\_\_ .M., on the 4th day of June, 2019, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$787,559 General Obligation Capital Loan Note, for essential county purposes, the proceeds of which Note will be used to provide funds to pay the costs of the erection, equipment, remodeling, or reconstruction of, and additions or extensions to public buildings, including the site or grounds thereof and including, but not limited to, the acquisition and installation of computer system upgrades and improvements at the Courthouse, Trospen Hoyt Building, Siouxland District Health Building, Anthon Courthouse, and Law Enforcement Center.

Section 2. The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of a General Obligation Capital Loan Note, evidencing the County's obligations to a principal amount of not to exceed \$787,559, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

Section 3. That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Note.

Section 4. The notice of the proposed action to issue Note shall be in substantially the following form:

(To be published between May 22, 2019 and May 30, 2019)

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS  
OF WOODBURY COUNTY, IOWA, ON THE MATTER OF  
THE PROPOSED AUTHORIZATION OF A LOAN  
AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED  
\$787,559 GENERAL OBLIGATION CAPITAL LOAN NOTE  
OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES),  
AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Woodbury County, State of Iowa, will hold a public hearing on the 4th day of June, 2019, at \_\_\_\_\_ .M., in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$787,559 General Obligation Capital Loan Note, for essential county purposes, to provide funds to pay the costs of the erection, equipment, remodeling, or reconstruction of, and additions or extensions to public buildings, including the site or grounds thereof and including, but not limited to, the acquisition and installation of computer system upgrades and improvements at the Courthouse, Trospen Hoyt Building, Siouxland District Health Building, Anthon Courthouse, and Law Enforcement Center. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Note to evidence the obligation of the County thereunder or will abandon the proposal to issue said Note.

This notice is given by order of the Board of Supervisors of Woodbury County, Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

---

County Auditor, Woodbury County, Iowa

(End of Notice)

PASSED AND APPROVED this 21st day of May, 2019.

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Chairperson

ATTEST:

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County Auditor

CERTIFICATE

STATE OF IOWA )  
 ) SS  
COUNTY OF WOODBURY )

I, the undersigned County Auditor of Woodbury County, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the County showing proceedings of the Board, and the same is a true and complete copy of the action taken by the Board with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Board and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board pursuant to the local rules of the Board and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective County offices as indicated therein, that no Board vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the County or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Board hereto affixed this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
County Auditor, Woodbury County, Iowa

(SEAL)

CERTIFICATE

STATE OF IOWA )  
 ) SS  
COUNTY OF WOODBURY )

I, the undersigned, do hereby certify that I am now and was at the times hereinafter mentioned, the duly qualified and acting Auditor of Woodbury County, in the County of Woodbury, State of Iowa, and that as such Auditor and by full authority from the Board of the County, I have caused a

NOTICE OF PUBLIC HEARING  
(Not To Exceed \$787,559 General Obligation Capital Loan Note)

of which the clipping annexed to the publisher's affidavit hereto attached is in words and figures a correct and complete copy, to be published as required by law in the " \_\_\_\_\_ ", a legal newspaper published at least once weekly, printed wholly in the English language, published regularly and mailed through the post office of current entry for more than two years and which has had for more than two years a bona fide paid circulation recognized by the postal laws of the United States, and has a general circulation in the County, and that the Notice was published in all of the issues thereof published and circulated on the following date:

\_\_\_\_\_, 2019.

WITNESS my official signature this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
County Auditor, Woodbury County, Iowa

(SEAL)

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

**#12**

Date: 5/16/2019 Weekly Agenda Date: 5/21/2019

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Mark J. Nahra, County Engineer

**WORDING FOR AGENDA ITEM:**

Wolf Creek Drainage District Trustees: Consider quotation for removal of trees from Wolf Creek Drainage District

**ACTION REQUIRED:**

- |  |   |  |
|--|---|--|
| Approve Ordinance <input type="checkbox"/> | Approve Resolution <input type="checkbox"/>   | Approve Motion <input checked="" type="checkbox"/> |
| Public Hearing <input type="checkbox"/>    | Other: Informational <input type="checkbox"/> | Attachments <input type="checkbox"/>               |

**EXECUTIVE SUMMARY:**

The county engineer has request quotations for removal of flood deposited trees and debris in the Wolf Creek ditch. Quotes will be presented at the Board meeting.

**BACKGROUND:**

The March 12, 2019 flood event resulted in damage to some of the drainage districts managed by the county board of supervisors. Some large trees were lodged in the Wolf Creek ditch north of 320th Street that caused water to over-top the dike in that location. With the possibility of additional flooding, it is necessary to remove the logjam from the ditch.

**FINANCIAL IMPACT:**

The project will be paid for by drainage district tax levies.

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Recommend that the trustees approve the low quote for the required work.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion that the trustees approve the low quote for the required work.

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

#13a

Date: 5/16/2019 Weekly Agenda Date: 5/21/2019

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Mark J. Nahra, County Engineer

**WORDING FOR AGENDA ITEM:**

Receive quotes for one new track mounted excavator for the secondary road department

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

The county annually takes bids for new equipment to maintain its fleet of road maintenance vehicles. The county is requesting quotations for one new track mounted hydraulic excavator for purchase.

**BACKGROUND:**

The county owns 4 excavators, one in each district. This year the excavator will replace an aging machine in the Oto district.

**FINANCIAL IMPACT:**

The purchases are paid for with Woodbury County local secondary road funds.

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Recommend that the board receive the quotes and allow the county engineer to examine the responsive quotes and recommend award at a later board meeting.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion that the board accept the excavator quotes and return them to the county engineer for an award recommendation.



**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

#13b

Date: 5/16/2019 Weekly Agenda Date: 5/21/2019

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Mark J. Nahra, County Engineer

**WORDING FOR AGENDA ITEM:**

Receive quotes for two new motor graders for the secondary road department

**ACTION REQUIRED:**

- |  |   |  |
|--|---|--|
| Approve Ordinance <input type="checkbox"/> | Approve Resolution <input type="checkbox"/>   | Approve Motion <input checked="" type="checkbox"/> |
| Public Hearing <input type="checkbox"/>    | Other: Informational <input type="checkbox"/> | Attachments <input type="checkbox"/>               |

**EXECUTIVE SUMMARY:**

The county annually takes bids for new equipment to maintain its fleet of road maintenance vehicles. The county is requesting quotations for two new all wheel drive motor graders for purchase.

**BACKGROUND:**

The county owns 21 motor graders. Twenty have territory assignments and one serves as a spare motor grader. Typically we update one or two motor graders per year. This year the motor graders replace aging machines in the Oto and Hornick districts.

**FINANCIAL IMPACT:**

The purchases are paid for with Woodbury County local secondary road funds.

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Recommend that the board receive the quotes and allow the county engineer to examine the responsive quotes and recommend award at a later board meeting.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion that the board accept the motor grader quotes and return them to the county engineer for an award recommendation.

**WOODBURY COUNTY BOARD OF SUPERVISORS AGENDA ITEM(S) REQUEST FORM**

#14

Date: 5/15/19

Weekly Agenda Date: 5/21/19

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Supervisor Marty Pottebaum

**WORDING FOR AGENDA ITEM:**

Repair of gravel roads

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

Instead of spending 10 years to bring the roads up to date, I propose borrowing the money and paying it back over the next 10 years. Project will start July 1, 2020.

**BACKGROUND:**

Our gravel roads are in disrepair, and we have discussed using TIF money over the next 10 years to bring them up to normal. With the cost of everything going up every year, I believe borrowing the money at 3 to 4 percent interest, would save the county money over the duration of the note. We would need to amend the TIF area for Grow Woodbury County to include all county roads and right of ways.

**FINANCIAL IMPACT:**

Use the \$300,000 currently budgeted for gravel in each fiscal year to supplement the General Obligation Bond payments. Use TIF increment revenue in the amount of \$500,000 each year for 10 fiscal years to supplement the General Obligation Bond payments. Generate \$10,000,000 from a General Obligation Bond which would increase tax asking by 11.63 cents which would generate \$550,000 the first fiscal year.

**IF THERE IS A CONTRACT INVOLVED IN THE AGENDA ITEM, HAS THE CONTRACT BEEN SUBMITTED AT LEAST ONE WEEK PRIOR AND ANSWERED WITH A REVIEW BY THE COUNTY ATTORNEY'S OFFICE?**

Yes  No

**RECOMMENDATION:**

Discuss proposal.

**ACTION REQUIRED / PROPOSED MOTION:**

Discuss proposal.