



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(JULY 30, 2019) (WEEK 31 OF 2019)**

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Rocky L. De Witt 253-0421 rdewitt@woodburycountyiowa.gov	Marty J. Pottebaum 251-1799 mpottebaum@woodburycountyiowa.gov	Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov	Jeremy J. Taylor 333-1714 jtaylor@woodburycountyiowa.gov	Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov
--	--	--	--	--

You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held July 30, 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.

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 6 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 July 23, 2019 meeting
4. Approval of claims
5. Human Resources – Melissa Thomas
 - a. Approval of request to Deauthorize County Positions
 - b. Authorization to Initiate Hiring Process
 - c. Memorandum of Personnel Transactions

6. Secondary Roads – Mark Nahra
 - a. Approval of permit to work in the county right of way for Doyle Turner
 - b. Approval of permit to work in the county right of way for NIPCO
 - c. Approval of permit to work in the county right of way for Long Lines, Inc.
 - d. Approval of permit to work in the county right of way for Western Iowa Telephone

End Consent Agenda

- | | |
|--|--|
| <ol style="list-style-type: none"> 7. Secondary Roads – Mark Nahra <ol style="list-style-type: none"> a. Approval of donation of old office copier to the Woodbury County Fair Board b. Approval of recommendation of bid for project number FM-C097(136)—58-97
– HMA Overlay project for County Road D38 east of Bronson 8. Building Services – Kenny Schmitz <ol style="list-style-type: none"> a. Approval of Goldberg Group Architects LEC Master Planning Agreement for pre-design planning services work packages b. Approval of reallocation of CIP Funds; #9102-17 Upgrade Study, and CIP #9106-17-19 HVAC Admin c. Authorize Finance Director to assist Goldberg Group Architects in seeking requests for proposals (RFP) from interested municipal advisors 9. Reports on Committee Meetings 10. Citizen Concerns 11. Board Concerns | <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Information</p> <p>Information</p> <p>Information</p> |
|--|--|

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

- THUR., AUGUST 1** 10:00 a.m. COAD Meeting, The Security Institute
- MON., AUGUST 5** 6:00 p.m. Board of Adjustment meeting, First Floor Boardroom
- TUES., AUGUST 6** 4:45 p.m. Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., AUGUST 7** 9:00 a.m. Loess Hills Alliance Protection Committee Meeting, Pisgah, Iowa
- 10:30 a.m. Loess Hills Alliance Stewardship Committee Meeting
- 12:00 p.m. District Board of Health Meeting, 1014 Nebraska St.
- 1:00 p.m. Loess Hills Alliance Executive Meeting, Pisgah, Iowa
- 4:00 p.m. Conservation Board Meeting, Little Sioux Park
- THUR., AUGUST 8** 12:00 p.m. SIMPCO Board of Directors, 1122 Pierce St.
- WED., AUGUST 14** 8:05 a.m. Woodbury County Information Communication Commission, First Floor Boardroom
- 2:00 p.m. Rolling Hills Community Services Region Meeting, Holstein, Iowa
- WED., AUGUST 21** 10:00 a.m. Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
- 12:00 p.m. Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- THUR., AUGUST 22** 4:30 p.m. Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- MON., AUGUST 26** 6:00 p.m. Zoning Commission Meeting, First Floor Boardroom
- THUR., AUGUST 29** 11:00 a.m. Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.
- MON., SEPT. 2** 6:00 p.m. Board of Adjustment meeting, First Floor Boardroom
- TUES., SEPT. 3** 4:45 p.m. Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., SEPT. 4** 9:00 a.m. Loess Hills Alliance Stewardship Committee Meeting, Pisgah, Iowa
- 10:30 a.m. Loess Hills Alliance Executive Board Meeting
- 12:00 p.m. District Board of Health Meeting, 1014 Nebraska St.
- 1:00 p.m. Loess Hills Alliance Full Board Meeting
- THUR., SEPT. 5** 10:00 a.m. COAD Meeting, The Security Institute

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.

JULY 23, 2019, THIRTIETH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, July 23, 2019 at 4:30 p.m. Board members present were Ung, Radig, Pottebaum, De Witt, and Taylor. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, Human Resources Director, Dennis Butler, Budget/Tax Analyst, and Patrick Gill, Auditor/Clerk to the Board.

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.

- 1. There were no citizen concerns.
- 2. Motion by Radig second by Taylor to approve the agenda for July 23,2019. Carried 5-0. Copy filed.

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

- 3. To approve minutes of the July 16, 2019 meeting. Copy filed.
- 4. To approve the claims totaling \$429,419.38. Copy filed.
- 5. To receive for signatures a Resolution naming depositories for the Conservation Department.

**RESOLUTION NAMING DEPOSITORIES
RESOLUTION #12,882**

BE IT RESOLVED by the Woodbury County Board of Supervisors in Woodbury County, Iowa: That we do hereby designate the following named banks to be depositories of the Woodbury County funds in amounts not to exceed the amount named opposite each of said designated depositories and Dan Heissel, Woodbury County Conservation is hereby authorized to deposit the Woodbury County funds in amounts not to exceed in the aggregate the amounts named for said banks as follows, to wit:

NAME OF DEPOSITORY	LOCATION	MAXIMUM DEPOSIT	MAXIMUM DEPOSIT
		In the effect Prior resolution	under the resolution
First National Bank	Correctionville, Iowa	\$15,000	\$40,000
Midstates Bank	Sergeant Bluff, Iowa	\$ -----	\$60,000

SO RESOLVED this 23rd day of July, 2019
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6. To approve the reclassification of Brandon Chapple, Civilian Jailer, County Sheriff Dept., effective 8-12-19, \$20.67/hour, 4%=\$.81/hr. Per CWA Civilian Officers Contract agreement, from Class 3 to Class 2. Copy filed.

Carried 5-0.

- 7. Motion by Radig second by Ung to approve the purchase order for wireless modems for new election equipment. Carried 5-0. Copy filed.
- 8. Motion by Taylor second by Ung to approve going forward with changing Life Insurance and Long Term Disability providers. Carried 5-0. Copy filed.
- 9a. Motion by Radig second by Ung to authorize the County Attorney to draft contract agreement for office space with Boost. Carried 5-0. Copy filed.

- 9b. Motion by Radig second by De Witt to approve Trospen Hoyt Juvenile Detention kitchen project form of contract, plans, & specifications for bid purposes. Carried 5-0. Copy filed.
- 9c. Motion by Taylor second by Ung to set public hearing date for the Trospen Hoyt Juvenile Detention kitchen project for August 13th, 2019 at 4:45 p.m. Carried 5-0. Copy filed.
- 9d. Information was presented by Kenny Schmitz, Building Services Director, on recommendations from the Law Enforcement Center – LEC Expansion Committee and Citizens Advisory Group. Copy filed.
- 10. The Board heard reports on committee meetings.
- 11. Monty McCoy, Climbing Hill West Water Association, addressed the Board with concern about damage to a water system in the unincorporated area of Climbing Hill.
- 12. Board concerns were heard.

The Board adjourned the regular meeting until July 30, 2019.

Meeting sign in sheet. Copy filed.

HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA

DATE: July 30, 2019

REQUEST TO DEAUTHORIZE COUNTY POSITION(S)

DEPARTMENT	POSITION	APPROVED	DISAPPROVED
County Sheriff	% Deputy-Major		
County Sheriff	% Lieutenant		
County Sheriff	Civilian Lieutenant		

Chairman, Board of Supervisors

HUMAN RESOURCES DEPARTMENT

WOODBURY COUNTY, IOWA

DATE: July 30, 2019

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
County Attorney	Secretary III	AFSCME Courthouse: \$20.40/hour		
County Sheriff	% Deputy-Chief Deputy	85% of Sheriff's Salary: \$95,310.40/year		
County Sheriff	% Deputy-Captain	82% of Sheriff's Salary: \$91,946.50/year		
County Sheriff	Civilian Captain	\$80,304.01/year		
County Sheriff	P/T Courthouse Safety and Security Officer	Wage Plan comparability with AFSCME Courthouse: \$16.84- \$18.50/hour		

Chairman, Board of Supervisors



WOODBURY COUNTY ATTORNEY

PATRICK "PJ" JENNINGS
COUNTY ATTORNEY

300 COURTHOUSE
620 DOUGLAS STREET
SIOUX CITY, IOWA 51101

TELEPHONE
712-279-6516
FAX # 712-279-6457

MEMORANDUM

Date: July 23, 2019
To: Board of Supervisors
From: PJ Jennings
RE: Request for New Hire

Supervisors:

We lost one of our fine collection personnel due to an employment change. It is important that we get a new staff member hired as soon as practicable as the duties and learning curve for this position can be time consuming.

I ask that you now approve the hiring of a new support staff member to fill this vacancy.

A handwritten signature in black ink, appearing to be "PJ Jennings", written in a cursive style.



Woodbury County Sheriff's Office

LAW ENFORCEMENT CENTER
P. O. BOX 3715 SIOUX CITY, IOWA 51102

DAVID A. DREW, SHERIFF

PHONE: 712.279.6010
E-MAIL: ddrew@woodburycountyiowa.gov
FAX: 712.279.6522

22 July 2019

To the Woodbury County Board of Supervisors & Human Resources Department,

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to promote Major Tony Wingert to Chief Deputy. Chief Deputy Wingert's salary and benefits would remain the same. We request this be placed on the agenda for the Tuesday, July 30, 2019, Woodbury County Board of Supervisors meeting. The promotion would become effective August 5, 2019. Thank you.

Sincerely,

A handwritten signature in cursive script that reads "David Drew".

Dave Drew, Sheriff

Cc: file



Woodbury County Sheriff's Office

LAW ENFORCEMENT CENTER
P. O. BOX 3715 SIOUX CITY, IOWA 51102

DAVID A. DREW, SHERIFF

PHONE: 712.279.6010
E-MAIL: ddrew@woodburycountyiowa.gov
FAX: 712.279.6522

22 July 2019

To the Woodbury County Board of Supervisors & Human Resources Department,

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to promote Lt. Willie Garrett to the rank of Captain. Captain Garrett's salary and benefits would increase to the salary for the rank of Captain, or 82% of the Sheriff's annual salary. The Sheriff's Office has the available funding for the salary increase in its current budget. We request this be placed on the agenda for the Tuesday, July 30, 2019, Woodbury County Board of Supervisors meeting. The promotion would become effective August 5, 2019. Thank you.

Sincerely,

A handwritten signature in cursive script that reads 'David Drew'.

Dave Drew, Sheriff

Cc: file



Woodbury County Sheriff's Office

LAW ENFORCEMENT CENTER
P. O. BOX 3715 SIOUX CITY, IOWA 51102

DAVID A. DREW, SHERIFF

PHONE: 712.279.6010
E-MAIL: ddrew@woodburycountyiowa.gov
FAX: 712.279.6522

22 July 2019

To the Woodbury County Board of Supervisors & Human Resources Department,

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to promote Civilian Lt. Todd Harlow to Civilian Captain. Captain Harlow's salary and benefits would increase to the salary for the rank of Civilian Captain. The Sheriff's Office has the funding for the salary increase in its current budget. We request this be placed on the agenda for the Tuesday, July 30, 2019, Woodbury County Board of Supervisors meeting. The promotion would become effective August 5, 2019. Thank you.

Sincerely,

A handwritten signature in cursive script that reads 'David Drew'.

Dave Drew, Sheriff

Cc: file



Woodbury County Sheriff's Office

LAW ENFORCEMENT CENTER
P. O. BOX 3715 SIOUX CITY, IOWA 51102

DAVID A. DREW, SHERIFF

PHONE: 712.279.6010
E-MAIL: ddrew@woodburycountyiowa.gov
FAX: 712.279.6522

25 July 2019

To the Woodbury County Board of Supervisors & Human Resources Department,

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to hire a Courthouse Security Officer. We request this be placed on the agenda for the Tuesday, July 30, 2019 Woodbury County Board of Supervisors meeting. Thank you.

Sincerely,

A handwritten signature in black ink that reads "David Drew".

Dave Drew, Sheriff

Cc: file

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

* PERSONNEL ACTION CODE:


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

DATE: July 30, 2019

TO: **WOODBURY COUNTY BOARD OF SUPERVISORS**

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Petty, Tyler	Secondary Roads	7-26-19	Temporary Summer Laborer			S	End of Temporary Work.
Skaff, Sheryl	County Sheriff	8-02-19	P/T Courthouse Safety & Security Officer			S	Resignation.
Wingert, Michael Tony	County Sheriff	8-05-19	% Deputy-Chief	\$95,310.40/year	0%	P	Promotion to 85% Deputy-Chief.
Garrett, Willie	County Sheriff	8-05-19	% Deputy-Captain	\$91,946.50/year	2.5%= \$2,242.60/yr	P	Promotion to 82% Deputy-Captain.
Harlow, Todd	County Sheriff	8-05-19	Civilian Captain	\$80,304.01/year	3.25%= \$2,534.89/yr	P	Promotion to Civilian Captain.

APPROVED BY BOARD DATE: _____

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: July 30, 2019

For the July 30, 2019 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

1. Secondary Roads Temporary Summer Laborer, End of Temporary Work.
2. County Sheriff P/T Courthouse Safety & Security Officer, Resignation.
3. County Sheriff, Promotion to % Deputy-Chief.
4. County Sheriff, Promotion to % Deputy-Captain.
5. County Sheriff, Promotion to Civilian Captain.

Thank you

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

Date: 7/24/2019 Weekly Agenda Date: 7/30/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permit to work in the county right of way

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Doyle Turner has requested a permit to work in the right of way to remove a snow trap at the intersection of 210th Street and Haskell Avenue.

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa. Mr. Turner wants to generate dirt for a project at his home place. By taking the dirt from this corner, he will remove a snow trap at the intersection.

FINANCIAL IMPACT:

No impact

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 approval of the permit for the Doyle Turner.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permit to work in the right of way for Doyle Turner and to direct the chair to sign the permit.

WOODBURY COUNTY HIGHWAY DEPARTMENT

COUNTY ENGINEER'S OFFICE

(Permit application for entrance to County Secondary Road)

Permit Number _____

Applicant Doyle K. Turner
(Owner or Owners of Record)

Address 2738 - 200 St Merville, IA 51039 Date 7-18, 2019

A permit is hereby requested for a Temporary Field entrance
(Field or Driveway)

access into Woodbury County Secondary Road right-of-way.

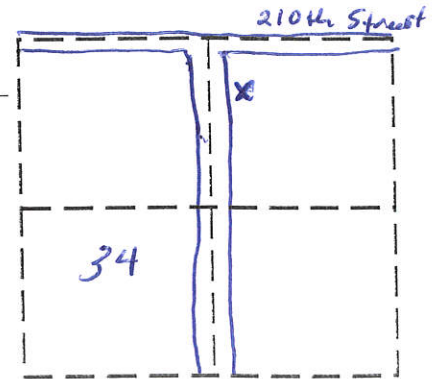
Proposed entrance is located between 210th St and 220th St
(Road Name) (Road Name)

on Haskell Ave, on the E line of Sec. 34. T 86 N,
(Road Name)

R 45 W, Civil Township Merville.

More specifically described as follows:

May place temporary driveway approximately 80' south of intersection to allow dirt work on bank. Driveway may use used pipe. It will be removed when finished.



(Mark location by X)

The applicant agrees that if granted a permit for the above-described entrance, the following stipulations shall govern.

1. If in the opinion of the Woodbury County Engineer a culvert pipe is needed in said entrance for proper drainage, the applicant will pay Woodbury County for furnishing said culvert pipe. Woodbury County will install said culvert pipe and build drive or entrance at no further cost to the applicant. If in the opinion of the County Engineer a Culvert Pipe is not necessary, Woodbury County will build drive or entrance at no cost to the applicant.
2. Non-compliance with any of the terms of the Highway Department policy, permit, or agreement, may be considered cause for revocation of the permit. The cost of any work caused to be performed by the County in removal of non-complying construction will be assessed against the applicant.
3. Stipulations and requirements contained herein are not intended to waive greater requirements of any local zoning ordinance.

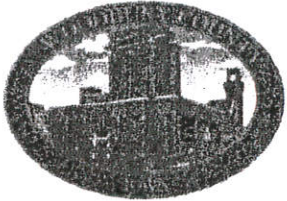
Applicant's Cost:

Signed Doyle K. Turner Telephone 712-870-9715
Applicant (Owner or Owners of Record)

Address 2738 200 St Merville, IA 51039

Recommended for approval by Mark J. Mahan
Engineering Department

Recommended for approval by _____
Zoning Administrator



Woodbury County Secondary Roads Department

759 E. Frontage Road • Merville, Iowa 51039
Telephone (712) 279-6484 • (712) 873-3215 • Fax (712) 873-3235

COUNTY ENGINEER
Mark J. Nahra, P.E.

mnahra@woodburycountyiowa.gov

ASSISTANT TO THE COUNTY ENGINEER
Benjamin T. Kusler, E.I.T.

bkusler@woodburycountyiowa.gov

SECRETARY
Tish Brice

tbrice@woodburycountyiowa.gov

WOODBURY COUNTY SECONDARY ROAD DEPARTMENT

PERMIT & AGREEMENT TO PERFORM WORK WITHIN WOODBURY COUNTY RIGHT OF WAY

Name of Permittee: Doyle Turner Phone No.: 712-870-9715

Mailing Address: 2738 200th St, Merville IA 51039

Township: Merville Section: 34

Woodbury County, State of Iowa, and Doyle Turner (hereinafter referred to as property owner, organization or authorized representative) do hereby enter into the following permit and agreement:

1. Woodbury County hereby consents to and grants permission to the property owner, organization or authorized representative, to conduct the following described construction or activities within the right-of-way:

May take down backslope along 210th Street and Haskell Ave to generate dirt for a private project and remove a snow trap for the county in the SE quadrant of the intersection.

2. In consideration of Woodbury County granting said permission and consent, the property owner, organization or authorized representative hereby promises and agrees to the following:

A. The applicant shall carry on the construction, repair and maintenance with serious regard to the safety of the traveling public and adjacent property owners.

B. The property owner, organization or authorized representative, at his/her own expense, shall provide all safety measures and warning devices necessary to protect the traveling public such as but not limited to, signs, lights, and barricades during the day and at night if the roadway will be obstructed. Traffic protection shall be in accordance with Part VI of the current Manual on Uniform Traffic Control Devices for Streets and Highways. The Department will loan the required signs to the applicant who shall be responsible for placing the signs and covering or removing when not in use, removal after the work has been completed, and return of the Department owned signs to the Department maintenance facility from which obtained. The applicant shall be responsible for correctly using signs as needed while work is in progress. Flagging operations are the responsibility of the applicant.

C. In placing any drainage structure, no natural drainage course will be altered or blocked.

D. The finished project shall be left in a satisfactory condition subject to the approval of the County Engineer. The traveled portion of the roadway shall not be damaged or disturbed. The property owner, organization or authorized representative assumes all liability and agrees to reimburse Woodbury County for any damage to the roadway or ditch caused by placement of this structure. Permittee is to call County Engineer for upon completion for final inspection.

E. The property owner, organization or authorized representative shall notify all appropriate telephone and utility companies in advance of any excavation and shall check for underground electric or telephone lines.

F. Woodbury County will not assume any of the cost of the construction of the said improvement or structure nor will Woodbury County assume any future costs for maintenance or replacement of said improvement or structure. If in the best interest of Woodbury County, the said improvement or structure may be removed by the County, or may be caused to be removed, without any obligation by Woodbury County to pay damages or cost of replacement.

G. Property owner, organization or authorized representative will reseed and mulch the disturbed areas. Property owner, organization or authorized representative will be responsible for seed, mulch, and labor unless otherwise provided in section L.

H. The property owner, organization, or authorized representative hereby agrees to hold Woodbury County and the Woodbury County Secondary Road Department, its employees and agents harmless against any and all claims for damages and personal injury arising out of work performed or actions taken by the applicant related to the construction or maintenance of the facility. The applicant further agrees to reimburse the County or the Department for any expenditures that the County or Department may have to make on said highway rights of way on account of said applicant's construction or maintenance activity or other activities or lack thereof. The applicant shall also save Woodbury County and the Woodbury County Secondary Road Department harmless of any damage or losses that may be sustained by the traveling public on account of such construction, repair or maintenance operations, or other activities.

I. **FAILURE TO CONFORM TO OR TO ACQUIRE A PERMIT IS A VIOLATION OF SECTION 318.8, 2009 CODE OF IOWA.** This permit is subject to any laws now in effect or any laws that may be hereafter enacted and all applicable rules and regulations of local, state and federal agencies. This permit is subject to all the rules and regulations of Woodbury County and the Woodbury County Secondary Road Department.

J. This permit is subject to revocation by the Department at any time and at no cost to the Department, when in the judgment of the Department it is necessary in the improvement or maintenance of the highway or for other reasonable cause.

K. All proposed work covered by this permit shall be at the applicant's expense. The applicant shall reimburse the Woodbury County Secondary Road Department for any materials removed from the highway right of way described as follows:

L. Woodbury County agrees to provide the following contribution toward completion of this project:

_____ *no assistance.* _____

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the 30th day of November, 2019.

Entered into this 18th day of July, 2019.



Signature of Property Owner or Authorized Representative



Woodbury County Engineer

Chair, Woodbury County Board of Supervisors

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

Date: 7/24/2019 Weekly Agenda Date: 7/30/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permits to work in the county right of way

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:

NIPCO has requested two permits to work in the right of way to install fiber optic cable

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa.

FINANCIAL IMPACT:

No impact

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 approval of the permits for NIPCO.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permit to work in the right of way for NIPCO and to direct the chair to sign the permit.

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name NIPCO Highway _____
Township _____
Address P.O.Box240, 31002 County Rd C38, LeMars, IA 51031 City of _____

Office Phone 712-546-4141 Local Phone 712-546-4141 Section: 1/4 of 1/4 Sec
Type of Utility Installation Fiber Cable T N, R W
Plans Prepared By NIPCO Copy Enclosed X Yes _____ No
Map Showing Location Enclosed X Yes _____ No
Utility Location is X cross right-of-way X parallel to right-of-way
_____ overhead X underground
Proposed Method of Installation
_____ tunnel _____ suspend on poles _____ cased
X jack & bore _____ suspend on towers _____ trench
_____ open cut X plow

Estimated Starting Date 8-1-2019 Estimated Restoration Date 8-23-2019

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Moxville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title ROW Assistant
(Signature of Authorized Utility Representative)
Date 7/11/2019

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
(Signature of Woodbury County Board Chairman)

Date _____

By _____ Title _____
(Signature of Woodbury County Engineer)

Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

- The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



1420th St

K42

Delaware Ave

© 2018 Google

Eastland Ave

20

MIPCO Subwatershed

NIPCO Sub-transmission line

Ave

152nd St

20

95300

ber round

152nd St



PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name NIPCO Highway _____
Township _____
Address P.O.Box240, 31002 County Rd C38, LeMars, IA 51031 City of _____
Office Phone 712-546-4141 Local Phone 712-546-4141 Section: 1/4 of 1/4 Sec
Type of Utility Installation Fiber Cable T N, R W
Plans Prepared By NIPCO Copy Enclosed X Yes _____ No
Map Showing Location Enclosed X Yes _____ No
Utility Location is X cross right-of-way X parallel to right-of-way
overhead X underground
Proposed Method of Installation
_____ tunnel _____ suspend on poles _____ cased
X jack & bore _____ suspend on towers _____ trench
_____ open cut X plow

Estimated Starting Date 8-1-2019 Estimated Restoration Date 8-23-2019

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Moxville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title ROW Assistant
(Signature of Authorized Utility Representative) Date 7/11/2019

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
(Signature of Woodbury County Board Chairman) Date _____

By _____ Title _____
(Signature of Woodbury County Engineer) Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

- The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



20
NIPCO Substation

Proposed fiber route
5,440'

9,130'

Delaware Ave

K42

Eastlane Ave

© 2018 Google

4701451



NIPCO Sub-transmission line

Charles Ave.

Proposed fiber route

9,530'

162nd St

20

472nd St

2

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

Date: 7/24/2019 Weekly Agenda Date: 7/30/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permits to work in the county right of way

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Long Lines, Inc. has requested two permits to work in the right of way to install fiber optic cable

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa.

FINANCIAL IMPACT:

No impact

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 approval of the permits for Long Lines.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permit to work in the right of way for Long Lines and to direct the chair to sign the permit.

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Tom Connors Long Lines Highway 141-K42
Address P.O. Box Township _____
City of Slova

Office Phone 712-271-4000 Local Phone 712-333-1352 Section: $\frac{1}{4}$ of $\frac{1}{4}$ Sec 29 + 32

Type of Utility Installation Fiber Optic Cable T 86 N, R 46 W

Plans Prepared By Tom Connors Copy Enclosed Yes _____ No

Map Showing Location Enclosed Yes _____ No

Utility Location is cross right-of-way parallel to right-of-way
 overhead underground

Proposed Method of Installation

tunnel suspend on poles cased
 jack & bore suspend on towers trench
 open cut plow

Estimated Starting Date 7/22/19 Estimated Restoration Date two weeks from start date

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title Construction Manager
(Signature of Authorized Utility Representative) Date 07/22/19

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
(Signature of Woodbury County Board Chairman)

Date _____

By _____ Title _____
(Signature of Woodbury County Engineer)

Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

1. The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



Sloan State Bank



existing hand hole
add locate marker
75' tail



Sheet 1

Mikel's Repair Shop

Install 1.25" duct
w/144 fiber inside
min 36" depth

3rd St

3rd St

3rd

install hand hole
30x48x36
ground rod
150' loop

Hwy 75

Google



Sheet 2

2nd St

2nd St

**install 1.25" duct
w/ 144 fiber inside
min 36" depth**

**install BD3
on top of
one duct**

**install 2- 1.25" duct
w/144 fiber inside one
min 36" depth**

**install hand hole
30x48x36
ground rod
150 loop**

**install 1.25" duct
w/ 144 fiber inside
min 36" depth**

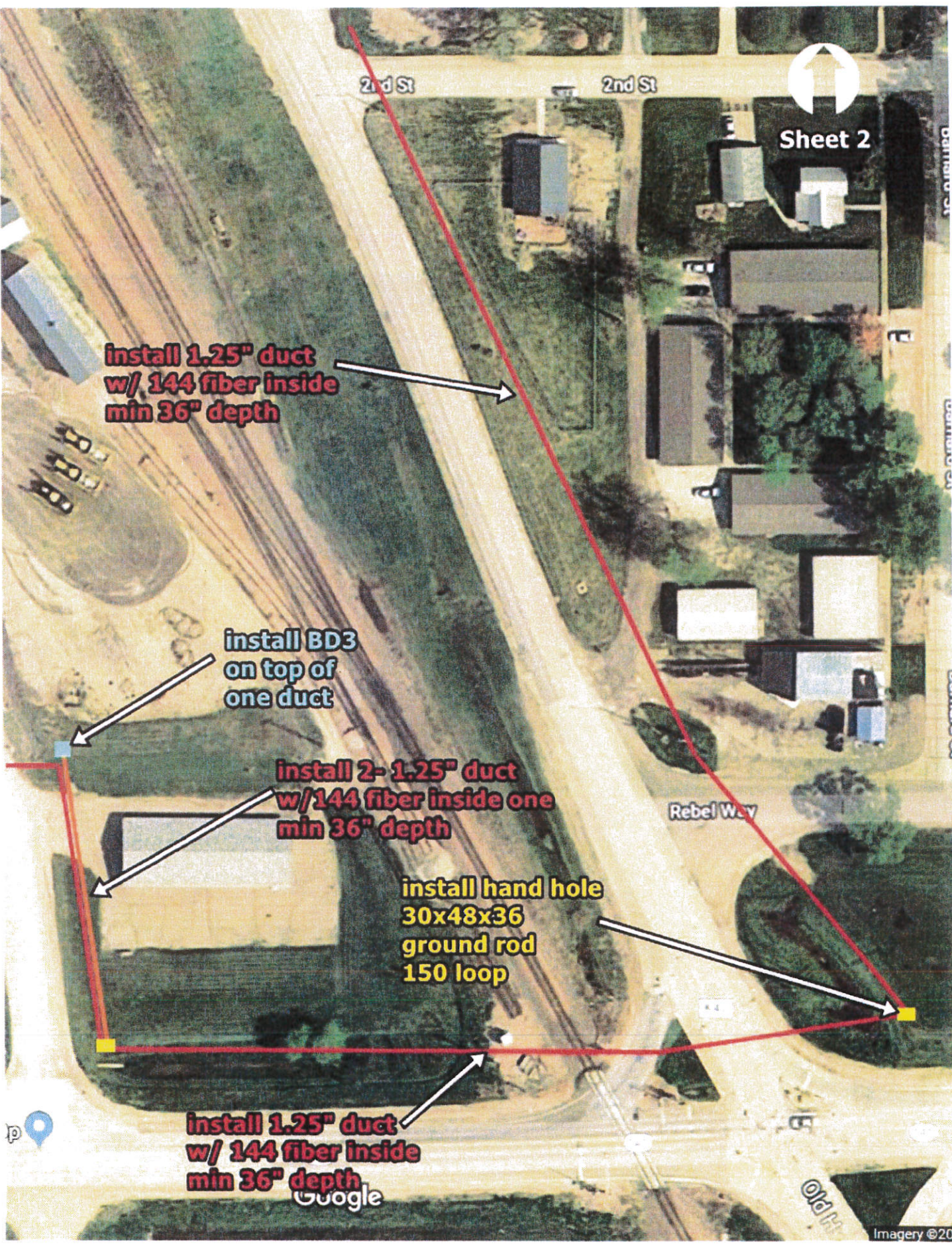
Rebel Way

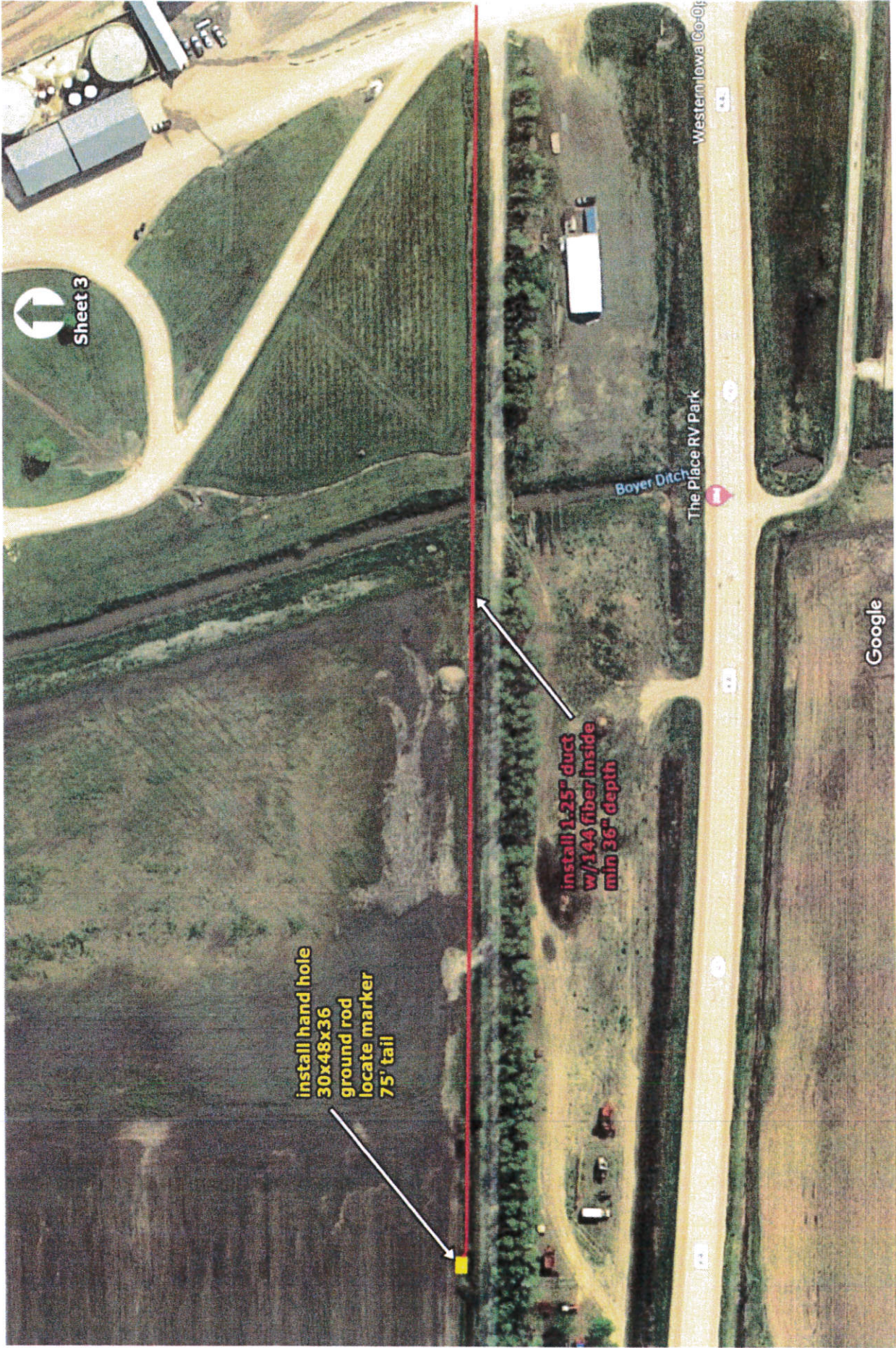
5

Old Pt

Google

Imagery ©20





Sheet 3

install hand hole
30x48x36
ground rod
locate marker
75' tail

install 1.25" duct
w/144 fiber inside
min 36" depth

Boyer Ditch

The Place RV Park

Western Iowa Co-Op

Google

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY
FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Tom Connors Long Lines Highway 141-K42
Address P.O. Box Township _____
City of Slova

Office Phone 712-271-4000 Local Phone 712-333-1352 Section: $\frac{1}{4}$ of $\frac{1}{4}$ Sec 29 + 32

Type of Utility Installation Fiber Optic Cable T 86 N, R 46 W

Plans Prepared By Tom Connors Copy Enclosed Yes _____ No

Map Showing Location Enclosed Yes _____ No

Utility Location is cross right-of-way parallel to right-of-way
 overhead underground

Proposed Method of Installation

_____ tunnel _____ suspend on poles _____ cased
 jack & bore _____ suspend on towers trench
 open cut plow

Estimated Starting Date 7/22/19 Estimated Restoration Date two weeks from start date

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title Construction Manager
(Signature of Authorized Utility Representative) Date 07/22/19

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
(Signature of Woodbury County Board Chairman)

Date _____

By _____ Title _____
(Signature of Woodbury County Engineer)

Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

1. The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



Sloan State Bank

existing hand hole
add locate marker
75' tail



Sheet 1

Mike's Repair Shop

Install 1.25" duct
w/144 fiber inside
min 36" depth

3rd St

3rd St

3rd

install hand hole
30x48x36
ground rod
150' loop

Hwy 75

Google



Sheet 2

2nd St

2nd St

Rebel Way

Old

**install 1.25" duct
w/ 144 fiber inside
min 36" depth**

**install BD3
on top of
one duct**

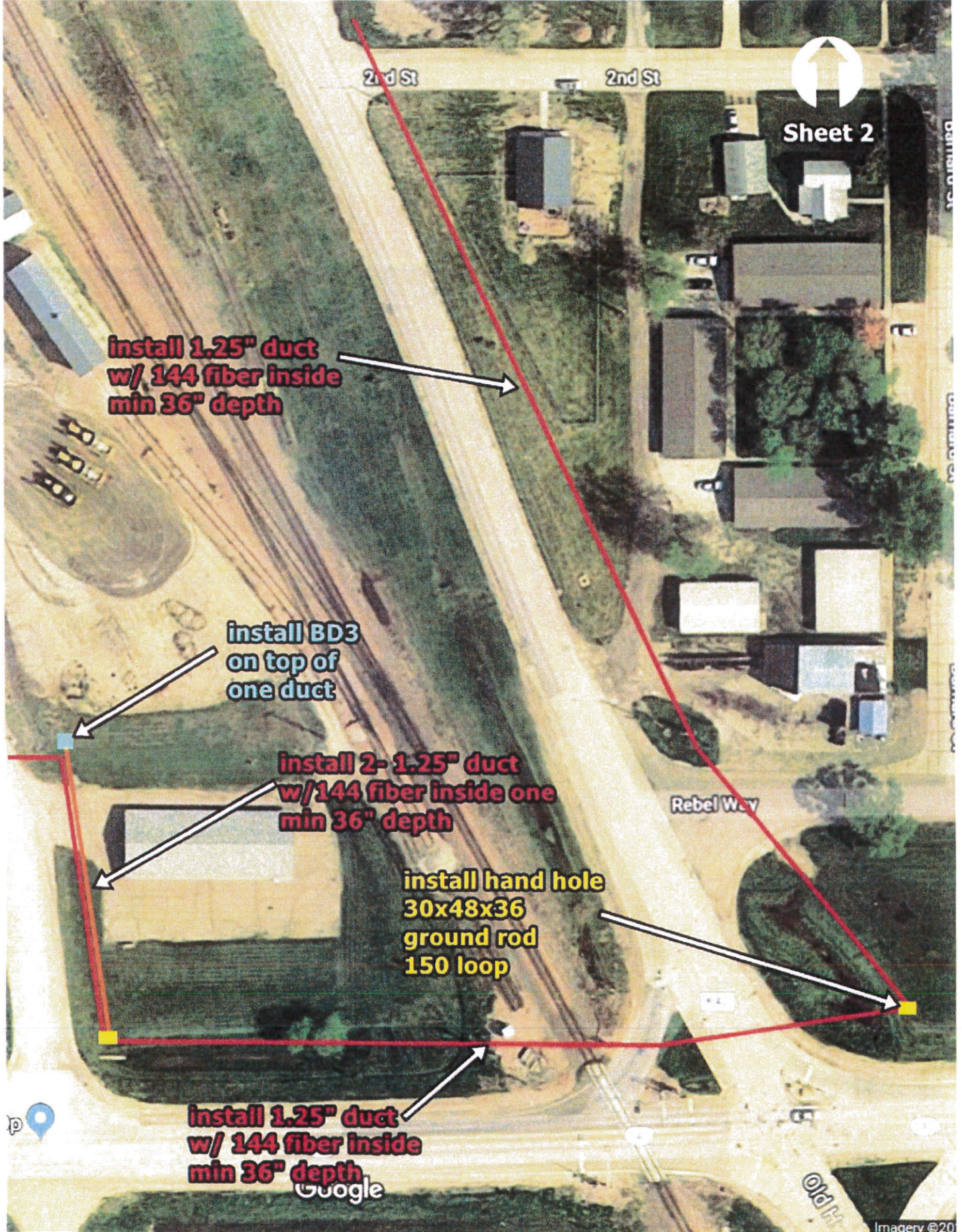
**install 2- 1.25" duct
w/144 fiber inside one
min 36" depth**

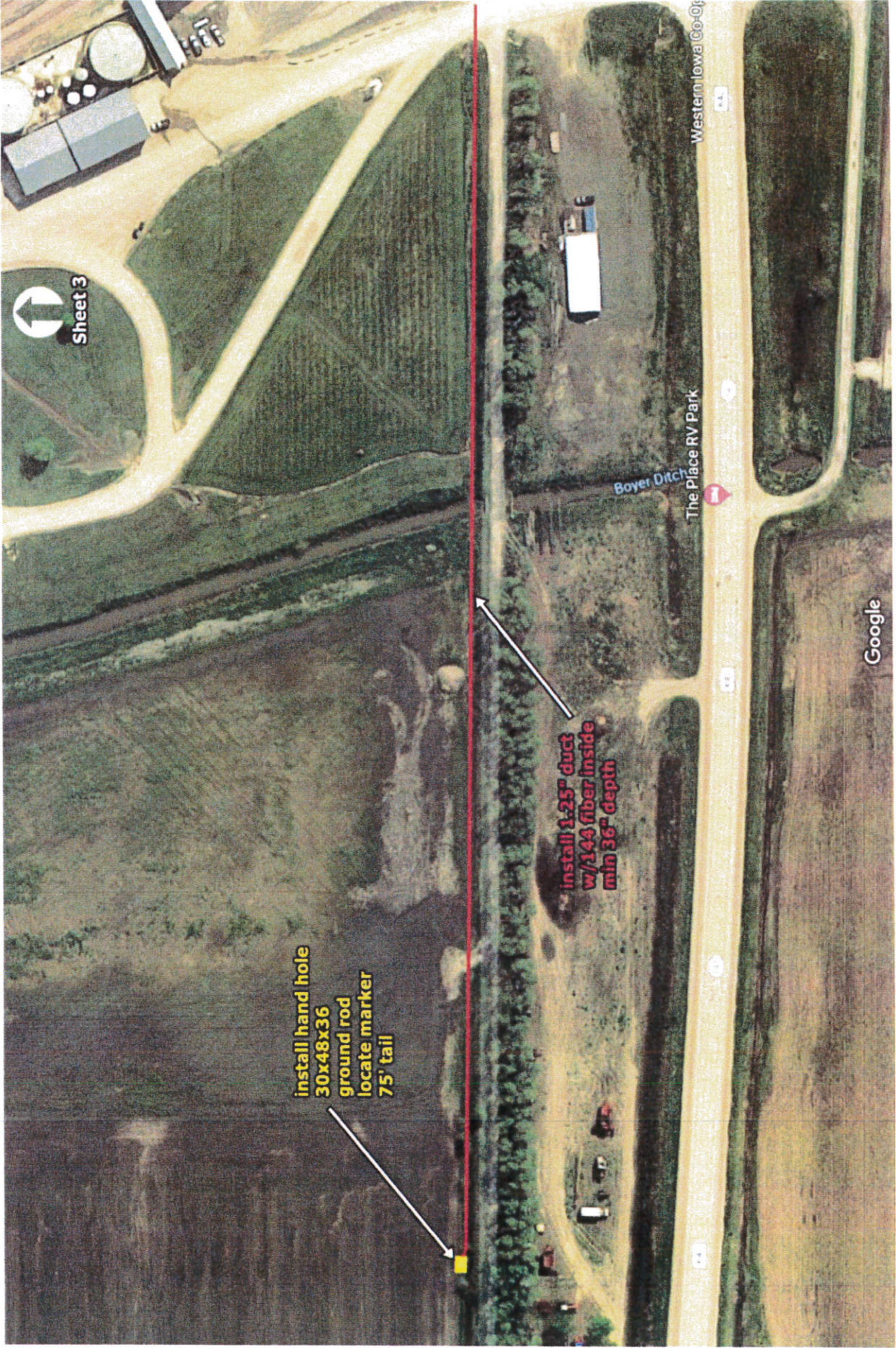
**install hand hole
30x48x36
ground rod
150 loop**

**install 1.25" duct
w/ 144 fiber inside
min 36" depth**

Google

Imagery ©20





Sheet 3

install hand hole
30x48x36
ground rod
locate marker
75' tail

install 1.25" duct
w/144 fiber inside
min 36" depth

Boyer Ditch

The Place RV Park

Western Iowa Co-Op

Google

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Long Lines Tom Conors Highway 155th Street
 Address 504 4th Street Sergeant Bluff IA Township Concord
 City of Sioux City
 Office Phone 712-271-4000 Local Phone 712-333-1352 Section: 31 1/4 of 1/4 Sec
 Type of Utility Installation Fiber Optic Cable T 89 N, R 46 W
 Plans Prepared By Tom Conors Copy Enclosed Yes No
 Map Showing Location Enclosed Yes No
 Utility Location is cross right-of-way parallel to right-of-way
 overhead underground
 Proposed Method of Installation
 tunnel suspend on poles cased
 jack & bore suspend on towers trench
 open cut plow

Estimated Starting Date 7/22/19 Estimated Restoration Date 2 day after start date

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title Construction Manager
 (Signature of Authorized Utility Representative) Date 7/3/19

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
 (Signature of Woodbury County Board Chairman)

Date _____

By _____ Title _____
 (Signature of Woodbury County Engineer)

Date _____

Other Special Provisions:

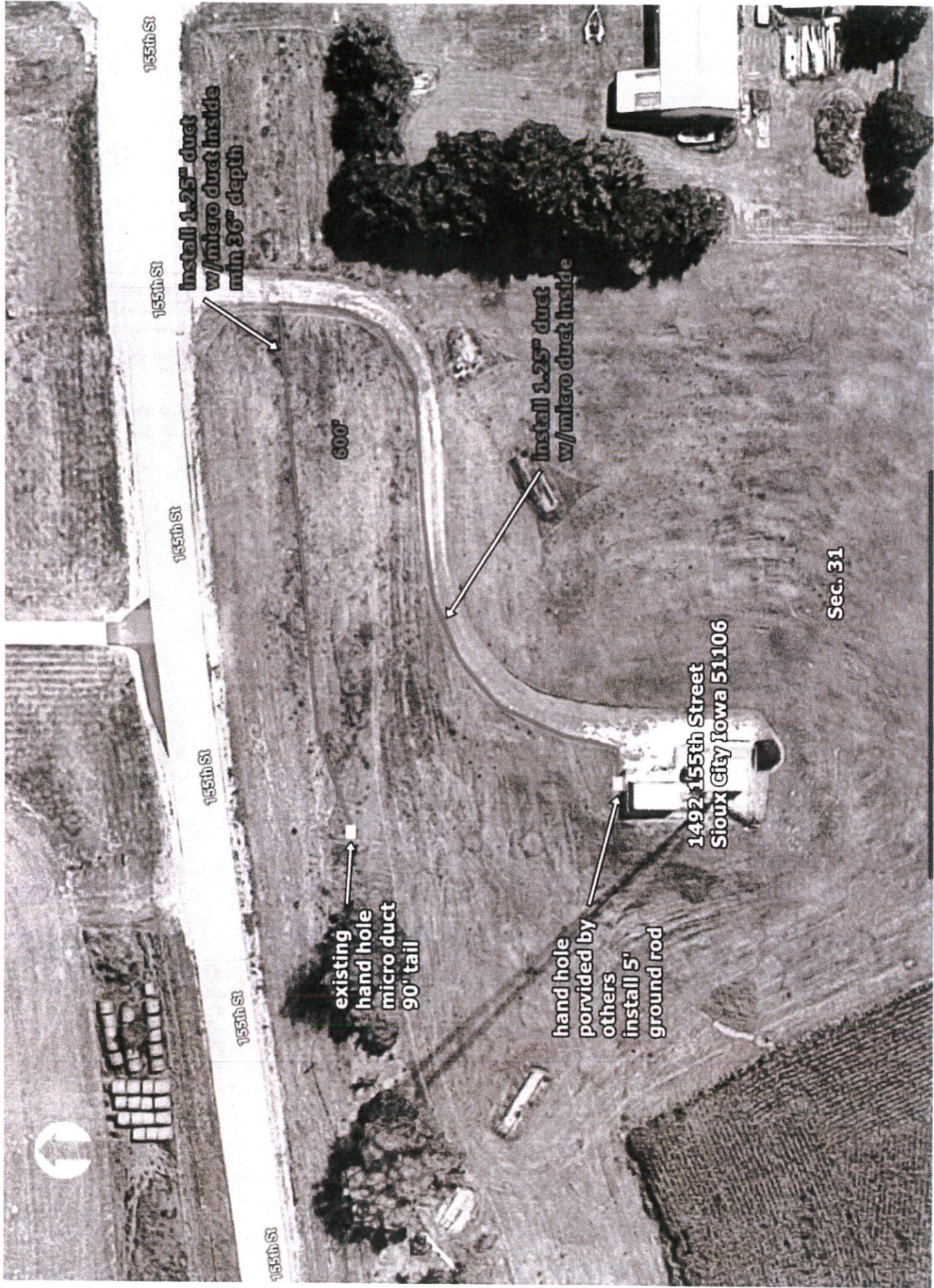
Permit Provisions and Conditions of Issuance

- The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



Flash Flood Warning: Woodbury and Plymouth Counties, Iowa
updated 58 mins ago · National Weather Service · [More info](#)



155th St

155th St

Install 1.25" duct
w/micro duct inside
min 36" depth

600'

Install 1.25" duct
w/micro duct inside

155th St

155th St

155th St

155th St

existing
hand hole
micro duct
90' tail

hand hole
porvided by
others
install 5'
ground rod

1492 155th Street
Sioux City Iowa 51106

Sec. 31



PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Long Lines Tom Connors Highway 155th Street
Address 504 4th Street Sergeant Bluff IA Township Concord City of Sioux City
Office Phone 712-271-4200 Local Phone 712-333-1352 Section: 31 1/4 of 1/4 Sec
Type of Utility Installation Fiber Optic Cable T 89 N, R 46 W
Plans Prepared By Tom Connors Copy Enclosed [X] Yes ___ No
Map Showing Location Enclosed [X] Yes ___ No
Utility Location is ___ cross right-of-way [X] parallel to right-of-way
___ overhead [X] underground
Proposed Method of Installation
___ tunnel ___ suspend on poles ___ cased
[X] jack & bore ___ suspend on towers [X] trench
___ open cut [X] plow

Estimated Starting Date 7/22/19 Estimated Restoration Date 2 day after start date

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By [Signature] Title Construction Manager
(Signature of Authorized Utility Representative) Date 7/3/19

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____ Title _____
(Signature of Woodbury County Board Chairman) Date _____

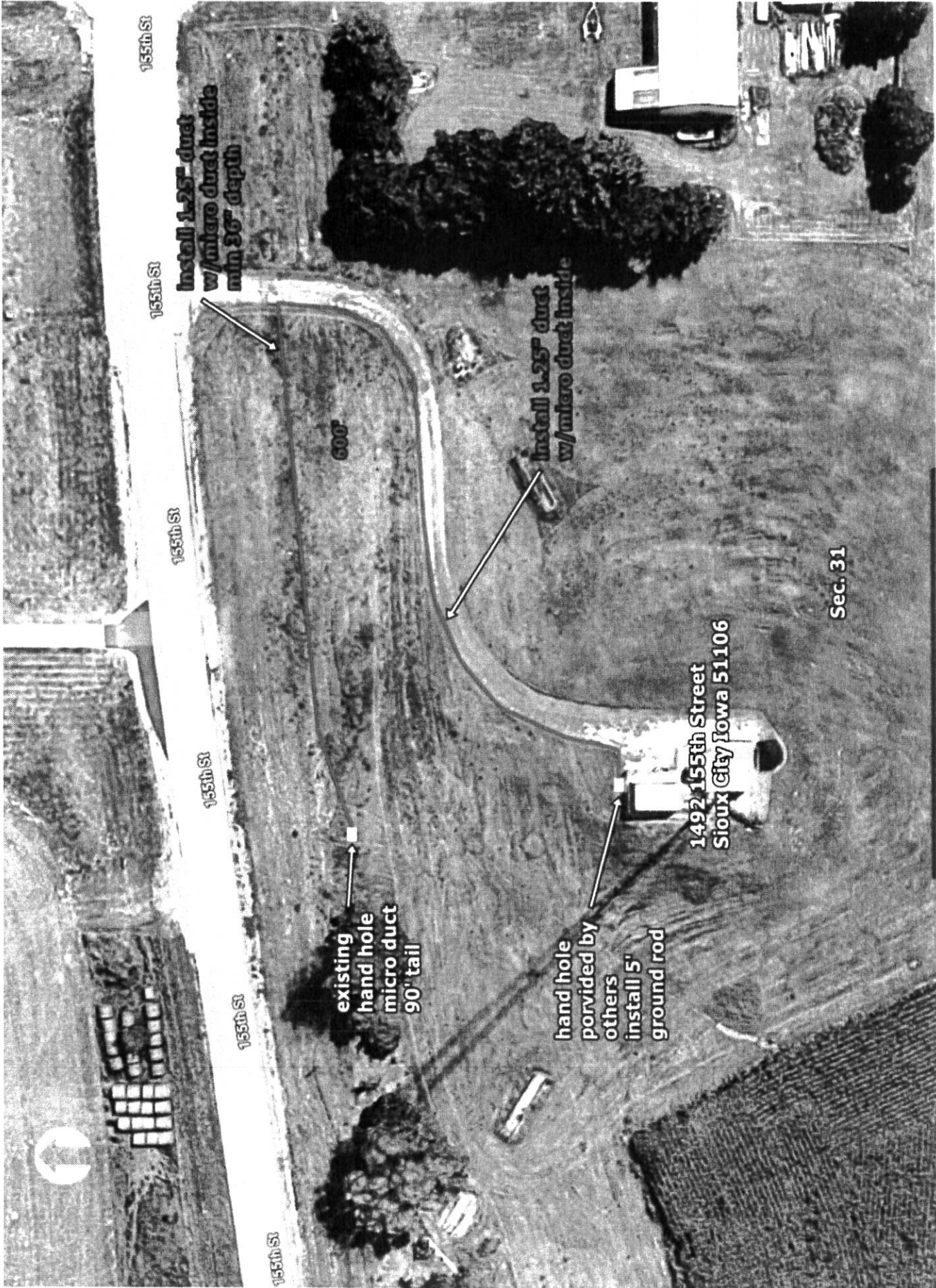
By _____ Title _____
(Signature of Woodbury County Engineer) Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

- 1. The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be sustained by adjacent property owners and the traveling public on account of such construction operations.
3. Operations in the construction and maintenance of said facilities shall be carried on in such a way as to not interfere with, or interrupt traffic on said roads. However, should the performance of work called for in this permit in any way interfere with or obstruct traffic on said roads, the Applicant shall provide the necessary flagmen as required by the Statutes when one-way traffic is involved and/or otherwise mark said work so as to protect the traveling public.
4. The Applicant shall hold the County and the Board of Supervisors harmless from any damages that may result to said highway because of the construction or maintenance of said facilities and shall reimburse the County or the Board of Supervisors for any expenditures that the County or the Board of Supervisors may have to make on said roads on account of replacement of surfacing gravel and bridge and culvert repairs.
5. Applicant shall lay, construct, operate and maintain said facilities so as not to interfere with natural drainage of the road and so as not to interfere with the construction or maintenance of said roads. When buried cable or wire lines are to be placed lengthwise with the roadway, they shall be placed in the County road shoulder or ditch near the toe of the fore-slope and parallel to centerline of roadbed at a depth of three (3) to four (4) feet by using specially designed plows or by trenching, whichever is appropriate. Plow slots and trenches shall be repacked as necessary to restore the disturbed area to its original condition. For buried line crossings of roadways not paved, an open trench may be dug and the lines placed therein, and the trench back-filled over the lines. Buried line crossings on paved roadways, lines may be placed through the sub-grade by jacking, or by boring a hole just large enough to take the lines; or if the County Engineer approves, a tunnel may be dug through and the cable or wire lines placed therein. All backfill of tunnels and trenches shall be thoroughly compacted in layers of 6" or less in depth. Back-filling of trenches within the right-of-way by not under the traveled roadway shall be tamped sufficiently to avoid settlement. When crossing an existing roadway, all buried facilities shall be placed a minimum of three (3) to four (4) below the bottom of the existing adjacent ditches. Overhead lines, where practical, shall be placed adjacent to and with two (2) feet of the Road/Highway Right-of-Way Line.
6. The Applicant will at any time subsequent to placing the facilities, and at the Applicant's expense, relay, replace, alter, change, reconstruct, or relocate its overhead and/or buried facilities and appurtenances thereto as may become necessary to conform to new grades, alignment, or widening right-of-way, resulting from maintenance or construction operations by the County Board of Supervisors irrespective of whether or not additional right-of-way is acquired in connection with such road improvements. The Applicant agrees to do this within ninety (90) days written notice from the Board of Supervisors, and without cost to the County. If the Applicant is unable to comply within said ninety (90) days, the Board of Supervisors may cause the work to be done and the Applicant will pay the cost thereof upon receipt of statement.
7. All work shall be done in a workmanlike manner; the surrounding ground, slopes, and ditch bottoms shall be reshaped to conform to the area and left in a neat condition satisfactory to the County Engineer. All areas where sod has been damaged or destroyed shall be re-seeded.
8. The Applicant shall notify the County Board of Supervisors at least forty-eight (48) hours in advance of the Applicant's intention of starting work covered by this permit on the road right-of-way. Said notice shall be in writing to the County Engineer.
9. Applicant, its' successors, grantees and assigns shall and hereby agrees to assume all responsibility, risks and liabilities for all accidents and damages that may occur to persons and/or property on account of the work done under this permit, and to this end, indemnify and hold the County and all authorized representatives thereof harmless from any and all claims, damages, losses, and expense including judgements, costs and including attorney's fees, for personal injuries (including death) or property damage arising or resulting from the activities of the Applicant in connection herewith, now and at all times in the future.
10. It is understood that this permit is issued only insofar as Woodbury County has jurisdiction and does not presume to release the Applicant from fulfilling any existing statutes relating to the installation, construction and operation of said facilities.
11. It is further understood that the facilities covered by this permit shall be constructed or installed within one (1) year after the date of approval of this permit, unless otherwise extended in writing by Woodbury County.
12. Engagement in the operations as herein applied for by the Applicant shall be considered and constitute an acceptance of all the terms and conditions herein set forth.



155th St

155th St

155th St

155th St

155th St

155th St

Install 1.25" duct
w/micro duct inside
min 36" depth

Install 1.25" duct
w/micro duct inside

existing
hand hole
micro duct
90" tail

hand hole
provided by
others
install 5'
ground rod

1492 155th Street
Sioux City Iowa 51106

Sec. 31





Flash Flood Warning: Woodbury and Plymouth Counties, Iowa X
updated 58 mins ago National Weather Service More info

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

Date: 7/24/2019 Weekly Agenda Date: 7/30/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permits to work in the county right of way

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Western Iowa Telephone Association has requested three permits to work in the right of way to install fiber optic cable

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa.

FINANCIAL IMPACT:

No impact

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 approval of the permits for Western Iowa Telephone Association.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permits to work in the right of way for Western Iowa Telephone Association and to direct the chair to sign the permit.

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Western Iowa Telephone Association

Highway _____

Township RUTLAND

Address 202 Cedar Street Lawton, IA 51030

City of _____

Office Phone 712-944-5711 Local Phone 712-870-1298

Section: 32 1/4 of 1/4 Sec

Type of Utility Installation Underground Fiber Optic Cable

T 89 N, R 43W

Plans Prepared By Phillip Robinson

Copy Enclosed _____ Yes _____ No

Map Showing Location Enclosed Yes _____ No

Utility Location is cross right-of-way

parallel to right-of-way

overhead

underground

Proposed Method of Installation

_____ tunnel

_____ suspend on poles

_____ cased

jack & bore

_____ suspend on towers

_____ trench

_____ open cut

plow

Estimated Starting Date 7-24-2019

Estimated Restoration Date 8-24-2019

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Maville, IA 51039. One executed copy will be returned to the Applicant.

By Phillip Robinson
(Signature of Authorized Utility Representative)

Title Operations Manager

Date 7-15-2019

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____
(Signature of Woodbury County Board Chairman)

Title _____

Date _____

By _____
(Signature of Woodbury County Engineer)

Title _____

Date _____

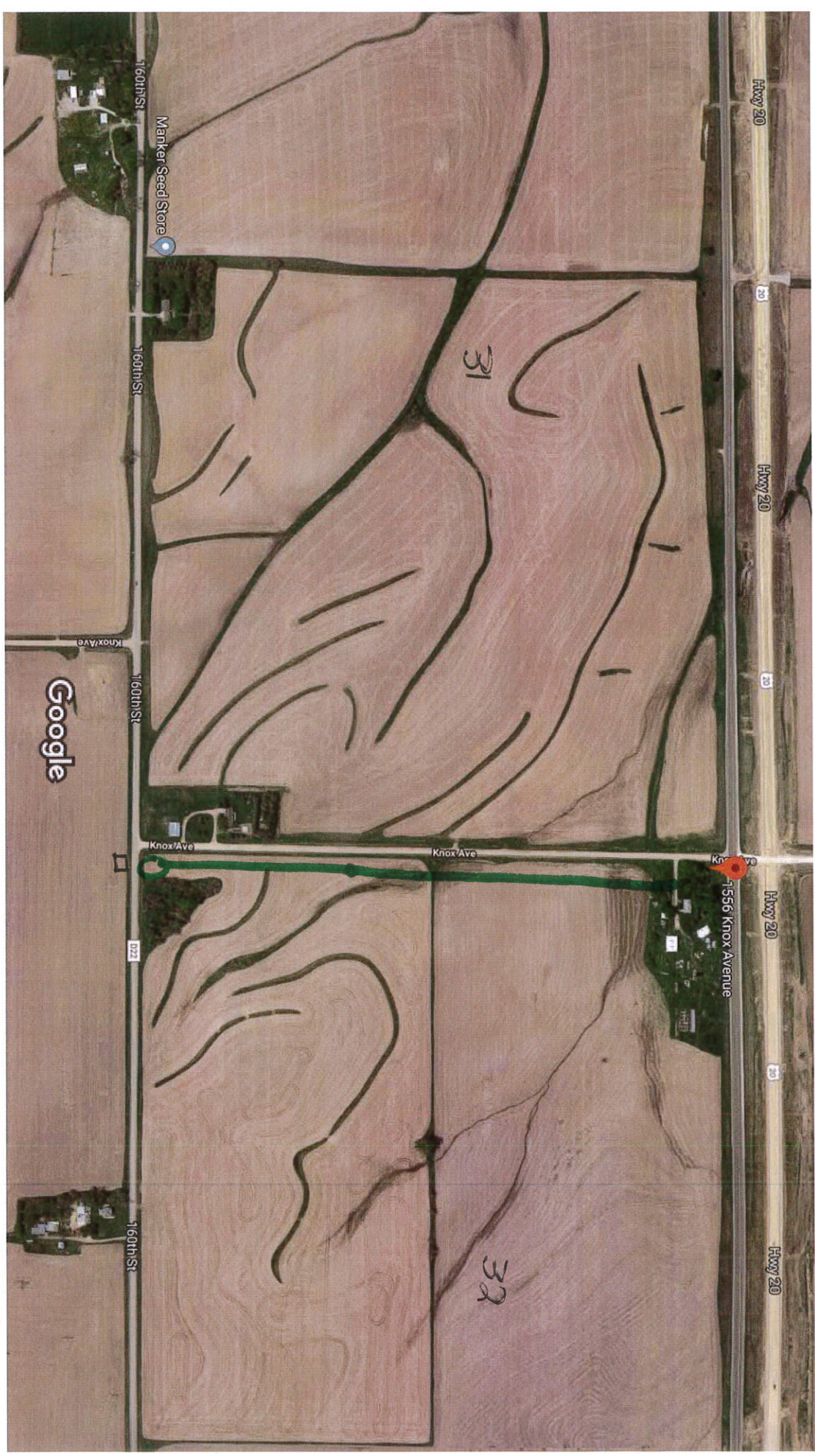
Other Special Provisions:

Permit Provisions and Conditions of Issuance

- The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.



1556 Knox Ave
Blake Simmons - 712-348-1905



Imagery ©2019 Google, Map data ©2019 Google 200 ft

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY
FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Western Iowa Telephone Association

Highway _____

Address 202 Cedar Street Lawton, IA 51030

Township ARLINGTON

City of _____

Office Phone 712-944-5711 Local Phone 712-870-1298

Section: 24/4 of 1/4 Sec

Type of Utility Installation Underground Fiber Optic Cable

T 89 N, R 44 W

Plans Prepared By Phillip Robinson

Copy Enclosed _____ Yes _____ No

Map Showing Location Enclosed Yes _____ No

Utility Location is cross right-of-way
_____ overhead

parallel to right-of-way
 underground

Proposed Method of Installation

_____ tunnel _____ suspend on poles _____ cased
 jack & bore _____ suspend on towers _____ trench
_____ open cut plow

Estimated Starting Date 7-25-2019 Estimated Restoration Date 8-25-2019

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By Phillip Robinson
(Signature of Authorized Utility Representative)

Title Operations Manager

Date 7-15-2019

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____
(Signature of Woodbury County Board Chairman)

Title _____

Date _____

By _____
(Signature of Woodbury County Engineer)

Title _____

Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

1. The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

Google Maps

1321 Jewell Ave

CARY & DONNA KECH

from 3119 130th Ken Webb

13



Imagery ©2019 Google, Map data ©2019 200 ft

PERMIT FOR USE OF COUNTY ROAD/HIGHWAY RIGHT-OF-WAY FOR OVERHEAD AND/OR BURIED UTILITIES ACCOMMODATION

REQUEST BY APPLICANT:

Name Western Iowa Telephone Association

Highway _____

Address 202 Cedar Street Lawton, IA 51030

Township RUTLAND

City of _____

Office Phone 712-944-5711 Local Phone 712-870-1298

Section: 30/4 of 1/4 Sec

Type of Utility Installation Underground Fiber Optic Cable

T 89 N, R 43 W

Plans Prepared By Phillip Robinson

Copy Enclosed Yes No

Map Showing Location Enclosed x Yes No

Utility Location is x cross right-of-way

 x parallel to right-of-way

 overhead

 x underground

Proposed Method of Installation

 tunnel

 suspend on poles

 cased

 x jack & bore

 suspend on towers

 trench

 open cut

 x plow

Estimated Starting Date 7-24-2019 Estimated Restoration Date 8-24-2019

The Applicant understands and agrees that the permitted work shall comply with all permit provisions and conditions listed on the reverse side hereof, and special provisions listed below or attached hereto, and any and all plans, details, or notes attached hereto and made a part thereof. Applicant is to complete in triplicate and send all copies including plans and maps to Woodbury County Engineer, 759 E. Frontage Road, Merville, IA 51039. One executed copy will be returned to the Applicant.

By Phillip Robinson
(Signature of Authorized Utility Representative)

Title Operations Manager

Date 7-15-2019

PERMIT APPROVAL BY PERMITTING AUTHORITY

The forgoing application is hereby approved and permit issued by the Permitting Authority subject to full compliance by the Applicant with all provisions and conditions stated herein and on the reverse side hereof and all attachments hereto.

By _____
(Signature of Woodbury County Board Chairman)

Title _____

Date _____

By _____
(Signature of Woodbury County Engineer)

Title _____

Date _____

Other Special Provisions:

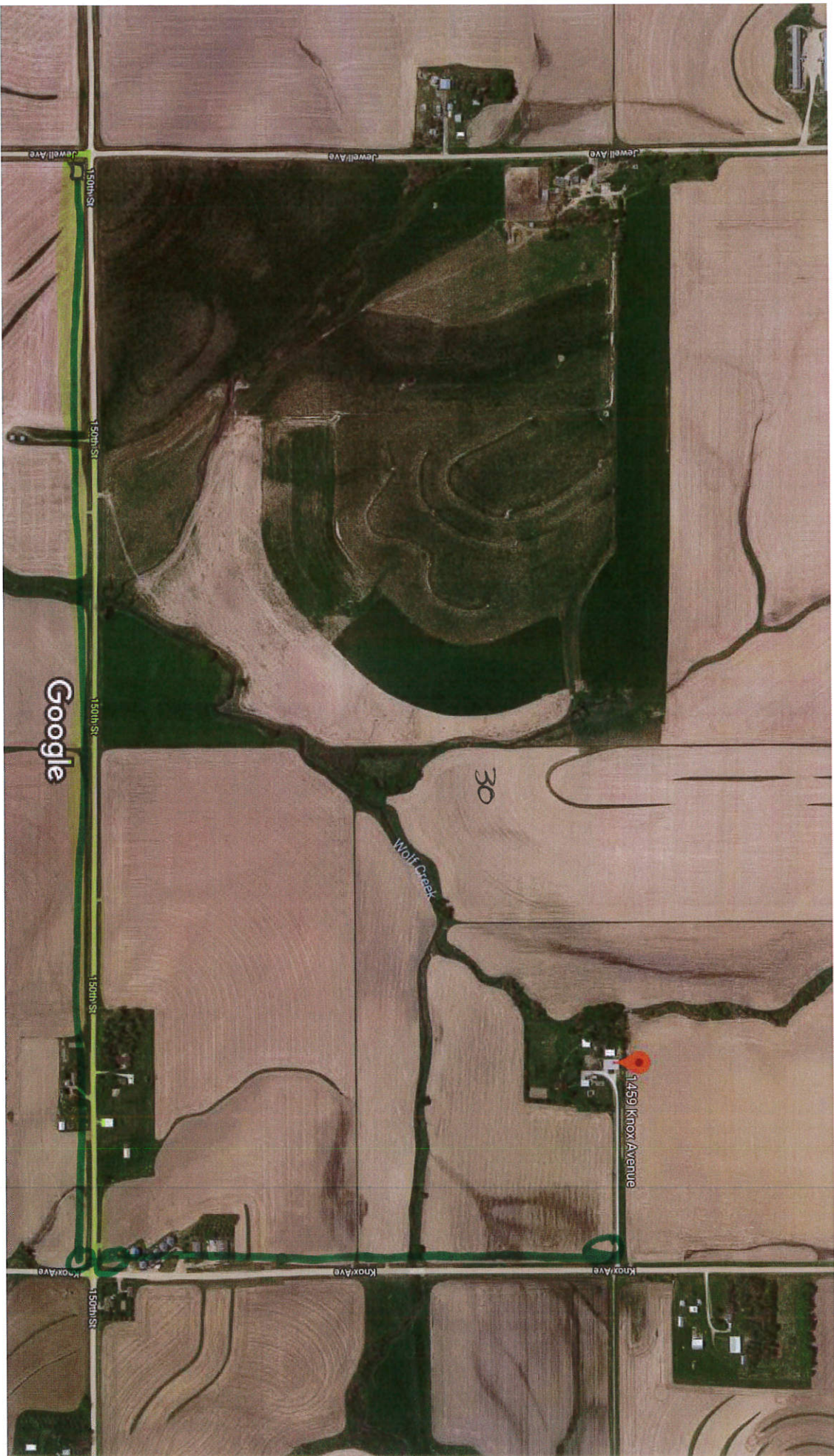
Permit Provisions and Conditions of Issuance

- The County and/or the County Board of Supervisors will not be charged with any responsibility for damages to the Applicant's property occasioned by any construction or maintenance operations on said county roads, including new or additional right-of-way acquired in connection therewith, subsequent to the building of the Applicant's facilities. The Board will endeavor to give the Applicant sufficient notice of any proposed construction or maintenance work, on either existing or newly acquired right-of-way that is likely to expose, cover up, or disturb any facilities belonging to the Applicant, in order that the Applicant may arrange to protect the facilities. The Board will inform contractors, and others working on the job of the location of the facilities so that reasonable care may be taken to avoid damaging the facilities, however the County and the Board of Supervisors will assume no responsibility for failure to give such notice.

SCOTT & MICHELLE
CHAMBERLAIN

1459 Knox Ave - Google Maps

MARBE



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

Date: 07/23/2019 Weekly Agenda Date: 07/30/2019

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

WORDING FOR AGENDA ITEM:

Consider approval of donation of old office copier to the Woodbury County Fair Board

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The county road department budgeted to replace our copier/printer/fax unit this fiscal year. The current unit is functional and the Fair Board is interested in obtaining the unit.

BACKGROUND:

The road department's five year old copier/fax/printer unit has exceeded the number of copies/documents printed that would have allowed the current unit to have any trade in value. The unit still is operational, but aging and not up to every day use by our office. Since it has no trade in value, I think it is worth considering donating to another county operation.

FINANCIAL IMPACT:

No cost to the road department. The fair board can arrange for copier maintenance with the current vendor. The unit has no trade in value and is at the end of its useful life at our departmental level of use.

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 allows the Secondary Road Department to donate its used copier to the Woodbury County Fair Board.

ACTION REQUIRED / PROPOSED MOTION:

Motion to allow the Secondary Road Department to donate its used copier to the Woodbury County Fair Board.

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

Date: 7/25/2019 Weekly Agenda Date: 7/30/2019

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

WORDING FOR AGENDA ITEM:

Consider bid for project number FM-C097(136)--58-97 - HMA Overlay project for County Route D38 east of Bronson.

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:

Bids were received on July 16, 2019 for Cold in Place recycling and HMA Overlay of D38 from Bronson to the Menville Blacktop. The county engineer is not recommending award.

BACKGROUND:

Bids have been received from Iowa DOT and an award recommendation is being made. D38 was scheduled for letting in FY 2019. The letting was delayed as we were at our maximum borrow ahead for county farm to market funds. The project as let has a late start date of June 2020. The bid exceeds the engineer's estimate for the project by over \$350,000.

FINANCIAL IMPACT:

The project is funded with county farm to market 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:

I recommend rejecting all bids for the FM-C097(136)--55-97 and re-let the project later in 2019 or January 2020.

ACTION REQUIRED / PROPOSED MOTION:

Motion to reject all bids for the FM-C097(136)--55-97.

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

#8a
&b

Date: 7/25/2019

Weekly Agenda Date: 7/30/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

Law Enforcement Center-
Work Package Contract/Agreement for Detention Architectural Design & Planning Services

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Public safety, community quality of life concerns, looming issues and wasteful costs of the LEC all lead to the need for a new facility. Benefits of a new facility include addressing overpopulation, incorporating energy efficient systems, the ability to receive revenues such as federal/ US Marshall, & the design capability for future expansions. A new LEC solution is the best use of taxpayer dollars long term. Goldberg Group Architects Detention Specialists have provided a master detention planning services proposal for a potential 400-500 bed adult justice center.

BACKGROUND:

"The LEC Committee & Citizens Advisory Group recommend a new LEC 400-500 bed facility with the potential for two future expansion pods (24 beds each) and courtrooms estimated at approximately \$50 million given our following concerns"

1. A current facility designed for 90 inmates in 1987 with a current capacity of 234 whose HVAC needs at minimum cross a threshold of \$5.8 million to replace and will have waste in terms of transportation costs for prisoners when replacement necessitates an unoccupied jail for approximately 3 months time.
2. Public safety and quality of life concerns given hard decisions of our legal system with a jail operating at often full capacity.
3. The favorability of a 20 year note with building capacity for revenue from federal prisoners, Ice, and other counties which has the potential to pay for itself while mitigating inevitable cost that will come with a looming emergency issue.

The LEC Committee, LEC Citizens Advisory Group, Building Services Department, Sheriff's Office, Architects, & Engineers over the past 4.5 years have diligently examined, investigated, and studied in detail the needs of a deteriorating 30-year old, overpopulated facility, operating beyond capacity originally designed for 90 inmates and currently housing 234.

Studies encompassed cost analysis to address inmate over-population, detention compliance shortfalls, equipment repairs/ replacements, and building CIP projects (\$22 million) all of which are necessary or will become apparent by way of forced emergency: air handlers which have exceeded life expectancy of 20-25 years (\$5.8 million for like replacements) may fail and facility would otherwise shut down causing enormous inmate transportation and court relocation costs exceeding \$2.9 million.

Cost comparison associated with population, compliance updates, and equipment repairs to the current facility to those of a new facility were projected following fact finding which determined costs of current facility updates (that include outsourcing inmate housing, transportation, courts relocation while work is completed) and future CIP needs combined are nearly one-half that of a brand new facility that is more energy efficient, larger, and could help pay for itself with inmate revenue rather than taxpayer dollars.

FINANCIAL IMPACT:

2017 & 2019 CIP (Funding Reallocation)

Goldberg Group Architects (GGA) - Work Packages #1 thru #3 = \$75,000

Work Package #4 = \$18,500

Total= \$93,500

(account fee credit of \$20,000 if project proceeds and GGA is retained as project architect)

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:

The LEC Committee, Sheriff's Office, & Building Services Department recommend approval of Goldberg Group Architects LEC detention master planning services work packages #1 thru #3 (\$75,000) and work package #4 as outlined in agreement Planning Services 2b (page 3) and Compensation 3a; 3b (page 4).

Building Services further recommends the reallocation of CIP funding sources.

ACTION REQUIRED / PROPOSED MOTION:

1. Motion to approve Goldberg Group Architects LEC Master Planning Agreement for pre-design/ planning services work packages #1 thru #3 (\$75,000) and work package #4 as specified by agreement planning Services 2b (page 3) and Compensation 3a;3b (page 4).
2. Motion to reallocate CIP Funds; #9102-17 Upgrade Study, and CIP #9106-17-19 Hvac Admin



LEC HISTORY

- **Constructed- 1985/ 1986**
- **Designed Inmate Housing - 90 Beds**
- **Expanded (Twice) 1999 & 2006 by Double Bunking Cells - 234 Beds**
- **Current Day Average Inmate Population - 234**
- **Daily Operations, Detention Housing Capacity, & Systems Load Exceed Capabilities of the Facility**
- **Rapidly Escalating Repair Costs & Staggering CIP Projections**

Benzene Remediation

Expensed as of February 2019: \$862,379.00



LEC HVAC REPLACEMENT PROJECT (equipment replacement only)- STANDARD VS ACCELERATED CONSTRUCTION PROJECT SCHEDULES

Project:	Woodbury County LEC 4/14/2019							
Project Designation	Project Description	Units	Unit Cost	Duration	FY2021 "Standard" Construction	FY2021 "Accelerated" Construction		
AHU-1	HVAC unit replacement and ductwork modifications	45,000	\$34.00	90 Days	\$1,530,000.00			
	HVAC unit replacement and ductwork modifications	45,000	\$46.94	30 Days		\$2,112,500.00		
	Construction Costs				\$1,530,000.00	\$2,112,500.00		
	Inmate Relocation / Transportation Costs	30	\$68.50	120 Days	\$277,079.76			
	Inmate Relocation / Transportation Costs	30	\$68.50	40 Days		\$92,359.92		
	Temp. Relocate Courts	8,846	\$0.25	90 Days	\$223,635.73			
	Temp. Relocate Courts	8,846	\$0.25	30 Days		\$74,545.24		
					TOTAL	\$2,030,715.49	\$2,279,405.16	
AHU-2	HVAC unit replacement and ductwork modifications	6,672	\$32.00	60 Days	\$213,504.00			
	HVAC unit replacement and ductwork modifications	6,672	\$47.49	30 Days		\$316,880.00		
	Construction Costs				\$213,504.00	\$316,880.00		
	Inmate Relocation / Transportation Costs	84	\$68.50	160 Days	\$1,034,421.10			
	Inmate Relocation / Transportation Costs	84	\$68.50	80 Days		\$517,215.55		
					TOTAL	\$1,247,925.10	\$834,095.55	
AHU-3	HVAC unit replacement and ductwork modifications	7,142	\$32.00	60 Days	\$228,544.00			
	HVAC unit replacement and ductwork modifications	7,142	\$47.00	30 Days		\$335,680.00		
	Construction Costs				\$228,544.00	\$335,680.00		
	Inmate Relocation / Transportation Costs	96	\$68.50	160 Days	\$1,182,206.98			
	Inmate Relocation / Transportation Costs	96	\$68.50	80 Days		\$591,103.49		
					TOTAL	\$1,410,750.98	\$926,783.49	
AHU-4	HVAC unit replacement and ductwork modifications	10,202	\$25.00	60 Days	\$255,050.00			
	HVAC unit replacement and ductwork modifications	10,202	\$36.15	30 Days		\$368,812.50		
	Construction Costs				\$255,050.00	\$368,812.50		
	Inmate Relocation / Transportation Costs	20	\$68.50	160 Days	\$246,293.12			
	Inmate Relocation / Transportation Costs	20	\$68.50	80 Days		\$123,146.56		
					TOTAL	\$501,343.12	\$491,959.06	
AHU-5	HVAC unit replacement cost	2,424	\$33.00	60 Days	\$79,992.00			
	HVAC unit replacement cost	2,424	\$61.88	30 Days		\$149,990.00		
	Construction Costs				\$79,992.00	\$149,990.00		
					TOTAL	\$79,992.00	\$149,990.00	
Chiller	Replace existing chiller	1		90 Days	\$357,000.00		\$357,000.00	
Boiler	Replace existing boilers	1		90 Days	\$227,000.00		\$227,000.00	
					TOTAL	\$584,000.00	\$584,000.00	
					GRAND TOTAL	\$5,854,726.69	\$5,266,233.26	

"Standard" Construction Project Schedule is based on a normal Contractor's 40-Hour work week. "Accelerated" Construction Project Schedule assumes multiple-trades on a 24/7 around the clock work schedule until Project Completion.

"Standard" Relocations Only
\$2,717,344

Estimates include construction, inmate & Courts relocations/ transportation costs for standard and accelerated project installatioin schedules.

Estimates exclude design fees, modifying existing spaces, walls, or footprints to accommodate new equipment, alterations, change orders during installation, new equipment storage prior to install, or contractor parking costs.

"Accelerated" Relocations Only
\$1,398,371

Boilers & Chiller replacement schedules were not accelerated- it is anticipated that these components could be installed in a manner that minimizes inconvenience to occupants if timed appropriately.

LAW ENFORCEMENT CENTER COSTS

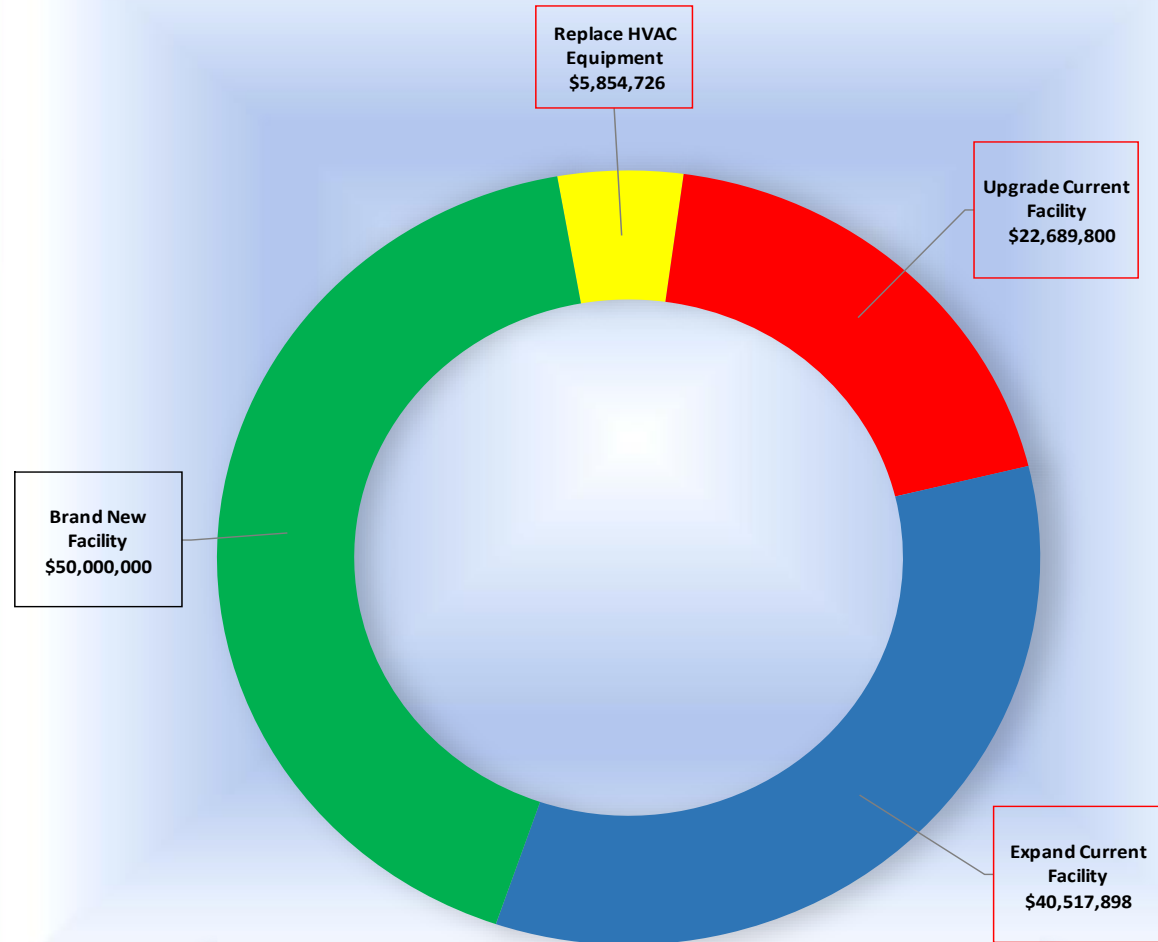
Current Facility

HVAC Only: Like Size Replacments of AHU's, Boilers, Chiller	\$5,854,726
Hvac like size replacements only; does not address any other items	
Upgrade: HVAC, Medical Area, Classification	\$22,689,800
Does not address inmate over-population Issue	
Expansion: +55 Beds, HVAC, Medical, Classification, Booking	\$40,517,898
Does not address all facility CIP problems	

Brand New Facility

Brand New Law Enforcement Center	\$50,000,000
400-500 bed facility - cost estimate \$49.5 million + property (land) cost	

LAW ENFORCEMENT CENTER





805 N. 36th Street, Suite B
St. Joseph, Missouri 64506
p: 816.233.9300 f: 816.233.9399
e-mail: info@gga-pc.com
web: www.gga-pc.com

July 8, 2019

Woodbury County Board of Supervisors
401 8th Street
Sioux City, IA 51101

Revised
07/24/19

Re: Agreement for Pre-Design/Planning Services
Re: Potential 400-500 Bed Adult Justice Center

Attn: Kenny Schmitz, Director of Building Services

Dear Sir:

We are pleased to present herewith, our proposal to provide Master-planning services for the referenced Project. For purposes of this limited agreement, the Woodbury County Board of Supervisors is the "Owner(s)", Goldberg Group Architects, PC (GGA) is the "Consultant" and the proposed new, freestanding Adult Detention & Justice Center is the "Project"

Both parties set forth,

1. The Project

- a) We understand that Owner intends to investigate the various aspects related to, and necessary for design, construction and operation(s) of a new freestanding, approximately 400-500 Bed Detention & Justice center to replace the current facility originally built in 1986 which has been found to be increasingly outdated and inadequate;
- b) We understand further, that the Owner may require a Voter Referendum to accomplish this project, passage of which is deemed necessary to proceed with the approved recommendations from this Study;
- c) Lastly, we understand that the Owner needs the services of a consultant who is experienced in these matters – i.e.: Criminal Justice and Judicial planning and design, to advise on Project need(s), size, layout, operations, costs, funding and other project-related issues relevant to the County's further consideration of this project;

2. Planning Services

- a) Therefore, we propose to furnish Master Planning services in four (4) components, i.e.: as four “Work Packages”, set forth below:

• **Work Package #1 – Site Analysis**

This portion of our activities covers analysis and comparison of potential project sites, including but not limited to,

- Assembling applicable property information;
- Creating potential site concepts to test site size, shape, topography and adjacency related issues;
- Analysis of zoning, setback and other pertinent restrictions;
- Access to adequate site utilities;
- Access to adjacent roads and highways;
- Access to Public Transportation
- Soils-load capacity (for foundations)
- Flooding issues
- Acquisition costs
- Adjacent property uses (within ½ - mile radius)
- Route(s) between site and County Courthouse, airport and other similar Justice facilities in the region;

• **Work Package #2 – Proposed Detention Center Study**

This package pertains to the actual proposed Detention Center itself, including but not limited to,

- Development of a formalized Needs Assessment Report, including Custody analysis;
- Proposed Project space program, listing all departmental areas, rooms, functional space allocations and override factor(s) – i.e.: circulations, mechanical and electrical rooms, etc.;
- Development of conceptual plans which incorporate all major (plan) components – i.e.: Detention Housing and Support, Courts and County services, Sheriff’s Administrative offices, Evidence Suite, etc.;
- Develop appropriate exterior concepts – i.e.: elevations and renderings, such that the utility, maintenance, cost and appearance of various exterior materials and treatment(s) can be compared and finalized by County officials and the Community through public presentation(s);

• **Work Package #3 – Proposed Project Performance**

This component develops our Charts A-D, i.e.: project pro-forma(s), balancing the following aspects of the proposed facility's operations,

- Develop Staffing and Operations with Sheriff, Jail Administration and appropriate County officials, incorporate Woodbury County's historic salaries, benefits and operating costs with GGA's own cost data, until all applicable parties have come to agreement, i.e.: for successfully proposing a new operating budget for the proposed Detention Center;
 - Assist the Sheriff to explore options for Housing revenues, develop opportunities for housing detainees from other jurisdictions, for US Marshall's Services, ICE, etc.; develop revenue assumptions which reflect realistic margins;
 - Assist the County's financial professionals with "Sources and Uses" (of funds), develop funding options which reflect favorable Coverage ratio(s), with viable Debt amortization, in order to minimize, to the greatest assumable extent, adverse Community tax consequences;
- b) While these first three Work Packages #1 - #3, are considered on an aggregate basis and will be commenced together for purposes of this Planning agreement, the fourth- and final Work Package #4, is considered on a stand-alone basis and will require separate Board approval,

• **Work Package #4 – Public Education**

- This separate Package purposes to utilize assistance from the Planning consultant, specifically to advise County officials, prepare graphic and narrative materials suitable for public distribution and participate in Public/Civic forums, as may be appropriate for informing the Woodbury County Community as to need, nature, cost, location, operations and appearance of the proposed Justice Center project;
- c) At such time as our design activities, preparation of presentation materials and project cost analysis are sufficiently developed, we will be available, as requested, to assist County officials to initiate public meetings, civic group presentations, media interviews, etc., estimated to commence approximately ninety (90) days after County approval of this proposal; such assistance shall continue until the date of the County's Referendum should one be necessary;



- d) Once the County elects to proceed with the proposed Project, we will be available to serve as the County's architect, at which time an appropriate contract will be executed between the two parties; consistent with the planning materials developed and presented as part of this Study;
 - o Woodbury County Supervisors reserve the right to retain the Planning consultant as Project Architect or solicit proposals from other consultants who may offer comparable services; at the conclusion of this agreement, no further obligation from either Party to the other is stated nor implied by this agreement;
 - o All narrative and graphic materials and other work product(s) developed by the Consultant during the course of this agreement shall be considered property of Woodbury County;
- e) In the event, a proposed Referendum is placed on the ballot and fails, we will assist the County to determine what, if any, modifications should be made to the various design and presentation materials we prepared and make any— and all such changes to place the vote on the ballot a second time;

3. Compensation

- a) **Fees** shall be on a stipulated-sum basis for each component, i.e.: Work Package, as follows:

• Work Package #1 (Site Analysis)	\$25,000
• Work Package #2 (Building Study)	\$25,000
• Work Package #3 (Project Performance)	<u>\$25,000</u>
Total (Aggregate) Fee(s) – Packages #1 - #3	\$75,000
• Work Package #4 (Public Education)	<u>\$18,500</u>
Total Proposed Fees	\$93,500

- b) **Fee credit** – at such time as the Project proceeds and if we are retained as your project architect(s), **Twenty-thousand dollars (\$20,000)** will be credited against the Owner's account;



- c) **Statements** – shall be invoiced on a monthly basis for services and expenses incurred during preceding Thirty (30) days;
- d) In the event a Voter Referendum is proposed and fails, we will assist the County with a second vote without additional/further fees – i.e.: charging only customary printing & travel expenses;

4. Additional Services & Expenses

- a) In the event the Consultant is requested to add or modify services to this agreement, he shall be entitled to charge additionally for such services at his customary Hourly rates set forth below; however, at no time shall Consultant be entitled to charge additional services without the prior approval of the Owner;

Senior Principal.....	\$165/Hr.
Senior Project Architect.....	\$125/Hr.
Technical.....	\$ 80/Hr.
Clerical.....	\$ 40/Hr.

- b) **Reimbursable Expenses** – shall be charged to the Owner @ 100% (direct cost) only, including vehicular mileage at current IRS rates, lodging, meals and printing; expenses shall be included with the consultant's monthly statements and shall be fully documented with applicable receipts, etc.

5. Termination

Either Party may terminate this Agreement with ten (10) days written Notice to the other. At such time as Notice is given, the Architect will furnish a Final Statement in accordance with Section 3 which is due and payable upon receipt, for services and expenses provided prior to the date of Termination,

Agreement for Pre-Design/Planning Services
July 8, 2019

If the foregoing meets with your approval please execute all four (4) copies and return (2) to our office. We appreciate this opportunity to serve Woodbury County in this important regard and look forward to working with you, Sheriff Drew, Dennis Butler, Administrator Wingert and the Board of Supervisors once again.

Accepted and Agreed:
Goldberg Group Architects, P.C.

Accepted and Agreed:
Woodbury Co. Board of Supervisors



Lawrence Goldberg, AIA, NCARB, ASC


Hon. Keith Radig, Chairman

Date: _____, 2019

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

#8c

Date: 7/25/2019

Weekly Agenda Date: 7/30/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz / Dennis Butler

WORDING FOR AGENDA ITEM:

Law Enforcement Center- Municipal Advisors

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Woodbury County Finance Directors Office & Building Services Department, in conjunction with Goldberg Group Architects believe it is beneficial for Woodbury County to utilize services of a Municipal Advisor.

The Advisor assists when engaging in major capital projects by identifying amounts to borrow, debt structure, finance documents, obtaining favorable bond ratings, terms, and negotiating final rates.

The role of a Municipal Advisor is to solely work in the Woodbury County Boards best interest to establish favorable financing terms in an effort to reduce finance costs on major capital projects.

BACKGROUND:

Woodbury County is considering the potential for a new Law Enforcement Center.

The LEC Committee, LEC Citizens Advisory Group, Building Services Department, Sheriff's Office, Architects, & Engineers over the past 4.5 years have diligently examined, investigated, and studied in detail the needs of a deteriorating 30-year aged facility operating at over capacity, originally designed for 90 inmates and currently housing 234.

Studies encompassed cost analysis to address inmate over-population, detention compliance shortfalls, equipment repairs/replacements, and building CIP projects (\$22 million) all of which are necessary or will become apparent by way of forced emergency: air handlers which have exceeded life expectancy of 20-25 years (\$5.8 million for like replacements) may fail and facility would otherwise shut down causing enormous inmate transportation and court relocation costs exceeding \$2.9 million.

Cost comparison associated with population, compliance updates, and equipment repairs to the current facility to those of a new facility were projected following fact finding which determined costs of current facility updates (that include outsourcing inmate housing, transportation, courts relocation while work is completed) and future CIP needs combined are nearly one-half that of a brand new facility that is more energy efficient, larger, and could help pay for itself with inmate revenue rather than taxpayer dollars.

FINANCIAL IMPACT:

To be determined through RFP process.

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:

Woodbury County Finance Office & Building Services Director, in conjunction with Goldberg Group Architects recommend that the Woodbury County Board of Supervisors seek bids to prepare and publish (after review & approval of County Attorney Office) a request for proposals (RFP) from interested municipal advisors to advise the Board of Supervisors on matters of funding related to a potential Law Enforcement Justice Center.

ACTION REQUIRED / PROPOSED MOTION:

Motion to authorize Finance Director assisted by Goldberg Group Architects to seek request for proposals (RFP) from interested municipal advisors.