



NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS (SEPTEMBER 17, 2019) (WEEK 38 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
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held September 17, 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 7 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 September 10, 2019 meeting
4. Approval of claims
5. County Auditor – Patrick Gill
Receive Auditor's Quarterly Report
6. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Authorization to Initiate Hiring Process
 - c. Approval to provide flu shots to Woodbury County employees

7. Secondary Roads – Mark Nahra
Approve the permits to work in the right of way for Charles Widman

End Consent Agenda

- | | | |
|--------------------------------|---|-------------|
| | 8. Canvassing the Sergeant Bluff-Luton Special Election | Action |
| 4:40 p.m.
(Set time) | 9. Communication Center – Glenn Sedivy
Public hearing and authorize chairman to sign the 2 nd amendment to a Tower Lease Agreement with New Cingular Wireless PCS | Action |
| | 10. Soil and Water Conservation District – Ben Hoelker
Update on watershed conditions | Information |
| | 11. Emergency Services – Gary Brown
Approval to purchase a fire detection system for the Climbing Hill Facility for the amount of \$5,725.00 | Action |
| | 12. Building Services – Kenny Schmitz | |
| | a. Approve Trosper Hoyt Juvenile Detention Kitchen Project CIP funding in the amount of \$177,256.61 | Action |
| | b. Receive the Woodbury County Law Enforcement Justice Center Financial Advisor Request for Proposal submissions | Action |
| | c. Award the Law Enforcement Justice Center RFP | Action |
| | 13. Secondary Roads – Mark Nahra | |
| | a. Award bid for project number LFM-(D50) grading for paving project on 250 th Street to Mather Construction for \$2,031,975.53 | Action |
| | b. Receive bids for PCC Patching and return them to the county engineer for review and recommendation | Action |
| | c. Award bid if low quote is clearly determined by bid results | Action |
| | 14. Human Resources – Melissa Thomas
Approval to provide wellness screenings and continued quarterly individual health coaching to eligible Woodbury County employees. | Action |
| | 15. County Auditor – Patrick Gill
Approve purchase of five scanners for election office out of FY20 CIP | Action |
| | 16. Board Administration – Dennis Butler
Setting date for a public hearing on 2019 Amendment to the Grow Woodbury County Urban Renewal Area and Plan | Action |
| | 17. Reports on Committee Meetings | Information |
| | 18. Citizen Concerns | Information |
| | 19. Board Concerns | Information |

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

- WED., SEPT. 18** **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., SEPT.19** **4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
 6:30 p.m. Hornick Town Hall Meeting, Hornick Community Center
- MON., SEPT. 23** **6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- WED., SEPT 25** **2:30 p.m.** Rolling Hills Community Services Region Governance Board meeting, Holstein
- THUR., SEPT. 26** **11:00 a.m.** Siouxland Regional Transit Systems Board Meeting, SIMPCO Office, 1122 Pierce St.
- TUES., OCT. 1** **4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., OCT. 2** **12:00 p.m.** District Board of Health Meeting, 1014 Nebraska St.
- THUR., OCT. 3** **10:00 a.m.** COAD Meeting, The Security Institute
- MON., OCT. 7** **6:00 p.m.** Board of Adjustment meeting, First Floor Boardroom
- WED., OCT. 9** **8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
 10:00 a.m. STARComm Board Meeting, The Security Institute, WIT Campus
- THUR., OCT. 10** **12:00 p.m.** SIMPCO Board of Directors, 1122 Pierce St.
 4:30 p.m. Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
- WED., OCT. 16** **12:00 p.m.** Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
 10:00 a.m. Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
- THUR., OCT. 17** **4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue

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.

SEPTEMBER 10, 2019, THIRTY-SEVENTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, September 10, 2019 at 4:30 p.m. Board members present were Ung, Radig, De Witt, Taylor, and Pottebaum. Staff members present were Karen James, Board Administrative Assistant, Dennis Butler, Budget/Tax Analyst, Joshua Widman, Assistant County Attorney 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 September 10, 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 September 3, 2019 meeting. Copy filed.
4. To approve the claims totaling \$882,306.38. Copy filed.
5. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date of parcel #894729101029, 1623 Villa Ave.

**RESOLUTION #12,893
NOTICE OF PROPERTY SALE**

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

The vacated north/south alley adjacent to Lot 6 in Block 3 of South Smith's Villa Addition to Sioux City, Woodbury County, Iowa (except the South 100 feet of the East one-half) (1623 Villa Ave.)

NOW THEREFORE,

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

1. That a public hearing on the aforesaid proposal shall be held on the **24th Day of September, 2019 at 4:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate on the **24th Day of September, 2019**, immediately following the closing of the public hearing to **Natalie Bass only per Code of Iowa 331.361(2)**.
3. That said Board proposes to sell the said real estate to **Natalie Bass only for consideration of \$1.00 plus recording fees.**
4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 10th Day of September, 2019
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

6. To approve the separation of Wyatt Fitch, Temporary Engineering Aide, Secondary Roads Dept., effective 9-13-19. End of Temporary Work. Copy filed.

- 7a. To approve and receive for signatures a Resolution Thanking and Commending Forrest Johnston for his years of service to Woodbury County.

**WOODBURY COUNTY, IOWA
RESOLUTION #12,894
A RESOLUTION THANKING AND COMMENDING
FORREST JOHNSTON
FOR HER SERVICES TO WOODBURY COUNTY**

WHEREAS, Forrest Johnston has capably served Woodbury County as an employee of the Secondary Roads Department for 36 years from September 7, 1983 to September 30, 2019; and

WHEREAS, the service given by Forrest Johnston as a Woodbury County employee, has been characterized by his dedication to the best interests of the citizens of Woodbury County; and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA that the undersigned members of this Board thanks and commends Forrest Johnston for his years of service to Woodbury County; and

BE IT FURTHER RESOLVED that it is the wish of all those signing below that the future hold only the best for this very deserving person, Forrest Johnston.

BE IT SO RESOLVED this 10th day of September, 2019.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7b. To approve the lifting of tax suspensions for petitioners who failed to re-certify their income or income does not qualify for continued tax suspension. Copy filed.

- 8a. To approve the permit to work in the right of way for Lee Westergaard. Copy filed.

- 8b. To approve the underground utility permit for Long Lines. Copy filed.

Carried 5-0.

- 9. A resolution was presented to Lori Baldwin thanking and commending for her years of service with Woodbury County. Copy filed.

- 10. Motion by De Witt second by Radig to approve the appointment of Heidi Nelson to the Community Action Agency Board of Directors. Carried 5-0. Copy filed.

- 11a. A public hearing was held at 4:35 p.m. for the sale of parcels #894720180045 & #894720180044, 2107 & 2111 Myrtle St. The Chairperson called on anyone wishing to be heard.

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

Motion by Taylor second by Ung to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcels #894720180045 & #894720180044, 2107 & 2111 Myrtle St., to City of Sioux City, Sioux City, IA, for \$1,040.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
REOSUTION #12,895**

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

By City of Sioux City in the sum of One Thousand Forty Dollars & 00/100 (\$1,040.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894720180045 & #894720180044

**Lot Three (3) in Block Two (2), Myrtle Boulevard Addition to Sioux City, Woodbury County, Iowa
(2107 Myrtle Street)**

**Lot Four (4) in Block Two (2), Myrtle Boulevard Addition to Sioux City, Woodbury County, Iowa
(2111 Myrtle Street)**

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

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

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

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

SO DATED this 10th Day of September, 2019.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

11b. A public hearing was held at 4:37 p.m. for the sale of parcel #894729440009, 212 Kansas St. The Chairperson called on anyone wishing to be heard.

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

Motion by Taylor second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcels #894729440009, 212 Kansas St., to DLG Properties LLC, Sioux City, IA, for \$427.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #12,896**

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

By DLG Properties LLC in the sum of Four Hundred Twenty-Seven Dollars & 00/100 (\$427.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894729440009

**Lot Three (3) in Block Forty-three (43), Sioux City Addition, in the County of Woodbury and State of Iowa
(212 Kansas Street)**

Now and included in and forming a part of the City of Sioux City, Iowa, the same is hereby accepted: said

Amount being a sum LESS than the amount of the general taxes, interests, costs and penalties against the said Real Estate.

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

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

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

SO DATED this 10th Day of September, 2019.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

12a. Bid letting was held for Trospen-Hoyt Juvenile Detention Kitchen Project. The bids are as follows:

Nelson Comm. Construction, Sioux City, IA	\$158,200.00
L & L Builders, Sioux City, IA	\$154,400.00
W.A. Klinger, Sioux City, IA	\$189,000.00
H & R Construction, South Sioux City, NE	\$166,900.00

Motion by Radig second by De Witt to receive the bids. Carried 5-0.

Motion by Radig second by De Witt to award the bid for Trospen-Hoyt Juvenile Detention Kitchen Project to L & L Builders for \$154,400.00. Carried 5-0. Copy filed.

12b. Motion by Radig second by Ung to authorize the County Auditor to open LEC Financial Advisor proposals submissions on September 17th at 10:00 a.m. Carried 5-0

13. The Board discussed creating a new Sergeant position at the jail. Copy filed.

14a. Bid letting was held for LFM-(D50). The bids are as follows:

Mathers Construction, Co., Correctionville, IA	\$2,031,975.53
Lieber Construction, Inc., North Sioux City, SD	\$2,179,418.18
Peterson Contractors, Inc., Reinbeck, IA	\$2,191,903.88
JB Holland, Decorah City, IA	\$3,374,802.53
CJ Moyna, Elkader, IA	\$3,501,271.43

Motion by Radig second by Taylor to receive the bids and return them to Secondary Roads for recommendation. Carried 5-0. Copy filed.

15. The Board heard reports on committee meetings.

16. There were no citizen concerns.

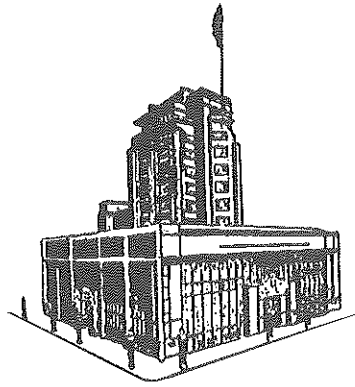
17. Board concerns were heard.

The Board adjourned the regular meeting until September 17, 2019.

Meeting sign in sheet. Copy filed.

Office Of The
AUDITOR/RECORDER
Of Woodbury County

PATRICK F. GILL
Auditor/Recorder



AUDITOR'S QUARTERLY REPORT

April 1, 2019 / June 30, 2019

Patrick F. Gill, Woodbury County Auditor/Recorder

Payroll Taxes

Beginning Cash Balance	April 1, 2019		
Payroll Taxes		733,482.01	
Other		1,271.52	
Total Beginning Balance			734,753.53
Receipts:			
Payroll Taxes		2,327,416.27	
Interest		461.72	
Other		-	
Total Receipts			2,327,877.99
Total Resources			3,062,631.52
Disbursements:			
Payroll Taxes		2,772,209.70	
Interest Paid to Treasurer		1,146.60	
Other		-	
Total Disbursements			2,773,356.30
Ending Cash Balance	June 30, 2019		
Payroll Taxes		288,688.58	
Other		586.64	
Total Ending Balance			289,275.22

I, Patrick F. Gill, County Auditor/Recorder of Woodbury County, Iowa, hereby certify the above to be a true and correct statement of the Receipts and Disbursements of the office of County Auditor for the 4th Quarter ending 06/30/19.

Patrick F. Gill, County Auditor/Recorder

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: September 17, 2019

* PERSONNEL ACTION CODE:

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

TO: **WOODBURY COUNTY BOARD OF SUPERVISORS**

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Vandromme, Kayla	Juvenile Detention	9-23-19	P/T Youth Worker			S	Resignation.
Robson, Chad	Secondary Roads	9-27-19	Motor Grader Operator			S	Resignation.
Raymond, Patricia	County Treasurer	10-03-19	Clerk II	\$18.50/hour	5%=\$.88/hour	R	Per AFSCME Courthouse Contract agreement, from Grade 3/Step 2 to Grade 3/Step 3.

APPROVED BY BOARD DATE: _____

MELISSA THOMAS, HR DIRECTOR:

Melissa Thomas

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: September 17, 2019

For the September 17, 2019 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

1. Juvenile Detention P/T Youth Worker, Resignation.
2. Secondary Roads Motor Grader Operator, Resignation.
3. County Treasurer Clerk II, from Grade 3/Step 2 to Grade 3/Step 3.

Thank you

HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA

DATE: September 17, 2019

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
Juvenile Detention	P/T Youth Worker	AFSCME: \$19.30/hour		
Secondary Roads	Motor Grader Operator	CWA: \$23.73/hour		

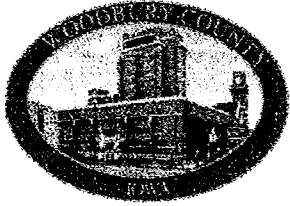
Chairman, Board of Supervisors

Lisa Anderson

From: Ryan Weber
Sent: Thursday, September 12, 2019 8:41 AM
To: Lisa Anderson
Subject: Request

Imrequesting to fill part time position left by KV.
Thanks

Sent from my iPhone



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@sioux-city.org

ASSISTANT TO THE COUNTY ENGINEER
Benjamin T. Kusler, E.I.T.
bkusler@sioux-city.org

SECRETARY
Tish Brice
tbrice@sioux-city.org

To: Board of Supervisors
Human Resources Department

From: Mark Nahra, Woodbury County Engineer

Date: September 11, 2019

Subject: Hornick District Staff Level – Chad Robson resignation

With the resignation of Chad Robson, a motor grader operator position will be vacant in our District 5 unit at Hornick. This will leave the district shorthanded if the vacancy is not filled. With winter coming on, I would like to start the hiring process immediately to minimize the time we will be shorthanded for snow removal in this district.

RECOMMENDATION: It is my recommendation that we fill the vacant motor grader operator position created by the resignation of Chad Robson at Hornick immediately. Thank you for your attention.

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

Date: 09/10/2019 Weekly Agenda Date: 09/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Approval to provide flu shots to Woodbury County employees

ACTION REQUIRED:

Approve Ordinance Approve Resolution Approve Motion

Public Hearing Other: Informational Attachments

EXECUTIVE SUMMARY:

This request is to provide Woodbury County employees with a flu shot at no cost to them and at a cost of \$28 per flu shot to family members

BACKGROUND:

FINANCIAL IMPACT:

Approximately 130 flu shots at \$28.00 each.

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

Yes No

RECOMMENDATION:

Approve the employee flu shots

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the employee flu shots

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

Date: 9/05/2019 Weekly Agenda Date: 9/17/2019

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

WORDING FOR AGENDA ITEM:

Consideration of two permits for work in the county right of way

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Charles Widman has requested a permit to work in the right of way to replace two private drainage pipes crossing 220th Street.

BACKGROUND:

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

FINANCIAL IMPACT:

No impact. Work is paid for by the permittee.

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 Charles Widman

ACTION REQUIRED / PROPOSED MOTION:

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



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@sioux-city.org

ASSISTANT TO THE COUNTY ENGINEER
Benjamin T. Kusler, E.I.T.
bkusler@sioux-city.org

SECRETARY
Tish Brice
tbrice@sioux-city.org

WOODBURY COUNTY SECONDARY ROAD DEPARTMENT

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

Name of Permittee: Charles F. Widman Phone No.: 712-870-0404

Mailing Address: 2360 220st Bronson, Iowa 51007

Township: Liberty Section: 1

Woodbury County, State of Iowa, and _____ (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:

Replace old pipe in road by Nipco Poles
on 220th between carol ave and Dallas ave

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:

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the _____ day of _____, 20 .

Entered into this _____ day of _____, 20 .



Signature of Property Owner or Authorized Representative

Woodbury County Engineer

Chair, Woodbury County Board of Supervisors



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@sioux-city.org

ASSISTANT TO THE COUNTY ENGINEER
Benjamin T. Kusler, E.I.T.
bkusler@sioux-city.org

SECRETARY
Tish Brice
tbrice@sioux-city.org

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

Name of Permittee: Charles F. Widman Phone No.: 712-870-0404
Mailing Address: 2360 220th Bronson, Iowa 51007
Township: Liberty Section: 1

Woodbury County, State of Iowa, and _____ (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:

Replace old pipe in road on 230th between
Carol ave and Ellas ave

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:

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the _____ day of _____, 20 .

Entered into this _____ day of _____, 20 .



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

#9

Date: 08-26-19 Weekly Agenda Date: 09-17-19

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Glenn Sedivy, Communications Director

WORDING FOR AGENDA ITEM:

Public hearing set for 4:40 p.m. for 2nd Amendment to a Tower Lease Agreement for a Starcomm tower located at 2290 Platte Road, Homer Nebraska

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The Starcomm Executive Board recommends to the County Supervisors to hold a public hearing for September 17, 2019, to amend Tower Lease Agreement with New Cingular Wireless PCS

BACKGROUND:

Woodbury County (STARCOMM) currently owns and operates a tower located at 2290 Platte Road, Homer Nebraska. A Public Hearing is requested to be set for September 17 2019 at 4:40 p.m. during the regular County Board of Supervisors meeting. New Cingular Wireless PCS, LLC, currently leases tower space on this tower and has requested to enter into a 2nd amendment to the current lease.

FINANCIAL IMPACT:

The rent will increase from \$2,502.50 to \$2,977.50 per month as new revenue to the Starcomm operating budget

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:

Hold public hearing

ACTION REQUIRED / PROPOSED MOTION:

Authorize the Chairman to sign the 2nd amendment to a Tower Lease Agreement with New Cingular Wireless PCS

AMENDMENT #2 TO SITE LEASE AGREEMENT

It is agreed between the Woodbury County Board of Supervisors, c/o Starcomm Public Safety Board, the City of Sioux City, Iowa (“Lessors”) and New Cingular Wireless PCS, LLC, a Delaware limited liability company, having a mailing address of Suite 13-F West Tower, 575 Morosgo Drive NE, Atlanta, GA 30324 (“Lessee”) as follows:

WHEREAS, Lessor and Lessee (or their respective predecessors-in-interest) entered into a Site Lease Agreement between the parties signed on or about September 5th, 2006 and went into effect on September 29, 2006 when the building permit was issued, with respect to a cell tower located at 2290 Platte Road, Homer, NE; and

WHEREAS, the parties amended the Site Lease Agreement on October 21, 2014; and

WHEREAS, Lessor and Lessee, in their mutual interest, wish to amend the Agreement for a second time as set forth below accordingly.

NOW THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Lessor and Lessee agree as follows:

1. Exhibit A- (“Site Plan”) is modified and replaced as set forth in -Exhibit A-2 of this -Amendment
2. Section 6 of the ~~Amendment~~Amendment to Site Lease agreement is hereby deleted in its entirety and replaced with the following:

Renewal Term Rent Lessee shall pay Woodbury County, Iowa, administrator of funds of Starcomm Public Safety Board, “Rent,” for each month of the Five (5) years for Renewal Terms as listed below in this paragraph. Each monthly Rent payment shall be due to Woodbury County, Iowa on or before the first day of each month. In addition, Lessee shall be responsible for all utility service payments with the exception of telephone service used exclusively by Lessors.

- a. First Renewal Term (years 6 through 10) Rent shall be increased by 10% of the highest amount paid during the initial term.
- b. Second Renewal Term (years 11 through 15) Rent shall be increased by 10% of the highest amount paid during the First Renewal Term. On August 1, 2019, Rent shall be increased to two thousand nine hundred and seventy-seven dollars and fifty cents (\$2,977.50) per month for the remainder of the Second Renewal Term. It is understood by the Parties that this increase in monthly rent is in consideration for allowing Lessee to update their equipment on the tower as identified in Exhibit A-2.
- c. Third Renewal Term (years 16 through 20) Rent shall be increased by 10% of the highest amount paid during the Second Renewal Term.
- d. Fourth Renewal Term (years 21 through 25) Rent shall be increased by 10% of the highest amount paid during the Third Renewal Term.

3. Notices. Section 12 of the Agreement is hereby deleted in its entirety and replaced with the following:

NOTICES. All notices, requests, demands and communications hereunder will be given by first class certified or registered mail, return receipt requested, or by a nationally recognized overnight courier, postage prepaid, to be effective when properly sent and received, refused or returned undelivered. Notices will be addressed to the parties as follows.

If to Lessee: New Cingular Wireless PCS, LLC
 Attn: Network Real Estate Administration
 Re: Cell Site #:DESMNEU1754
 Cell Site Name: Homer-LLW-NESC
 FA No: 13169481
 Suite 13-F West Tower
 575 Morosgo Drive NE
 Atlanta, GA 30324

With a copy to: New Cingular Wireless PCS, LLC
 Attn: Legal Department
 Re: Cell Site #:DESMNEU1754
 Cell Site Name: Homer-LLW-NESC
 FA No: 13169481
 208 S. Akard Street
 Dallas, TX 75202-4206

The copy sent to the Legal Department is an administrative step which alone does not constitute legal notice.

If to Lessors: Woodbury County, Iowa
 Board of Supervisors
 620 Douglas Street, Suite 104
 Sioux City, Iowa 51101

 Starcomm Public Safety Board
 P.O. Box 447
 Sioux City, Iowa 51102
 ATTN: Glenn Sedivy

In all other respects, the original Site Lease Agreement, Amendment to Site Lease Agreement dated September 5, 2006 Agreement and Amendment #1 to Site Lease Agreement dated October 21, 2014 are unchanged.

Dated _____, 2019

LESSORS:

Attest:

Woodbury County, Iowa

By:

Patrick Gill
County Auditor

By:

Keith Radig
Chairman
Woodbury County Board of Supervisors

Date:

LESSEE:

Attest:

New Cingular Wireless PSC, LLC
By: AT&T Mobility Corporation
Its: Manager

By:

[Print Name]

By:

[Print Name]

Title:

[Print Title]

Title:

[Print Title]

Date:

CONSENT TO SUBLEASE AMENDMENT

On this _____ day of _____, 2019, The City/County Law Enforcement Center of South Sioux City/Dakota County, State of Nebraska as Landlord and pursuant to Paragraph 9 of the Lease – Business Property dated April 14, 2009 hereby consents to the Sublease Amendment between Starcomm, Woodbury County, Iowa, and New Cingular Wireless PSC, LLC.

The City/County Law Enforcement Center
Of South Sioux City/Dakota County

By:

Print Name:

Title:

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

#10

Date: 8/26/2019 Weekly Agenda Date: 9/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Ben Hoelker- Woodbury Co. Soil and Water Conservation Dist.

WORDING FOR AGENDA ITEM:

Presentation by Woodbury Co. SWCD - Udate on watershed conditions

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

We need to continue to maintain these structures as many of them are close to or have exceeded their 50 year designed life expectancy.

BACKGROUND:

The Woodbury Co. Board of Supervisors are co. sponsors with the Soil and Water Conservation Dist. on the Little Sioux Flood Prevention Project since the early 1950's. Through this project, small dams were constructed to control erosion and protect property throughout Woodbury County.

FINANCIAL IMPACT:

The Board of Supervisors have financially supported the Watershed Technician position which is responsible for inspecting and maintaining over 450 structures in Woodbury County.

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 SWCD has valued the support recieved from the County Board of Supervisors and encourage this partnership to continue.

ACTION REQUIRED / PROPOSED MOTION:

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

Date: 09/05/2019

Weekly Agenda Date: 09/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Gary Brown, Director

WORDING FOR AGENDA ITEM:

Emergency Services is requesting approval to purchase a fire detection system for the Climbing Hill facility.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Emergency Services is requesting approval to purchase fire detection system for the facility located in Climbing Hill.

BACKGROUND:

During the FY20 Capital Improvements budget preparation, Emergency Services submitted a request for \$6,000.00 to replace the fire protection system at their facility. The original detection system was installed prior to our arrival into the Climbing Hill facility in 1994, it is approximately 30 years old. The building was formally the Climbing Hill School, it has three main areas; the main level, the lower level and the original three story building. This upgrade will include the installation of a new wireless synchronized smoke and heat detectors, also a CO2 and combustible gas detectors in strategic locations throughout the building and replacement of the dated wire connecting the system and hardware.

The current system is extremely outdated and that places limitations on the functionality, upgrades of the aged system are often extremely costly or not even possible. The fire detection system in Climbing Hill does not only protect the offices, training rooms and communications equipment and other property stored here. It also covers the living quarters of two Operations Officers 24/7, 365 days a year. It is important with a building of this size to be vigilant and ensure a proper system is in place.

FINANCIAL IMPACT:

Emergency Services has obtained a current quote for the upgrade and the cost will be \$5,725.00.

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 Emergency Services recommends the Woodbury County Board of Supervisors grant approval to move forward with the purchase of a new fire detection system for the amount of \$5,725.00.

ACTION REQUIRED / PROPOSED MOTION:

The Woodbury County Board of Supervisors make a motion to approve Woodbury County Emergency Services to move forward with the purchase of a new fire detection system for the amount of \$5,725.00.



Midwest Alarm

Fire & Security Systems

South Dakota

2300 S. Dakota Ave
Sioux Falls, SD 57105

(800) 303-1709 • midwestalarm.com • sales@midwestalarm.com

Iowa

1104 6th Street
Sioux City, IA 51101

Nebraska

4611 S. 96th St. #166
Omaha, NE 68127

• Access Control • Audio Systems • Fire Alarms • Intercoms • Security Systems • Surveillance Systems • Smart Home Systems
The Region's Only 24 Hour U.L. Listed Monitoring Center

CUSTOMER QUOTATION NO. 6940

WOODBURY CTY EMERGENCY MGMT
121 DEER RUN TRAIL
CLIMBING HILL IA 51015
USA

Date: 09/05/2019
Quote No: 6940
Site: WOODBURY COUNTY
EMERGENCY SERVICES
Site Address: 121 Deer Run Trail
Climbing Hill IA 51015
Salesperson: Adam Petty
Valid For: 30 Day(s)

Re: Woodbury Cty Emergency Services

Fire Device Replacement

Security Installation

Upgrade the fire detection equipment at Climbing Hill Office.

Instal New Wireless Sincronized Smoke Detectors with built in Sounders in the following areas totaling 11 devices

The Training Room, 2 in the Main Floor Hallway, Day Room, Class Room, lower storage room, main floor office, lower level hallway, back up dispatch, second floor landing, third floor landing.

Install new wireless heat detectors in the following areas totaling 8 devices.

4 in the gym, 2 on the stage, boiler room, and kitchen.

Install a CO2 detector in the boiler room.

Install a Combustible Gas detector in the boiler room.

Item	Quantity
WIRELESS REPEATER	1.00
WLS HIGH POWER RCVR FOR XR100&XR500 SERIES PANELS	1.00
SMART WIRELESS SMOKE DETECTOR W/ SYNC SOUNDER	11.00
WIRELESS HEAT DETECTOR FIXED	8.00
WIRELESS CO DETECTOR	1.00
Low Voltage Combustible Gas Detector for LP or Natural Gas	1.00
WIRE 22-4 PLENUM	850.00
Misc Hardware	27.00
SHIPPING	35.00
S. Technician Labor	
Technician Labor	



Midwest Alarm
Fire & Security Systems

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Sioux Falls, SD 57105

Iowa

1104 6th Street
Sioux City, IA 51101

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The Region's Only 24 Hour U.L. Listed Monitoring Center

CUSTOMER QUOTATION NO. 6940

Security Installation

Item		Quantity
	Sub-Total ex Tax	\$5,725.00
	Tax	\$0.00
	Total inc Tax	\$5,725.00



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CUSTOMER QUOTATION NO. 6940



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ACCEPTANCE OF QUOTATION NO. 6940

WOODBURY CTY EMERGENCY MGMT
121 DEER RUN TRAIL
CLIMBING HILL IA 51015
USA

Date: 09/05/2019
Quote No: 6940
Site: WOODBURY COUNTY
EMERGENCY SERVICES
Site Address: 121 Deer Run Trail
Climbing Hill IA 51015
Salesperson: Adam Petty
Valid For: 30 Day(s)

I accept the quote as detailed above. I acknowledge that I have read and understand all the terms and conditions detailed with this proposal.

Signed: _____ for WOODBURY CTY EMERGENCY MGMT

Name: _____ Date: _____

Purchase Order No.: _____

Purchase Order Value: _____

24-Hour Monitoring at Midwest Alarm Company's UL listed Central Station:

See the attached monitoring contract



**CUSTOMER AGREES TO
THE TERMS AND CONDITIONS BELOW:**

MIDWEST ALARM COMPANY, INC.
PHONE (800) 303-1709
SALES@MIDWESTALARM.COM

STANDARD TERMS AND CONDITIONS OF SALE

- 1. GENERAL.** The sale of the materials, services and equipment depicted on the Purchase Order to which this document makes reference are sold by Midwest Alarm Company, Inc. (hereinafter referred to as MAC) upon the following terms and conditions of sale. Such terms and conditions are made an integral part of the sales transaction with the customer ("Customer") in the same manner as if they were fully set forth in the Purchase Order. This document, together with the applicable Purchase Order of MAC, shall constitute the complete sales contract between MAC and Customer. Any attempt to change Such contract by oral representations or agreements, course of dealing, documentation or amendments to the Purchase Order are hereby rendered void and of no legal effect. Customer acknowledges that this document was received in advance of its purchase order.
- 2. Credit Approval Acceptance.** All purchase orders are subject to credit approval and acceptance by MAC.
- 3. Cancellations & Postponements.** Purchase orders which have been Accepted by Customer and MAC may be canceled by the Customer by written notice dated no later than ten (10) days following the date of such Acceptance, without the consent of MAC. Thereafter, such cancellation will not be allowed except by MAC's written consent.
- 4. Prices & Terms.** Prices quoted are binding on MAC for thirty (30) days from date of quotation; thereafter they are subject to change.
- 5. Taxes.** Prices quoted exclude sales, use, excise or other taxes. Any such taxes required to be imposed by local, state or federal taxing authorities shall be added to all quoted prices in all cases except where Customer provides an appropriate tax exemption certificate. Customer shall be ultimately responsible for payment of all applicable taxes, irrespective of whether same are included in MAC's invoice or not.
- 6. Terms of Payment/Security.** All invoices are payable to MAC at 2300 South Dakota Avenue, Sioux Falls, South Dakota, 57105, within thirty (30) days from the date of the invoice, unless otherwise specified on the face hereof. Amounts not timely paid shall accrue interest at the lesser of eighteen percent (18%) per annum. If, in the reasonable opinion of MAC, performance of the payment terms by the Customer becomes insecure, MAC may demand accelerated payment or withhold shipment of the goods ordered until full payment is made, or demand reasonable security prior to shipment. Customer grants to MAC as security interest in all products sold hereunder, which shall remain in effect until the full purchase price for such products is paid. For such purpose, this document may be filed as a financing statement.
- 7. Delivery & Acceptance.** Customer agrees to pay all shipping charges.
- 8. Return For Credit Unused Merchandise.** At its option MAC will accept returns for credit of only unused product in original packages and in condition that could be sold as new providing the item was purchased no more than 30 days prior to the date of the return. A twenty-five (25) percent restocking charge will apply on return of material purchased no more than 30 days prior. Material shipped COD which is returned as "Refused" by the Customer will be subject to a twenty-five (25) percent restocking charge. Special order items are not refundable.
- 9. Warranty & Limitations of Liability.**

Products. MAC warrants its installations to be free of defects in workmanship when used under normal use and service and in the manner specified by MAC for a period of one year from date of shipment to the Customer (termed the "Warranty Period"). Any claims for defective products hereunder shall be made in writing reasonably promptly upon delivery, but in any event within the Warranty Period. MAC honors the factory warranty of all products it sells.

Notice. Customer shall give prompt notice to MAC of defects, which it claims are covered by the warranty.

Limitations & Exclusions. Expendable items, such as fuses, batteries and the like, are excluded from coverage under this warranty. Further, MAC shall not be responsible for remedying defects caused by use of expendable items, replace parts, repairs, alterations, modifications or changes made by non-MAC or non-MAC authorized personnel. MAC shall not be responsible for damage or defects caused by operation or maintenance..

Remedy. Customer's sole and exclusive remedy under this warranty shall be the repair or the replacement of the affected product(s), or refund of the purchase price of such product(s), at the sole option of MAC. After concluding the claim, MAC shall be entitled to the return of the defective product..
- 10. Limited Software Warranty.** All computer software sold by MAC shall be covered solely by written warranties, if any, set forth in the license agreement governing the use of the software. This is true whether such software is sold separately, or as part of a system or in conjunction with machinery or equipment.
- 11. Force Majeure.** MAC is absolved of any liability for losses, delays or non- delivery of products, or other failure to perform hereunder, resulting partially or totally from causes beyond its control. Such causes shall include strikes, labor disputes, unavailability of materials or transportation, acts of God, war, riot, natural disasters, or acts of Customer or its agent(s).
- 12. Notice.** All notices required or permitted to be given hereunder shall be in writing, and may be delivered by personal or courier receipted delivery, facsimile transmission, or certified with, return receipt requested. Delivery shall be complete on the date of receipt by the addressee at the address shown on the front of this order acknowledgement.
- 13. Governing Law.** This agreement shall be governed by Iowa law. This agreement is performable in the City of Sioux City, Woodbury County, Iowa and venue of any judicial proceeding pertaining to this agreement shall be in such county.

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

#12a

Date: 9/12/2019

Weekly Agenda Date: 9/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

Trosper Hoyt Juvenile Detention Kitchen Project- CIP Cost Allocations & Approval

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

On September 10th, 2019, the Woodbury County Board of Supervisors approved the Trosper Hoyt Juvenile Detention Kitchen Project low bid by L&L Builders.

Original projected costs in June of 2018 were \$160,000.

Bids received have been analyzed and inflationary costs over the 1-year period since projection have increased 7.97%.

Total costs including architectural, engineering, and construction are anticipated to exceed the original estimate.

BACKGROUND:

September 10th, 2019- Board of Supervisors received and award low contract bid

August 20th- Board of Supervisors set bid opening, receiving, and award date

July 23rd, 2019- Board of Supervisors approves plans, specifications, & form of contract

June 12th, 2018- Board of Supervisors approves Trosper Hoyt Kitchen Project

June 6th, 2018- the Juvenile Detention Director recommends to the Woodbury County Board of Supervisors that upgrades planned for the Juvenile Detention area at Trosper Hoyt building by the previous director should be altered to shift project upgrade priorities.

December 5th, 2017- Board of Supervisors approves plans & specifications to seek bids for the Trosper Hoyt Master Control System & Elevator Project.

August 22nd, 2017- Project low bid exceeds estimates by \$97,000.00 in part do to the elimination of synergies anticipated by simultaneous door replacements with an LEC Project that was terminated. Trosper Hoyt Master Control & Door Project terminated (bids thrown out). Facility project scope to be totally redesigned and new project bid.

January 25, 2017- Approval to Seek Competitive Bids for Master Control & Detention Doors Project.

January 17th, 2017- Board of Supervisors approves contract with Goldberg Group Architects for Juvenile Detention design related to; Trosper Hoyt Juvenile Detention Facility Master Plan, Master Control System Replacement, Partial Door Replacement.

FINANCIAL IMPACT:

Goldberg Group Architects-	\$11,415.82
L & L Builders Co.-	\$154,400.00
Laundry Equipment-	\$3,000.00
Project Contingency (5%)-	\$8,440.79
Project CIP Total:	\$177,256.61

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:

Building Services requests approval for CIP funding in the amount of \$177,256.61.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve Trospen Hoyt Juvenile Detention Kitchen Project CIP funding in the amount of \$177,256.61.

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

#12b&
C

Date: 9/12/2019

Weekly Agenda Date: 9/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

Law Enforcement Center- "Receive" and "Award" Financial Advisor Request For Proposals

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

"Receive" and "Award" Financial Advisors Request for Proposals related to a potential Law Enforcement Justice Center. It is beneficial for Woodbury County to utilize services of a professional financial advisor when considering a major capital project. In August 2019, the Board of Supervisors approved a Request For Proposals (RFP) draft and process related to a potential Law Enforcement Justice Center. Proposals from interested financial advisors RFP's were to be "submitted" September 17th, 2019 at 10:00am. and "opened" at that time.

BACKGROUND:

Woodbury County is considering the potential for a new Law Enforcement Center. A financial 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 financial advisor is to solely work in the Woodbury County Board's best interest to establish favorable financing terms in an effort to reduce finance costs on major capital projects. 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:

Financial impact will be identified as submitted in the Financial Advisors RFP, and as "awarded" by the Board of Supervisors.

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 Director & Building Services Director, in conjunction with Goldberg Group Architects recommend that the Woodbury County Board of Supervisors receive and approve the most advantageous RFP submission.

ACTION REQUIRED / PROPOSED MOTION:

Motion to "Receive" the Woodbury County Law Enforcement Justice Center Financial Advisor Request for Proposal submissions.

Motion to "Award" the Law Enforcement Justice Center RFP.

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

Date: 9/12/2019 Weekly Agenda Date: 9/17/2019

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

WORDING FOR AGENDA ITEM:

Award bids for Project Number LFM-(D50) Grading for Paving Project on 250th Street

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The county engineer has prepared plans for the grading for paving of 250th Street/County Route D50 on south of Anthon. The Board received bids on 9/10/2019

BACKGROUND:

This project is programmed for 2019 construction. The project regrades 250th Street in preparation for paving. This is the first part of the final project funded by the \$1.3 million special project levy. Upon completion of the grading of the road, the embankment will be allowed some time for settlement in advance of paving.

FINANCIAL IMPACT:

The project is paid for with local Woodbury County generated by the \$1.3 million per year special project levy.

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 that the Board award the bid for LFM-(D50) to Mather Construction for \$2,031,975.53

ACTION REQUIRED / PROPOSED MOTION:

Motion to award bid for LFM-(D50) to Mather Construction for \$2,031,975.53

TABULATION OF BIDS

PROJECT NO. L-FM-CO97(D50)-73-97
 LETTING: TUESDAY, August 27, 2019
 Grading
 SECTION 20 T87N, R43W

NOTE: IN CASE OF MATHEMATICAL ERROR, UNIT PRICE SHALL GOVERN

N	ITEM	Engineer's Estimate		JB Holland 2092 Hwy 9 W Decorah City, IA 52101		Peterson Contractors, Inc Reinbeck, IA 50669		CJ Moyna 2442 Hwy 13 Elkader, IA 52043		Lieber Construction, Inc 310 N. Derby Lane #380 North Sioux City, SD 57049		Mathers Construction, Co 4246 160th St. Correctionville, IA 51016		SUMMARY OF BIDS	
		QUANTITIES	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE		AMOUNT
1	Clearing and Grubbing	28.00 Acres	\$ 900.00	\$ 25,200.00	\$ 265.00	\$ 7,420.00	\$ 1,150.00	\$ 32,200.00	\$ 1,700.00	\$ 47,600.00	\$ 1,500.00	\$ 42,000.00	\$ 1,000.00	\$ 28,000.00	1) Mathers Construction, Co \$ 2,031,975.53 2) Lieber Construction, Inc \$ 2,179,418.18 3) Peterson Contractors, Inc \$ 2,191,903.88 4) JB Holland \$ 3,374,802.53 5) CJ Moyna \$ 3,501,271.43 Engineer's Est. \$ 1,987,723.40
2	Excavation Class 10 Roadway	537879.00 Cu.Yds.	\$ 1.45	\$ 779,924.55	\$ 3.90	\$2,097,728.10	\$ 2.18	\$1,172,576.22	\$ 3.80	\$2,043,940.20	\$ 2.00	\$ 1,075,758.00	\$ 1.95	\$1,048,864.05	
3	Topsoil, Strip, Salvage and Spread	27993.00 Cu.Yds.	\$ 2.50	\$ 69,982.50	\$ 4.50	\$ 125,968.50	\$ 4.00	\$ 111,972.00	\$ 6.00	\$ 167,958.00	\$ 3.40	\$ 95,176.20	\$ 2.30	\$ 64,383.90	
4	Granular Surface on Road Crushed Concrete	11800.00 Ton	\$ 32.00	\$ 377,600.00	\$ 30.35	\$ 358,130.00	\$ 25.50	\$ 300,900.00	\$ 31.80	\$ 375,240.00	\$ 28.50	\$ 336,300.00	\$ 29.00	\$ 342,200.00	
5	Removal of Existing Structures	1.00 L.S.	\$ 900.00	\$ 900.00	\$ 8,500.00	\$ 8,500.00	\$16,000.00	\$ 16,000.00	\$ 44,000.00	\$ 44,000.00	\$ 9,000.00	\$ 9,000.00	\$18,000.00	\$ 18,000.00	
6	Excavation, Class 20 For Roadway Pipe Culvert	4414.00 Cu.Yds.	\$ 3.00	\$ 13,242.00	\$ 5.00	\$ 22,070.00	\$ 10.00	\$ 44,140.00	\$ 10.00	\$ 44,140.00	\$ 7.00	\$ 30,898.00	\$ 3.00	\$ 13,242.00	
7	Aprons, Concrete, 24 in Dia	2.00 Each	\$ 450.00	\$ 900.00	\$ 685.00	\$ 1,370.00	\$ 842.00	\$ 1,684.00	\$ 710.00	\$ 1,420.00	\$ 1,320.00	\$ 2,640.00	\$ 545.00	\$ 1,090.00	
8	Aprons, Concrete, 30 in Dia	1.00 Each	\$ 550.00	\$ 550.00	\$ 890.00	\$ 890.00	\$ 1,035.00	\$ 1,035.00	\$ 810.00	\$ 810.00	\$ 1,420.00	\$ 1,420.00	\$ 735.00	\$ 735.00	
9	Aprons, Concrete, 36 in Dia	1.00 Each	\$ 700.00	\$ 700.00	\$ 1,370.00	\$ 1,370.00	\$ 1,383.00	\$ 1,383.00	\$ 1,200.00	\$ 1,200.00	\$ 1,740.00	\$ 1,740.00	\$ 1,082.00	\$ 1,082.00	
#	Aprons, Concrete, 48 in Dia	4.00 Each	\$ 900.00	\$ 3,600.00	\$ 1,900.00	\$ 7,600.00	\$ 1,974.00	\$ 7,896.00	\$ 1,500.00	\$ 6,000.00	\$ 2,520.00	\$ 10,080.00	\$ 1,473.00	\$ 5,892.00	
#	Aprons, Concrete, 60 in Dia	1.00 Each	\$ 1,550.00	\$ 1,550.00	\$ 2,600.00	\$ 2,600.00	\$ 2,300.00	\$ 2,300.00	\$ 2,100.00	\$ 2,100.00	\$ 2,675.00	\$ 2,675.00	\$ 2,246.00	\$ 2,246.00	
#	Culvert, Concrete Roadway Pipe, 24 in Dia	340.00 L.F.	\$ 32.00	\$ 10,880.00	\$ 86.00	\$ 29,240.00	\$ 60.00	\$ 20,400.00	\$ 72.00	\$ 24,480.00	\$ 55.00	\$ 18,700.00	\$ 42.00	\$ 14,280.00	
#	Culvert, Concrete Roadway Pipe, 30 in Dia	130.00 L.F.	\$ 52.00	\$ 6,760.00	\$ 103.00	\$ 13,390.00	\$ 85.00	\$ 11,050.00	\$ 85.00	\$ 11,050.00	\$ 65.00	\$ 8,450.00	\$ 65.00	\$ 8,450.00	
#	Culvert, Concrete Roadway Pipe, 36 in Dia	296.00 L.F.	\$ 70.00	\$ 20,720.00	\$ 101.00	\$ 29,896.00	\$ 100.00	\$ 29,600.00	\$ 102.00	\$ 30,192.00	\$ 82.00	\$ 24,272.00	\$ 84.00	\$ 24,864.00	
#	Culvert, Concrete Roadway Pipe, 48 in Dia	482.00 L.F.	\$ 145.00	\$ 69,890.00	\$ 146.50	\$ 70,613.00	\$ 140.00	\$ 67,480.00	\$ 148.00	\$ 71,336.00	\$ 130.00	\$ 62,660.00	\$ 128.00	\$ 61,696.00	
#	Culvert, Concrete Roadway Pipe, 60 in Dia	114.00 L.F.	\$ 110.00	\$ 12,540.00	\$ 258.00	\$ 29,412.00	\$ 220.00	\$ 25,080.00	\$ 210.00	\$ 23,940.00	\$ 220.00	\$ 25,080.00	\$ 262.00	\$ 29,868.00	
#	Aprons, Metal, 24 in Dia	2.00 Each	\$ 350.00	\$ 700.00	\$ 297.00	\$ 594.00	\$ 380.00	\$ 760.00	\$ 310.00	\$ 620.00	\$ 900.00	\$ 1,800.00	\$ 232.00	\$ 464.00	
#	Aprons, Metal, 36 in Dia	2.00 Each	\$ 500.00	\$ 1,000.00	\$ 735.00	\$ 1,470.00	\$ 1,200.00	\$ 2,400.00	\$ 600.00	\$ 1,200.00	\$ 2,000.00	\$ 4,000.00	\$ 490.00	\$ 980.00	
#	Aprons, Safety Slope, 24 in Dia	18.00 Each	\$ 700.00	\$ 12,600.00	\$ 700.00	\$ 12,600.00	\$ 650.00	\$ 11,700.00	\$ 1,100.00	\$ 19,800.00	\$ 1,575.00	\$ 28,350.00	\$ 550.00	\$ 9,900.00	
#	Culvert, Corrugated Metal Entrance Pipe, 24" Dia	538.00 L.F.	\$ 30.00	\$ 16,140.00	\$ 58.00	\$ 31,204.00	\$ 55.00	\$ 29,590.00	\$ 55.00	\$ 29,590.00	\$ 63.00	\$ 33,894.00	\$ 67.00	\$ 36,046.00	
#	Culvert, Corrugated Metal Roadway Pipe, 36" Dia	120.00 L.F.	\$ 45.00	\$ 5,400.00	\$ 94.00	\$ 11,280.00	\$ 75.00	\$ 9,000.00	\$ 84.00	\$ 10,080.00	\$ 94.00	\$ 11,280.00	\$ 90.00	\$ 10,800.00	
#	Erosion Stone	176.00 Ton	\$ 65.00	\$ 11,440.00	\$ 51.00	\$ 8,976.00	\$ 44.50	\$ 7,832.00	\$ 98.00	\$ 17,248.00	\$ 45.00	\$ 7,920.00	\$ 46.00	\$ 8,096.00	
#	Removal of Pavement	3150.15 S.Y.	\$ 7.00	\$ 22,051.05	\$ 3.50	\$ 11,025.53	\$ 4.75	\$ 14,963.21	\$ 12.50	\$ 39,376.88	\$ 4.50	\$ 14,175.68	\$ 5.00	\$ 15,750.75	
#	Safety Closure	6.00 Each	\$ 400.00	\$ 2,400.00	\$ 600.00	\$ 3,600.00	\$ 100.00	\$ 600.00	\$ 250.00	\$ 1,500.00	\$ 110.00	\$ 660.00	\$ 300.00	\$ 1,800.00	
#	Field Fence Brace Panels	237.00 Each	\$ 120.00	\$ 28,440.00	\$ 185.00	\$ 43,845.00	\$ 120.00	\$ 28,440.00	\$ 120.00	\$ 28,440.00	\$ 130.00	\$ 30,810.00	\$ 138.00	\$ 32,706.00	
#	Removal and Installation of Fence, Barbed Wire	24121.00 L.F.	\$ 9.00	\$ 217,089.00	\$ 5.85	\$ 141,107.85	\$ 2.25	\$ 54,272.25	\$ 2.15	\$ 51,860.15	\$ 2.35	\$ 56,684.35	\$ 2.48	\$ 59,820.08	
#	Traffic Control	1.00 L.S.	\$ 12,000.00	\$ 12,000.00	\$ 3,000.00	\$ 3,000.00	\$ 4,000.00	\$ 4,000.00	\$ 16,500.00	\$ 16,500.00	\$ 2,700.00	\$ 2,700.00	\$ 3,000.00	\$ 3,000.00	
#	Mobilization	1.00 L.S.	\$120,000.00	\$ 120,000.00	\$98,000.00	\$ 98,000.00	\$55,000.00	\$ 55,000.00	\$ 220,000.00	\$ 220,000.00	\$ 74,766.43	\$ 74,766.43	\$39,440.00	\$ 39,440.00	
#	RCP Tee Section Drop Inlets	7.00 Each	\$ 1,200.00	\$ 8,400.00	\$ 9,800.00	\$ 68,600.00	\$ 6,500.00	\$ 45,500.00	\$ 12,500.00	\$ 87,500.00	\$ 10,500.00	\$ 73,500.00	\$ 7,928.00	\$ 55,496.00	
#	Mulching	45.63 Acres	\$ 750.00	\$ 34,222.50	\$ 700.00	\$ 31,941.00	\$ 555.00	\$ 25,324.65	\$ 555.00	\$ 25,324.65	\$ 610.00	\$ 27,834.30	\$ 610.00	\$ 27,834.30	
#	Stabilizing Crop - Seeding and Fertilizing	45.63 Acres	\$ 750.00	\$ 34,222.50	\$ 600.00	\$ 27,378.00	\$ 345.00	\$ 15,742.35	\$ 345.00	\$ 15,742.35	\$ 389.00	\$ 17,750.07	\$ 379.00	\$ 17,293.77	
#	Silt Fence	26969.00 L.F.	\$ 1.90	\$ 51,241.10	\$ 1.95	\$ 52,589.55	\$ 1.20	\$ 32,362.80	\$ 1.20	\$ 32,362.80	\$ 1.35	\$ 36,408.15	\$ 1.38	\$ 37,217.22	
#	Silt Fence for Ditch Checks	3178.00 L.F.	\$ 1.90	\$ 6,038.20	\$ 3.00	\$ 9,534.00	\$ 1.80	\$ 5,720.40	\$ 1.80	\$ 5,720.40	\$ 2.00	\$ 6,356.00	\$ 2.07	\$ 6,578.46	
#	Maintenance of silt fence	5,600	\$ 1.25	\$ 7,000.00	\$ 1.85	\$ 10,360.00	\$ 0.25	\$ 1,400.00	\$ 0.25	\$ 1,400.00	\$ 0.30	\$ 1,680.00	\$ 0.35	\$ 1,960.00	
#	Mobilization erosion control	1	\$ 1,200.00	\$ 1,200.00	\$ 500.00	\$ 500.00	\$ 600.00	\$ 600.00	\$ 600.00	\$ 600.00	\$ 1,000.00	\$ 1,000.00	\$ 700.00	\$ 700.00	
#	Mobilizations, Emergency Erosion Control	1	\$ 1,200.00	\$ 1,200.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,000.00	\$ 1,200.00	\$ 1,200.00	
TOTAL				\$1,987,723.40		\$3,374,802.53		\$2,191,903.88		\$3,501,271.43		\$ 2,179,418.18		\$2,031,975.53	

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

#13
b&c

Date: 9/12/2019 Weekly Agenda Date: 9/17/2019

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

WORDING FOR AGENDA ITEM:

Receive bids for PCC Pavement Patching 2019

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The county engineer has prepared plans for PCC Pavement patching on various roads that suffered blowups or overload damage this year.

BACKGROUND:

This project is programmed for 2019 construction. Annually we let a contract to repair pavements damaged by blowups or overloads.

FINANCIAL IMPACT:

The project is paid for with local Woodbury County secondary road funds.

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

Yes No

RECOMMENDATION:

- 1) I recommend that the Board receive bids for PCC Patching and return them to the county engineer for review and recommendation.
- 2) If quotes show a clear low quote, the engineer may recommend award at the Board meeting after opening the quotes.

ACTION REQUIRED / PROPOSED MOTION:

- 1) Motion to receive bids for PCC Patching and return them to the county engineer for review and recommendation.
- 2) Motion to award bid if low quote is clearly determined by bid results.

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

Date: 09/10/2019 Weekly Agenda Date: 09/17/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Approval to provide wellness screenings and continued quarterly individual health coaching to eligible Woodbury County employees

ACTION REQUIRED:

Approve Ordinance Approve Resolution Approve Motion

Public Hearing Other: Informational Attachments

EXECUTIVE SUMMARY:

Wellness Screenings will include 4 different types of tests: Wellness Blood Profile, PSA, TSH and AC1. Also included are health coaching and other educational programs and testing quarterly.

BACKGROUND:

Woodbury County has provided these screenings and other health services for eligible employees and spouses since 2014. The program has been successful with employees overall wellness and we continue to make improvements to fit our employees needs and make it more convenient to participate.

FINANCIAL IMPACT:

Please see attached schedule, last year approximately 344 participated in the Wellness program.

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

Yes No

RECOMMENDATION:

Approve the wellness screenings and quarterly health coaching.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the employee wellness screenings and quarterly health coaching.

Woodbury County Employee Wellness Program Components

AUGUST 2019

The Wellness Blood Profile screening requires a 9-12 hour fast prior to your appointment. Please be well-hydrated for this screening. Water is recommended. You should avoid alcohol 24 hours prior to your appointment.

All participants will receive the following assessments:

- **Blood Pressure:**
This simple screening is highly recommended as part of any health event.
- **Body Mass Index (BMI):**
This is the relationship between height and weight that is associated with body fat and health risk.
- **Body Fat (hand held):**
This monitor uses bioelectric impedance to measure your body fat versus lean body weight.
- **Waist Circumference:**
Waist circumference is one of the most practical tools to assess abdominal fat for chronic disease risk.
- **MyBioCheck and personal report card (\$7):**
A biometric health risk assessment application designed for the iPad. The application generates an individual report card for each participant which explains the results and provides simple action steps for improvement. Processing physician form for participants who bring in results (\$20).

WELLNESS BLOOD PROFILE (ALL PARTICIPANTS)

(\$39 - includes blood pressure, BMI, body fat and waist circumference)

Over 25 blood chemistry components are included in this profile. This includes total cholesterol, HDL, LDL, triglycerides, glucose, a complete blood count (white and red blood cell counts) as well as kidney and liver function components. The results can be used to help identify health problems such as diabetes, heart disease, as well as kidney and liver disease.

This blood profile requires a 9-12 hour fast prior to your appointment. Water is recommended as it helpful to be well-hydrated for this venous blood draw. You are advised to avoid alcohol 24 hours prior to your appointment.

- **PSA Screening (men over age 50) (\$28)**

The prostate-specific antigen (PSA) is a protein produced by the cells of prostate gland. The PSA test measures the level of PSA in the blood. A venous blood sample is taken and the amount of PSA is measured in a laboratory. The PSA screening is recommended for males age 50 and older.

- **TSH (\$18)**

The Thyroid-Stimulating Hormone (TSH) is a venous blood test that is considered the frontline test to evaluate thyroid hormone levels. Low thyroid hormones can contribute to the "slowing down" of bodily functions. As many as 10% of women have hypothyroidism.

- **Hemoglobin A1C (HbA1C) Screening (all participants) (\$25)**

An HbA1C lab test reflects the average amount of sugar in the blood over the past 3 months. It shows how well blood glucose (blood sugar) is controlled. The normal level is less than 6%. Most people with diabetes should have an HbA1C of less than 7%. Higher numbers mean that one's diabetes control is not as good.

- **Individual Health Coaching/Body Composition (Inbody), Dermascan, StepTest, Group Educational Sessions, Tracking of points (\$60/hour)**

Health coaching is provided by a certified wellness coach at various locations. Includes goal setting and follow-up. Mileage will be charged at current government rate to outlying areas (Merville, Climbing Hill, Correctionville and other out of town locations as requested). Additionally, drive time will be charged at \$40 per hour for assignments with drive time at or over thirty minutes.

ADDITIONAL WELLNESS SERVICES INCLUDED IN PRICING LISTED ABOVE:

- Promotion of wellness screening and coaching sessions
- Group Health Report with review and recommendations from MercyOne Siouxland Occupational Health staff
- Physician review of all venous blood draws with recommendations for personal healthcare provider
- Three complimentary 30 minute health presentations by MercyOne professionals
- Advance notice of MercyOne low-cost health screens and health events
- Monthly Mind/Body health articles to share with employees

Woodbury County Wellness Summary 2018

Participation Data:

2014 - 232 employees + 86 spouses completed the wellness screen; Total Participation = **318**

2015 - 224 employees + 96 spouses completed the wellness screen; Total participation = **320**

2016 - 224 employees + 93 spouses completed the wellness screen; Total Participation = **317**

2017 - 263 employees + 102 spouses completed the wellness screen; Total participation = **365**

2018 - 244 employees + 100 spouses completed the wellness screen; Total participation = **344**

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

#15

Date: 9/6/19 Weekly Agenda Date: 9/17/19

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Auditor-Pat Gill

WORDING FOR AGENDA ITEM:

Approve purchase of 5 scanners for election office.

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The Board will consider approving the purchase of 5 scanners for election clerks.

BACKGROUND:

A CIP request for these scanners in the amount of \$2,150.00 was turned in to the Finance Director during the budget process last fall, along with a CIP request for voting booths. The scanners are not currently on the approved FY20 CIP list.

FINANCIAL IMPACT:

We would like the scanners added to the FY20 CIP list. The price now, including a 3 year warranty, is \$2,494.55.

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:

Add scanners to the FY20 CIP list and approve purchase at the cost of \$2,494.55.

ACTION REQUIRED / PROPOSED MOTION:

Motion to Approve to purchase out of FY20 CIP.

CIP – NEW PROJECT REQUEST FORM

Project Name: Election scanners

Project Number: (Finance will provide number)

Project Manager: Steve Hofmeyer

Department/Division: Auditor / Elections

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	<u>Year 5</u>	<u>Total</u>
<u>Revenues</u>						
Total Revenues						

	<u>Year 1</u>	<u>Year 2</u>	<u>Year 3</u>	<u>Year 4</u>	<u>Year 5</u>	<u>Total</u>
<u>Expenditures</u>						
5 HP ScanJet Pro 3000 s3 (430 each)						
Total Expenditures						\$ 2,150

Comments:

City of Sioux City
PURCHASING DEPARTMENT

ITSAVVY LLC
313 S ROHLWING ROAD
ADDISON, IL 601013029
Request No: 0000258666

Page No. 1

FAILURE TO COMPLETE THE FOLLOWING INFORMATION WILL VOID THE BID.
FOLLOWING:

Signature of authorized person:

Signed: John Place

Phone No: (312)676-5351

Date Of Bid: 9/3/2019

Fax No: () -

Estimated delivery date: 4-5 days

Tax Id No: 55-0865845

E-mail address jplace@itsavvy.com

INVITATION TO BID BY FAX/EMAIL

***** BID DUE DATE & TIME *****

* You are invited to bid, and bids will be *
* received by fax at (712)279-6243 or email *
* to: siouxcitypurchasing@sioux-city.org *
* no later than: *
* 3:00 PM on September 3, 2019 *

If you have questions or need further assistance
please call (712)279-6237

1. Bidder may bid on items in his line and omit those items with which he is not familiar. All items bid shall be new and unused unless otherwise provided.
2. Bidder shall not substitute on items designated by "NO SUBSTITUTES". All other items can be substituted and the bidder shall indicate and describe the item quoted.
3. City reserves the right to reject all bids; to accept any item or group of items bid unless the bidder qualifies his bid by specific limitations.
4. All prices quoted shall be F.O.B. SIOUX CITY, IOWA 51101 & delivered as shall be designated.
5. Discount terms: _____ % _____ days.

City of Sioux City
PURCHASING DEPARTMENT

ITSAVVY LLC
313 S ROHLWING ROAD
ADDISON, IL 601013029
Request No: 0000258666

Page No. 2

ITEM NO.	QUANTITY REQUESTED UOM Item Description	QUOTED UNIT COST	EXTENDED COST
001	5.00 EA HP SCANJET PRO 3000 S3 SCANNER PART# L2753A#BGJ QUESTIONS, MICHELLE @ 712-279-6547	<u>\$419.59</u>	<u>\$2,097.95</u>
002	5.00 EA OPTIONAL ITEM: HP 3 YEAR NEXT BUSINESS ONSITE EXCHANGE HARDWARE SUPPORT FOR SCANJET PRO 3XXX	<u>\$79.32</u>	<u>\$396.60</u>

SET DATE FOR HEARING ON 2019
AMENDMENT TO URBAN RENEWAL
PLAN FOR GROW WOODBURY COUNTY
URBAN RENEWAL AREA

424093-19

Sioux City, Iowa

September 17, 2019

The Board of Supervisors of Woodbury County, Iowa, met on September 17, 2019, at _____ o'clock, __.m., at the Woodbury County Courthouse, Sioux City, Iowa, for the purpose of setting a date for a public hearing on amending an urban renewal plan. The Chairperson presided and the roll being called, the following members of the Board were present and absent:

Present: _____

Absent: _____.

The Chairperson announced that an amendment to the County's plan for the Grow Woodbury County Urban Renewal Area had been prepared, which describes a new urban renewal project consisting of financing improvements to county roads, bridges and culverts with incremental property tax revenues, and that it was necessary to set a date for a public hearing on that amendment. Accordingly, Supervisor _____ moved the adoption of the following resolution entitled "Resolution setting date for a public hearing on 2019 Amendment to the Grow Woodbury County Urban Renewal Area and plan," and the motion was seconded by Supervisor _____.

Following due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted:

Ayes: _____

Nays: _____.

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

RESOLUTION NO. _____

Setting date for a public hearing on 2019 Amendment to the Grow Woodbury County Urban Renewal Area and Plan

WHEREAS, the Board of Supervisors of Woodbury County, Iowa (the "County") has created the Grow Woodbury County Urban Renewal Area (the "Urban Renewal Area") and has approved an urban renewal plan for the Urban Renewal Area; and

WHEREAS, Chapter 403 of the Code of Iowa requires that, before a county approves any new urban renewal project or adds new property to an urban renewal area, a county must amend the existing urban renewal plan to describe the new property and to include that new project; and

WHEREAS, an amendment to the urban renewal plan for the Urban Renewal Area has been prepared which describes a new urban renewal project consisting of financing improvements to county roads, bridges and culverts with incremental property tax revenues; and

WHEREAS, it is necessary that a date be set for a public hearing on this proposal;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

Section 1. This Board will meet at the Woodbury County Courthouse, Sioux City, Iowa, on October 22, 2019, at _____ o'clock __.m., at which time and place it will hold a public hearing on the proposed 2019 amendment to the Urban Renewal Area and plan

Section 2. Notice of the hearing shall be published, the same being in the form attached to this resolution, which publication shall be made in a newspaper of general circulation in Woodbury County, which publication shall be not less than four (4) nor more than twenty (20) days before the date set for the hearing.

Section 3. Pursuant to Section 403.5 of the Code of Iowa, Dennis Butler and David Gleiser are hereby designated as the County's representatives in connection with the consultation process which is required under that section of the urban renewal law.

Passed and approved September 17, 2019.

Chairperson, Board of Supervisors

Attest:

County Auditor

NOTICE OF A PUBLIC HEARING ON 2019 AMENDMENT TO THE GROW
WOODBURY COUNTY URBAN RENEWAL AREA AND PLAN

Notice Is Hereby Given: That at _____ o'clock ____m., at the Woodbury County Courthouse, Sioux City, Iowa, on October 22, 2019, the Board of Supervisors of Woodbury County will hold a public hearing on the question of amending the urban renewal plan for the Grow Woodbury Urban Renewal Area (the "Urban Renewal Area"), pursuant to Chapter 403 of the Code of Iowa, to describe a new urban renewal project consisting of financing improvements to county roads, bridges and culverts with incremental property tax revenues.

The right-of-way of all property on which any county roads, bridges or culvert are located is being added to the Urban Renewal Area.

At the hearing any interested person may file written objections or comments and may be heard with respect to the subject matter of the hearing.

Patrick Gill
County Auditor

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On motion and vote the meeting adjourned.

Chairperson, Board of Supervisors

Attest:

County Auditor

STATE OF IOWA
WOODBURY COUNTY

SS:

I, the undersigned, Auditor of Woodbury County, Iowa, do hereby certify that as such I have in my possession or have access to the complete records of the County and of its officers; and that I have carefully compared the transcript hereto attached with those records and that the attached is a true, correct and complete copy of the records relating to the action taken by the Board of Supervisors preliminary to and in connection with setting a date for a public hearing on the 2019 Amendment to the Grow Woodbury County Urban Renewal Area and plan.

WITNESS my hand this _____ day of _____, 2019.

County Auditor

STATE OF IOWA
WOODBURY COUNTY

SS:

I, the undersigned, Auditor of Woodbury County, Iowa do hereby certify that pursuant to the resolution of its Board of Supervisors fixing the date of a public hearing on the 2019 Amendment to the Grow Woodbury County Urban Renewal Area and plan, the notice, of which the printed slip attached to the publisher's affidavit hereto attached is a true and complete copy, was published on the date and in the newspaper specified in such affidavit, which newspaper has a general circulation in the County.

WITNESS my hand this _____ day of _____, 2019.

County Auditor

(Attach here publisher's affidavit of publication of notice.)

September 13, 2019

Dennis Butler and David Gleiser
Woodbury County Courthouse
620 Douglas
Sioux City, Iowa 51101

Re: Urban Renewal Area/2019 Amendment

Our File No. 424093-19

Dear Dennis and David:

I have prepared a resolution which may be adopted by your Board of Supervisors on September 17 to set October 22 as the date for a public hearing on the 2019 amendment to the urban renewal plan for the Grow Woodbury County Urban Renewal Area.

The notice which is included in the enclosed resolution must be published once, not less than four (4) nor more than twenty (20) days prior to the date of the hearing, in a newspaper of general circulation in the County. The notice may also be published in the other official County newspapers, if you wish. Please email or fax a copy of the published notice to our office at (515) 283-1060.

Please send us one fully executed set of the proceedings once all the actions have been taken. Please contact me if you have any questions.

Very truly yours,

Robert E. Josten



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

To: Board Members

From: Mark Nahra, County Engineer

Date: September 10, 2019

RE: Weekly Work Report

Construction Project Report

To be let:

L-FM(D50)—7X-97, D50 Grading for Paving Project on 250th Street from Hwy 31 to County Route L27. Letting date: September 10, 2019. Late start date: to be determined. The project involves grading 250th Street for approximately 2.25 miles in preparation for paving. The project is funded by the \$1.3 million special projects levy.

FM-CO97(136)—55-97, D38 HMA resurfacing project between Bronson and the Merville Blacktop. Letting date: December 17, 2019. Late start date: to be determined. The project involves cold in place recycling of existing pavement followed by an overlay of the pavement with new hot mix asphalt pavement. The July 2019 bids came in over 20% above my engineer's estimate. At my recommendation, the Board rejected all bids. We will re-bid the project in December, when we might have more competitive bids.

Under Contract:

L-B(C160)—73-97, County Bridge C160 is on Haskell Avenue between 140th Street and Iowa Hwy 141. Letting date: May 7, 2019. Late start date: September 3, 2019. Contractor: Graves Construction of Spencer, IA. Contract price: \$620,679.27.

This bridge was programmed for replacement in FY 2019. The existing bridge was destroyed in flooding during a June 2016 storm event. Contracts for the project have been approved by the Board of Supervisors. Bridge construction is scheduled for the 2019 construction season. We expect the contractor to move in the first week of October.

FM-CO97(137)—55-97, K49 HMA resurfacing project between Plymouth County line and county route D12. Letting date: February 19, 2019. Contractor: Knife River. Woodbury County share of contract price: \$286,297.37.

This project is being done in coordination with a Plymouth County project on county route K49 in both counties. The project involves cold in place recycling of the existing pavement followed by an overlay of high performance asphalt surfacing. The high-performance surface provides a thinner overlay on top of the recycled pavement than standard hot mix asphalt. This is Woodbury

County's first project using this material.

Cold in place recycling is complete. Surface HMA will be placed in mid-September.

L-B(U51)—73-97, 320th Street Bridge replacement. Letting date: October 30, 2018. Late start date: April 15, 2019. Contractor: Graves Construction, Spencer, IA. Contract price: \$475,343.66. Working days: 65. The bridge has been closed since 2014 due to failed substructure piling.

All concrete work on the project is complete and the bridge is done. The road embankment approaching the bridge is under construction and the contractor is removing bridge deck forms and equipment from the site. We expect the bridge to be complete by the end of September.

BROS-CO97(133)—55-97, Hancock Avenue Bridge replacement. Letting date: October 16, 2018 (IDOT Letting) Late start date: June 17, 2019. Working days: 85. Contractor: Dixon Construction. Bid Price: \$567,393.30. This project replaces an aging truss bridge on Hancock Avenue near the 200th Street intersection. The project is funded with federal aid and farm to market funds. The former bridge was posted 3 tons.

All bridge construction work is done. Bridge approach grading and guardrail work is complete and the road was opened to traffic on August 30. Only permanent seeding and erosion control remain to be completed on site, but this work does not interfere with the use of the road.

L-B(J9)—73-97, County Bridge J9 is on 170th Street between Jasper and Jewell Avenues. Letting date: August 21, 2018. Late start date: April 15, 2019. Contractor: Dixon Construction, Correctionville, IA. Contract price: \$544,821.40. This bridge was one of the flood damaged structures from the June 18, 2016 storm event. The bridge has been closed to traffic since it was damaged in the flood.

Bridge construction is complete. Approach roadway grading and guardrail berms are finished and guardrail installation is complete. Roadside seeding, fertilizing, and mulching, along with some fencing remain to be completed by the contractor, but the bridge is open to traffic.

L-C(D156)—73-97, County Bridge D156 is on Franklin Avenue between 140th Street and 150th Street. Letting date: February 26, 2019. Late start date: July 8 2019. Contractor: Midwest Contracting, Marshall, MN. Contract price: \$146,739.00. This bridge was programmed for replacement in FY 2019. The existing bridge was deteriorating and nearing the end of its service life.

The contractor moved in to start work on September 3 and completed all work the road on September 9th. Erosion control and permanent seeding is the only work remaining on the project. The road is open to traffic.

County Culvert Project on D38/220th Street, County District 3 staff is replacing a failed box culvert on county road D38, just east of the L37 intersection south of Correctionville. The existing box culvert was aging and had several severe cracks and had shifted under the road embankment. It is being replaced with a corrugated metal pipe. Work has been completed and the road is open to traffic. Pavement patching will be done as part of our annual PCC Pavement Patching contract next year.

County Culvert Project on 260th Street, The county engineering staff has designed a new corrugated metal pipe to replace county bridge N-206 on Michigan Avenue. The culvert was delivered last week and work on the project started on September 9th. We expect the work to be done by September 20th.

Work Under Design:

Design work is underway on the following projects for letting in 2019.

1) The Mason Avenue bridge was severely damaged by flooding on the Little Sioux River in July 2018. The bridge has been closed to traffic due to damage caused by the bridge being struck by a large tree. The county engineer's office was notified that FEMA has determined that the damage is eligible for repair/replacement assistance. The county road department has filed required documentation requesting assistance from FEMA with eligible costs and has started work on design of a new bridge at this location. Preliminary design work is underway for a 209' x 24' continuous concrete slab bridge that meets the hydraulic requirements of this crossing. There will still be road grade overflow on both sides of the bridge for extreme flooding, similar to the way the current truss has worked. We will be submitting the design to FEMA shortly to obtain approval for an improved project. We expect that work to be completed in 2020.

2) The county engineer is preparing plans to improve Benton Avenue south of 120th Street. The engineer is planning to construct a proper ditch on the west side of the road. He is working with MidAmerican Energy to move the power pole in the west ditch that is in the way of finishing the work on the road.

Benton Avenue is a dead-end gravel road with several residences on either side of the road. For the second time in 10 years, the road suffered from severe instability during spring thaw. Options for improving the road to assure access are being explored by the Board and county engineer.

3) FEMA was in Woodbury County on August 19th to review damages on the Wolf Creek and Weber Creek Drainage Districts. Damage reports have been reviewed by the county engineer, signed, and submitted to FEMA for consideration of damage award.