



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(JANUARY 3, 2023) (WEEK 1 OF 2023)**

Live streaming at:

<https://www.youtube.com/user/woodburycountyiowa>

Agenda and Minutes available at:

www.woodburycountyiowa.gov

Daniel Bittinger
389-4405

dbittinger@woodburycountyiowa.gov

Keith W. Radig
560-6542

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Jeremy J. Taylor
259-7910

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Matthew A. Ung
490-7852

matthewung@woodburycountyiowa.gov

Rocky De Witt
253-0421

rdewitt@woodburycountyiowa.gov

You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held January 3, 2023 at **3:30 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 for speakers.

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, please limit your remarks 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 turn off all cell phones and other devices while in the Board Chambers.

AGENDA

3:30 p.m. Call Meeting to Order – Pledge of Allegiance to the Flag – Moment of Silence

- | | |
|--|-------------|
| 1. Adoption of current Board of Supervisors Bylaws | Action |
| 2. Election of Temporary Chair to preside over Election of Chairperson | Action |
| 3. Election of Chairperson | Action |
| 4. Election of Vice- Chairperson | Action |
| 5. Citizen Concerns | Information |
| 6. Approval of the agenda | Action |

Consent Agenda

Items 7 through 15 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.

7. Approval of the minutes of the December 20, 2022 meeting
8. Approval of claims

9. Approval of Appointments of:
 - a. County Engineer – Mark Nahra
 - b. County Medical Examiner – Dr. Julie Breiner
 - c. County Weed Commissioner – Jered Jepsen
 - d. County Official Newspapers
 - e. County Representation to the Third Judicial Department of Correctional Services
10. Approval of Various Boards/Commissions
 - a. Conservation Board
 - b. Siouxland District Board of Health
 - c. Commission to Assess Damages
11. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Authorization to Initiate Hiring Process
 - c. Retiree request to remain on the county dental insurance plan for himself & spouse
12. County Treasurer – Tina Bertrand
Approve refund request for overpayment of taxes for parcel #894727481012 in the amount of \$598.00
13. County Auditor – Patrick Gill
Receive the appointment of Jeff Keleher to the City Council of Bronson
14. Secondary Roads – Mark Nahra
 - a. Consideration of resolution authorizing the County Engineer to execute certification of completion of work on Federal Aid, State Aid and Farm to Market Construction during 2023
 - b. Consideration of resolution authorizing the County Engineer to close roads for maintenance and emergencies during 2023
15. Board Administration – Heather Van Sickle
 - a. Approval of Notice of Property Sale for Parcel #894725454004 (aka 5217 1st Street) for Tuesday, January 17th at 3:35 p.m.
 - b. Approval of Notice of Property Sale for Parcel #894723379019 (aka 3431 Athlone Ave.) for Tuesday, January 17th at 3:37 p.m.

End Consent Agenda

16. Siouxland Coalition against Human Trafficking – Bernadette Rixner
Approval and presentation of proclamation naming the month of January “Slavery and Human Trafficking Prevention Month” Action
17. Third Judicial District – Chief Judge Patrick Tott
Address concerns regarding the 2nd floor of the Trosper-Hoyt Building Information
18. Community & Economic Development – Daniel Priestly
 - a. Consideration of applicants & appointment of member to the Board of Adjustment for the new five-year term (2023 to 2027) Action
 - b. Consideration of applicants & appointment of member to the Zoning for the new five-year term (2023 to 2027) Action
 - c. Approval of Construction Evaluation Resolution relating to Construction Permits for Large Animal Confinement Operations Action

19. Board of Supervisors – Matthew Ung Discussion on reappointment of Rocky De Witt to LEC Authority following his resignation from the Woodbury County Board of Supervisors	Information
20. Reports on Committee Meetings	Information
21. Citizen Concerns	Information
22. State of the Budget presentation – Dennis Butler	Information
23. Supervisor Ung remarks on FY 2024 budget	Information
24. Budget Review Discussion for FY 2024	<u>Page</u>
a. General Relief	
1. Administration – G.B.	1
2. Assistance – G.B.	2
b. Board of Supervisors	
1. CF Rebates & Miscellaneous Refunds – G.B. & R.B	8
2. Board of Supervisors Expense – G.B.	12 - 13
3. Board Administration – G.B.	14 - 15
4. Public Bidder – G.B.	16
5. Mail Services – G.B.	17
6. District Court Operations – G.S.	41
7. Court Appointed Juvenile Attorneys – G.S.	42
8. Risk Management Services – G.S.	44
9. Rolling Hills Region – N.T.	56 - 57
10. Soil Conservation – Currently Funded thru L.O.S.T. – N.T.	60
11. Solid Waste Landfill – R.B.	61 - 63
12. Township Officers – R.B.	64
13. Tax Increment Funds – TIF	86 - 90
c. County Library – R.B.	1 - 6
d. Department of Human Services – G.B.	1
e. Human Resources – G.B.	1 - 4
f. Conservation	
1. Administration – G.B.	4 - 7
2. Parks – G.B.	8 - 12
3. Naturalist – G.B.	13 - 15
4. Nature Center – G.B.	16 - 17
5. REAP – N.T.	18
6. Nature Center – N.T.	19 - 20
7. Conservation Reserve – N.T.	21 - 25
g. Auditor	
1. Recorder – G.B.	2 - 6
2. Auditor – G.B.	7 - 10
3. Elections Administration – G.S.	11 - 14
4. General Primary Election – G.S.	15
5. School & City Elections – G.S.	16
6. City Primary (if needed) – G.S.	17
7. Records Management – N.T.	18 - 19
h. County Treasurer	
1. Motor Vehicle – G.B.	2 - 6
2. Tax Department – G.B.	7 - 14
i. Civil Service – G.B	1

ADJOURNMENT*Subject to Additions/Deletions***CALENDAR OF EVENTS**

WED., JAN. 4	4:45 p.m.	Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
THU., JAN. 5	10:00 a.m.	COAD Meeting, The Security Institute
WED., JAN. 11	7:30 a.m.	SIMPCO Executive – Finance Committee - Hybrid
	8:05 a.m.	Woodbury County Information Communication Commission, First Floor Boardroom
	10:00 a.m.	STARComm Board Meeting, The Security Institute, WIT Campus
	12:00 p.m.	District Board of Health Meeting, 1014 Nebraska St.
	6:30 p.m.	911 Service Board Meeting, Public Safety Center, Climbing Hill
	8:00 p.m.	County's Mayor Association Meeting, Public Safety Center, Climbing Hill
THU., JAN. 12	12:00 p.m.	SIMPCO Board of Directors, 1122 Pierce St.
	4:00 p.m.	Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
WED., JAN. 18	12:00 p.m.	Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
THU., JAN. 19	4:30 p.m.	Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
FRI., JAN. 20	12:00 p.m.	Siouxland Human Investment Partnership Board Meeting Northwest AEA, Room G
MON., JAN. 23	6:00 p.m.	Zoning Commission Meeting, First Floor Boardroom
TUE., JAN. 24	2:00 p.m.	Decat Board Meeting, Western Hills AEA, Room F
WED., JAN. 25	2:30 p.m.	Rolling Hills Community Services Region Governance Board Meeting
THU., JAN. 26	11:00 a.m.	Siouxland Regional Transit Systems (SRTS) Board Meeting, 1122 Pierce St.
WED., FEB. 1	4:45 p.m.	Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
THU., FEB. 2	10:00 a.m.	COAD Meeting, The Security Institute
MON., FEB. 6	6:00 p.m.	Board of Adjustment meeting, First Floor Boardroom

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.

BYLAWS OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

ARTICLE I Name

The name of this statutorily created assembly is the Woodbury County Board of Supervisors.

ARTICLE II Purpose

The purpose of this assembly is to perform the duties of the Board of Supervisors according to the Iowa Code.

ARTICLE III Members

There are five members of the Woodbury County Board of Supervisors. They are elected at large from Woodbury County, Iowa but with equal-population district residence requirements.

ARTICLE IV Officers

Section 1. Officers and Duties. The officers shall be a Chairperson, a Vice Chairperson and a Clerk to the Board. These officers shall perform the duties as prescribed by Iowa Code, these bylaws and by the parliamentary authority adopted by the Board in descending order.

- a. Chairperson.** The Chairperson shall preside at all the meetings of the Board during the year. The Chairperson shall make all committee assignments to committees recognized in these bylaws. The Chairperson shall set the tentative agenda for all meetings of the Board. The Chairperson shall oversee the daily operations of county administration while acting within the policies established by the Board. Subject to approval of the Board, the Chairperson shall be authorized, with a Board approved committee form, to establish special purpose committees as needed.
- b. Vice Chairperson.** The Vice Chairperson shall serve during the absence of the Chairperson and be the presiding officer when the Chairperson participates by electronic means.
- c. Clerk to the Board.** The Auditor and Recorder or the designee of the Auditor and Recorder shall serve as Clerk to the Board *ex officio*. The Clerk to the Board shall be recognized as the parliamentarian for all meetings of the Board.

Section 2. Time, Nomination Procedure, Method of Election and Term of Office. The election of The Chairperson and Vice Chairperson shall occur at the first meeting in each year. Nominations shall be made from the floor and elections shall be by roll call vote. A temporary chair shall be elected to preside over the election of the Chairperson. The Chairperson's term shall begin immediately. The Chairperson shall preside over the election of the Vice Chairperson.

ARTICLE V Meetings

Section 1. Compliance with Open Meetings Law. All meetings of the Board shall be scheduled and conducted in compliance with Chapter 21 of the Code of Iowa and other applicable law.

Section 2. First Meeting. The Board shall meet on the first day of January which is not a Saturday, Sunday or holiday.

Section 3. Regular Meetings. The Board shall hold regular meetings on each Tuesday of the year unless canceled or postponed by a majority of the Board.

Section 4. Special Meetings. The Board may hold special meetings from time to time as required to conduct the business of the county. A special meeting may be called by the Chairperson or by the Vice Chairperson in the absence of the Chairperson.

Section 5. Agenda. Items to be considered for a meeting shall be submitted in a format prescribed by the Board. All items requested for Board action shall be submitted in the form of a proposed written motion. Any member of the Board may direct the Chairperson to place an information or discussion item on the agenda of a subsequent meeting. The Chairperson shall place an action item on the agenda of a subsequent meeting when directed by a majority of the Board.

Section 6. Quorum and Consensus. A quorum and consensus shall consist of three members of the Board. A quorum is required to transact the official business of the County.

Section 7. Majority Required. Unless where otherwise provided by law, a majority of the quorum present is required for the adoption of any matter to come before the Board.

Section 8. Manner of Acting. Any question to come before the Board shall be in the form of a motion made by a member and shall require a second for consideration. Remarks by members shall be limited to ten minutes unless an extension is granted by a majority of the Board. A member or any other elected official of the county shall address the Chairperson and confine their remarks to the question before the Board and shall be respectful of other elected officials and avoid referencing or questioning the motives of another elected official.

Section 9. Roll Call Votes. The Chairperson shall order a roll call vote when requested by a member. The roll shall be called alphabetically except the Chairperson shall be called last. If a member is not ready to vote, the member may pass and shall be called upon again after the roll has been completely called and shall vote or abstain.

Section 10. Effect of Abstention. When a member abstains due to a conflict of interest, the vote of the Board shall be computed on the basis of the number of members not disqualified by reason of conflict of interest. However, at least three (3) members eligible to vote are required for a quorum on any matter. Abstentions that are not due to a conflict of interest shall be counted as a “no” vote.

Section 11. Electronic Participation. A member of the Board may participate in a meeting by electronic means only in circumstances where participation in person is impossible or impractical. Any member participating electronically shall be connected by a speaker phone, video conference, or other device or software, so that the public can hear any discussion by that member. The vote of any member participating electronically must be made public at the meeting and the minutes of the meeting shall include sufficient information to indicate the vote of each member participating.

ARTICLE VI Committees

Section 1. Committees Required by Iowa Code. All Board representation on committees required by the Iowa Code shall be appointed by the Chairperson subject to approval of the Board.

Section 2. Committees Created by the provisions of Iowa Code Chapter 28E. All Board representation on committees required by 28E agreements shall be appointed by the Chairperson subject to approval of the Board and the requirements of the 28E agreement.

Section 3. Committees Created by Agreement. All Board representation on committees required by agreement shall be appointed by the Chairperson subject to approval of the Board.

Section 4. Committees Created for Special Purpose. All Board representation on committees required for a special purpose shall be appointed by the Chairperson subject to approval of the Board.

Section 5. Attendance at Committees Created Under Article VI. Attendance by members of the Board at committees created under Article VI of these bylaws shall be limited to those approved by the Board as committee representatives unless the committee meeting has also been posted as a special meeting of the Board of Supervisors. If a Board member is unable to attend a committee meeting that they are assigned to, that Board member may arrange to have a fellow Board member attend the meeting in their place after notification of the Board Chairperson.

ARTICLE VII
Conflicts of Interest

Except as otherwise provided by law, members shall not have an interest, direct or indirect, in any contract, or job of work, or material, or the profits thereof, or services to be furnished or performed for Woodbury County. Members should avoid any action that would result in, or create the impression of, using public office for private gain, giving preferential treatment to any person, or losing impartiality in conducting county business.

ARTICLE VIII
Parliamentary Authority

The rules contained in the most current edition of Robert's Rules of Order Newly Revised shall govern the Board in all cases to which they are applicable and in which they are not inconsistent with the Iowa Code, these bylaws and any special rules of order that the Board may adopt.

ARTICLE IX
Bylaws

Section 1. Adoption of Bylaws. Bylaws shall be adopted at the first meeting in each year following a General Election.

Section 2. Amendment of Bylaws. These bylaws may be amended at any regular meeting of the Board with a majority vote, provided that the amendment has been submitted in writing at the previous regular meeting.

1/3/2023

DATE ADOPTED

CHAIRPERSON

ATTESTOR

DECEMBER 20, 2022 FIFTY-FIRST MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, December 20, 2022, at 4:30 p.m. Board members present were De Witt, Taylor, Ung (by phone), Radig and Wright. Staff members present were Karen James, Board Administrative Assistant, Dennis Butler, Budget and Finance Director, Melissa Thomas, Human Resources Director, and Patrick Gill, Auditor/Clerk to the Board.

The regular meeting was called to order with the Pledge of Allegiance to the Flag and a Moment of Silence.

1. Doyle Turner, Moville, discussed pipeline regulations with the Board.
2. Motion by Radig second by Taylor to approve the agenda for December 20, 2022. Carried 5-0. Copy filed.
- 8a. A public hearing was held at 4:35 p.m. on the proposal to amend the Lease Agreement with the Woodbury County Law Enforcement Center Authority. The Chairperson called on anyone wishing to be heard.

Motion by Radig second by De Witt to close the public hearing. Carried 5-0.
- 8b. Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution approving and authorizing execution of the first amendment of the lease agreement with the Woodbury County Law Enforcement Center Authority. Carried 5-0

**RESOLUTION #13,524
RESOLUTION APPROVING AND AUTHORIZING
EXECUTION OF THE FIRST AMENDMENT OF THE LEASE
AGREEMENT WITH THE WOODBURY COUNTY LAW
ENFORCEMENT CENTER AUTHORITY**

WHEREAS, Woodbury County, State of Iowa (the "County") and the Woodbury County Law Enforcement Center Authority (the "Authority") have heretofore entered into that certain Lease Agreement dated September 1, 2020 (the "Lease"); and

WHEREAS, it is now deemed necessary and advisable that the County should provide for the authorization of a First Amendment to the Lease (the "Amendment") with the Authority; and

WHEREAS, Iowa Code Section 346.27 provides that the Authority shall have and exercise certain public and essential governmental powers and functions including the right to lease all or any part of a building to an incorporating unit upon rental terms agreed upon between the Authority and the incorporating unit; and

WHEREAS, the Authority and County have negotiated the form of a proposed Amendment, which is intended to clarify that after the Commencement Date (as defined in the Lease) the County may place partitions, fixtures, furniture, equipment and make improvements and other non-structural alterations in the interior of the Facility (as defined in the Lease) at its own expense and that the County will own all such partitions, fixtures, furniture, equipment and improvements; and

WHEREAS, pursuant to notice published as required by law, this Board has held a public meeting and hearing upon the proposal to approve and authorize execution of the Amendment and has considered the extent of objections received from residents or property owners as to said proposed Amendment; and, accordingly the following action is now considered to be in the best interests of the County and residents thereof.

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

Section 1. That the performance by the County of its obligations under the Amendment, under the terms set forth in the Amendment, be and is hereby declared to be an appropriate and necessary undertaking of the County pursuant to Section 346.27, Code of Iowa.

Section 2. That the form and content of the Amendment, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the Chairperson and the County Auditor be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver the Amendment for and on behalf of the County in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers, and that from and after the execution and delivery of the Amendment, the Chairperson and the County Auditor are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Amendment as executed.

PASSED AND APPROVED this 20th day of December, 2022.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy Filed.

Motion by Radig second by De Witt to approve the following items by consent:

3. To approve minutes of the December 13, 2022, meeting. Copy filed.
4. To approve the claims totaling \$740,375.85. Copy filed.
- 5a. To approve the transfer of Brigid Delaney, Civilian Jailer, County Sheriff Dept., effective 12-21-22, \$31.26/hour, 15%=\$4.06/hr. Position Transfer from Warrant Clerk III to Civilian Jailer.; the appointment of Juan De La Roca, P/T Youth Worker, Juvenile Detention Dept., effective 12-21-22, \$20.89/hour. Job Vacancy Posted 3-30-22. Entry Level Salary: \$20.89/hour.; the reclassification of Sheila Henningfeld, Clerk III, County Sheriff Dept., effective 12-26-22, \$23.74/hour, 3.4%=\$.79/hr. Per AFSCME Courthouse Contract agreement, from Grade 5/Step 2 to Grade 5/Step 3.; the appointment of Madison Rowe, P/T Youth Worker, Juvenile Detention Dept., effective 12-30-22, \$20.89/hour. Job Vacancy Posted 12-07-22. Entry Level Salary: \$20.89/hour.; the separation of Patrick Jennings, County Attorney, County Attorney Dept., effective 12-31-22. End of Elected Term of Office.; the separation of Justin Wright, Board Member, Board of Supervisors Dept., effective 12-31-22. End of Elected Term of Office.; the separation of James Loomis, Assistant Co. Attorney, County Attorney Dept., effective 12-31-22. Separation to assume Elected Office.; the appointment of James Loomis, County Attorney, County Attorney Dept., effective 01-01-23, \$150,467.40/year, \$5,572.87/bi-weekly. Elected County Attorney.; the appointment of Daniel Bittinger, Board Member, Board of Supervisors, effective 01-01-23, \$37,040.71/year, \$1,371.88/bi-weekly. Elected Official.; the reclassification of Jon Mouw, Maintenance Technician, Building Services Dept., effective 01-09-23, \$22.86/hour, 5%=\$1.15/hr. Per AFSCME Courthouse Contract agreement, from Grade 4/Step 3 to Grade 4/Step 4.; and the separation of Chad Fairbanks, Civilian Jailer, County Sheriff Dept., effective 12-15-22. Resignation. Copy filed.
- 5b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for a Civilian Jailer, County Sheriff Dept. CWA: \$23.33/hour.; P/T Courthouse Safety & Security Officer, County Sheriff Dept. Wage Plan comparability with AFSCME Courthouse: \$18.22- \$20.02/hour.; F/T Youth Worker, Juvenile Detention Dept. AFSCME: \$20.89/hour.; and P/T Youth Worker, Juvenile Detention Dept. AFSCME: \$20.89/hour. Copy filed.
- 5c. To approve the deauthorization of Warrant Clerk III, County Sheriff Dept. Copy filed.
- 5d. To approve the 2023 Innovative Benefit Consultant plan renewal. Copy filed.
6. To receive for signatures a Resolution Thanking and Commending Robert Brouillette for his years of service to Woodbury County.

RESOLUTION #13,525
A RESOLUTION THANKING AND COMMENDING
ROBERT BROUILLETTE
FOR HIS SERVICE TO WOODBURY COUNTY

WHEREAS, Robert Brouillette has capably served Woodbury County as a member of the Board of Adjustment for 15 years from 2006 to 2010 and again from 2013 to 2022; and

WHEREAS, the service given by Robert Brouillette has been characterized as exemplary by his dedication to the best interests of the citizens of Woodbury County; and

WHEREAS, Robert Brouillette has contributed to the betterment of the county by hearing and deciding on matters related to the county zoning and flood plain ordinance, including variances and conditional uses; and

WHEREAS, notable actions made by the Board of Adjustment during Robert Brouillette's tenure include the review and recommendation of numerous commercial and residential developments, public and private infrastructure improvements, and various county ordinances to improve the quality of life for residents and businesses throughout Woodbury County, and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA that the undersigned members of this Board hereby thanks and commends Robert Brouillette 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, Robert Brouillette.

BE IT SO RESOLVED this 20th day of December 2022.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

7. To approve the permit to work in the right of way for Nick Kerr. Copy filed.

Carried 5-0.

9. Motion by Radig second by Taylor to authorize WCICC-IT to spend \$578,000.00 FY2023 CIP dollars. Carried 5-0. Copy filed.
- 10a. Motion by Radig second by De Witt to approve the contract for project #M-PCC(K45)—7X-97 with Godbersen Smith Construction for \$318,847.40. Carried 5-0. Copy filed.
- 10b. Motion by Radig second by De Witt to approve the project agreement for project #IM-029-6(278)139--13-97 and #IM-029-6(170)139--0E-97. Failed 2-3; Taylor, Ung and Wright were opposed. Copy filed.
11. Motion by Taylor second by Radig to approve the first amendment to a Letter of Understanding between the City of Sioux City and Woodbury County in regard to the Elk Creek Road Project. Carried 5-0. Copy filed.
12. Information was presented by Jeremy Taylor, Board of Supervisor, about Woodbury County/Rolling Hills participation in the Hope Street and presentation of good news with community participation.
13. Reports on committee meetings were heard.
14. There were no citizen concerns.
15. Board concerns were heard.

The Board adjourned the regular meeting until January 03, 2023.

Meeting sign in sheet. Copy filed.

The Sergeant Bluff Advocate

Pioneer Mall
204 First St., Suite 2A
Sergeant Bluff, IA 51054-0712
(FAX) 712-943-4606 (Ph:)712-943-2583
advocate@longlines.com

Sept. 28, 2022

Woodbury County Board of Supervisors
ATTN: Board Administrative Coordinator
Courthouse, Room 104
620 Douglas Street
Sioux City, IA. 51101

Dear Woodbury County Board of Supervisors:

Please find attached our Statement of Ownership, Management and Circulation (SOMC), published in the Sept. 29, 2022, issue of the Sergeant Bluff Advocate. The SOMC published notification details our publishing information and numbers. This is in accordance with requirements for the annual status consideration of Official Woodbury County Newspaper, of which we are applying.

Thank you for permitting the Sergeant Bluff Advocate to serve the Woodbury County Board of Supervisors as an Official Woodbury County Newspaper and the people of Sergeant Bluff, Salix, Sloan, Hornick, Climbing Hill, and elsewhere in Woodbury County.

Respectfully yours,



Wayne V. Dominowski
Publisher/Editor Sergeant Bluff Advocate
Lt. Col., USAR, (Ret.)

THE *Record*

Box 546 • 238 Main Street
Moyile, Iowa 51039

Phone: 712-873-3141 • Toll Free: 844-873-3141

DEC 6 2022 PM2:49

Your Regional Newspaper Serving Your Friends And Neighbors In
Moyile - Kingsley - Lawton - Correctionville - Anthon - Pierson
Bronson - Quimby - Washta - Hornick - Cushing - Oto - Climbing Hill

December 1, 2022

Woodbury County Board of Supervisors
6th & Douglas St
Room 104
Sioux City, IA 51101

Dear Sirs:

Please accept this letter as our 2023 request to be an official newspaper for Woodbury County, Iowa.

Thank you for your consideration regarding this matter. We look forward to serving you in the coming year.

Sincerely,



Blake Stubbs
Publisher/Editor

SIOUX CITY
JOURNAL
COMMUNICATIONS

Chad Pauling
515 Pavonia Street
Sioux City, IA 51101
12/19/22

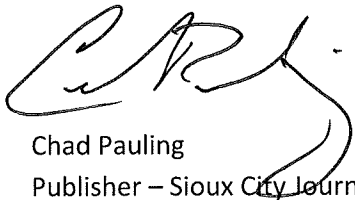
Board of Supervisors
Woodbury County, IA
620 Douglas St.
Sioux City, IA 51101

Dear Board of Supervisors,

I am writing to request that the Sioux City Journal be appointed as the official newspaper of Woodbury County for 2023.

The Sioux City Journal is the largest daily newspaper in the county. We serve over 8,000 households and provide the majority of the county with their news and local information.

I thank you for your time and consideration.

A handwritten signature in black ink, appearing to read 'CP', with a large, sweeping flourish extending from the bottom right of the signature.

Chad Pauling
Publisher – Sioux City Journal

THIRD JUDICIAL DISTRICT



DEPARTMENT OF CORRECTIONAL SERVICES

December 09, 2022

DEC 14 2022 PM 3:47

TO: Chair, County Board of Supervisors

From: Jody Hagaman
Board of Director's Secretary

Subject: Membership Notices

Enclosed herein please find a Notice of Appointment for calendar year 2023 to be completed in order to appoint representation from your county to our Board of Directors.

Thank you for your assistance in returning this to me by mid-January 2023. Also, if your representative is a first-time appointment, please include the member's physical address, email address and phone number.

If you have any questions, feel free to contact me at 712-224-6821.

Probation/Parole Services
515 Water Street
Sioux City, Iowa 51103
(712) 252-0590
FAX: (712) 252-0634

Residential Facilities
515 Water Street
Sioux City, Iowa 51103
North RTF: (712) 252-4226
South RTF: (712) 224-5515
FAX: (712) 252-0634

Probation/Parole Services
720 Western Avenue
Sheldon, Iowa 51201
(712) 324-5384
FAX: (712) 324-5366

ADMINISTRATION
 FIELD SERVICES

NORTH RESIDENTIAL FACILITY
 SOUTH RESIDENTIAL FACILITY

FIELD SERVICES

NOTICE OF APPOINTMENT

PURSUANT to Section 905.3(1)(a), Code of Iowa,

The Board of Supervisors

of Woodbury County

hereby appoint

to serve on the Board of Directors of the

THIRD JUDICIAL DISTRICT
DEPARTMENT OF CORRECTIONAL SERVICES

for the calendar year 2023.

Dated this ____ day of _____, 2023.

Board Chairperson

Woodbury County

WOODBURY COUNTY, IOWA BOARD ADMINISTRATION

MEMORANDUM

TO: Board of Supervisors
FROM: Karen James, Board Administrative Assistant
RE: Responses from Members of Boards/Commissions on Consideration of a Reappointment
DATE: December 15, 2022

Below are the responses of all the members of the various Boards/Commissions.

CONSERVATION BOARD

Aaron Gehling, 4 Lakeview Lane, Salix, IA 51052 **No Response**

SIOUXLAND DISTRICT BOARD OF HEALTH

YES George Boykin, 2737 Lemon, Sioux City, IA 51106
YES Diane Prieksat, 801 – 5th Street, Sioux City, IA 51102

COMMISSION TO ASSESS DAMAGES

Category A - Owner/operators of Agricultural Property:

YES Leo Jochum 1691 – 250TH, Salix, IA 51052

Category B - Owners of City Property:

YES Bob Batcheller, PO Box 3311, Sioux City, IA 51102
YES Ruth A. Groth, 305 North Cauley Ave, Anthon, IA 51004

Category C - Licensed Real Estate Salesman or Real Estate Broker:

YES Colleen R. Baker, 3422 Jackson Street, Sioux City, Iowa 51104
NO Anita Small, 4629 – 46th Street, Sioux City, IA 51108
YES Tori Jackson, 4601 S. Ridge Road, Sioux City, IA 51106
YES Rachel Raak Law, 1407 Megan's Way, Correctionville, IA 51016
Rachel Raak Law turned in an application on December 14, 2022 (Attached)

Category D - Persons Having Knowledge of Property Values in the County by Reason of their Occupation:

YES Patrick Curry, 502 Huntington Court., Sergeant Bluff, Iowa 51054

YES Linda Mathison, 5008 Ravine Park Lane, Sioux City, IA 51106

YES Doug Lehman, P. O. Box 1381, Sioux City, IA 51105

In conclusion the Board needs appointments for:

Conservation Board

One person

Commission to Assess Damages

- ❖ Category A – Six persons
- ❖ Category B – Five persons
- ❖ Category C - Four persons
- ❖ Category D – Four persons

RECEIVED

DEC 14 2022

WOODBURY COUNTY BOARD OF SUPERVISORS

APPLICATION FORM FOR WOODBURY COUNTY BOARD/COMMISSION

Please Return To:

Woodbury County Board of Supervisors, Room 104, Woodbury County Courthouse, 620 Douglas St., Sioux City, Iowa 51101

Phone: (712) 279-6525 Fax: (712) 279-279-6577 Website: http://woodburyiowa.com

Application For: Assess Damages (Board/Commission)

Date 12/14/2022 | 09:34 CST E-mail Address rachelraak@myunitedagent.com

Name Rachel Raak Law

Address 1407 Megan's Way Correctionville IA 51016

Phone Number 712-454-4227 Fax Number

Business Phone Cell Phone

This form assists the Board of Supervisors in evaluating the qualifications of applicants for appointment to a board or commission. State law requires political subdivisions to make a good faith effort to balance most appointive boards, commissions, committees, and councils according to gender by January 1, 2012, and each year thereafter.

[X]Female []Male

Place of employment and position (and/or activities such as hobbies, volunteer work, etc. that you feel may qualify you for this position):

Real Estate agent with United Real Estate Solutions

Previous member of 3B Judicial Commission

Various roles in Woodbury and Ida County GOP Central Committee

The following questions will assist the Board of Supervisors in its selection.

How much time will you be willing to devote in this position?

I have no idea what to expect. But I'm a full time RE agent so I'm free when not showing properties or working on offers.

Interest in Appointment: Describe in detail why you are interested in serving on a county board or commission. Include information about your background that supports your interest.

I saw the notice for the need and I'm willing to help fill it. I enjoy my career in real estate and feel it's what I can do to help out with the knowledge that I have.

Contributions you feel you can make to the Board/Commission:

My knowledge in real estate and the willingness and eagerness to learn. I'm very honored to help others and feel strongly about giving back to the community/county/state I live in.

■ **Direction/role you perceive of this Board/Commission:**

■ **In lieu of/in addition to the above, do you have any comments to add that may assist the Board of Supervisors in its selection?**

■ **Please provide two references who may be contacted on your qualifications for this position.**

Name	Address	Phone number	Email address	Relationship
Eric Hoak		712-251-4886		Realtor
Ngu & Kevin Alons		712-202-2440		Friend/Customer

I certify that there is nothing that would prohibit me from serving on this board or commission.

Signature  Date 12/14/2022 | 09:34 CST

**YOUR APPLICATION WILL BE RETAINED IN OUR FILES FOR ONE YEAR
THIS APPLICATION IS A PUBLIC DOCUMENT AND AS SUCH CAN BE REPRODUCED AND
DISTRIBUTED FOR THE PUBLIC.**

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: January 3, 2023

*** PERSONNEL ACTION CODE:**

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

TO: WOODBURY COUNTY BOARD OF SUPERVISORS

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Scarlett, Donald	Juvenile Detention	12-20-22	Youth Worker			S	Resignation.
Smith, Jacob	Emergency Services	12-26-22	P/T Operations Officer-Paramedic			S	Resignation.
Cooper, Casey	Secondary Roads	12-26-22	Equipment Operator	\$26.92/hour	3%=\$.81/hr	E	Per CWA Secondary Roads Contract agreement, End of Probation Salary Increase.
Lauters, Dean	County Sheriff	1-05-23	P/T Courthouse Safety & Security Officer	\$20.02/hour		A	Job Vacancy Posted 11-23-22. Entry Level Salary: \$18.22-\$20.02/hour.
Williams, Sandra	County Sheriff	1-05-23	P/T Courthouse Safety & Security Officer	\$18.22/hour		A	Job Vacancy Posted 11-23-22. Entry Level Salary: \$18.22-\$20.02/hour.
Svendsen, Austin	County Sheriff	1-09-23	Jail Sergeant	\$34.57/hour	36%=\$9.31/hr	P	Promotion from Civilian Jailer to Jail Sergeant.

APPROVED BY BOARD DATE: _____

MELISSA THOMAS, HR DIRECTOR:

Melissa Thomas, HR Director



Woodbury County Sheriff's Office

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

CHAD SHEEHAN, SHERIFF

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

December 21, 2022

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

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to hire Dean Lauters for a Court House Security Officer position, with a starting wage of \$20.02 per hour. We request this be placed on the agenda for the Tuesday, January 3, 2023, Woodbury County Board of Supervisors meeting.
Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Chad Sheehan".

Chad Sheehan, Sheriff

Cc: file



Woodbury County Sheriff's Office

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

CHAD SHEEHAN, SHERIFF

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

December 19, 2022

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

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to hire Sandra Williams for a Court House Security Officer position, with a starting wage of \$18.22 per hour. We request this be placed on the agenda for the Tuesday, January 3, 2023, Woodbury County Board of Supervisors meeting. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Chad Sheehan".

Chad Sheehan, Sheriff

Cc: file

HUMAN RESOURCES DEPARTMENT

WOODBURY COUNTY, IOWA

DATE: January 3, 2023

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
County Sheriff	Civilian Jailer	CWA: \$23.33/hour		

Chairman, Board of Supervisors



Woodbury County Sheriff's Office

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

Chad Sheehan, SHERIFF

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

December 28, 2022

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

The Woodbury County Sheriff's Office respectfully requests discussion and action on the authorization to begin the hiring process for a Correctional Officer position, effective Wednesday, January 4, 2023 . We request this be placed on the agenda for Tuesday, January 3rd, 2023, Woodbury County Board of Supervisors meeting. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'Chad Sheehan', with a long horizontal flourish extending to the right.

Chad Sheehan, Sheriff

cc: file

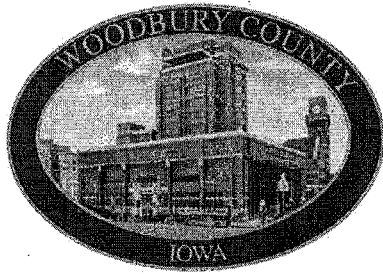
Lisa Anderson

From: Darin & Mary Jo Fay | _____
Sent: Wednesday, December 28, 2022 11:58 AM
To: Lisa Anderson
Subject: Dental insurance

CAUTION: This email originated from **OUTSIDE** of the organization. Please verify the sender and use caution if the message contains any attachments, links, or requests for information as this person may NOT be who they claim. **If you are asked for your username and password, please call WCICC and DO NOT ENTER any data.**

Lisa, my wife and I would like to continue with the Delta dental insurance. If you would take care of my request I would greatly appreciate your help. Thank you for your help!

Thanks Darin Fay



Tina M Bertrand
Treasurer of Woodbury County
Property Tax
822 Douglas Street Suite 102
Sioux City, IA 51101
712-279-6495

December 9, 2022

RE: Refund

Dear Board of Supervisors,

The following has requested a refund from the Treasurer's office for overpayment of taxes on the below parcel. Would you please approve this refund?

8947 27 481 012 (2820 3rd St) FIG Series Holdings LLC \$ 598.00

The refund will be processed upon confirmation that funds were not returned as non-sufficient.

Thank you for your time,

A handwritten signature in cursive script, reading "Janet L. Trimpe".

Janet L Trimpe
Woodbury County Tax Deputy

NOTICE OF APPOINTMENT TO FILL A VACANCY

TO: Patrick F. Gill, Woodbury County Auditor/Recorder & Commissioner of Elections

From: City of Bronson School/City/Township/
Judy Jensen Extension/Soil & Water
City Clerk Secretary/Clerk
12/15/22 Date

This is to notify you and the Board of Supervisors of Woodbury County that the following person has been appointed until the next regular/general election:

For the office of Councilman
Name Jeff Keleher
Address 206 Elm
City/Zip Bronson, Ia. 51007
Date of appointment 12/13/22

This appointment is to fill the office previously held by:

Doug Williams
(Name of previous official)

RETURN TO: Patrick F. Gill
Woodbury County Commissioner of Elections
620 Douglas St, Rm 103
Sioux City, IA 51101

2022 DEC 19 AM 10:52
PATRICK F. GILL
WOODSBURY COUNTY
AUDITOR RECORDER
COMMISSIONER OF ELECTIONS

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

Date: 12/21/2022 Weekly Agenda Date: 1/3/2023

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

WORDING FOR AGENDA ITEM:

Consider a resolution authorizing the County Engineer to execute certification of completion of work on Federal Aid, State Aid and Farm to Market Construction during 2023

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The County Engineer requests authorization to accept work and certify its completion in compliance with approved plans and specifications on behalf of Woodbury County.

BACKGROUND:

Section 309.21 Code of Iowa: Supervision of construction and maintenance work. - All construction and maintenance work shall be performed under the direct and immediate supervision of the county engineer who shall be deemed responsible for the efficient, economical and good-faith performance of said work. This resolution is approved annually.

FINANCIAL IMPACT:

There is no financial impact. This is an annual authorization to complete project closure paperwork.

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 resolution officially authorizing the county engineer to certify completion of work on federal aid, state aid and farm to market construction work on behalf of the county.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the resolution authorizing the County Engineer to accept federal aid, state aid and farm to market construction work on behalf of the county during 2023.

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO EXECUTE
CERTIFICATION OF COMPLETION OF WORK ON FEDERAL AID, STATE AID, AND
FARM TO MARKET CONSTRUCTION DURING 2023

BE IT RESOLVED by the Board of Supervisors of Woodbury County, Iowa, that Mark J. Nahra, the County Engineer of Woodbury County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications in connection with all Farm-to-Market and federal or state aid construction projects in this county.

Dated at Sioux City, Iowa, this 3rd day of January 2023.

Board of Supervisors of Woodbury County, Iowa

Chair

ATTEST:

By _____
Patrick F. Gill, Woodbury County Auditor

SEAL

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

Date: 12/21/2022 Weekly Agenda Date: 1/3/2023

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

WORDING FOR AGENDA ITEM:

Consider a resolution authorizing the County Engineer to close county roads for construction, maintenance, and emergencies during 2023

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The County Engineer requests authorization to close roads as necessary for construction, maintenance, and emergencies during calendar year 2023.

BACKGROUND:

The Board of Supervisors has jurisdiction over the county road system. Long term and permanent closure of roads requires board approval. Temporary closure of county roads due to emergencies, maintenance work, and construction is sometimes necessary and may be required between board meetings. The Board can authorize the county engineer to close roads under these conditions. (Annual resolution)

FINANCIAL IMPACT:

There is no financial impact. This is an annual authorization to temporarily close county roads.

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 resolution officially authorizing the county engineer to close roads for emergencies, maintenance operations, and construction on behalf of the county board of supervisors in 2023.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the resolution authorizing the County Engineer to close roads for emergencies, maintenance operations, and construction on behalf of the county board of supervisors in 2023.

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE COUNTY ENGINEER TO CLOSE ANY SECONDARY ROAD FOR THE PURPOSE OF CONSTRUCTION, ROUTINE MAINTENANCE, OR EMERGENCIES DURING 2023

WHEREAS, the Woodbury County Board of Supervisors is concerned about traffic safety involved during construction and maintenance work or during natural or traffic emergencies on the secondary road system, and

WHEREAS, they are further interested in making appropriate traffic accommodations for the traveling public, adjacent landowners and related users during construction and maintenance operations, and

WHEREAS, the Board of Supervisors under section 306.41 of the Code of Iowa can delegate the authority to temporarily closure of roads to the County Engineer,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors give Mark J. Nahra, Woodbury County Engineer the authority to temporarily close sections of highway in Woodbury County's Road system when necessary because of construction, maintenance, emergencies, or natural disaster.

DATED this 3rd day of January 2023.

WOODBURY COUNTY BOARD OF SUPERVISORS

ATTESTED:

BY:

Chair

Patrick F. Gill, County Auditor

RESOLUTION #
NOTICE OF PROPERTY SALE

Parcel #894725454004

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

**Lot Thirty (30) in Block Two (2) of the Hamiltons Addition, City of Sioux City, Woodbury County, Iowa
(5217 1st Street)**

NOW THEREFORE,

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

1. That a public hearing on the aforesaid proposal shall be held on the **17th Day of January, 2023 at 3:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **17th Day of January, 2023**, immediately following the closing of the public hearing.
3. That said Board proposes to sell the said real estate to the highest bidder at or above a **total minimum bid of \$400.00** 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 3rd Day of January, 2023.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Chairman

REQUEST FOR MINIMUM BID

Name: William Brown Date: 5-31-22
Address: 5300 Correctionville Road, S.C. 51106 Phone: 712-389-6414

Address or approximate address/location of property interested in:
5217 1st St.

GIS PIN # 894725454004

**This portion to be completed by Board Administration **

Legal Description:

Hamiltons Lot 30 Block 2

Tax Sale #/Date: 6-15-95 / #1091 Parcel # _____

Tax Deeded to Woodbury County on: 9-27-96

Current Assessed Value: Land \$400.00 Building 0 Total \$400.00

Approximate Delinquent Real Estate Taxes: _____

Approximate Delinquent Special Assessment Taxes: _____

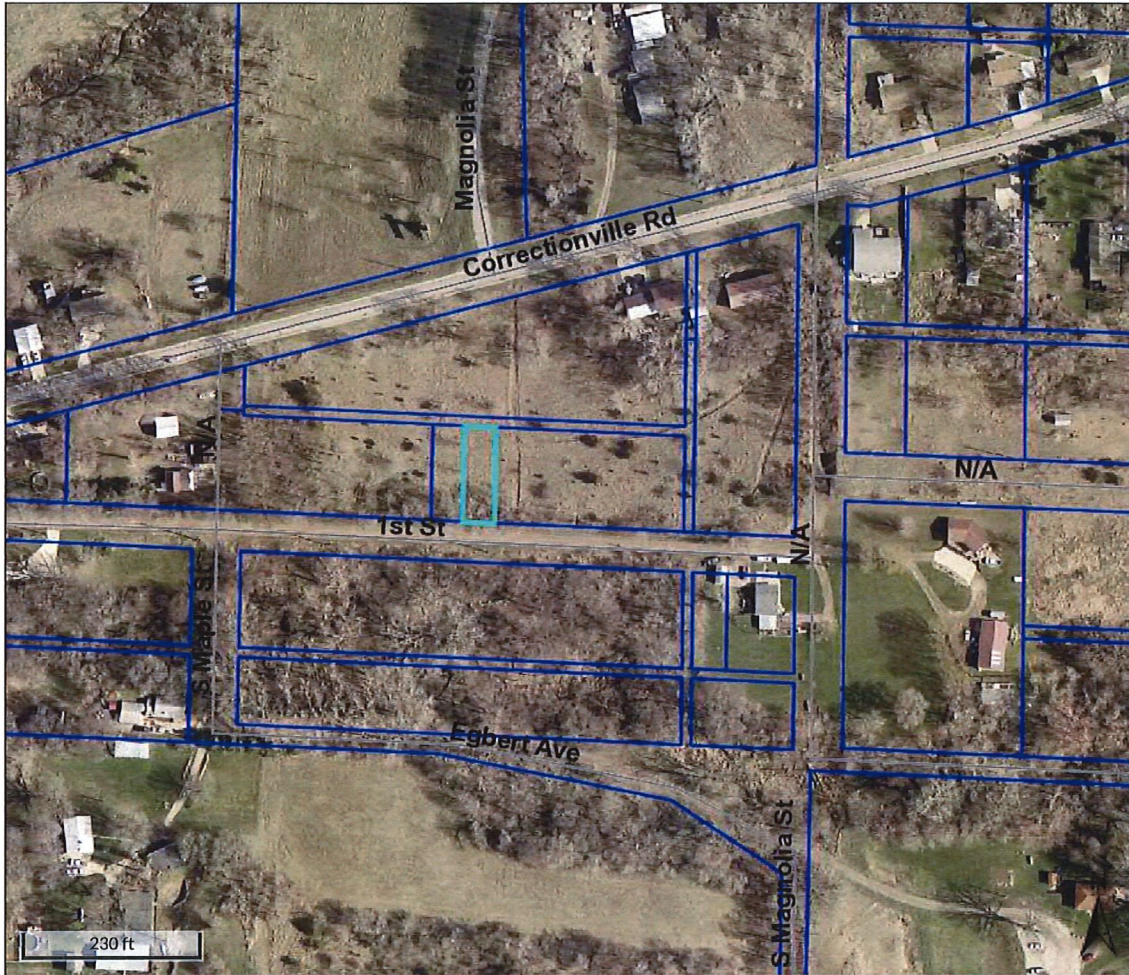
*Cost of Services: N/A

Inspection to: Keith Radig Date: 5-31-22

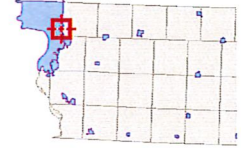
Minimum Bid Set by Supervisor: \$400.00

Date and Time Set for Auction: Tuesday, January 17th @ 3:35

* Includes: Abstractors costs; Sheriff's costs; publishing costs; and mailing costs.



Overview



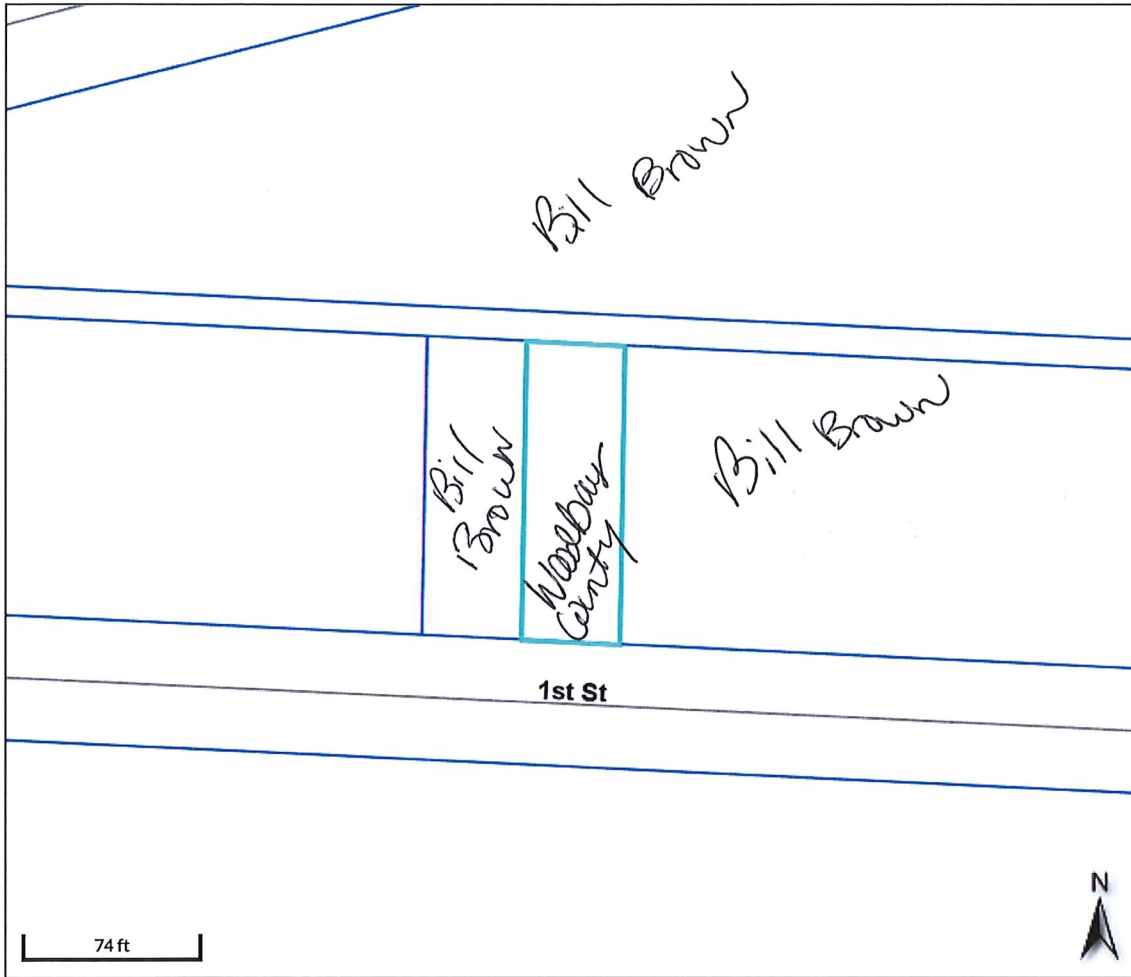
Legend

-  Roads
-  Corp Boundaries
-  Townships
-  Parcels

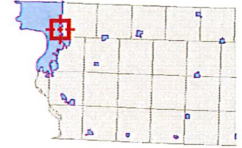
Parcel ID	894725454004	Alternate ID	192825	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	5217 1ST ST	Acreage	n/a		SIOUX CITY, IA 51101
	SIOUX CITY				
District	0087				
Brief Tax Description	HAMILTONS LOT 30 BLK 2				
	(Note: Not to be used on legal documents)				

Date created: 5/31/2022
 Last Data Uploaded: 5/30/2022 7:13:58 PM

Developed by  Schneider
 GEOSPATIAL



Overview



Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- ▭ Parcels

Parcel ID	894725454004	Alternate ID	192825	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	5217 1ST ST	Acreage	n/a		SIOUX CITY, IA 51101
	SIOUX CITY				
District	0087				
Brief Tax Description	HAMILTONS LOT 30 BLK 2				
	(Note: Not to be used on legal documents)				

Date created: 12/29/2022
 Last Data Uploaded: 12/28/2022 9:54:07 PM

Developed by  Schneider
 GEOSPATIAL

RESOLUTION #
NOTICE OF PROPERTY SALE

Parcel #894723379019

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

Lot Nine (9) in Block Seventeen (17) of Kelly Park, an Addition to Sioux City in the County of Woodbury and State of Iowa (3431 Athlone 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 **17th Day of January, 2023 at 3:37 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **17th Day of January, 2023**, immediately following the closing of the public hearing.
3. That said Board proposes to sell the said real estate to the highest bidder at or above a **total minimum bid of \$718.00** 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 3rd Day of January, 2023.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Chairman

REQUEST FOR MINIMUM BID

Name: Carol Garnett

Date: 6-27-22

Address: 3501 Athlone, S.C., IA 51105

Phone: 712-535-1546

Address or approximate address/location of property interested in:

3431 Athlone Ave.

GIS PIN # 894723379019

**This portion to be completed by Board Administration **

Legal Description:

Kelly Park Lot 9 Block 17

Tax Sale #/Date: 821 / 6-20-16

Parcel # _____

Tax Deeded to Woodbury County on: 12/1/22

Current Assessed Value: Land 11,400.00

Building —

Total 11,400.00

Approximate Delinquent Real Estate Taxes: _____

Total \$74,129.60

Approximate Delinquent Special Assessment Taxes: _____

*Cost of Services: \$318

Inspection to: Keith Radig

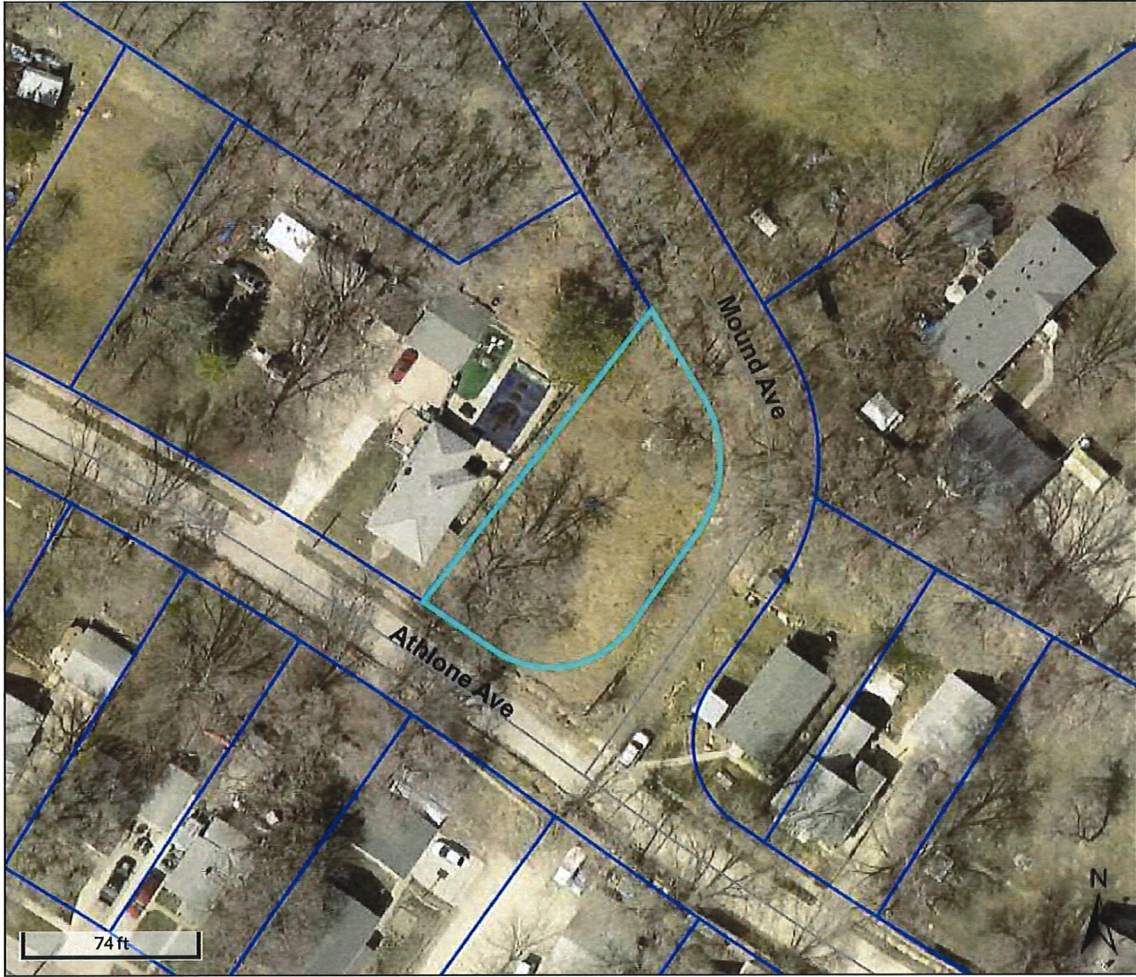
Date: 6-27-22

Minimum Bid Set by Supervisor: \$400.⁰⁰

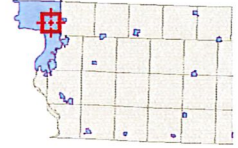
plus \$318 for costs Total: \$718

Date and Time Set for Auction: Tuesday, January 17th @ 3:35

* Includes: Abstractors costs; Sheriff's costs; publishing costs; and mailing costs.



Overview



Legend

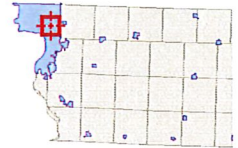
- Roads
-  Corp Boundaries
-  Townships
-  Parcels

Parcel ID	894723379019	Alternate ID	280395	Owner Address	WOODBURY COUNTY IOWA
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	3431 ATHLONE AVE	Acreage	n/a		SIOUX CITY, IA 51101
	SIOUX CITY				
District	0087				
Brief Tax Description	KELLY PARKLOT 9 BLK 17				
	(Note: Not to be used on legal documents)				

Date created: 12/29/2022
 Last Data Uploaded: 12/28/2022 9:54:07 PM



Overview



Legend

- Roads
-  Corp Boundaries
-  Townships
-  Parcels

Parcel ID	894723379019	Alternate ID	280395	Owner Address	WOODBURY COUNTY IOWA
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	3431 ATHLONE AVE	Acreage	n/a		SIOUX CITY, IA 51101
	SIOUX CITY				
District	0087				
Brief Tax Description	KELLY PARKLOT 9 BLK 17				
	(Note: Not to be used on legal documents)				

Date created: 12/29/2022
 Last Data Uploaded: 12/28/2022 9:54:07 PM

WOODBURY COUNTY, IOWA

RESOLUTION NO. _____

PROCLAMATION

WHEREAS, *the United States was founded upon the principle that all people are created with the inalienable right to freedom, and added the 13th amendment to the Constitution making slavery illegal; and*

WHEREAS, *slavery within the United States today is most often found in the form of forced labor and sex trafficking, which weakens our social fabric, increases violence and organized crime, and debases our humanity; and*

WHEREAS, *this problem is found even within our community; and*

WHEREAS, *every business, community organization, faith community, family and individual can make a difference by choosing products that are not made by forced labor; by working to protect our young people from sexual exploitation; by addressing the problems of internet sex trafficking and pornography; and by becoming more aware of the problem and possible solutions.*

NOW, THEREFORE, BE IT RESOLVED THAT the Woodbury County Board of Supervisors do hereby proclaim the month of January, 2023 as

“SLAVERY AND HUMAN TRAFFICKING PREVENTION MONTH”
in Woodbury County, Iowa and urge all citizens to become more familiar with the problem and to work towards solutions.

Matthew A. Ung, Supervisor

Dan A. Bittinger, Supervisor

Keith W. Radig, Supervisor

Jeremy J. Taylor, Supervisor

Attest: Patrick F. Gill, Woodbury County Auditor

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

Date: 12/27/22 Weekly Agenda Date: 1/3/2023

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Judicial - Chief Judge Patrick Tott

WORDING FOR AGENDA ITEM:

Trosper Hoyt building - safety concerns

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

BACKGROUND:

On Tuesday, 12/27, the ceiling on 2nd floor in the juvenile court area partially collapsed. Our staff was moved out of the area to avoid hazards. The court is requesting the county confirm that it is safe to continue to work in the area.

FINANCIAL IMPACT:

unknown

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:

ACTION REQUIRED / PROPOSED MOTION:

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

Date: 12/28/22 Weekly Agenda Date: 1/3/23

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Daniel Priestley, Zoning Coordinator

WORDING FOR AGENDA ITEM:

Consideration of applicants for the appointment to fill one expired term on the Woodbury County Board of Adjustment from 2023 to 2027.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This item requests for the Board to consider appointing one (1) applicant from the candidate pool to the Board of Adjustment (BOA) for a 5-year term (2023 to 2027).

BACKGROUND:

Two (2) candidates have applied to be considered for service on the Board of Adjustment. Both candidates meet the requirements to serve and their references have been verified.

Applicants: - Applications Enclosed.

- Hanson, Jeffrey William - 1623 Eastland Ave., Lawton, IA 51030, 712-899-4054

- Turner, Doyle K. - 2738 200th St., Moville, IA 51039, 712-870-9715

FINANCIAL IMPACT:

0

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

Yes No

RECOMMENDATION:

Approve the appointment of one of the candidates (effective immediately) to the Board of Adjustment for a new five-year term (2023 to 2027).

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the the appointment of _____ (effective immediately) to the Board of Adjustment for a new five-year term (2023 to 2027).

5. Board of Adjustment.

- A. Establishment. Pursuant to Chapter 335 of the Code of Iowa, a County Board of Adjustment, consisting of five members, as previously established, is hereby continued.
- B. Appointment and membership.
 - (1) The members of the Board of Adjustment shall be appointed by the Board of Supervisors for terms of five years. Terms of the Board shall be staggered so that no more than two memberships expire on December 31 of any year. Vacancies shall be filled in the same manner for the remainder of an unexpired term.
 - (2) Members of the Board of Adjustment shall consist of eligible electors, as defined by Iowa Code section 39.3, who reside within the area regulated by the County Zoning Ordinance and shall not be officers or employees of any agency or department of the County. Iowa law requires all appointive boards, commissions, committees, and councils of a political subdivision to be gender balanced by using a fair and unbiased method of selecting the best qualified applicants. The Board of Supervisors may appoint any qualified applicant, regardless of gender, after making a three-month good faith effort to appoint a gender balanced Board.
 - (3) Members of the Board of Adjustment shall serve without compensation but may be reimbursed for the actual expenses incurred while performing their official duties, which shall be subject to the approval of the Board of Supervisors.
 - (4) Any member of the Board of Adjustment may be removed for cause by the Board of Supervisors following a public hearing on written charges. Cause for removal may be found by the Board of Supervisors in any action or condition which it determines to be detrimental to the proper functioning of the Board, including conflicts of interest, violations of laws or regulations pertaining to the role of the Board, failing to carry out the duties of a member of the Board, including failure to attend 50% or more regular meetings in any twelve-month period, or other conduct which casts doubt upon the integrity or effectiveness of the member.
- C. Rules of Procedure. The Board of Adjustment shall organize itself and shall adopt and maintain, subject to the approval of the Board of Supervisors, rules of procedure in conformance with the provisions of this ordinance and the Iowa Code to govern the conduct of its business.
- D. Powers and Duties. The Board of Adjustment shall have the following powers and it shall be its duty:
 - (1) To hear and decide appeals where it is alleged there is an error in any order, requirement, decision, or determination made by an administrative official in the enforcement of Iowa Code Chapter 335, or of any ordinance adopted pursuant thereto.
 - (2) To hear and decide special exceptions to the terms of the ordinance upon which such Board is required to pass under such ordinance.
 - (3) To authorize upon appeal, in specific cases, such variance from the terms of the ordinance as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed, and substantial justice done.

**APPLICATION FORM FOR WOODBURY COUNTY
BOARD/COMMISSION**

Please Return To:

Woodbury County Board of Supervisors, Room 104, Woodbury County Courthouse,
620 Douglas St., Sioux City, Iowa 51101

Phone: (712) 279-6525 Fax: (712) 279-279-6577 Website: <http://woodburyiowa.com>

Application For: Planning and Zoning Commission and Board of Adjustment (Board/Commission)

Date December 2, 2022 E-mail Address jhanson@mcclurevision.com

Name Jeffrey William Hanson

Address 1623 Eastland Avenue, Lawton, Iowa 51030

Phone Number 712-899-4054 Fax Number _____

Business Phone 712-220-3294 Cell Phone 712-899-4054

This form assists the Board of Supervisors in evaluating the qualifications of applicants for appointment to a board or commission. State law requires political subdivisions to make a good faith effort to balance most appointive boards, commissions, committees, and councils according to gender by January 1, 2012, and each year thereafter.

Female Male

Place of employment and position (and/or activities such as hobbies, volunteer work, etc. that you feel may qualify you for this position):

Current: McClure Engineering – Business Development Lead

Previous: City of Sioux City – Community Development Operations Manager (18 years)

Previous: SIMPCO – Transportation Planning Director (6 years)

Retired volunteer firefighter with the Lawton Fire Department (17 years)

The following questions will assist the Board of Supervisors in its selection.

■ **How much time will you be willing to devote in this position?**

Available to attend all meetings and committed to devoting as much time as needed.

■ **Interest in Appointment: Describe in detail why you are interested in serving on a county board or commission. Include information about your background that supports your interest.**

I am a lifelong Sioux City/Woodbury County resident. I built our home in 2000 in rural Woodbury County where my wife and I have raised our children. For the last 18 years, I was employed with the City of Sioux City in various Planning and Community Development positions. Most recently, I served as the Community Development Operations Manager overseeing the Housing, Inspections, Neighborhood Services, and Planning and Zoning Divisions.

■ **Contributions you feel you can make to the Board/Commission:**

I believe I could use my education and 24 years of professional experience in planning and community development to contribute to the Planning and Zoning Commission and Board of Adjustment.

■ **Direction/role you perceive of this Board/Commission:**

Planning and Zoning Commission – Provide recommendations to the Board of Adjustment and Board of Supervisors on planning, zoning, subdivision, and development projects in the unincorporated area of Woodbury County.

Board of Adjustment – Quasi-judicial board to hear and make decisions regarding appeals to the Zoning Ordinance.

Reviews and decides on variances and conditional use permits in the unincorporated area of Woodbury County.

■ **In lieu of/in addition to the above, do you have any comments to add that may assist the Board of Supervisors in its selection?**

In my new role at McClure, I can devote time to volunteer in my community and assist the residents of unincorporated Woodbury County. I believe I can use my education, background, and professional experience to make sound recommendations to the Board of Supervisors.

■ **Please provide two references who may be contacted on your qualifications for this position.**

Name	Address	Phone number	Email address	Relationship
Ryan Ross	329 Pierce Street	712-259-3563	ross@craryhuff.com	Friend/Colleague
Kurt Miene	212 Larimer Street	712-870-5222	Kurt.Miene@stocktontowingiowa.com	Friend/Lawton Fire

I certify that there is nothing that would prohibit me from serving on this board or commission.

Signature



Date 12/02/2022

**YOUR APPLICATION WILL BE RETAINED IN OUR FILES FOR ONE YEAR
THIS APPLICATION IS A PUBLIC DOCUMENT AND AS SUCH CAN BE REPRODUCED AND
DISTRIBUTED FOR THE PUBLIC.**

APPLICATION FORM FOR WOODBURY COUNTY
BOARD/COMMISSION

Please Return To:

Woodbury County Board of Supervisors, Room 104, Woodbury County Courthouse,
620 Douglas St., Sioux City, Iowa 51101

Phone: (712) 279-6525 Fax: (712) 279-279-6577 Website: <http://woodburyiowa.com>

Application For: Board of Adjustments (Board/Commission)

Date 12/15/22 E-mail Address doyle.turner@rocketmail.com

Name Doyle K. Turner

Address 2738 - 200 ST Merville, IA 51039

Phone Number _____ Fax Number _____

Business Phone _____ Cell Phone 712-870-9715

This form assists the Board of Supervisors in evaluating the qualifications of applicants for appointment to a board or commission. State law requires political subdivisions to make a good faith effort to balance most appointive boards, commissions, committees, and councils according to gender by January 1, 2012, and each year thereafter.

Female Male

Place of employment and position (and/or activities such as hobbies, volunteer work, etc. that you feel may qualify you for this position):

See Attached

The following questions will assist the Board of Supervisors in its selection.

■ How much time will you be willing to devote in this position?

15 hours / week

■ Interest in Appointment: Describe in detail why you are interested in serving on a county board or commission. Include information about your background that supports your interest.

See Attached

■ Contributions you feel you can make to the Board/Commission:

See Attached

■ Direction/role you perceive of this Board/Commission:

See Attached

■ In lieu of/in addition to the above, do you have any comments to add that may assist the Board of Supervisors in its selection?

■ Please provide two references who may be contacted on your qualifications for this position.

Name	Address	Phone number	Email address	Relationship
Jason Markov	788 Logan Drive Moorillo, IA 51039			Life long friend and business associate
			jasonmarkov4@gmail.com	
Jim Young	4520 Grayhawk Ridge Drive Sioux City, IA 51106			
			doodyoylee@yahoo.com	Old Boss @ Firstar

I certify that there is nothing that would prohibit me from serving on this board or commission.

Signature  Date 12-5-22

YOUR APPLICATION WILL BE RETAINED IN OUR FILES FOR ONE YEAR
THIS APPLICATION IS A PUBLIC DOCUMENT AND AS SUCH CAN BE REPRODUCED AND
DISTRIBUTED FOR THE PUBLIC.

Employment:

Currently I have been retired and helping my 20 year old son as a beginning farmer take over the family farm. I was the CFO for Interstate Powder Coatings and College Products, both of Sioux City. I farmed and was an Ag Loan Officer for Firststar Bank, Sioux City and Cooperative Credit Company, Sioux Center. At Firststar my primary responsibility were large cattle feeding accounts. My first loan was \$3 million on up to \$30 million. At Cooperative Credit my partner and I started and managed a finance company for originally 6 cooperatives, in 2 years I was asked to present our company to 60 different Coop Board of Directors and 40 of those Coops became members of Cooperative Credit, which is currently over \$100 million in assets. Cooperative Credit loans money directly to farmers for short and intermediate-term farm financing needs through member cooperatives. I went through banking backwards, starting with large loans and then going to smaller loans. Prior to that I worked as a cattle agent for a firm at The Sioux City Stockards and I was the night Safety Director for Direct Transit, responsible for accidents, overages/shortages, license and permit issues for 1500 trucks.

Interest in Appointment:

While working for Cooperative Credit, my territory was essentially everything west of I35 in Iowa. That opportunity put me in a lot of different communities with many different dynamics, working with both community leaders, businesses, and farmers. Many times I was negotiating between other lenders, the borrower and our member cooperatives. This experience gives me a working knowledge of what other communities have tried, what works, what doesn't work, but most of all, it made me appreciate my home community that much more. We are very fortunate in Woodbury County to have such a diversity of people, industries, geography, and opportunities. Two counties to the north of us we have one of the wealthiest counties in the state, they have the smallest average farm size in the state and they are a large net importer of corn. One county south of us we have one of the poorest counties in the state with the largest average farm size. It is one of the largest corn exporting counties in the state and the county seat which sits on I29 has the distinction as the poorest town in the state. The people are always the key to success but good local government can be a vital partner in success as well.

My goal is to continue and hopefully expand the relationship between the citizens and the government of Woodbury County. Our citizens need to know that their opinions are always heard, considered and valued. When people feel that their voices are heard, they are more willing to engage in both government and business within our county. They are more willing to start businesses or expand existing businesses when they feel confident that the local government is intent on fairly representing all citizens.

Contributions you feel you can make to the Board/Commission:



I feel that I can bring the common sense that comes with farming my entire life, building my own shop, moving 2 houses, doing my own dirt work and laying my own drainage tile, water pipes and electrical. Also, my banking experience will help me know what types of things are feasible

and practical from a lender's perspective. In general I am very good at engaging with people who have opposing views and finding common ground.

Direction/role you perceive of this Board/Commission:

I see the Board of Adjustments as both a judicial role and as a mediator role. Judicial in the fact that it makes sure that zoning regulations are followed, but also a mediator in that each case can be looked at individually to come to an agreement between neighbors and/or the community to arrive at solutions that best represent all parties involved.

Advertisements

ONLINE	PRINT					
 <p>WOODBURY COUNTY COMMUNITY & ECONOMIC DEVELOPMENT</p> <h2>COMMISSION & BOARD OPENINGS</h2> <table border="1"> <thead> <tr> <th>ZONING COMMISSION</th> <th>BOARD OF ADJUSTMENT</th> </tr> </thead> <tbody> <tr> <td> <p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Zoning Commission is a commission of five citizens appointed by the Woodbury County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation.</p> </td> <td> <p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the Woodbury County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation.</p> </td> </tr> </tbody> </table> <p>MUST BE A RESIDENT OF RURAL UNINCORPORATED WOODBURY COUNTY For more information, call 712-279-6609 Applications can be downloaded at www.WoodburyCountyCED.com APPLICATION DEADLINE: DECEMBER 15, 2022</p>	ZONING COMMISSION	BOARD OF ADJUSTMENT	<p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Zoning Commission is a commission of five citizens appointed by the Woodbury County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation.</p>	<p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the Woodbury County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation.</p>	 <p>WOODBURY COUNTY COMMUNITY & ECONOMIC DEVELOPMENT</p> <h2>COMMISSION & BOARD OPENINGS</h2> <h3>NOW ACCEPTING APPLICATIONS FOR</h3> <h3>WOODBURY COUNTY Zoning Commission & Board of Adjustment</h3> <p>Must be a resident of rural unincorporated Woodbury County</p> <p>For more information, call 712-279-6609</p> <p>Applications can be downloaded at www.WoodburyCountyCED.com Application Deadline: Dec. 15, 2022</p>	<p>NOW ACCEPTING APPLICATIONS FOR APPOINTMENTS TO THE WOODBURY COUNTY PLANNING AND ZONING COMMISSION AND BOARD OF ADJUSTMENT</p> <p>To apply, submit a completed application by December 15, 2022, to the Woodbury County Board of Supervisors, Woodbury County Courthouse, 620 Douglas St., Room 104, Sioux City, IA 51101. Applicants must be residents of rural unincorporated Woodbury County. For more information, visit WoodburyCountyCED.com or call 712-279-6609. Planning and Zoning Commission (1 Appointment Available)</p> <p>The Zoning Commission is a commission of five citizens appointed by the County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation. This appointment will be from 1/23 to 12/27.</p> <p>Board of Adjustment (1 Appointment Available)</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation. This appointment will be from 1/23 to 12/27.</p>
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<p>Facebook</p> <ul style="list-style-type: none"> - December 14, 2022 - December 5, 2022 - November 28, 2022 - November 21, 2022 - November 18, 2022 - November 7, 2022 - October 31, 2022 <p>Twitter</p> <ul style="list-style-type: none"> - December 14, 2022 - December 5, 2022 - November 28, 2022 - November 21, 2022 - November 18, 2022 - November 7, 2022 - October 31, 2022 <p>Woodbury County Website</p> <ul style="list-style-type: none"> - https://www.woodburycountyiowa.gov/latest-news/5386-vacancies-board-of-adjustment-zoning-commission <p>Community & Economic Development Website</p> <p>DOWNLOAD APPLICATION HERE</p> <p>Now Accepting Applications Zoning Commission & Board of Adjustment Must be a resident of unincorporated Woodbury County For more information, CALL 712-279-6609</p> <ul style="list-style-type: none"> - http://www.woodburycountyced.com/ 	<p>Grapevine Classifieds – Ryan Publishing Company</p> <ul style="list-style-type: none"> - November 16, 2022 <p>Moville Record</p> <ul style="list-style-type: none"> - November 3, 2022 <p>Sergeant Bluff Advocate</p> <ul style="list-style-type: none"> - November 3, 2022 <p>Danbury Review</p> <ul style="list-style-type: none"> - November 2, 2022 	<p>Sioux City Journal (Legal Public Notice)</p> <ul style="list-style-type: none"> - November 12, 2022 				

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

Date: 12/28/22 Weekly Agenda Date: 1/3/23

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Daniel Priestley, Zoning Coordinator

WORDING FOR AGENDA ITEM:

Consideration of applicants for the appointment to fill one expired term on the Woodbury County Zoning Commission from 2023 to 2027.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This item requests for the Board to consider appointing one (1) applicant from the candidate pool to the Zoning Commission (ZC) for a 5-year term (2023 to 2027).

BACKGROUND:

Two (2) candidates have applied to be considered for service on the Zoning Commission. Both candidates meet the requirements to serve and their references have been verified.

Applicants: - Applications Enclosed.

- Bride, Tom - 1505 Buchanan Ave., Sioux City, IA 51106, 712-490-4714

- Hanson, Jeffrey William - 1623 Eastland Ave., Lawton, IA 51030, 712-899-4054

FINANCIAL IMPACT:

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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 appointment of one of the candidates (effective immediately) to the Zoning Commission for a new five-year term (2023 to 2027).

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the the appointment of _____ (effective immediately) to the Zoning Commission for a new five-year term (2023 to 2027).

4. Planning and Zoning Commission.

- A. Establishment. Pursuant to Chapter 335 of the Code of Iowa, a County Zoning Commission, consisting of five members, as previously established, is hereby continued.
- B. Appointment and membership
 - (1) The members of the Zoning Commission shall be appointed by the Board of Supervisors for terms of five years. Terms of Commissioners shall be staggered so that no more than two memberships expire on December 31 of any year. Vacancies shall be filled in the same manner for the remainder of an expired term.
 - (2) Members of the Zoning Commission shall consist of eligible electors, as defined by Iowa Code section 39.3, who reside within the area regulated by the County Zoning Ordinance and shall not be officers or employees of any agency or department of the County. Iowa law requires all appointive boards, commissions, committees, and councils of a political subdivision to be gender balanced by using a fair and unbiased method of selecting the best qualified applicants. The Board of Supervisors may appoint any qualified applicant, regardless of gender, after making a three-month good faith effort to appoint a gender balanced Commission.
 - (3) Members of the Zoning Commission shall serve without compensation but may be reimbursed for the actual expenses incurred while performing their official duties, which shall be subject to the approval of the Board of Supervisors.
 - (4) Any member of the Zoning Commission may be removed for cause by the Board of Supervisors following a public hearing on written charges. Cause for removal may be found by the Board of Supervisors in any action or condition which it determines to be detrimental to the proper functioning of the Commission, including conflicts of interest, violations of laws or regulations pertaining to the role of the Commission, failing to carry out the duties of a member of the Commission, including failure to attend 50% or more regular meetings in any twelve month period, or other conduct which casts doubt upon the integrity or effectiveness of the member.
- C. Rules of Procedure. The Commission shall organize itself and shall adopt and maintain, subject to the approval of the Board of Supervisors, Rules of Procedure in conformance with the provisions of this ordinance and the Iowa Code to govern the conduct of its business.
- D. Powers and Duties. The Zoning Commission shall have the following powers and it shall be its duty:
 - (1) To recommend the boundaries of the various districts and appropriate regulations and restrictions to be enforced in the districts within the area regulated by the County Zoning Ordinance;
 - (2) To, with due diligence, prepare a preliminary report and hold public hearings on the preliminary report before submitting the Commission's final report to the Board of Supervisors as provided in the County Zoning Ordinance and Subdivision Regulations;
 - (3) To recommend to the Board of Supervisors amendments, supplements, changes or modifications to the text or Zoning District Map of the County Zoning Ordinance. The Commission's report and any recommendations may include a proposed ordinance or amendments to an ordinance;
 - (4) To recommend to the Board of Supervisors, the adoption of a comprehensive plan pursuant to Iowa Code Section 335.5, or amendments thereto;

- (5) To contract with professional consultants, regional planning commissions, the economic development authority, or the federal government, for local planning assistance, with the approval of the Board of Supervisors.

APPLICATION FORM FOR WOODBURY COUNTY BOARD/COMMISSION

DEC 24 2022 4:25

Please Return To:

Woodbury County Board of Supervisors, Room 104, Woodbury County Courthouse, 620 Douglas St., Sioux City, Iowa 51101

Phone: (712) 279-6525 Fax: (712) 279-279-6577 Website: www.woodburycountyiowa.gov

Application For: Zoning Commission (Board/Commission)
Date: 12-13-2022 E-mail Address: Bridefarms.tb@gmail.com
Name: Tom Bride
Address: 1505 Buchanan Ave Sioux City Iowa 51106
Phone Number: Fax Number:
Business Phone: Cell Phone: 712-490-4714

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Female Male

Place of employment and position (and/or activities such as hobbies, volunteer work, etc. that you feel may qualify you for this position):

Self-employed, farming, owner
served as vice president 3 years, president 3 years, and currently serving as voting Delegate for Woodbury County Farm Bureau
current vice-chair of Woodbury County Zoning Commission
actively involved and volunteer in my church, Sons scouting activities and school

The following questions will assist the Board of Supervisors in its selection.

How much time will you be willing to devote in this position?
as I currently serve on the zoning commission, I have been and am willing to devote the time to this position

Interest in Appointment: Describe in detail why you are interested in serving on a county board or commission. Include information about your background that supports your interest.
I am interested in serving on the zoning commission, because I am well aware of the direct impact zoning has on the residents of the unincorporated area of Woodbury County. I have attended multiple zoning workshops put on by Iowa State. I was appointed to the zoning task force created by the Woodbury Co. Board of Supervisors to help draft the current 2008 zoning ordinances in effect today.

Contributions you feel you can make to the Board/Commission:
I feel the knowledge and experience I have gained by participating in zoning training sessions, along with my time served on the zoning commission, would be a benefit to County & zoning Commission going forward.

■ Direction/role you perceive of this Board/Commission:

To help promote Economic Development and growth in line with Woodbury County's General development plan. along with protecting the rights of Woodbury County residents.

■ In lieu of/in addition to the above, do you have any comments to add that may assist the Board of Supervisors in its selection?

As a lifelong resident of Woodbury County and the only full time farmer serving on the zoning commission. I feel it's important that I represent the rural residents of Woodbury County

■ Please provide two references who may be contacted on your qualifications for this position.

Name	Address	Phone number	Email address	Relationship
Chris Zellmer Zant		712-253-4694		Zoning Chair, colleague
Breanne Streck		712-870-3666		President Woodbury Farm Bureau that I am currently serving as voting delegate

I certify that there is nothing that would prohibit me from serving on this board or commission.

Signature  Date 12-13-2022

YOUR APPLICATION WILL BE RETAINED IN OUR FILES FOR ONE YEAR
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**APPLICATION FORM FOR WOODBURY COUNTY
BOARD/COMMISSION**

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620 Douglas St., Sioux City, Iowa 51101

Phone: (712) 279-6525 Fax: (712) 279-279-6577 Website: <http://woodburyiowa.com>

Application For: Planning and Zoning Commission and Board of Adjustment (Board/Commission)

Date December 2, 2022 E-mail Address jhanson@mcclurevision.com

Name Jeffrey William Hanson

Address 1623 Eastland Avenue, Lawton, Iowa 51030

Phone Number 712-899-4054 Fax Number _____

Business Phone 712-220-3294 Cell Phone 712-899-4054

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Place of employment and position (and/or activities such as hobbies, volunteer work, etc. that you feel may qualify you for this position):

Current: McClure Engineering – Business Development Lead

Previous: City of Sioux City – Community Development Operations Manager (18 years)

Previous: SIMPCO – Transportation Planning Director (6 years)

Retired volunteer firefighter with the Lawton Fire Department (17 years)

The following questions will assist the Board of Supervisors in its selection.

■ **How much time will you be willing to devote in this position?**

Available to attend all meetings and committed to devoting as much time as needed.

■ **Interest in Appointment: Describe in detail why you are interested in serving on a county board or commission. Include information about your background that supports your interest.**

I am a lifelong Sioux City/Woodbury County resident. I built our home in 2000 in rural Woodbury County where my wife and I have raised our children. For the last 18 years, I was employed with the City of Sioux City in various Planning and Community Development positions. Most recently, I served as the Community Development Operations Manager overseeing the Housing, Inspections, Neighborhood Services, and Planning and Zoning Divisions.

■ **Contributions you feel you can make to the Board/Commission:**

I believe I could use my education and 24 years of professional experience in planning and community development to contribute to the Planning and Zoning Commission and Board of Adjustment.

■ **Direction/role you perceive of this Board/Commission:**

Planning and Zoning Commission – Provide recommendations to the Board of Adjustment and Board of Supervisors on planning, zoning, subdivision, and development projects in the unincorporated area of Woodbury County.

Board of Adjustment – Quasi-judicial board to hear and make decisions regarding appeals to the Zoning Ordinance.

Reviews and decides on variances and conditional use permits in the unincorporated area of Woodbury County.

■ **In lieu of/in addition to the above, do you have any comments to add that may assist the Board of Supervisors in its selection?**

In my new role at McClure, I can devote time to volunteer in my community and assist the residents of unincorporated Woodbury County. I believe I can use my education, background, and professional experience to make sound recommendations to the Board of Supervisors.

■ **Please provide two references who may be contacted on your qualifications for this position.**

Name	Address	Phone number	Email address	Relationship
Ryan Ross	329 Pierce Street	712-259-3563	ross@craryhuff.com	Friend/Colleague
Kurt Miene	212 Larimer Street	712-870-5222	Kurt.Miene@stocktontowingiowa.com	Friend/Lawton Fire

I certify that there is nothing that would prohibit me from serving on this board or commission.



Signature



Date 12/02/2022

**YOUR APPLICATION WILL BE RETAINED IN OUR FILES FOR ONE YEAR
THIS APPLICATION IS A PUBLIC DOCUMENT AND AS SUCH CAN BE REPRODUCED AND
DISTRIBUTED FOR THE PUBLIC.**

Advertisements

ONLINE	PRINT					
 <p>WOODBURY COUNTY COMMUNITY & ECONOMIC DEVELOPMENT</p> <h2>COMMISSION & BOARD OPENINGS</h2> <table border="1"> <thead> <tr> <th>ZONING COMMISSION</th> <th>BOARD OF ADJUSTMENT</th> </tr> </thead> <tbody> <tr> <td> <p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Zoning Commission is a commission of five citizens appointed by the Woodbury County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation.</p> </td> <td> <p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the Woodbury County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation.</p> </td> </tr> </tbody> </table> <p>MUST BE A RESIDENT OF RURAL UNINCORPORATED WOODBURY COUNTY For more information, call 712-279-6609 Applications can be downloaded at www.WoodburyCountyCED.com APPLICATION DEADLINE: DECEMBER 15, 2022</p>	ZONING COMMISSION	BOARD OF ADJUSTMENT	<p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Zoning Commission is a commission of five citizens appointed by the Woodbury County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation.</p>	<p>1 OPENING</p> <p>January 2023 to December 2027</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the Woodbury County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation.</p>	 <p>WOODBURY COUNTY COMMUNITY & ECONOMIC DEVELOPMENT</p> <h2>COMMISSION & BOARD OPENINGS</h2> <h3>NOW ACCEPTING APPLICATIONS FOR</h3> <h3>WOODBURY COUNTY Zoning Commission & Board of Adjustment</h3> <p>Must be a resident of rural unincorporated Woodbury County</p> <p>For more information, call 712-279-6609</p> <p>Applications can be downloaded at www.WoodburyCountyCED.com Application Deadline: Dec. 15, 2022</p>	<p>NOW ACCEPTING APPLICATIONS FOR APPOINTMENTS TO THE WOODBURY COUNTY PLANNING AND ZONING COMMISSION AND BOARD OF ADJUSTMENT</p> <p>To apply, submit a completed application by December 15, 2022, to the Woodbury County Board of Supervisors, Woodbury County Courthouse, 620 Douglas St., Room 104, Sioux City, IA 51101. Applicants must be residents of rural unincorporated Woodbury County. For more information, visit WoodburyCountyCED.com or call 712-279-6609. Planning and Zoning Commission (1 Appointment Available)</p> <p>The Zoning Commission is a commission of five citizens appointed by the County Board of Supervisors. The Commission is responsible for preparing and making recommendations to the Board of Adjustment and Board of Supervisors on issues concerning the general plan and amendments; subdivision; plats; amendments to the ordinance; rezoning; and development. Members shall be residents of the unincorporated area of the County and serve terms of five years without compensation. This appointment will be from 1/23 to 12/27.</p> <p>Board of Adjustment (1 Appointment Available)</p> <p>The Board of Adjustment is a quasi-judicial board of five citizens appointed by the County Board of Supervisors. The Board hears and decides appeals to any order, requirement, decision, or determination made by an administrative officer in the enforcement of the County's zoning ordinance; hears and reviews variances and special exceptions from the terms of the zoning ordinance; and decides applications for conditional use permits. Members shall be residents of the unincorporated area of the county and serve terms of five years without compensation. This appointment will be from 1/23 to 12/27.</p>
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<p>Facebook</p> <ul style="list-style-type: none"> - December 14, 2022 - December 5, 2022 - November 28, 2022 - November 21, 2022 - November 18, 2022 - November 7, 2022 - October 31, 2022 <p>Twitter</p> <ul style="list-style-type: none"> - December 14, 2022 - December 5, 2022 - November 28, 2022 - November 21, 2022 - November 18, 2022 - November 7, 2022 - October 31, 2022 <p>Woodbury County Website</p> <ul style="list-style-type: none"> - https://www.woodburycountyiowa.gov/latest-news/5386-vacancies-board-of-adjustment-zoning-commission <p>Community & Economic Development Website</p> <p>DOWNLOAD APPLICATION HERE</p> <p>Now Accepting Applications Zoning Commission & Board of Adjustment Must be a resident of unincorporated Woodbury County For more information, CALL 712-279-6609</p> <ul style="list-style-type: none"> - http://www.woodburycountyced.com/ 	<p>Grapevine Classifieds – Ryan Publishing Company</p> <ul style="list-style-type: none"> - November 16, 2022 <p>Moville Record</p> <ul style="list-style-type: none"> - November 3, 2022 <p>Sergeant Bluff Advocate</p> <ul style="list-style-type: none"> - November 3, 2022 <p>Danbury Review</p> <ul style="list-style-type: none"> - November 2, 2022 	<p>Sioux City Journal (Legal Public Notice)</p> <ul style="list-style-type: none"> - November 12, 2022 				

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

Date: 12/28/22 Weekly Agenda Date: 1/3/23

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Daniel Priestley, Zoning Coordinator

WORDING FOR AGENDA ITEM:

Approve the Construction Evaluation Resolution relating to Construction Permits for Large Animal Confinement Operations.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This item requests the Board of Supervisors to adopt a Construction Evaluation Resolution (CER) for construction permits for large animal confinement operations.

BACKGROUND:

If a county chooses to use the master matrix to evaluate applications for construction permits for large animal confinement operations (1000+ animal units), the Board of Supervisors must adopt a CER annually. If the Board does not, the county cannot: 1.) Submit formal recommendations to DNR concerning a particular construction permit application; 2.) Send county employees along a DNR site inspection; or 3.) Appeal the DNR's decision regarding a construction permit application to the Environmental Protection Commission.

FINANCIAL IMPACT:

0

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

Yes No

RECOMMENDATION:

Approve the construction evaluation resolution as proposed.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the Construction Evaluation Resolution relating to Construction Permits for Large Animal Confinement Operations.

To: Boards of Supervisors
From: Kristi Harshbarger, ISAC General Counsel
Re: Master Matrix
Date: December 6, 2022

If a county chooses to use the master matrix to evaluate applications for construction permits for large animal confinement operations, the board of supervisors must adopt a “construction evaluation resolution” annually.

According to the DNR’s administrative rules, if the board of supervisors wants to use the master matrix between February 1, 2023 and January 31, 2024, **the board of supervisors must submit an adopted “construction evaluation resolution” to the DNR between January 1 and January 31, 2023.**

A sample construction evaluation resolution is attached to this memo.

The construction evaluation resolution should be submitted to Kelli Book through mail or email:

Kelli Book
Iowa Department of Natural Resources
502 East 9th Street
Des Moines, IA 50319-0034
kelli.book@dnr.iowa.gov

Counties will receive a confirmation email for all CERs received.

The board of supervisors can adopt the resolution at any time, as long as it is actually submitted to the DNR during January of 2023.

Pay attention to this deadline. It seems like every year there is a county or two that misses the deadline.

If a county board of supervisors does not adopt a construction evaluation resolution for 2023, then the county cannot:

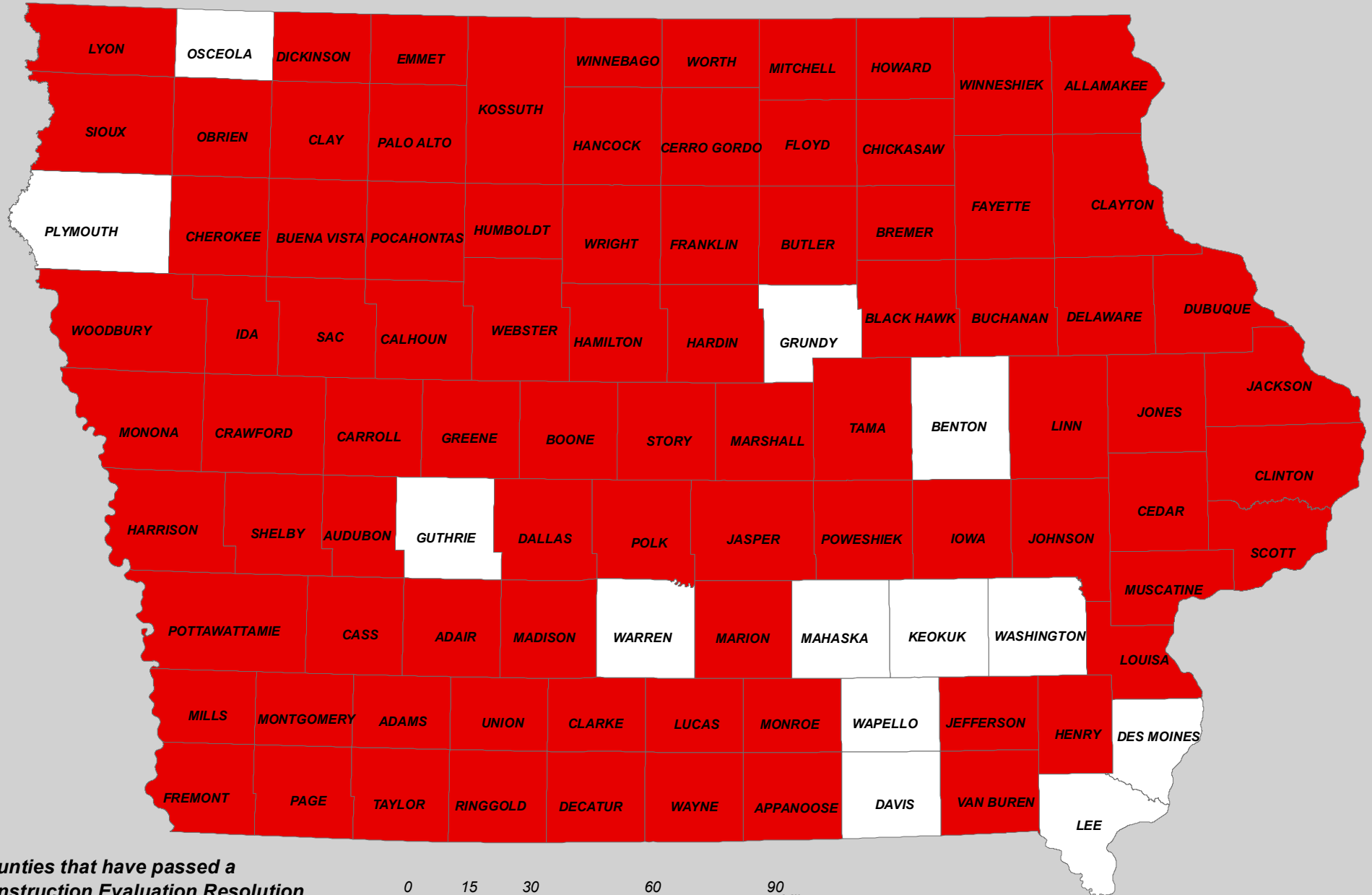
- 1) submit a formal recommendation to the DNR concerning a particular construction permit application; the county can submit comments, but they are not given nearly as much weight by DNR as a formal recommendation would be;
- 2) send county employee along on a DNR site inspection; or
- 3) appeal the DNR’s decision regarding a construction permit application to the Environmental Protection Commission.

In addition, if the county chooses to use the master matrix, then applicants must meet stricter environmental standards than they would have to meet otherwise. So, using the master matrix provides greater environmental protection for the county.

If you have any questions about this memo, you can call Kristi Harshbarger at ISAC (515) 244-7181 or Kelli Book at the DNR at (515) 210-3408.

Status of Construction Evaluation Resolutions by County

February 2, 2022



Counties that have passed a
Construction Evaluation Resolution

no
yes

0 15 30 60 90 Miles



RESOLUTION # _____

CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2023 and January 31, 2024 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Chair, Board of Supervisors

Date: _____

ATTEST:

County Auditor

Date: _____

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

Date: 12/29/2022 Weekly Agenda Date: 1/3/2023

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Matthew Ung

WORDING FOR AGENDA ITEM:

Discussion on reappointment of Rocky De Witt to LEC Authority following his resignation from the Woodbury County Board of Supervisors

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The county's current resolution appointing Rocky De Witt to the LEC Authority states his appointment is vacated upon his resignation from the county board. We should discuss our plan going forward.

BACKGROUND:

De Witt was elected to the Iowa State Senate and his term begins Jan. 9. He is willing to continue serving on the LEC Authority at least through the opening date.

Attached: Articles of Incorporation. See Article III, Section 3.2.

Attached: Resolution 13,371. See Section 3(b): "The appointment shall be vacant if....The Commissioner ceases to be a member of the Woodbury County Board of Supervisors."

FINANCIAL IMPACT:

n/a

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 am requesting consensus to consider an updated resolution at the Jan. 10 meeting to appoint Rocky De Witt as the commissioner elected by Woodbury County to the LEC Authority. He would be appointed to fill the remainder of his current term, which ends December 31, 2027. The county's appointee may be removed at any time by a two-thirds vote of the members of the Board of Supervisors.

ACTION REQUIRED / PROPOSED MOTION:

n/a

ARTICLES OF INCORPORATION
for the
WOODBURY COUNTY
LAW ENFORCEMENT CENTER AUTHORITY

The undersigned, acting as the incorporating units of an authority under Iowa Code Section 346.27, adopt the following Articles of Incorporation for the Woodbury County Law Enforcement Center Authority:

ARTICLE I

Section 1.1. Name. The name of the Authority is the Woodbury County Law Enforcement Center Authority.

Section 1.2. Incorporating Units. The Authority is incorporated by Woodbury County, State of Iowa, and the City of Sioux City, State of Iowa, which is the county seat of Woodbury County. These Articles of Incorporation have been adopted by the affirmative vote of a majority of the members of the governing body of each incorporating unit.

Section 1.3. Effective Date. The Authority shall become effective at such time as these Articles of Incorporation have been recorded in the Woodbury County Recorder's office (technically known as the Woodbury County Auditor and Recorder's office), filed with the Iowa Secretary of State, and published once in the Sioux City Journal.

ARTICLE II

Section 2.1. Purposes. The purposes of the Authority are to acquire, demolish, improve, enlarge, equip, furnish, repair, maintain, and operate a public building and to acquire and prepare any necessary site for the joint use of the incorporating units.

Section 2.2. Powers. The Authority is a body corporate with the power to sue and be sued in any court in Iowa, to have a seal and alter it at its pleasure, and to make and execute contracts, leases, deeds, and other instruments necessary or convenient to the exercise of its powers. In addition, it has and may exercise the following public and essential governmental powers and functions and all other powers incidental or necessary to carry out and effectuate its express powers:

- a. To select, locate, and designate an area lying wholly within the territorial limits of the City of Sioux City as the site to be acquired (the "Building Site") for the construction, alteration, enlargement, or improvement of a public building. The Building Site selected is subject to approval by a majority of the members of the governing body of each incorporating unit.
- b. To acquire in the corporate name of the Authority the fee simple title to real property, including the Building Site, by purchase, gift, devise, or by the exercise

of the power of eminent domain, or to take possession of real estate by lease.

- c. To demolish, repair, alter, or improve any building within the Building Site, to construct a new building on the Building Site and to furnish, equip, maintain, and operate the building.
- d. To construct, repair, and install streets, sidewalks, sewers, water pipes, and other similar facilities and otherwise improve the Building Site.
- e. To make provisions for off-street parking facilities.
- f. To operate, maintain, manage, and enter into contracts for the operation, maintenance, and management of buildings, and to provide rules for the operation, maintenance, and management.
- g. To employ and fix the compensation of technical, professional, and clerical assistance as necessary and expedient to accomplish the objects and purposes of the Authority.
- h. To lease all or any part of a building to the incorporating units for a period of time not to exceed fifty years, upon rental terms agreed between the Authority and the incorporating units. The rentals specified shall be subject to increase by agreement of the incorporating units and the Authority if necessary, in order to provide funds to meet obligations.
- i. To procure insurance of any and all kinds in connection with a building. The bidding procedures provided in Iowa Code Section 73A.18 shall be used in the procurement of insurance.
- j. To accept donations, contributions, capital grants, or gifts from individuals, associations, municipal and private corporations, and the United States, or any agency or instrumentality thereof, and to enter into agreements in connection therewith.
- k. To borrow money and to issue and sell revenue bonds in an amount and with maturity dates not in excess of fifty years from date of issue, to provide funds for the purpose of acquiring, constructing, demolishing, improving, enlarging, equipping, furnishing, repairing, maintaining, and operating buildings, and to acquire and prepare sites, convenient therefor, and to pay all incidental costs and expenses, including, but not limited to, architectural, engineering, legal, and financing expense, and to refund and refinance revenue bonds as often as deemed advantageous by the Board of Commissioners of the Authority.
- l. The provisions of Iowa Code Chapter 73A applicable to other municipalities are applicable to the Authority.

ARTICLE III

Section 3.1. Governance. The Authority shall be directed and governed by the Board of Commissioners, consisting of three commissioners.

Section 3.2. Election of Commissioners. One commissioner shall be elected by the Board of Supervisors of Woodbury County, Iowa, from the area outside of the county seat. One commissioner shall be elected by the City Council of the City of Sioux City, Iowa, from the area inside the City. One commissioner shall be elected by the joint action of the Board of Supervisors and the City Council, and if the governing bodies are unable to agree upon a choice for the third member within sixty days after the election of the first member, then the third member shall be appointed by the Governor of Iowa. Any vacancy in the Board of Commissioners shall be filled by election of the governing body of the incorporating unit or units that elected the prior Commissioner, and the person filling such vacancy shall serve out the remainder of the term of the prior Commissioner.

Section 3.3. Terms. Each Commissioner shall serve for a six-year term, except as set out below:

- a. The first Commissioner elected by the Board of Supervisors of Woodbury County will serve for a term of two years.
- b. The first Commissioner elected by the City Council of the City of Sioux City will serve for a term of four years.
- c. The first Commissioner elected by joint action of the Board of Supervisors of Woodbury County and the City Council of the City of Sioux City (or appointed by the Governor of Iowa) will serve for a term of six years.

Section 3.4. Removal of a Commissioner. A Commissioner may be removed from office by the affirmative vote of two-thirds of the members of the governing body of the incorporating unit or units that elected the Commissioner.

Section 3.5. Officers. The Board of Commissioners shall designate one commissioner to serve as Chairperson, one commissioner to serve as Secretary, and one commissioner to serve as Treasurer. The Board of Commissioners may appoint such other officers as it deems necessary or appropriate.

Section 3.6. Compensation. No commissioner shall receive any compensation in connection with his or her services as a commissioner. Each commissioner shall be entitled to reimbursement for any actual and necessary expenditures in connection with the performance of the commissioner's duties.

ARTICLE IV

Section 4.1. By-Laws. The Board of Commissioners shall adopt By-Laws and rules of procedures which provide for regular meetings, the proper safekeeping of the Commission's records, and such other matters as the Board of Commissioners deems appropriate. The By-Laws and any amendments to the By-Laws shall be subject to the approval by the affirmative vote of a majority of the members of the governing body of each incorporating unit.

Section 4.2. Amendments. These Articles of Incorporation may be amended, provided, however, that no amendment shall impair the obligation of any bond or other contract. Each amendment shall be adopted by the affirmative vote of a majority of the members of the governing body of each incorporating unit, executed by the Chairperson of the Woodbury County Board of Supervisors and the Woodbury County Auditor and by the Mayor and City Clerk of the City of Sioux City, recorded in the Woodbury County Recorder's office, filed with the Iowa Secretary of State, and published once in the Sioux City Journal.

Section 4.3. Disposition of Assets. The Authority's assets are dedicated exclusively to and shall be used exclusively for the purposes stated in Section 2.1. In the event of dissolution or liquidation of the Authority, its entire assets remaining after payment or making provision for the payment of all liabilities of the Authority and compliance with mandatory provisions of applicable law shall be distributed exclusively to Woodbury County, Iowa and the City of Sioux City, Iowa, as directed by the Board of Commissioners or by a court of competent jurisdiction if the Board of Commissioners fails to make the selection within a reasonable time.

Section 4.4. Dissolution. In the event all Authority assets are disposed of in accordance with Section 4.3, or in the event that the Authority unsuccessfully submits to the voters the question of whether the authority shall issue and sell revenue bonds on two separate occasions, the incorporating units may adopt Articles of Dissolution adopted by the affirmative vote of a majority of the members of the governing body of each incorporating unit. The Authority shall cease to exist at such time as both incorporating units adopt the Articles of Dissolution and the Articles of Dissolution have been recorded in the Woodbury County Recorder's office, filed with the Iowa Secretary of State, and published once in the Sioux City Journal.

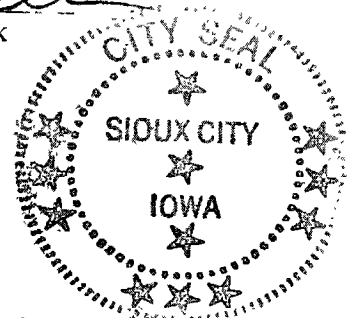
Dated this 23 day of December, 2019.

CITY OF SIOUX CITY, STATE OF IOWA

(SEAL)

By: *Robert E. Scott*
Robert E. Scott, Mayor

Attest: *Lisa L. McCardle*
Lisa L. McCardle, City Clerk



STATE OF IOWA)
) ss:
WOODBURY COUNTY)

On this 23 day of December, 2019 before me, the undersigned, a Notary Public in and for said State, personally appeared Robert E. Scott and Lisa L. McCardle to me personally known, who being by me duly sworn, did say that they are the Mayor and City Clerk, respectively, of said municipal corporation, that the seal affixed thereto is the seal of said municipal corporation, that said instrument was signed and sealed on behalf of said municipal corporation by authority of its City Council; and that the said Mayor and City Clerk as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said municipal corporation, by it and by them voluntarily executed.



Danielle N Bock
Notary Public

Dated this 23rd day of December, 2019.

WOODBURY COUNTY, STATE OF IOWA


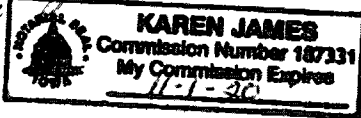
(SEAL)

By: 
Keith Radig, Chairperson

Attest: 
Patrick Gill, County Auditor

STATE OF IOWA)
) ss:
WOODBURY COUNTY)

On this 23rd day of December, 2019 before me, the undersigned, a Notary Public in and for said State, personally appeared Keith Radig and Patrick Gill to me personally known, who being by me duly sworn, did say that they are the Chairperson of the Woodbury County Board of Supervisors and County Auditor, respectively, of said political subdivision, that the seal affixed thereto is the seal of said political subdivision, that said instrument was signed and sealed on behalf of said political subdivision by authority of its Board of Supervisors; and that the said Chairperson and County Auditor as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said political subdivision, by it and by them voluntarily executed.


Notary Public 

#13,371

RESOLUTION APPOINTING COMMISSIONER TO
WOODBURY COUNTY LAW ENFORCEMENT CENTER AUTHORITY'S
BOARD OF COMMISSIONERS

WHEREAS, Woodbury County, State of Iowa (the "County"), is a political subdivision, organized and existing under and by the laws and Constitution of the State of Iowa; and

WHEREAS, the County has approached the City of Sioux City, Iowa (the "City") with a proposal to establish a Joint County and City Building Authority pursuant to Iowa Code Section 346.27 (the "Authority") for the purposes of building and financing a new law enforcement center for joint use by the City and County; and

WHEREAS, the County has now adopted a resolution adopting Articles of Incorporation to form the Woodbury County Law Enforcement Center Authority and has authorized the execution of the Articles of Incorporation; and

WHEREAS, Iowa Code Section 346.27 requires that the Authority be directed and governed by a Board of Commissioners of three members, one to be elected by the Board of Supervisors of the County from the area outside the county seat, one to be elected by the City Council of the City from the area inside the City, and one to be elected by the joint action of the Board of Supervisors of the County and the City Council of the City; and

WHEREAS, the two-year term of the first Commissioner elected by the Board of Supervisors expires on December 31, 2021; and

WHEREAS, the County hereby intends to appoint a Commissioner to the Board of Commissioners of the Authority to serve a six-year term; and

WHEREAS, the following action is now considered to be in the best interests of the County and residents thereof.

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

Section 1. Appointment. Rocky De Witt, currently residing outside of the City of Sioux City, Iowa, is hereby appointed to serve as the County's Commissioner on the Woodbury County Law Enforcement Authority's Board of Commissioners for a term of six years beginning on January 1, 2022 and ending December 31, 2027.

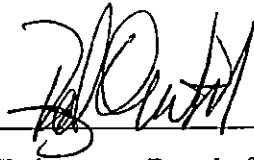
Section 2. Compensation. The Commissioner shall not receive compensation in any actual and necessary expenditures in connection with the performance of the Commissioner's duties.

Section 3. What constitutes vacancy. The appointment shall be vacant if any of the following occur:

- (a.) The Commissioner ceases to reside in the area outside of the county seat of Woodbury County, Iowa (i.e. Sioux City, Iowa).
- (b.) The Commissioner ceases to be a member of the Woodbury County Board of Supervisors.

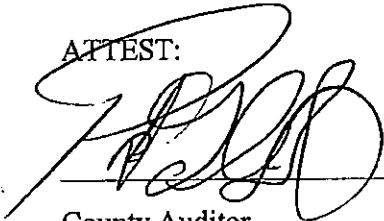
If a vacancy occurs, the Woodbury County Board of Supervisors shall fill the vacancy and the person filling such vacancy shall serve out the remainder of the term of the prior Commissioner.

PASSED AND APPROVED this 23rd day of November 2021.

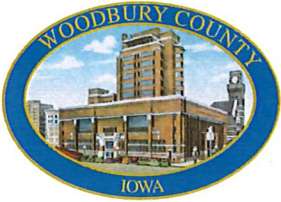


Chairperson, Board of Supervisors

ATTEST:



County Auditor



Woodbury County Board of Supervisors

Courthouse • Room 104

620 Douglas Street • Sioux City, Iowa 51101

Telephone (712) 279-6525 • Fax (712) 279-6577

MEMBERS

DANIEL A. BITTINGER II
SIOUX CITY

KEITH W. RADIG
SIOUX CITY

JEREMY J. TAYLOR
SIOUX CITY

MATTHEW A. UNG
SIOUX CITY

FINANCE / BUDGET DIRECTOR
DENNIS BUTLER

ADMINISTRATIVE ASSISTANT
KAREN JAMES

EXECUTIVE SECRETARY / PUBLIC BIDDER
HEATHER SATTERWHITE

To: Woodbury County Board of Supervisors

From: Dennis D. Butler, Finance/Budget Director

RE: FY 2024 Budget Before Budget Reviews

Date: January 3, 2023

This memo's purpose is to provide the Board of Supervisors an overall view of the proposed Woodbury County budget for FY 2024. These will be challenging times as inflation is currently at 7.1% and new expenses will be rising due to the new Law Enforcement Center. The County has a bond rating of AA3 which helped in achieving lower interest rates on bond issues and future CIP Loan Notes. The County will get through this without major changes in services provided to the citizens of Woodbury County.

Included in this memo are schedules that summarize the **proposed** FY 24 Budget by fund, **proposed** Tax Asking and **projected** Tax Rates.

Potential Appropriation Breakdown by Fund

<u>Fund</u>	<u>FY 23 Appropriations</u>	<u>Potential FY 24 Appropriations</u>	<u>Increase or (Decrease)</u>
General Basic	\$30,421,397	\$37,466,697	\$7,045,300
General Supplemental	\$12,846,278	\$13,926,680	\$1,080,402
Debt Service	\$7,540,015	\$7,470,950	(\$69,065)
Rural Basic	<u>\$4,089,153</u>	<u>\$4,396,399</u>	<u>\$307,246</u>
Subtotal tax funds	\$54,896,843	\$63,260,726	\$8,363,883
Other Funds - Non Tax	<u>\$29,598,966</u>	<u>\$26,237,220</u>	<u>(\$3,361,746)</u>
Total	\$84,495,809	\$89,497,946	\$5,002,137

Proposed Tax Asking Breakdown by Fund

<u>Fund</u>	<u>FY 23 Tax Asking</u>	<u>FY 24 Potential Tax Asking</u>	<u>Increase or (Decrease)</u>
General Basic	\$19,429,100	\$25,990,889	\$6,561,789
General Supplemental	\$12,037,504	\$13,184,822	\$1,147,318
Debt Service	\$5,851,941	\$4,940,369	(\$911,572)
Rural Basic	<u>\$3,434,653</u>	<u>\$3,973,411</u>	<u>\$538,758</u>
Total	\$40,753,198	\$48,089,491	\$7,336,293

Proposed Tax Rate By Fund Comparison

<u>Fund</u>	<u>FY 23 Tax Rate</u>	<u>FY 24 Potential Tax Rate</u>	<u>Increase or (Decrease)</u>
General Basic	3.78190	4.80262	1.02072
General Supplemental	2.34312	2.43631	0.09319
Debt Service	<u>1.02355</u>	<u>0.83152</u>	<u>-0.19203</u>
Total County-Wide	7.14857	8.07045	0.92188
Rural Basic	<u>2.46117</u>	<u>2.61942</u>	<u>0.15825</u>
Total Township Only	9.60974	10.68987	1.08013

Three tax funds are subject to the 2% cap. The Funds are General Fund (General Basic & General Supplemental) and Rural Basic Fund. If the tax asking is over 2% it than requires a super majority vote to pass the tax asking.

The fund that is exempt from any tax cap is Debt Service Fund.

The proposed tax askings based on budget requests requires tax asking increases in the General Fund up 19.68% and Rural Basic tax asking is up 15.69%

Following are some of the proposed departmental increase requests that relate to the tax asking increase by tax fund. The Departments shown are over 5% increase compared to their FY 23 appropriations.

Proposed Expenditures:

General Basic:

Emergency Paramedics	26,373
Sheriff:	
LEC Correctional Facility (includes jail medical expenses, use of ARPA funds during FY 23, food costs and staffing of correctional officers full-time in the jail)	3,687,090
Medical Examiner	56,000
District Health Allocation	1,718,037
Veteran Affairs - Assistance	5,000
County Treasurer	

Motor Vehicle	128,648
Building Services:	
Courthouse	50,013
LEC	42,896
Building Services Administration	62,099
New LEC	1,003,413
<u>General Supplemental:</u>	
Transfer Out	476,451
Emergency Services	62,771
Court House Security	210,051
Sheriff's Transport	77,899
Court Appointed Juvenile Attorneys	48,583
Federal Food Program	33,752
Self Liability Allocation	100,000
<u>Rural Basic:</u>	
Secondary Road Tax Asking	346,500
Emergency Paramedics	26,373
Roadside Management	10,220

Debt Service Fund:

There are three factors why the Debt Service Levy decreased:

- (1) There is an new CIP Loan for FY 23 that covers approved Projects.
- (2) Two CIP (FY 17 & FY 18) Loans were paid off.
- (3) New revenues for the housing of Federal prisoners.

I will be available for any questions anytime.

