



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(NOVEMBER 7, 2017) (WEEK 45 OF 2017)**

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Rocky L. De Witt 253-0421 rdewitt@woodburycountyiowa.gov	Marty J. Pottebaum 251-1799 mpottebaum@woodburycountyiowa.gov	Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov	Jeremy J. Taylor 259-7910 jtaylor@woodburycountyiowa.gov	Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held November 7, 2017 at **4:30 p.m.** in the Basement of the Courthouse, 620 Douglas Street, Sioux City, Iowa for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Board.

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

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

AGENDA

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

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

Consent Agenda

Items 3 through 7 constitute a Consent Agenda of routine action items to be considered by one motion. Items pass unanimously unless a separate vote is requested by a Board Member.

3. Approval of the minutes of the October 31, 2017 meeting
4. Approval of claims
5. Board Administration – Karen James
 - a. Approval of resolution for a tax abatement for New Life in Christ Inc.
 - b. Approval of resolution for a tax abatement for V.P.
 - c. Approval of resolution for a tax abatement for J.C.
 - d. Approval of lifting tax suspension for K.W.

6. Public Bidder – Heather Satterwhite
 - a. Approval of Notice of Property Sale Resolution for Parcel #894720160014 & #894720160013 (aka 2211 & 2300 Rebecca Street) setting for Tuesday, November 21st at 4:35
 - b. Approval of Notice of Property Sale Resolution for Parcel #894730257010 (aka 2205 W. 2nd Street) setting for Tuesday, November 21st at 4:37
7. Human Resources – Ed Gilliland
Approval of Memorandum of Personnel Transaction

End Consent Agenda

- | | |
|---|--|
| <p>4:35 p.m.
(Set time)</p> <p>4:37 p.m.
(Set time)</p> | <ol style="list-style-type: none"> 8. Public Bidder – Heather Satterwhite <ol style="list-style-type: none"> a. Public hearing and sale of property parcel #884332491002 Action b. Public hearing and sale of property parcel #894729128012 (aka 711 Center Street) Action 9. Citizen – Ronald Polly
Approval of request for installation of culvert/driveway at county’s cost for Ronald Polly Action 10. Building Services – Kenny Schmitz <ol style="list-style-type: none"> a. LEC HVAC Compressor failure Information b. Approval of courthouse HVAC Project-#1 Automation Controls/HVAC improvements-basement, 1st, 2nd and 2 ½ Floors Action c. Approval of courthouse HVAC Project #1 hearing date Action 11. Juvenile Detention – Ryan Weber
Approval of contract between Omaha Nation and Woodbury County Juvenile Detention Center Action 12. Emergency Services – Gary Brown
Consideration and/or approval for Emergency Services to hire (2) Full-time Operations Officers, Paramedics and (1) ¾ Part-time Operations Officers by January 2, 2018 or earlier Action 13. Board of Supervisors – Matthew Ung & Jeremy Taylor
Approval of Response Letter to the Taxpayers Research Council Action 14. Board of Supervisors – Matthew Ung
Approval of resolution to join the Rolling Hills Community Services Region Action 15. Chairman’s Report Information <ol style="list-style-type: none"> a. SIMPCO Regional Legislative Committee (Nov. 2) b. SIMPCO Metropolitan Planning Organization Policy Board (Nov. 2) 16. Reports on Committee Meetings Information 17. Citizen Concerns Information 18. Board Concerns Information |
|---|--|

ADJOURNMENT

CALENDAR OF EVENTS

- MONDAY, NOV. 6** **4:30 p.m.** Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
6:00 p.m. Board of Adjustment meeting, First Floor Boardroom
- TUESDAY, NOV. 7** **10:00 a.m.** STARComm Executive Board Meeting, The Security Institute, 4647 Stone Ave.
4:45 p.m. Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
8:00 p.m. County's Mayor Association Meeting, Public Safety Center, Climbing Hill
- WEDNESDAY, NOV. 8** **6:30 p.m.** Woodbury County Solid Waste Board meeting on, Climbing Hill
7:30 p.m. 911 Service Board Meeting, Public Safety Center, Climbing Hill
- MONDAY, NOV. 13** **8:00 a.m.** Department Head Meeting, LEC Conference Room
- WEDNESDAY, NOV. 15** **8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
10:00 a.m. Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook
12:00 p.m. Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
12:00 p.m. SIMPCO Board of Directors, 1122 Pierce St.
- THURSDAY, NOV. 16** **10:30 a.m.** Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.
4:30 p.m. Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- FRIDAY, NOV. 17** **9:00 a.m.** Hungry Canyons Alliance, Avoca American Legion, Avoca
- MONDAY, NOV. 27** **6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- TUESDAY, NOV. 28** **1:00 p.m.** Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars
- MONDAY, DEC. 4** **6:00 p.m.** Board of Adjustment meeting, First Floor Boardroom
- TUESDAY, DEC. 5** **4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WEDNESDAY, DEC. 6** **9:00 a.m.** Loess Hills Alliance Stewardship Committee Meeting, Pisgah
10:30 a.m. Loess Hills Alliance Executive Committee Meeting
12:00 p.m. District Board of Health Meeting, 1014 Nebraska St.
1:00 p.m. Loess Hills Alliance Full Board meeting, Pisgah
- THURSDAY, DEC. 7** **4:30 p.m.** Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park

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

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

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

OCTOBER 31, 2017, FORTY-SECOND MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, October 31, 2017 at 3:30 p.m. Board members present were Radig, Ung, Taylor, De Witt, and Pottebaum. Staff members present were Dennis Butler, Budget/Tax Analyst, Karen James, Board Administrative Assistant, Ed Gilliland, 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. Motion by Ung second by De Witt to go into closed session per Iowa Code Section 21.5(1)(c). Carried 5-0 on a roll-call vote.

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

2. Motion by Pottebaum second by Radig to grant a request for \$500.00 of rental assistance from Maria Cruz contingent on the payment of the balance of the rent being paid by the requestor. Carried 5-0.

3. Greg Trucke, Bronson, and Jay Kirkpatrick, Bronson, addressed the Board with concerns about a bridge replacement project on old Highway 141.

4. Motion by Ung second by Radig to approve the Agenda for October 31, 2017. Carried 5-0. Copy filed.

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

5. To approve minutes of the October 24, 2017 meeting. Copy filed.
6. To approve the claims totaling \$1,182,686.10. Copy filed.
- 7a. To approve and authorize the Chairperson to sign a Resolution setting the public hearing date and sale date of parcel #884718201001, 3700 S. York St.

**RESOLUTION #12,645
NOTICE OF PROPERTY SALE**

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

A parcel of land located in said NW $\frac{1}{4}$ NE $\frac{1}{4}$, Section 18, Township 88, Range 47, described as follows: Beginning at the N $\frac{1}{4}$ corner of said Section 18; thence N 88 degrees-46 $\frac{1}{2}$ ' E 50.6 feet along the North line of said NW $\frac{1}{4}$ Ne $\frac{1}{4}$; thence S 8 degrees-41' W 163.3 feet; thence N 81 degrees-19' W 25.3 feet to a point on the West line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$; thence N 0 degrees-21 $\frac{1}{2}$ ' W 156.6 feet along the West line of said NW $\frac{1}{4}$ NE $\frac{1}{4}$ to the point of beginning. Said parcel contains 0.14 acre, more or less
(3700 S. York 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 14th Day of November, 2017 at 4:35 o'clock p.m. in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate on the 14th Day of November, 2017, immediately following the closing of the public hearing to the City of Sioux City only per Code of Iowa 331.361(2).
3. That said Board proposes to sell the said real estate to the City of Sioux City only for consideration of \$167.00 plus recording fees.

Dated this 31st Day of October, 2017
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7b. To approve and authorize the Chairperson to sign a Resolution setting the public hearing date and sale date of parcel #894730229007, 1711 Villa Ave.

**RESOLUTION #12,646
NOTICE OF PROPERTY SALE**

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

Lot 7 Block 56, Hornick's 3rd Addition to Sioux City, in the County of Woodbury and State of Iowa (1711 Villa Ave.)

NOW THEREFORE,

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

- 1. That a public hearing on the aforesaid proposal shall be held on the **14th Day of November, 2017 at 4:37 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 **14th Day of November, 2017**, 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 \$184.00** plus recording fees.

Dated this 31st Day of October, 2017.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 8a. To approve the separation of Britiny Herron, Civilian Jailer, County Sheriff Dept., effective 10-26-17. Resignation.; and the reclassification of Karla Fergen, Clerk II, Human Resources Dept., effective 11-17-17, \$16.77/hour, 4.6%=\$.74/hour. Per Wage Plan Comparability with AFSCME Courthouse Contract, from Grade 3/Step 1 to Grade 3/Step 2. Copy filed.
- 8b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Civilian Jailer, County Sheriff Dept., CWA: \$18.72/hour. Copy filed.
- 9. To approve permit to work in the right of way for Dennis Gallagher. Copy filed.

Carried 5-0.

- 10. Motion by Ung second by Taylor to approve the annual department head evaluation system recommended by the Human Resources Director to be completed by the liaison or designee by the end of each calendar year. Carried 5-0. Copy filed.
- 11. The Chairperson reported on the day-to-day activities.
- 12. Board members gave their reports on committee meetings.
- 13. There were no citizen concerns.

14. Board members expressed their concerns.

The Board adjourned the regular meeting until November 7, 2017.

Meeting sign in sheet. Copy filed.

#5a

RECEIVED

NOV 01 2017

WOODBURY COUNTY
BOARD OF SUPERVISORS

NEW LIFE IN CHRIST COGIC

2929 West 4th Street Sioux City, Iowa 51103

712-212-3883

James D. Mosley Jr., Pastor

Woodbury County

Board of Supervisors

502 Douglas Street

Sioux City, Iowa 51101

To whom it may concern:

This letter is being submitted to you due to a situation that we at New Life in Christ have found ourselves engaged in. I came to your office and had a conversation with the Administrative Coordinator Karen James. After explaining the situation that we have concerning the following we are requesting a meeting with you.

#1 Our tax status

#2 That we are a church and have an EIN #

#3 That we are being billed for taxes

#4 We are in the process of applying for tax exemption status with the Iowa State Association of Assessors.

#5 We are seeking to have the taxes that we have received to be abated due to a non-exempt status since our purchase in April of 2015.

We certainly thank you in advance and are awaiting your response to us to be included in the next earliest Woodbury County Board of Supervisors meeting.

Sincerely,

Missionary Emma Patterson

Missionary Emma Patterson, Trustee

James D. Mosley Jr.

James D. Mosley Jr., Pastor

WOODBURY COUNTY, IOWA

RESOLUTION #

RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, New Life in Christ Inc. is the titleholder of real estate Parcel #894730151007 located in Woodbury County, Iowa and legally described as follows:

Parcel #894730151007

BRADSTREET LOTS 3-6 BLK 8

WHEREAS, the above-stated property has taxes owing for the 2017-2018 tax year, and the parcel is owned by New Life in Christ Inc.; and

WHEREAS, the organization, namely New Life in Christ Inc. is failing to immediately pay the taxes due; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above parcel according to Code of Iowa, 427.3 for the taxes owed for the tax year 2017-2018, and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 7th day of November, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor/Recorder

Matthew A. Ung, Chairman

WOODBURY COUNTY TREASURER

MICHAEL R CLAYTON

822 DOUGLAS ST - ROOM 102
 SIOUX CITY IA 51101 PHONE (712) 279-6495 000894730151007
 taxdept@woodburycountyia.gov

Receipt#
53956

WOODBURY COUNTY TREASURER

MICHAEL R CLAYTON

822 DOUGLAS ST - ROOM 102
 SIOUX CITY IA 51101 PHONE (712) 279-6495 000894730151007
 taxdept@woodburycountyia.gov

Receipt#
53956

TOTAL TAX DUE: or **SEPT 1, 2017**

\$8,656.00

\$4,328.00

DED 123482419

Delinquent OCT 1, 2017

GRP 002108683

TAX DUE: **MARCH 1, 2018**

\$4,328.00

DED 123482419

Delinquent APRIL 1, 2018

GRP 002108683

NEW LIFE IN CHRIST INC
 2929 W 4TH ST
 SIOUX CITY IA 51103

NEW LIFE IN CHRIST INC
 2929 W 4TH ST
 SIOUX CITY IA 51103

139 139 HIGHLAND PA RK SC LL

139 139 HIGHLAND PA RK SC LL

WOODBURY COUNTY REAL ESTATE TAXES, SEND THE CORRECT STUBS WITH YOUR CHECK FOR PAYMENT.
 SEE REVERSE SIDE FOR MORE INFORMATION.

Based on JANUARY 1, 2016 Valuations. Taxes FOR JULY 1, 2016 - JUNE 30, 2017, payable SEPTEMBER 2017 and MARCH 2018

Parcel 000894730151007 Location: 2929 W 4TH ST SIOUX CITY

139 139 HIGHLAND PA RK SC LL
 VIN 32,400.00 SQFT TITLE3
 LEGAL Description BRADSTREET LOTS 3-6 BLK 8

Sect 000Twn 000 Rng 000Exempt Acres .00
 Gross Acres .00
 Net Acres .00

VALUATIONS AND TAXES THIS YEAR			LAST YEAR		TAXES DUE	Delinquent Tax, Specials, Drainage, Tax Sale
COM	Assessed	Taxable	Assessed	Taxable		
Land:	23,700	21,330				
Buildings:	217,700	195,930				
Dwelling:						
TOTAL VALUE:	\$241,400	\$217,260	\$0	\$0		
Less Military Exemption:						
NET TAXABLE VALUE:	\$217,260		\$0			
Value Times Levy per 1000 of:	39.8453200		40.3048700		123482419 00000000 002108683	
EQUALS GROSS TAX OF:	8,656.79			.00	NEW LIFE IN CHRIST INC	
Less Credits of:						
Homestead Credit					2929 W 4TH ST	
Ag Land Credit					SIOUX CITY IA 51103	
Family Farm Credit						
Business Prop Tax Credit Fund						
Low Income/Elderly Credit						
Prepaid Tax						
NET ANNUAL TAXES:	\$8,656.00		\$0.00			

Taxing Authority:	Distribution of your current & prior year taxes			Total property taxes levied by taxing authority		
	%Total	Current	Prior	Current	Prior	Percent +/-
SIOUX CITY INC	39.581	3,426.05		40,164,950.00	39,317,039.00	2.156
SIOUX CITY COMM	38.624	3,343.32		36,137,761.00	35,293,180.00	2.393
COUNTY	18.585	1,608.75		27,682,986.00	26,653,273.00	3.863
WEST IA TECH	2.001	173.21		6,428,656.00	5,777,685.00	11.266
CITY ASSESSOR	.867	75.05		857,327.00	994,516.00	13.794-
CO EXTENSION	.334	28.95		495,675.00	471,524.00	5.121
STATE	.008	.67		12,561.00	12,954.00	3.033-

Online Payment Available at: www.iowatreasurers.org

TOTALS:	\$8,656.00	\$0.00	DUE SEPT 1, 2017	\$4,328.00	DUE MARCH 1, 2018	\$4,328.00
WOODBURY COUNTY TREASURER	Receipt#					
MICHAEL R CLAYTON	17/18 10-53956	Date Paid:		Date Paid:		
822 DOUGLAS ST - ROOM 102		CHECK#		CHECK#		
SIOUX CITY IA 51101 PHONE (712) 279-6495						
taxdept@woodburycountyia.gov						

October 31, 2017

TO: BOARD OF SUPERVISORS

FROM: MICHAEL R CLAYTON, WOODBURY COUNTY TREASURER

RE: TAX ABATEMENT PER SEC 445.16, BY RESOLUTION

Please abate the following buildings on leased land taxes for mobile homes that have had junking certificates issued. These taxes are uncollectable or impractical to pursue collection through personal judgment per sec 445.16.

1. Virasack Phonphiboun, building on leased land for a mobile home that had a junking certificate issued on 5-2-16. The deck and shed were also removed and no longer assessed.
Parcel 8847 30 301 923
Balance of taxes due for 2017-2018 is \$40.00 plus interest
2. James Coon, building on leased land for a mobile home that had a junking certificate issued on 6-30-16 and is no longer assessed.
Parcel 8644 31 100 901
Balance of taxes due for 2017-2018 is \$54.00 plus interest

Thank you,



Michael R Clayton
Woodbury County Treasurer

WOODBURY COUNTY, IOWA

RESOLUTION #

RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Virasack Phonphiboun is the titleholder of a building on leased land Parcel #884730301923 located in Woodbury County, Iowa and legally described as follows:

Parcel #884730301923

SERGEANT BLUFF CITY B/LL LOT 246 LOC 0N P 641374 RAIL ADDN

WHEREAS, the above-stated property has taxes payable including special assessments and the parcel is owned by Virasack Phonphiboun.

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

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

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

SO RESOLVED this 7th day of November, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor/Recorder

Matthew Ung, Chairman

WOODBURY COUNTY, IOWA

RESOLUTION #

RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, James Coon is the titleholder of a building on leased land Parcel #864431100901 located in Woodbury County, Iowa and legally described as follows:

Parcel #864431100901

LITTLE SIOUX TOWNSHIP AN IRREG TCT BEING 1627.43 FT ON N X

WHEREAS, the above-stated property has taxes payable including special assessments and the parcel is owned by James Coon

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

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

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

SO RESOLVED this 7th day of November, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor/Recorder

Matthew A. Ung, Chairman

**WOODBURY COUNTY, IOWA
BOARD ADMINISTRATION
MEMORANDUM**

TO: Board of Supervisors
FROM: Karen James, Administrative Assistant
DATE: November 1, 2017
RE: Lifting of Tax Suspensions

Please lift the tax suspension for K.W. as this person is deceased.

RESOLUTION #

NOTICE OF PROPERTY SALE

Parcels #894720160014 & #894720160013

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

**Southerly 55 feet Lot 10 Block 1 Pendleton Hill Addition to City of Sioux City, Woodbury County, Iowa
(2211 Rebecca Street)**

**Lot 10 except the southerly 55 feet in Block 1 of Pendleton Hill Addition, City of Sioux City, Woodbury County, Iowa
(2300 Rebecca 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 **21st Day of November, 2017 at 4:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **21st Day of November, 2017**, 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 \$2.00** 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 7th Day of November, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Matthew A. Ung, Chairman

REQUEST FOR MINIMUM BID

Name: Nick Noyles Date: 10/26/17

Address: 2301 George St. Phone: 712-389-1777

Address or approximate address/location of property interested in:
2211 Rebecca St.

GIS PIN # 894720160014

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

Legal Description:
Southerly 55 feet Lot 10 Block 1
Pendleton Hill Addition to the City
of Sioux City, Woodbury County, Iowa

Tax Sale #/Date: #185 6/20/1983 Parcel # 416940

Tax Deeded to Woodbury County on: 1/29/1985

Current Assessed Value: Land \$4,700 Building 0 Total \$4,700

Approximate Delinquent Real Estate Taxes: 0

Approximate Delinquent Special Assessment Taxes: 0

*Cost of Services: 0

Inspection to: Matthew Ong Date: 10/26/17

Minimum Bid Set by Supervisor: \$1

Date and Time Set for Auction: _____

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

REQUEST FOR MINIMUM BID

Name: Nick Noyes Date: 10/26/17
Address: 2301 George St. Phone: 712-389-1777

Address or approximate address/location of property interested in:
2300 Rebecca St.

GIS PIN # 894720160013

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

Legal Description:
Lot 10 except the southerly 55 feet
in Block 1 of Pendleton Hill Addition,
City of Sioux City, Woodbury County, Iowa

Tax Sale #/Date: #60 12/8/64 Parcel # 416955

Tax Deeded to Woodbury County on: 1/19/66

Current Assessed Value: Land \$3,900 Building 0 Total \$3,900

Approximate Delinquent Real Estate Taxes: N/A

Approximate Delinquent Special Assessment Taxes: N/A

*Cost of Services: 0

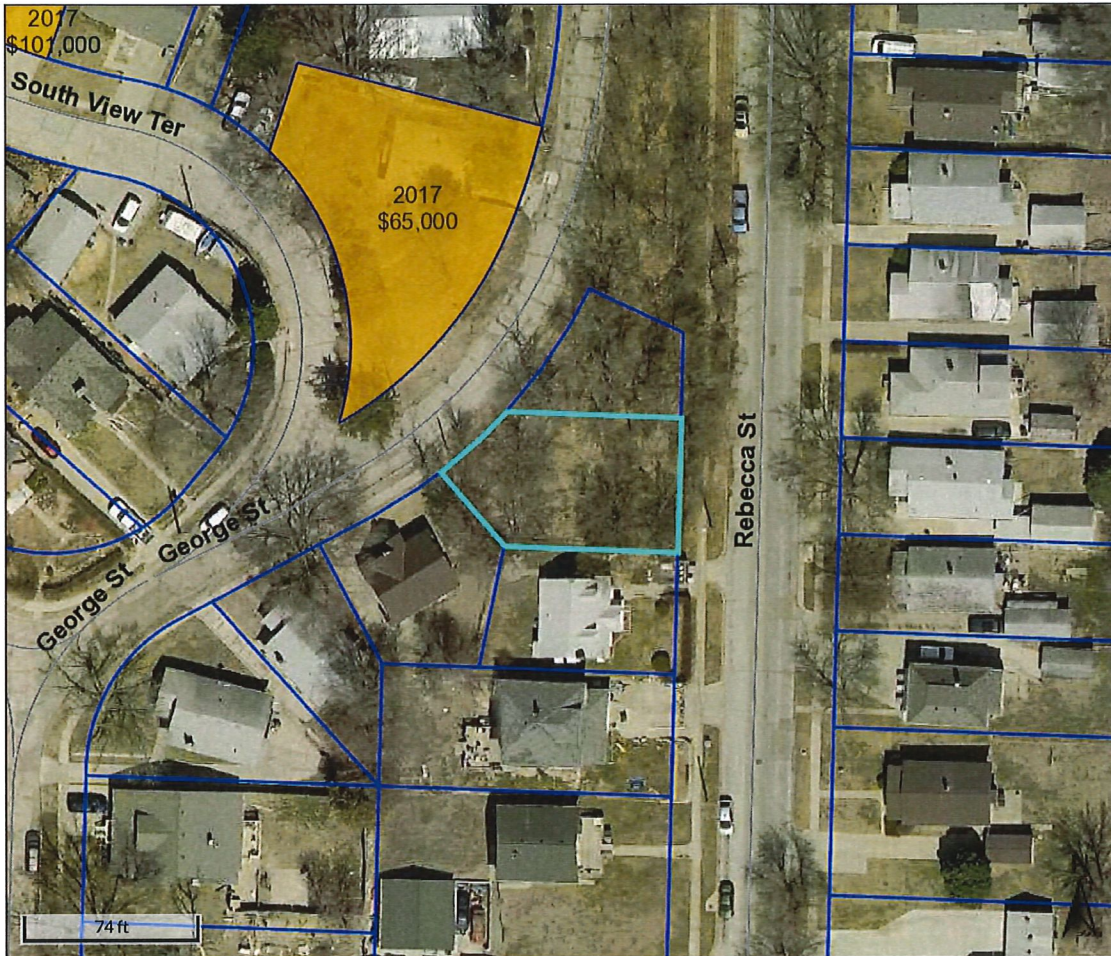
Inspection to: Matthew Ong Date: 10/27/17

Minimum Bid Set by Supervisor: \$1

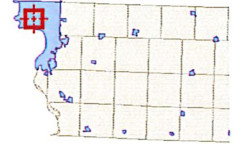
Date and Time Set for Auction: _____

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

Beacon™ Woodbury County, IA / Sioux City



Overview



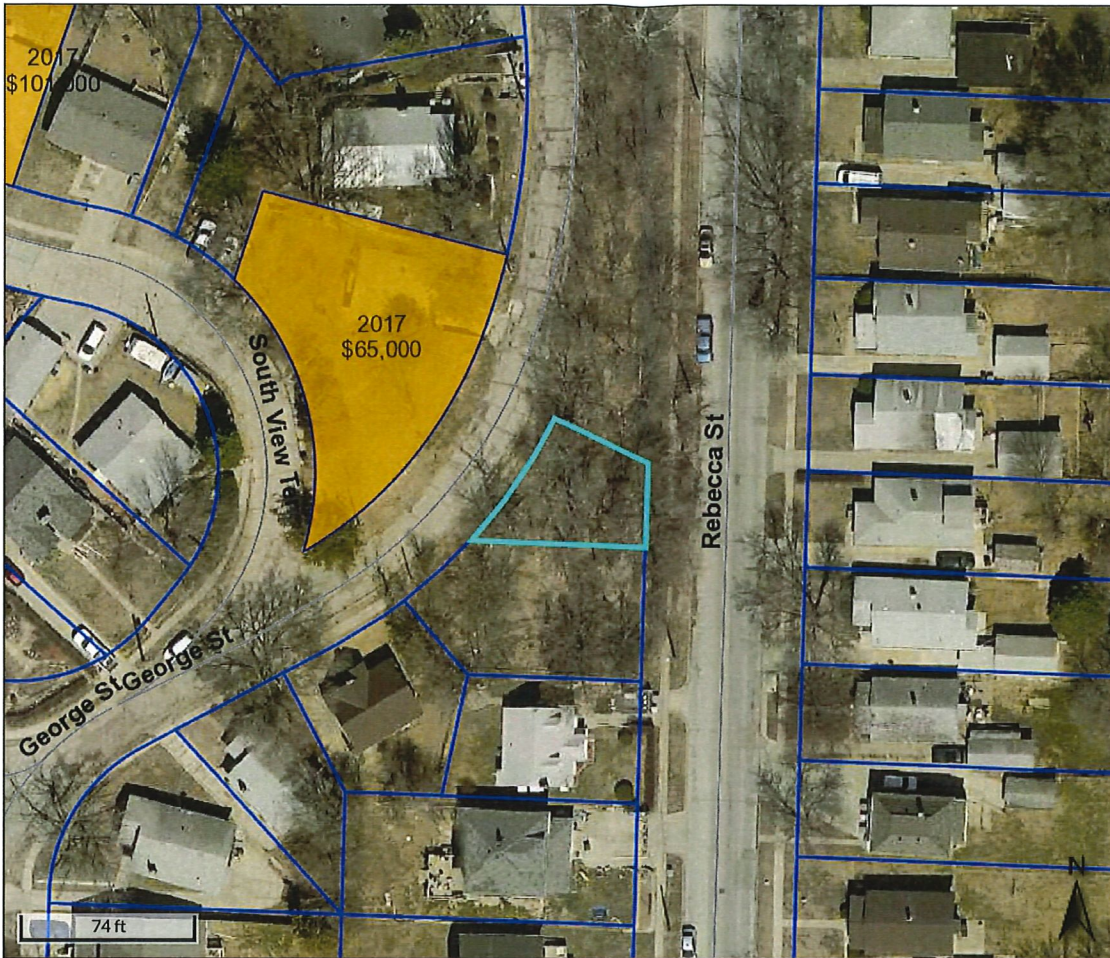
Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- County Residential Sales
 - 2015
 - 2016
 - 2017
 - Sioux City Residential Sales
- ▭ Parcels

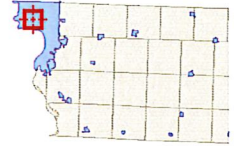
Parcel ID	894720160014	Alternate ID	416940	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	2211 REBECCA ST	Acreage	n/a		RM 104
	SIOUX CITY				SIOUX CITY IA 51101-1248
District	087				
Brief Tax Description	PENDLETON HILL SLY 55 FT LOT 10 BLK 1				
	(Note: Not to be used on legal documents)				

Date created: 10/27/2017
 Last Data Uploaded: 10/26/2017 11:03:37 PM


 Developed by
 The Schneider Corporation



Overview




Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- County Residential Sales
- 2015
- 2016
- 2017
- Sioux City Residential Sales
- ▭ Parcels

Parcel ID	894720160013	Alternate ID	416955	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	2300 REBECCAST	Acreage	n/a		RM 104
	SIOUX CITY				SIOUX CITY IA 51101-1248
District	087				
Brief Tax Description	PENDLETON HILL LOT 10 BK 1 EX SLY 5 5 FT				
	(Note: Not to be used on legal documents)				

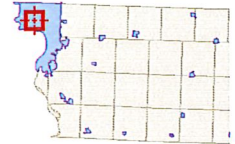
Date created: 10/27/2017
 Last Data Uploaded: 10/26/2017 11:03:37 PM

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Overview



Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- County Residential Sales
 - 2015
 - 2016
 - 2017
- Sioux City Residential Sales
- ▭ Parcels

Parcel ID	894720160014	Alternate ID	416940	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address	2211 REBECCAST	Acreage	n/a		RM 104
	SIOUX CITY				SIOUX CITY IA 51101-1248
District	087				
Brief Tax Description	PENDLETON HILL SLY 55 FT LOT 10 BLK 1				
	(Note: Not to be used on legal documents)				

Date created: 10/27/2017
 Last Data Uploaded: 10/26/2017 11:03:37 PM

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RESOLUTION #

NOTICE OF PROPERTY SALE

Parcels #894730257010

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

E 4 feet Lot 11 & Lot 12 in Block 20, City of Sioux City, Woodbury County, Iowa (2205 W. 2nd 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 **21st Day of November, 2017 at 4:37 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 **21st Day of November, 2017**, 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 \$183.00** 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 7th Day of November, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Matthew A. Ung, Chairman

REQUEST FOR MINIMUM BID

Name: Jose Sanchez Date: 6/30/16
Address: 2209 W. 2nd St. Phone: 712-444-1180

Address or approximate address/location of property interested in:
2205 W. 2nd St.

GIS PIN # 894730257010

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

Legal Description:

E 4 ft. Lot 11 & Lot 12 in Block 20
City of Sioux City, Woodbury County, Iowa

Tax Sale #/Date: #1066 6/17/2013 Parcel # 263610

Tax Deeded to Woodbury County on: 10/23/17

Current Assessed Value: Land \$7,300 Building 0 Total \$7,300

Approximate Delinquent Real Estate Taxes: \$24,142

Approximate Delinquent Special Assessment Taxes: \$2,979

*Cost of Services: \$133

Inspection to: Jeremy Taylor Date: 6/30/16

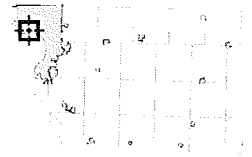
Minimum Bid Set by Supervisor: \$50 plus \$133 for cost of services Total: \$183

Date and Time Set for Auction: Tuesday, Nov. 21st @ 4:37

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



Overview



Legend

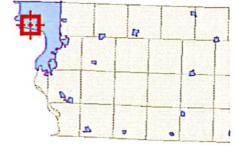
- Roads
- ▭ Corp Boundaries
- ▭ Townships
- ▭ Sections
- Residential Sales**
- 2014
- 2015
- 2016
- ▭ Parcels

Parcel ID	894730257010	Alternate ID	263610	Owner Address	HOMER ALBERT R
Sec/Twp/Rng	0-0-0	Class	R		1400 Franklin Ave., Apt 17
Property Address	2205 W 2ND ST	Acreage	n/a		Council Bluffs, IA 51503-5225
	SIOUX CITY				
District	087 SC LL SIOUX CITY COMM				
Brief Tax Description	HORNICKS 2ND E 4 FT LOT 11 & LOT 12 BLK 20 (Note: Not to be used on legal documents)				

Date created: 6/30/2016



Overview



Legend

- Roads
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Parcel ID	894730257010	Alternate ID	263610	Owner Address	HOMER ALBERT R
Sec/Twp/Rng	n/a	Class	R		1400 FRANKLIN AVE APT 17
Property Address	2205 W 2ND ST	Acreage	n/a		COUNCIL BLUFF IA 51503-5225
	SIOUX CITY				
District	087				
Brief Tax Description	HORNICKS 2ND E 4 FT LOT 11 & LOT 12 BLK 20				
	<i>(Note: Not to be used on legal documents)</i>				

Date created: 11/2/2017
 Last Data Uploaded: 11/1/2017 11:27:27 PM

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: November 7, 2017

* PERSONNEL ACTION CODE:

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

TO: **WOODBURY COUNTY BOARD OF SUPERVISORS**

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Dotson, Likeisha	County Sheriff	11-10-17	Civilian Jailer	\$18.72/hour		A	Job Vacancy Posted 9-29-17. Entry Level Salary: \$18.72/hour.
Wiig, Kyle	County Sheriff	11-19-17	Civilian Jailer	\$19.48/hour	4%=\$.76/hour	R	Per CWA Civilian Officers Contract agreement, from Class 3 to Class 2.

APPROVED BY BOARD DATE:

ED GILLILAND, HR DIRECTOR:


Ed Gilliland

WOODBURY COUNTY
HUMAN RESOURCES DEPARTMENT

TO: Board of Supervisors and the Taxpayers of Woodbury County

FROM: Ed Gilliland, Human Resources Director

SUBJECT: Memorandum of Personnel Transactions

DATE: November 7, 2017

For the November 7, 2017 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

- 1) County Sheriff Civilian Jailer, Appointment.
- 2) County Sheriff Civilian Jailer, from Class 3 to Class 2.

Thank you

RESOLUTION #**NOTICE OF PROPERTY SALE****Parcels #884332491002**

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

East 10 feet of West 100 feet of West ½ of Lot 50 of Aud. Sub. Division, City of Anthon, in the County of Woodbury and State of Iowa

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 **7th Day of November, 2017 at 4:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **7th Day of November, 2017**, 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 \$123.00** 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 24th Day of October, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Matthew A. Ung, Chairman

REQUEST FOR MINIMUM BID

Name: Charlene Boyer Date: 6/5/17
Address: P.O. Box 279 Arthon, IA 51004 Phone: 313-5256

Address or approximate address/location of property interested in:
See legal description - no address

GIS PIN # 884332491002

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

Legal Description:
± 10 feet of W 100 feet of N 140 feet
of West 1/2 of Lot 50 of Amd Subdiv
City of Arthon

Tax Sale #/Date: # 00803 6/20/16 Parcel # N/A

Tax Deeded to Woodbury County on: We hold tax cert.

Current Assessed Value: Land \$ 1,000 Building Ø Total \$ 1,000

Approximate Delinquent Real Estate Taxes: \$ 64

Approximate Delinquent Special Assessment Taxes: _____

*Cost of Services: ~~N/A~~ \$ 113.00

Inspection to: Matthew Ong Date: 6/5/17

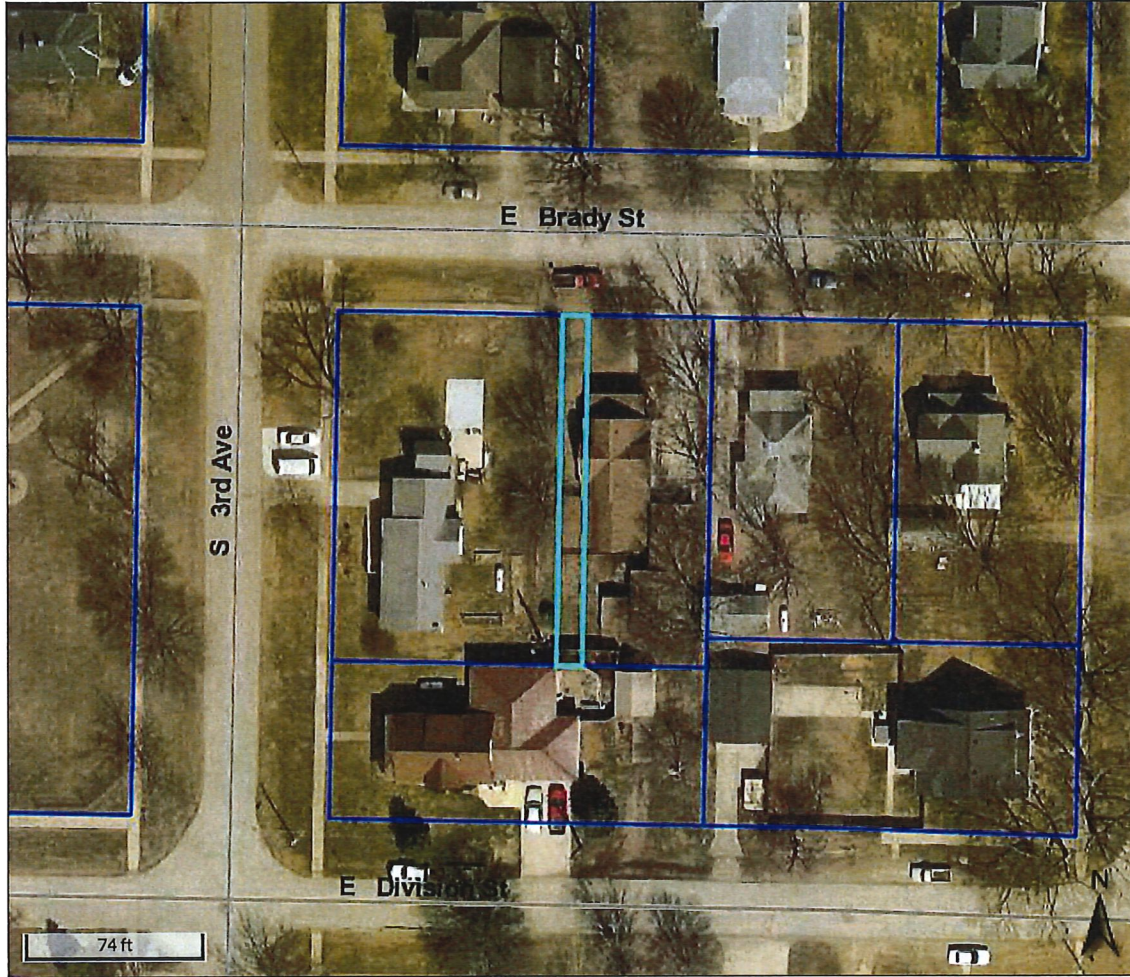
Minimum Bid Set by Supervisor: \$ 10

Date and Time Set for Auction: NDU. 7, 2017 @ 4:35 p.m.

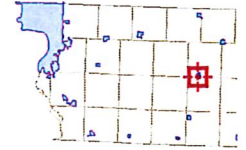
* Includes: Abstractors costs; Sheriff's costs; publishing costs; and mailing costs.



Beacon™ Woodbury County, IA / Sioux City



Overview



Legend

- Roads
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- Sioux City Residential Sales
- Parcels

Parcel ID	884332491002	Alternate ID	n/a	Owner Address	MCNAMARA MARY & CATHERINE
Sec/Twp/Rng	n/a	Class	R		ANTHON IA 51004
Property Address		Acreage	n/a		
District	ZAN				
Brief Tax Description	ANTHON CITY OF AUD SUB DIV 32/33-88-43 E 10' OF W 100' OF N 140' OF W 1/2 OF LOT 50				
	(Note: Not to be used on legal documents)				

Date created: 6/5/2017
 Last Data Uploaded: 6/2/2017 11:17:19 PM

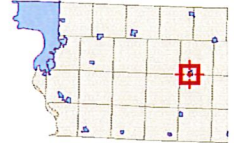


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Overview




Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- County Residential Sales
- 2015
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- 2017
- Sioux City Residential Sales
- ▭ Parcels

Parcel ID	884332491002	Alternate ID	n/a	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	R		620 DOUGLAS ST
Property Address		Acreage	n/a		SIOUX CITY 51101
District	ZAN				
Brief Tax Description	ANTHON CITY OF AUD SUB DIV 32/33-88-43 E 10' OF W 100' OF N 140' OF W 1/2 OF LOT 50				
	(Note: Not to be used on legal documents)				

Date created: 11/2/2017
 Last Data Uploaded: 11/1/2017 11:27:27 PM

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RESOLUTION

NOTICE OF PROPERTY SALE

Parcels #894729128012

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

**Lot Three (3) Block Two (2) Tredway's Addition to Sioux City, in the County of Woodbury and State of Iowa
(711 Center St.)**

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 **7th Day of November, 2017 at 4:37 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 **7th Day of November, 2017**, 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 \$199.00** 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 24th Day of October, 2017.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Matthew A. Ung, Chairman

REQUEST FOR MINIMUM BID

Name: Jerry Turner Date: 4/25/17
Address: 1501 W. Willis Ave 51103 Phone: 577-8633

Address or approximate address/location of property interested in:
711 Center St.

GIS PIN # 894729128012

*This portion to be completed by Board Administration *

Legal Description:

Lot 3 Block 2 Tredways Addition to Sioux City,
in the County of Woodbury and State of Iowa

Tax Sale #/Date: #1070 6/17/2013 Parcel # 510315

Tax Deeded to Woodbury County on: 10/3/17

Current Assessed Value: Land \$7,100 Building 0 Total \$7,100

Approximate Delinquent Real Estate Taxes: \$1,199-

Approximate Delinquent Special Assessment Taxes: \$6,792-

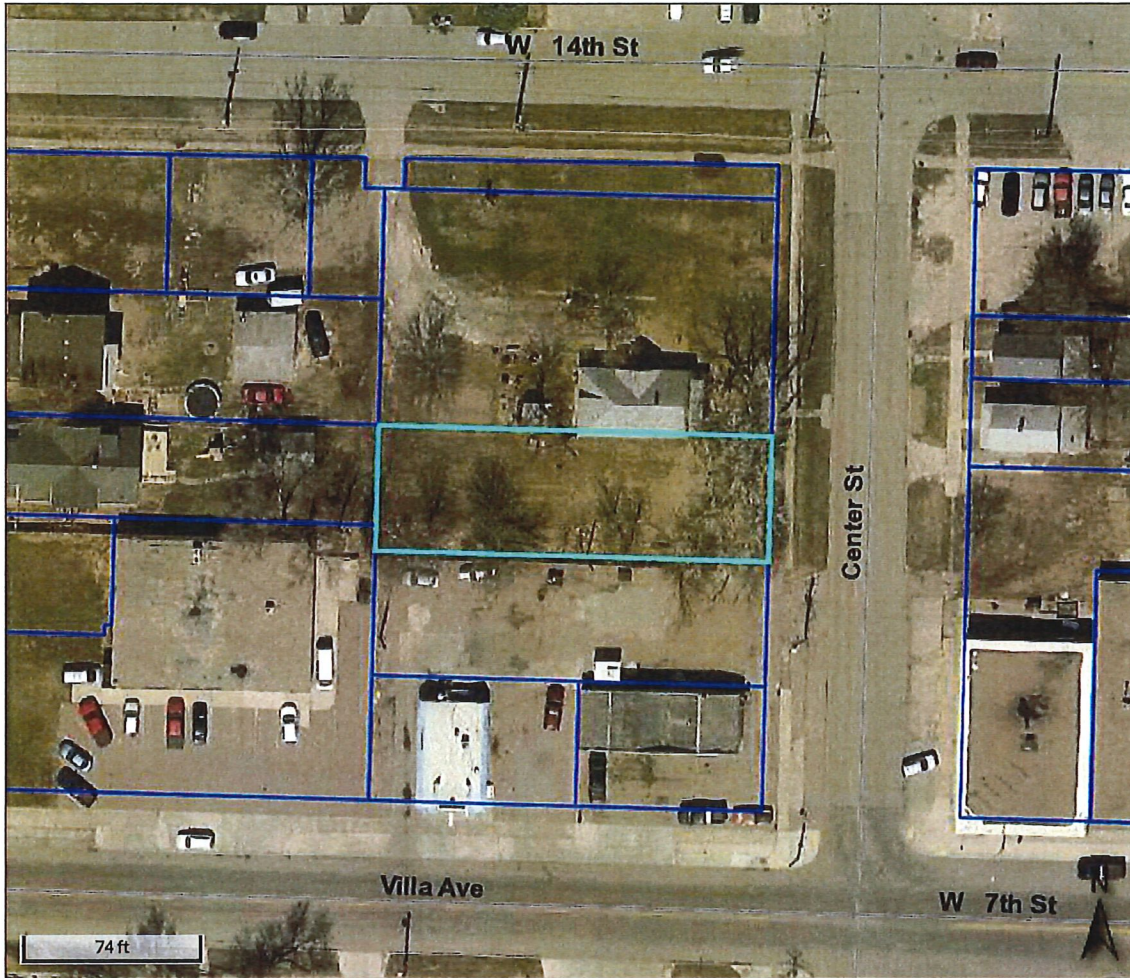
*Cost of Services: ~~HA~~ \$119.00

Inspection to: Matthew Ong Date: 4/25/17

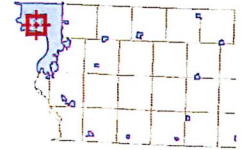
Minimum Bid Set by Supervisor: \$80

Date and Time Set for Auction: November 7th @ 4:37 p.m.

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



Overview



Legend

- Roads
- Corp Boundaries
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- 2014
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- Parcels

Parcel ID	894729128012	Alternate ID	510315	Owner Address	LESSER EDITH
Sec/Twp/Rng	n/a	Class	R		14 ESQUIRE RD
Property Address	711 CENTER ST	Acreage	n/a		NORWALK CT 06851-0000
	SIOUX CITY				

District 087
 Brief Tax Description TREDWAYS LOT 3 BK 2

(Note: Not to be used on legal documents)

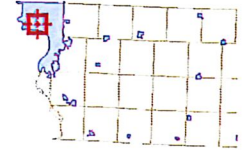
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Overview



Legend

- Roads
- Corp Boundaries
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- Parcels

Parcel ID 894729128012
 Sec/Twp/Rng n/a
 Property Address 711 CENTER ST
 SIOUX CITY

Alternate ID 510315
 Class R
 Acreage n/a

Owner Address LESSER EDITH
 14 ESQUIRE RD
 NORWALK CT 06851-0000

District 087
 Brief Tax Description TREDWAYS LOT 3 BK 2
 (Note: Not to be used on legal documents)

Date created: 4/25/2017
 Last Data Uploaded: 4/24/2017 10:38:51 PM



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

Date: 10/24/2017 Weekly Agenda Date: 11/7/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Ronald Polly

WORDING FOR AGENDA ITEM:

Request for installation of culvert/driveway at county's cost

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

See attached

BACKGROUND:

See attached

FINANCIAL IMPACT:

Unknown cost to Woodbury County

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

Yes No

RECOMMENDATION:

See attached.

ACTION REQUIRED / PROPOSED MOTION:

County Board of Supervisors approve installation of culvert and driveway for Ronald Polly to access his real estate off Kossuth Avenue

VAKULSKAS LAW FIRM, P.C.

1721 Jackson Street
PO Box 1661
Sioux City, Iowa 51102
(712) 252-4344
FAX (712) 252-5003

Thomas A. Vakulskas
**Brian B. Vakulskas*
Molly Vakulskas Joly
Daniel Vakulskas

All attorneys licensed in Iowa
**Also licensed in Nebraska and South Dakota*

October 24, 2017

Woodbury County Board of Supervisors

Attn: Rocky DeWitt
Marty Pottebaum
Keith Radig
Jeremy Taylor
Matthew Ung

620 Douglas Street, Room 104
Sioux City, IA 51101

RE: Ronald Polly

Dear Board Members:

The undersigned represents Ronald Polly, who resides at 3175 Lee Ave., Smithland, Iowa.

Mr. Polly also owns a parcel of property adjacent to the parcel on which his home sits. This additional parcel has no address, but it is identified by the Woodbury County Assessor as Parcel No. 864426100014 and sits on the east side of Kossuth Avenue. Between Kossuth Avenue and the west side of this parcel is a small ditch.

Approximately 5 years ago, Woodbury County installed a culvert, at Mr. Polly's expense, to allow access to GIS No. 864426100014 from Kossuth Avenue. This is the only point of access by vehicle to GIS No. 864426100014. The pictometry imagery for GIS No. 864426100014 is attached hereto and marked as "Exhibit B".

Mr. Polly has learned the culvert was actually installed on property owned by Mr. Polly's neighbor, Debra A. Brown, who resides at 3222 Kossuth Avenue. The pictometry imagery for 3222 Kossuth Avenue is attached hereto and marked as "Exhibit A". The culvert was installed

on the southernmost point of Ms. Brown's property. I have circled the spot where the culvert was installed.

Ms. Brown, or person(s) acting on her behalf, have through the recent past parked a trailer on the southernmost tip of the real estate located at 3222 Kossuth Avenue, atop the culvert, which has prevented Mr. Polly from accessing his property from Kossuth Avenue. The vehicle is gone at the present time. However, Ms. Brown or persons acting on her behalf have installed a locked gate, directly in front of the gate leading to Mr. Polly's property. This prevents Mr. Polly from accessing his property.

Mr. Polly has requested, through the undersigned via e-mail to Woodbury County Engineer Mark Nahra, Woodbury County to install a new culvert several feet south of the current location to allow Mr. Polly to access his property off Kossuth Avenue. Mr. Nahra advised Woodbury County has approved the site of a new driveway for Mr. Polly, but the cost of the culvert would have to be borne by Mr. Polly. This seems unjust, as Mr. Polly paid for the original culvert which Mr. Nahra concedes is actually Mr. Polly's neighbor's driveway, despite the fact the driveway leads only to Mr. Polly's property. A copy of Mr. Nahra's e-mail is attached hereto and marked as "Exhibit C".

Mr. Polly is requesting Woodbury County install a new culvert several feet south of its current location to allow Mr. Polly to access GIS No. 864426100014 from Kossuth Avenue. Since Mr. Polly has already paid for the original culvert, which was mistakenly installed on his neighbor's property, the cost of the new culvert should be borne by Woodbury County. He requests the Board of Supervisors take the appropriate action to accomplish this request.

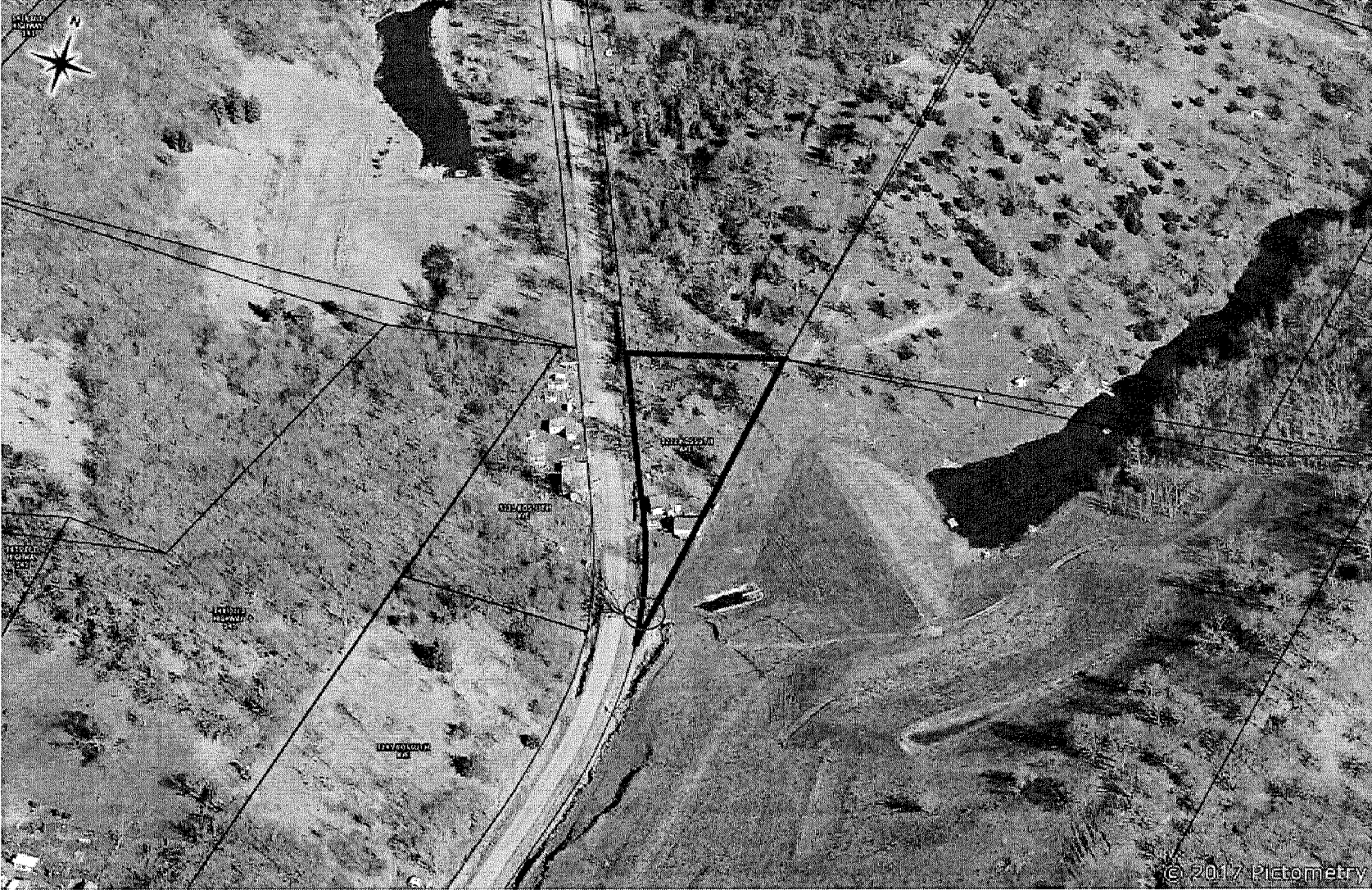
Thank you.

Sincerely,



Brian B. Vakulskas

3222 Kossuth Ave.



04/06/2017

EXHIBIT A

**864426100014 - LITTLE SIOUX TOWNSHIP W 26 ACRES SE NW
26- 86-44**



04/06/2017

EXHIBIT B

Cable One Webmail

bbv@cableone.net

RE: Kossuth Ave. Issue

From : Mark Nahra <mnahra@woodburycountyiowa.gov>

Fri, Oct 20, 2017 10:56 AM

Subject : RE: Kossuth Ave. Issue**To :** Brian Vakulskas <bbv@cableone.net>

Brian:

We do not have the ability to prohibit a landowner from parking in their driveway, even in the portion within the right of way. The biggest problem with this current driveway is that it is on the neighbor's property and Mr. Polly's relationship with that neighbor to the point that petty bickering prevents them from sharing this access. This area was surveyed after the dispute between the two landowners started and it appeared from the survey that the driveway is the property of Mr. Polly's neighbor. Based on that, they are within their rights to restrict access across their property, if they so choose. Both parties share equally in responsibility for the deterioration of their relationship, but ultimately it works to the disadvantage of your client as he needs alternative access to his ground.

The county has approved the site of a new driveway for Mr. Polly. There needs to be a culvert under that driveway. Due to its location, it needs to be a much larger culvert than under the disputed driveway, therefore it is more expensive. The county does not install driveways for free for any landowner. Once a driveway is in place, we maintain it at county expense for as long as it is needed, but the first cost of the culvert for a driveway needs to be paid for by the landowner. In the case of the alternative location, the county's expense is already significant as there is a great deal of dirt that needs to be moved in due to the width of the ditch at the new location. We do not charge the landowner for labor, equipment or dirt necessary to build a driveway. This alone is a significant subsidy to Mr. Polly. No exception to the expense of purchasing the culvert can be made for Mr. Polly. He has been offered a solution, but does not want to pay for the culvert.

Please contact me if you have other questions.

Mark J. Nahra, P.E.
Woodbury County Engineer
759 E. Frontage Road
Merville, IA 51039
Phone: 712-873-3215 or 712-279-6484
Fax: 712-873-3235
Email: mnahra@woodburycountyiowa.gov

From: Brian Vakulskas [mailto:bbv@cableone.net]**Sent:** Thursday, October 19, 2017 10:16 AM**To:** Mark Nahra <mnahra@woodburycountyiowa.gov>**Subject:** Kossuth Ave. Issue

Hi Mark:

I represent Ron Polly, who lives at 3175 Lee Ave. I know you're familiar with this situation, but here's a little background: Ron also owns the parcel of property on the east side of Kossuth Avenue (no street address, but GIS No. 864426100014). The access to his property off Kossuth Avenue is being obstructed by the folks who own or reside at 3222 Kossuth Ave., as they've parked a vehicle atop the culvert. The culvert over the ditch was installed on the southernmost tip of the 3222 Kossuth Ave. property. Ron paid for the culvert when it was installed several years ago.

It was always my understanding the county right-of-way extends 33' from the center of the road, so I wondered if this vehicle would actually be in the county right-of-way and could be ordered to be moved by County officials. This would allow Ron access to his property.

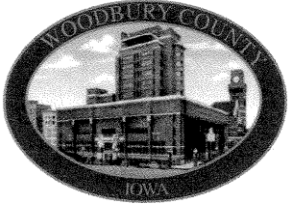
In the alternative, could the culvert be moved several feet south at the county's expense?

Please advise. Thank you.

Brian Vakulskas
Vakulskas Law Firm
1721 Jackson St.
PO Box 1661
Sioux City, IA 51102
712-252-4344

--

EXHIBIT C



Woodbury County Secondary Roads Department

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

COUNTY ENGINEER
Mark J. Nahra, P.E.
mnahra@sioux-city.org

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

To: Board members
From: Mark Nahra, Woodbury County Engineer
Date: October 31, 2017
Subject: Ron Polly driveway request

Attached to this memo is the Woodbury County driveway policy as approved by the board. The secondary road department builds requested and permitted new driveways at county expense, with the landowner reimbursing the department for the cost of the driveway culvert, if a culvert is needed. We allow tenants to sign driveway permits on behalf of the landowner or on their own behalf if they are paying for the driveway. In other words, people other than the landowner can request an access driveway to a property when they represent an interest in access to the land. We do not check on someone's property interest when they contact our department for a driveway access.

The drive Mr. Polly paid to improve was originally constructed with no driveway culvert. Due to water draining through the outlet of the pond northeast of the disputed driveway, the entrance from the road formerly used by Mr. Polly was sometimes wet and difficult to cross. Mr. Polly requested ditch improvements and that a pipe be installed to carry water draining from the outlet. He paid the county for the cost of that culvert. Sometime after the installation of the pipe, there was a falling out between Mr. Polly and his neighbor. A survey of the property was done showing that Mr. Polly's property does not border the driveway, but that the drive is located within the neighbor's property. At that time, the neighbor cut off his access. Another driveway location was offered downstream of the driveway in question, but Mr. Polly doesn't feel he should have to pay for the pipe for the new driveway in compliance with departmental policy.

Regardless of the fact that he paid for the pipe that actually serves his neighbor's property, he is now requesting a new, separate driveway. His attorney argues that the driveway should be installed at no cost to Mr. Polly since he paid for improvement to the other driveway. I believe that if the board approves having the county pay for a pipe for a new driveway would set a bad precedent as others will request the board overturn secondary road departmental policy when they lose access to a property due to subdividing an acreage or disputes over shared driveways which exist in many locations throughout the county. Other landowners with similar requests have been required to pay the cost of culverts for new driveways to their properties when shared access use is severed by a subdivision or prohibited by similar disputes. One such driveway is located east of Sergeant Bluff on 210th Street where a landowner requested a similar separate driveway be installed due to a dispute with a neighboring landowner. Approving this request could start a chain reaction of requests for refunds of money over similar expenses by other landowners.

The Woodbury County secondary road fund and the other taxpayers of the county should not be forced to pay for Mr. Polly's driveway. I ask that the board will say no to Mr. Polly's request.



Woodbury County Secondary Roads Department

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

COUNTY ENGINEER
Mark J. Nahra, P.E.
mnahra@sioux-city.org

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

PPM #1, 2011, Rev. 1/2012

WOODBURY COUNTY SECONDARY ROAD DEPARTMENT POLICY AND PROCEDURE MEMORANDUM

Secondary Road Driveways and Entrances

Permits are required for all work done within Woodbury County Secondary Road rights of way as provided in section 318.8 of the Code of Iowa.

Applications for a permit for a new entrance, or to widen or move an existing entrance, shall be directed to the County Engineer's office. The Engineer or District Road Foreman will determine the size and length of culvert needed and will issue a permit of the applicant to construct or widen the entrance. Driveways may be constructed by county staff or contractors hired by the property owner. If the property owner does not construct the driveway under the requirements stated herein, or fails to obtain a permit, the Engineer or Foreman shall notify the property owner of the correction needed and allow 30 days for the property owner to make the correction. If the property owner does not comply with the correction needed, the County will remove the entrance at a cost to the applicant of up to \$500.

The County will determine the need for and size of culverts for each proposed entrance. The minimum culvert diameter is 24-inches unless an exception is approved by the county engineer. Only new corrugated metal or new reinforced concrete pipes are allowed for use in Woodbury County rights of way. Corrugated metal pipe shall be a minimum of 14 gauge for sizes from 24" to 42" and 12 gauge for 48" and larger diameters. The maximum allowable entrance top width is 30 feet, except by special permit.

DRIVEWAY WIDENING:

Prior to approving driveway widening requests, the county will check the existing driveway culvert for structural soundness. If the existing culvert is in poor condition at the time an extension is requested, the county may require the replacement the entire culvert, not just add the desired extra width. The permittee will be billed for the portion of new culvert and band necessary to widen the driveway to meet current county standards.

DRIVEWAY MAINTENANCE:

The County will be responsible for all continuing maintenance on driveways and field entrances. The county will maintain, repair, or replace driveways constructed within the

county right of way, including when driveways are widened, flattened, or replaced in the course of a county construction or maintenance project. The county will maintain rock surfacing driveways for house and building sites only, unless exceptions are made by the county engineer. Landowners may provide their own rock surfacing for any driveway or field entrance at their own expense.

If the driveway culvert fails for any reason, is blocked and ponding water in the ditch, or if the driveway needs to be reconstructed in the course of ditch cleaning or other maintenance work, the county will contact the property owner to see if the driveway is still needed. If the driveway is still needed, the county will do all work to replace the culvert under the driveway and replace any surfacing gravel or aggregate lost at no additional cost to the landowner in the course of maintenance work.

DRIVEWAY ELIMINATION:

If a driveway is no longer needed, the county will remove the driveway as part of maintenance work or ditch cleaning at no cost to the landowner. The property owner may opt to keep the culvert, if one is present, from the driveway after removal, but may not use this pipe at another location within the right of way.

CONSTRUCTION REQUIREMENTS FOR DRIVEWAYS BUILT BY OTHERS:

Property owners constructing their own driveways may not use dirt from the ditch to build the driveway unless the County grants written permission on the permit form. The locating of underground utilities shall be the responsibility of the applicant and may be done by contacting Iowa One Call at 1-800-292-8989.

GENERAL REQUIREMENTS:

Entrance side slopes shall be 6:1 or flatter on all paved roads. Entrance slopes on granular surfaced or dirt roads shall be 3:1 or flatter. **The construction of vertical headwalls for decorative or driveway widening is not permitted.** The County considers such headwalls to be obstructions in the right of way and will require their removal at the landowner's expense.

Minimum sight distance requirements for house, field or business entrances and private road intersections as shown below:

Road Speed Limit	Single Lot Access	Paved Road Single Access	Minor Subdivision Road	Major Subdivision Road	Commercial Business Drive/Road
25 mph	150 feet	200 feet	250 feet	325 feet	325 feet
30 mph	200 feet	250 feet	325 feet	400 feet	400 feet
35 mph	250 feet	350 feet	400 feet	475 feet	475 feet
40 mph	325 feet	425 feet	475 feet	550 feet	550 feet
45 mph	400 feet	500 feet	550 feet	650 feet	650 feet
50 mph	475 feet	550 feet	650 feet	725 feet	725 feet
55 mph	550 feet	600 feet	725 feet	800 feet	850 feet

Speed limit is based on the posted speed limit established by the Woodbury County Board of Supervisors or by the Code of Iowa, Section 321.285 where the speed limit is not posted. Driveways and roads will not be approved unless they meet the minimum sight distance requirements of this section. Exceptions to the sight distance requirements may be made if, due to road alignment, proximity to an intersection or other geometric feature prevents traffic from driving the legal speed limit of the road in question. The county engineer will be the final judge in such cases and a driveway may not be approved if it cannot be safely located.

Every driveway is a potential collision location along the roadway. As such, driveways are limited to locations where sight distance is adequate and installed as needed for land access. Only one driveway is allowed per rural residential lot under 10 acres in size. Circle driveways (two separate driveways in the ditch connected by a continuous lane or driveway on private property) are not allowed on rural residential properties.

All entrances on paved roads shall be rock surfaced from the edge of the shoulder to the right of way line. Asphalt or Portland Cement Concrete paved driveways are not allowed within Woodbury County rights of way on paved roads without special permit from the Engineer's office. Maintenance of all paved driveways or private subdivision streets within Woodbury County rights of way is the responsibility of the landowner/applicant/homeowners association. Asphalt and concrete paved driveways on granular surfaced roadways are prohibited.

Driveways require a minimum setback of 125 feet from county road intersections. New driveways connected directly to intersections will not be allowed. Driveways must be separated by at least 50 feet to allow drainage of the road surface to the ditch.

MULTIPLE DRIVEWAYS FOR AGRICULTURAL PROPERTY:

Multiple driveways may be allowed for farm property access. Driveways may be installed along a farm boundary as needed for farm operations as long as driveways meet sight distance and separation requirements. A farm property may be served by a single driveway for the residence, plus a second driveway to allow access to farm buildings or grain bins. Field entrances will be approved as sight distance allows and as a general rule, up to two field entrances may be allowed per forty (40) acre field. Farm access drives and field entrances may be up to 40 feet in top width. Exceptions for special access needs may be granted by the county engineer.

APPROVED:


Chairman-Woodbury County Board of Supervisors


Mark J. Nahra, Woodbury County Engineer

Attachments: Permit for Entrance
 Permit to Pave a Residence or Business Entrance
 Permit for Extra Wide Driveways

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

#10a

Date: 11/02/2017 Weekly Agenda Date: 11/07/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

LEC HVAC Compressor Failure

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The LEC HVAC System experienced a cooling compressor failure and is in need of immediate replacement.

BACKGROUND:

A compressor unit has experienced a failure that is not repairable. Upon failure the compressor also contaminated approximately 150 lbs. of system refrigerant which must also be replaced.

FINANCIAL IMPACT:

Annual LEC Budget expense line item \$27,050.00

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

Yes No

RECOMMENDATION:

Building Services will expense this item out through the Woodbury County Building Services Budget for LEC. Building Services Department Annual Budgets do not reflect single budgeted repair items of this size.

ACTION REQUIRED / PROPOSED MOTION:

Information.

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

#10b

Date: 11/02/2017

Weekly Agenda Date: 11/07/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

Courthouse HVAC Project-1 Automation Controls/ HVAC Improvements- Basement, 1st, 2nd, and 2-1/2 Floors.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Woodbury County has received competitive bids for the Courthouse HVAC Projects #1 & #2. Bid costs for both combined exceed CIP funding allocation and the ability to achieve both projects simultaneously. Project #1 addresses the automation control and improvements needed to replace non-functioning pneumatic and electronic controls some of which are currently not tied into the building automation system. Project #1 includes the Basement, 1st Floor, 2nd Floor, and Floor 2-1/2. The County would benefit by accomplishing Project #1 now during the current CIP cycle as allocated for and reviewing Project #2 for a future completion when adequate funding may be available.

BACKGROUND:

- 10/24/2017 3:00 pm- Bids were received and opened for the Woodbury County HVAC Project #1-Automation Controls Floors Basement, 1st, 2nd, and 2-1/2.
- 9/12/2017- Board of Supervisors authorize the process to seek competitive bids for the Courthouse HVAC Projects #1 & #2
- 8/23/2017- Board of Supervisors approves contract with Resource Construction Engineers for the engineering/ design of the Courthouse HVAC Projects #1 & #2 and Baker Group for Project Construction Management.
- 8/23/2017- Board of Supervisors approves CIP funding to upgrade Courthouse HVAC Controls.
- 7/25/2017- Board of Supervisors receives information on the Courthouse HVAC Systems & Controls - many of which do not operate.

FINANCIAL IMPACT:

2017 CIP = #A3-17

Star Control (Automation Controls)= \$379,900.00

Midwestern Mechanical, Inc. (Piping) = 190,000.00 plus \$70 per hour labor (repairs beyond scope)

CW Suter & Sons, Inc. (Sheet Metal) = \$56,100.00

Baker Group (Construction Management,) = 15% of project total- Estimate \$93,900.00 (funds approved 8/23/2017)

Sub-Total = \$719,900.00 Bid Costs

plus repair contingency funding \$16,000.00

Total = \$735,900.00

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

Yes No

RECOMMENDATION:

Building Services requests approval to move forward with the Courthouse HVAC Project #1- Automation Controls Project.

Building Services further believes that while Project #2 (Floors 3rd-8th) is a much needed project that it should be delayed at this time due to the inability to currently fund both projects. Project #2 scope should also be expanded in the future to include floor-coverings, wall painting, & widow shade/treatments that logically make sense to execute while each floor is under an HVAC remodel & ceiling replacements are taking place.

ACTION REQUIRED / PROPOSED MOTION:

Motion to Approve the Woodbury County Courthouse HVAC Project #1, Bid Contracts, Construction fees, and any associated standard contingency repair costs required in the amount of \$735,900.00

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

#10c

Date: 11/02/2017 Weekly Agenda Date: 11/07/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Kenny Schmitz

WORDING FOR AGENDA ITEM:

Courthouse HVAC Project #1- Hearing Date

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

A public hearing date, time, and place must be set per Iowa Code for the Courthouse HVAC Project #1.

BACKGROUND:

Set Public Hearing

FINANCIAL IMPACT:

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

Yes No

RECOMMENDATION:

Building Services requests setting the Public Hearing for the Woodbury County Courthouse HVAC Project #1 for November 13th, 2017 at 4:45 pm at the Woodbury County Courthouse Board of Supervisors Meeting.

ACTION REQUIRED / PROPOSED MOTION:

Motion to set the Woodbury County Courthouse HVAC Project #1 Public Hearing Date for November 13th, 2017 at 4:45 pm at the Woodbury County Courthouse Board of Supervisors Meeting.

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

#11

Date: 11-02-2017 Weekly Agenda Date: 11-07-2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Ryan M. Weber-Juvenile Detention

WORDING FOR AGENDA ITEM:

Approval of contract between Omaha Nation and Woodbury County Juvenile Detention Center

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The Omaha Nation is requesting to enter into a contract with Woodbury County for use of detention beds.

BACKGROUND:

The Omaha Nation Tribal Court has requested to enter into a contract for the use of the Woodbury County Juvenile Detention beds on a bed available basis. Woodbury Assistant County Attorney Abigail Sills developed and approved the final contract recently signed by the Omaha Nation Tribal Court representative.

FINANCIAL IMPACT:

Woodbury will charge Omaha Nation \$100.00 per day.

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

Yes No

RECOMMENDATION:

Woodbury County Board of Supervisors to sign the proposed contract with Omaha Nation to provide temporary detention for their youth on a \$100.00 per day basis.

ACTION REQUIRED / PROPOSED MOTION:

Board approval and Chairman signature on the contract.

**JUVENILE DETENTION SERVICE AGREEMENT BETWEEN WOODBURY
COUNTY, IOWA and OMAHA NATION, NE.**

THIS AGREEMENT, entered this ____ day of _____, 2017, by and between Woodbury County, Iowa and Omaha Nation, NE.

WHEREAS, Woodbury County agrees to allow Omaha Nation juveniles to be housed in the Woodbury County Juvenile Detention Center upon all the conditions set forth below.

NOW THEREFORE, IN CONSIDERATION of the mutual undertakings and agreements hereinafter set forth;

I. The Parties agree as follows:

A. Omaha Nation agrees to all the following:

1. Omaha Nation will contact the Woodbury County Juvenile Detention Center prior to the transportation of any juvenile to determine the current population and whether the alleged charges meet the criteria for admittance of the juvenile to the Woodbury County Juvenile Detention Center.
2. Omaha Nation will provide twenty-four (24) hour transportation service for all its juveniles transported to and from the Woodbury County Juvenile Detention Center.
3. Omaha Nation will provide all transportation for its juveniles for routine medical treatment, including but not limited to doctor's appointments, dentist appointments, and/or psychiatric or psychological evaluations.
4. Omaha Nation will provide social information about the juvenile to the Woodbury County Juvenile Detention Center as is necessary to assist Woodbury County Juvenile Detention Center staff in providing services to the juvenile.
5. Omaha Nation will pay all costs of evaluations, routine medical exams/treatments, medications, and evaluations not otherwise paid by the family, Title XIX, medical insurance, or Family Centered Services.
6. Omaha Nation will provide the Woodbury County Juvenile Detention Center with court orders that contain the following information: All criminal charges, placement of the temporary care, custody, and control of the juvenile with the Director of the Woodbury County Juvenile Detention Center, and authorization for the Woodbury County Juvenile Detention Center to provide emergency medical care, including surgery.

7. Omaha Nation will pay the costs of any emergency medical care necessary for the juvenile that is not otherwise paid by the family, Title XIX, medical insurance, or Family Centered Services.
 8. Omaha Nation will maintain contact with the Woodbury County Juvenile Detention Center case worker to track the progress of the juvenile.
 9. Omaha Nation will provide any information about the juvenile that exist which indicates the juvenile is a danger to himself/herself or others.
 10. Omaha Nation will remove any of its juveniles as requested by the Woodbury County Juvenile Detention Center within twenty-four (24) hours of notification for any reason unless otherwise authorized by the Director of the Woodbury County Juvenile Detention Center.
 11. Omaha Nation will pay Woodbury County the rate of one hundred (100) dollars per day for each juvenile placed in the Woodbury County Juvenile Detention Center. Omaha Nation will pay the one hundred (100) dollars per day rate for the day of placement of the juvenile in the Woodbury County Juvenile Detention Center and the day of release of the juvenile from the Woodbury County Juvenile Detention Center. Omaha Nation will pay Woodbury County within thirty (30) days from the date of the bill.
- B. Woodbury County and/or the Woodbury County Juvenile Detention Center agree to all the following:
1. Woodbury County will complete intake on all juveniles.
 2. Woodbury County will provide a report on the juvenile's overall conduct during his/her time in the Woodbury County Juvenile Detention Center when necessary.
 3. The Woodbury County Juvenile Detention Center will provide appropriate meals and snacks, sleeping facilities, personal hygiene products, and adequate clothing to the juvenile.
 4. The Woodbury County Juvenile Detention Center will allow two (2) telephone calls during the 7-3 shift and two (2) telephone calls during the 3-11 shift to immediate family members (parents and grandparents) by the juvenile unless otherwise authorized by the Woodbury County Juvenile Detention Center staff. Costs of long distance calls will be assessed to the juvenile.

5. The Woodbury County Juvenile Detention Center will allow the juvenile to have regular telephone calls and visits with his/her juvenile court officer, DHS worker, and attorney.
6. The Woodbury County Juvenile Detention Center will provide scheduled times for visitation with immediate family consisting in this paragraph as parents, grandparents, siblings, or children of the juvenile unless otherwise authorized and approved by the Woodbury County Juvenile Detention Center staff.
7. The Woodbury County Juvenile Detention Center will notify all necessary parties regarding serious medical or behavioral problems within twenty-four (24) hours of the occurrence excluding weekends and holidays.
8. The Woodbury County Juvenile Detention Center will provide the juvenile with crisis counseling.
9. The Woodbury County Juvenile Detention Center will provide the juvenile with educational and recreational services.
10. The Woodbury County Juvenile Detention Center will attempt to collect all necessary medical and other releases for information from the family and juvenile.
11. Woodbury County will bill Omaha Nation at the end of each juvenile's incarceration period in the Woodbury County Juvenile Detention Center.

II. Right of Refusal

The Woodbury County Juvenile Detention Center reserves the right to refuse acceptance of any juveniles anytime the staff deems the juvenile not appropriate for placement at the Woodbury County Juvenile Detention Center. The Woodbury County Juvenile Detention Center will not accept juveniles who are intoxicated, injured without a proper notice from a doctor that states he/she is safe for placement in the Woodbury County Juvenile Detention Center, or if the Woodbury County Juvenile Detention Center is at capacity. The Woodbury County Juvenile Detention Center will not accept a juvenile who has committed or has been alleged to have committed a criminal act not recognized as a criminal act by the State of Iowa.

All juveniles detained in the Woodbury County Juvenile Detention Center will be required to follow the policy and procedures of the Woodbury County Juvenile Detention Center. The Woodbury County Juvenile Detention Center has the right to have a juvenile immediately removed from the facility in cases of assaultive behavior on other residents or staff, if the juvenile attempts harm to himself/herself, if the juvenile conducts sexual misconduct, or if the juvenile's behavior places the juvenile, other residents or staff in danger. Omaha Nation agrees upon receiving notice for removal under any of the above

scenarios by the Woodbury County Juvenile Detention Center, Omaha will have the juvenile removed within three (3) hours of receiving said notification.

III. Default

In the event Omaha Nation fails to comply with any term or condition of this Agreement, Woodbury County shall give Omaha Nation notice of said default. Notice of said default shall specify the nature of the claimed default and Omaha Nation shall have fourteen (14) days after receipt of the said notice to rectify the default.

If Omaha Nation does not rectify the default within the fourteen (14) days, Woodbury County may terminate this Agreement forthwith. If Omaha Nation commits the same default within a sixty (60) day period, Woodbury County may terminate this Agreement forthwith with no additional notice to Omaha Nation.

IV. Termination

Woodbury County shall have the option to terminate this Agreement at any time upon thirty (30) day notice to Omaha Nation. The Agreement may also be amended or terminated at any time upon the written approval of both parties.

Omaha Nation will have all its juveniles picked up within twenty-four (24) hours of the termination of this Agreement.

V. Assignment

This Agreement shall be binding on the parties hereto and neither party shall assign or transfer their interest in this Agreement without the written consent of the other party hereto.

VI. Limited Waiver

The failure of Woodbury County to insist on the strict performance of any of the terms and conditions of this Agreement shall be deemed a waiver of the rights and remedies that Woodbury County may have regarding that specific instance only and shall not be deemed a waiver of any subsequent breach or default in any terms and conditions.

VII. Indemnification/Hold Harmless

Omaha Nation shall defend, indemnify, and hold harmless the Woodbury County Juvenile Detention Center and Woodbury County, its officials, employees, and volunteers from any and all claims, injuries, damages, losses, or suits, including attorney's fees, arising or issuing out of or in connection with this Agreement.

VIII. Governing Law

This Agreement shall be governed by the laws of the State of Iowa. The venue for any suit shall be Woodbury County, Iowa.

IX. Instrument as Entire Agreement

This instrument contains the entire agreement between the parties and no statement, promise, or inducements made by either party that are not contained in this written agreement shall be valid or binding. This Agreement may not be enlarged, modified, or altered except in writing and signed by the parties.

IN WITNESS WHEREOF, the Parties hereto have duly executed this Agreement as of the date set forth above.

Chairman, Woodbury County
Board of Supervisors

Date

State of Iowa, Woodbury County,

On this ___ day of _____, 2017, before me the undersigned, a Notary Public, in and for said State, personally appeared _____ to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

NOTARY PUBLIC in and for the STATE OF IOWA

Michael D Wolfe
Omaha Nation

10-25-17
Date

State of Nebraska, Thurston County,

On this 25th day of October, 2017, before me the undersigned, a Notary Public, in and for said State, personally appeared Michael Wolfe to me known to be the identical person named in and who executed the foregoing instrument and acknowledged that they executed the same as their voluntary act and deed.

Everett Baxter Jr

NOTARY PUBLIC in and for the STATE OF Nebraska



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

#12

Date: 11/3/2017

Weekly Agenda Date: 11/7/2017

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

WORDING FOR AGENDA ITEM:

Consideration and/or approval for Emergency Services to hire (2) Full-time Operations Officers, Paramedics and (1) 3/4 Part-time Operations Officer by January 2, 2018 or earlier.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Woodbury County Emergency Services is requesting approval to hire (2) full-time Operations Officers, (paramedic skill level) and 1 3/4 part-time Operations Officer, (paramedic skill level) as soon as possible. Hiring as soon as possible allows Emergency Services the proper time to navigate the hiring process, complete orientation and have the new staff ready to respond by January 1, 2018. The hiring of the additional Emergency Services staff would help fill in the void facing rural EMS and ensure, at minimum, a paramedic and an EMT would be available 24/7 365 days a year.

BACKGROUND:

Earlier this year, Siouxland Paramedics announced they would have a change in response operations as of January 1, 2018. Within the past month, it has been determined that Siouxland Paramedics will no longer handle 911 calls for the City of Sioux City, but will continue to provide transports and transfers. It has been decided that emergent 911 calls within Sioux City will be handled by Sioux City Fire. The City Council and the City Manager will not allow Sioux City Fire to respond to calls for rural paramedic assists. Both Siouxland Paramedics and Sioux City Fire will respond when an incident is catastrophic in nature. This leaves a major gap in the EMS for rural Woodbury County when no paramedic can be called to assist with critical patients.

Woodbury County Emergency Services has requested in the past three budget years an increase of (3) full-time operations officers at the paramedic skill level. The department was approved for one position in fiscal 2017. In addition, in FY 17, the board approved the request for a wage increase for the operations officers position in an attempt to narrow the deficiency in the hourly wages of paramedics compared to other professional paramedics in the surrounding areas and tenure.

July 1, 2016 through June 30, 2017, one full-time operations officer, paramedic scheduled from 7am-7pm Monday-Friday & Monday-Thurs. (rotating) completed 161 patient care reports. During this time, there were 130 calls for paramedic assist throughout rural Woodbury County when Emergency Services did not have a paramedic scheduled or the one paramedic was already responding to a previous EMS call.

There is no data available on how many times a paramedic assist was requested and denied due to lack of staff or inclement weather from the additional resources such as, Siouxland Paramedics or Mercy Air Care.

Currently, the full-time operations officers make \$46,506.00 for wages plus benefits and they can work up to 212 hours in a 28 day cycle after that they accrue comp-time at time and a half.

FINANCIAL IMPACT:

The funding required to meet the cost of both wages and benefits for this increase in staff is \$195,109.17 annually. If approved to hire as of January 2, 2018, it would be half of the fiscal year at \$97,554.58.

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

Yes No

RECOMMENDATION:

Woodbury County Emergency Services recommends that the Woodbury County Board of Supervisors approve the hiring of (2) full-time operations officers, paramedics and (1) 3/4 part-time operations officer, paramedic to assist the rural emergency medical services by filling the void of no paramedic skills being available due to the changes in operations at Siouxland Paramedics effective January 1, 2018.

ACTION REQUIRED / PROPOSED MOTION:

Woodbury County BOS approve the hiring of (2) full-time operations officers, paramedics and (1) 3/4 part-time operations officer, paramedic immediately due to the changes in operations at Siouxland Paramedics effective January 1, 2018.

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

#13

Date: 11/1/2017 Weekly Agenda Date: 11/7/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisors Matthew Ung & Jeremy Taylor

WORDING FOR AGENDA ITEM:

Approval of Response Letter to the Taxpayers Research Council

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

As requested, this is a detailed response to the letter signed by Taxpayers Research Council Executive Director Mr. Goodvin and emailed to the five members of the Woodbury County Board October 25th.

BACKGROUND:

See attachments.

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:

See below.

ACTION REQUIRED / PROPOSED MOTION:

Motion to authorize the Chairman to sign and send the attached open response letter to the Taxpayers Research Council on behalf of the Woodbury County Board.

TAXPAYERS RESEARCH COUNCIL

516 NEBRASKA STREET, SIOUX CITY, IOWA 51101
PHONE: (712) 252-4063

EXECUTIVE DIRECTOR

Taylor Goodvin

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Nathan Vander Plaats
Homeowner

Jeff Zyzda
Fibercomm

Dear Woodbury County Board of Supervisors,

Recently, a majority of the Woodbury County Supervisors voted to withdraw from the Sioux Rivers Region. The State of Iowa has since informed Woodbury County that they will not be allowed to go on their own and must be in a region. The Rolling Hills Region has frequently been mentioned as the preferred new region. This decision has raised several questions that we request answers to within two weeks. Please find them below.

- Currently, Woodbury County pays \$17.58 per capita to the Sioux River Region. The maximum per capita levy is \$30.41. The max amount Woodbury County can pay currently in Sioux Rivers is still less than the FY18 per capita levy in Rolling Hills, which will be \$32.67. We have heard from Woodbury County Supervisors that while the immediate impact will be a higher cost to taxpayers, in the long run the move will actually benefit Woodbury County taxpayers. This is due to allegations of poor budgeting and a lack of oversight at Sioux Rivers. Our question, **has the Woodbury County Board of Supervisors requested a State Audit of the Region. If not, why not?** Without an Audit, you are asking the taxpayers to pay an increase based largely on assumptions.
- Secondly, according to figures received from Sioux Rivers, Woodbury County is costing the region more than \$1 million more than they are currently paying in. **Why are you confident another region will want to 1) take on this financial burden and 2) increase their total region-wide population thus increasing their maximum per capita levy?**
- Regarding the roughly \$3 million currently in Sioux Rivers' reserves. If Sioux Rivers dissolves, we have heard that Woodbury County seeks to use this money to reduce future levy rates and "future agreements by whatever Region we are a part of." **What deals have been discussed or proposed by Woodbury County to other Regions?** We as taxpayers should know what is being proposed with our tax dollars.

The Taxpayers Research Council requests answers to these questions.



Taylor Goodvin
Executive Director
Taxpayers Research Council



OFFICE OF
WOODBURY COUNTY BOARD OF SUPERVISORS

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SIOUX CITY

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SIOUX CITY

MATTHEW A. UNG
SIOUX CITY

November 7, 2017

To: Taxpayers Research Council

From: Woodbury County Board of Supervisors

Re: Response to Your Letter Regarding Mental Health Services

This is a response to the letter signed by Taxpayers Research Council (“TRC”) Executive Director Taylor Goodvin and emailed to the five members of the Woodbury County Board of Supervisors on October 25th. This response is signed with the formal approval of our board to offer a single response rather than different responses from individual supervisors. As requested, we are responding within two weeks in addressing your questions regarding Woodbury County’s potential joining of Rolling Hills Regional Mental Health and Disability Services (“Rolling Hills”). We thank you for this opportunity to correct some errant assumptions in your letter, and to address the public at large.

Unfortunately, we did not have an opportunity for Dennis Butler (our budget analyst) or Supervisors Jeremy Taylor and Keith Radig (our mental health liaisons) to respond to inquiries prior to your formal letter, despite a good faith attempt to visit in person or by phone. The errant assumptions previously mentioned are indicative of the larger divergence between the staff of Sioux Rivers Regional Mental Health and Disability Services (“SRR”), and Woodbury County as its fiscal agent. When respectfully asked to work with (or at least compare) the divergent numbers, Mr. Goodvin disappointingly responded with, “Also, we were and are confident that the CFO and CEO of Sioux Rivers is just as good of source as anywhere else on this matter” (Oct 25 email attached).

Nevertheless, our responses contain some follow-on concerns we hope will be of utmost interest to the TRC. We have copied relevant portions of your letter, as here:

Currently, Woodbury County pays \$17.58 per capita to the Sioux River Region. The maximum per capita levy is \$30.41. The max amount Woodbury County can pay

currently in Sioux Rivers is still less than the FY18 per capita levy in Rolling Hills, which will be \$32.67.

To our knowledge, Mr. Goodvin relied wholly upon the CEO of SRR for information related to Rolling Hills rather than reaching out to the Rolling Hills fiscal agent or CEO for their FY 19 budget projections. If he had done so, or inquired of Woodbury County for that matter, he would have learned the purported \$32.67 is FY 18's budget, which isn't what it "will be" but what it currently is as we are in FY 18. Rolling Hills is programmed to go to **\$28.50 for FY 19**. It is of note that Mr. Butler shows that SRR must be at almost the same amount—**\$28.48 for FY 19**—to remain solvent (i.e. to maintain a 20% reserve per Iowa Code). Furthermore, our attachment shows SRR previously projected **\$29.10 for FY 19** to remain solvent.

This was, of course, before the CEO of SRR necessitated Woodbury County go to \$17.58 for FY 18. Our mental health liaisons voiced their disappointment that a special meeting of the SRR Board for discussion was not called, even as Plymouth County recertified their levy, and as Woodbury County remained concerned about going below a \$20.00 per capita threshold.

Your letter's assertion that joining Rolling Hills puts us above SRR and their levy is not true. The truth is that in FY 20, SRR will undoubtedly and of necessity need to be at its maximum levy of **\$30.49 for FY 20**, while Rolling Hills is programmed to be at **\$28.50 for FY 20**. Furthermore, Rolling Hills with the inclusion of Woodbury County will exceed a 100,000 population, which means that per Iowa Code, the region will have to reduce from 25% to 20% reserve funds. In contrast, **SRR will already have realized a 20% reserve level, and will have nearly doubled tax its tax levy to avoid facing less than 0% reserves.**

While it is true that Rolling Hills will have a higher per capita maximum, this only means that there is more levy authority. We don't prefer to belabor this point, but believe it is necessary because Mr. Goodvin seems to confuse the maximum levy as the "average" levy, saying that joining Rolling Hills "raises the average per capita to \$38 and change" (Oct 19 email attached). Again, it is just as much of an error to imply Rolling Hills chooses to budget its maximum authority as it to imply the same of SRR.

Woodbury County intends to collaborate to keep our levy responsible and optimized to deliver high-quality services. Given misinformation circulating in the public forcefully asserting that moving to Rolling Hills means a drastic tax increase while staying with SRR does not, we all should reinforce this truth: **Through 2021, it is clear that a move to Rolling Hills represents a neutral if not positive benefit to Woodbury County taxpayers.**

We hope that the TRC joins us in likewise being concerned not only about issues of budget but also issues of poor oversight and transparency persistent in SRR since Cherokee County's withdrawal years ago. The consistent fear of retribution or "culture of fear among providers" Supervisor Taylor says he has received in private has also been publicly described in open meetings by representatives of Siouxland Mental Health Center ("SMHC"), the largest provider in Woodbury County and indeed SRR. It bears mentioning that TRC board member Nathan Vander Plaats at our October 17th board meeting claimed that only "phantom providers" are fearful of SRR. At the same meeting, SMHC's Friendship House Manager Kathy Roberts subsequently told our board she is "afraid to speak up" and even "terrified to stand here and say this," as she described retaliation from SRR since voicing a disagreement more than a year ago. It is absolutely unacceptable to our board that our largest mental health provider—which should be at the forefront of this discussion of serving the mentally ill—instead is ignored and marginalized. This unfortunate reality culminated in a vote at the October 30th SRR board

meeting against previously approved and budgeted Friendship House project funding of \$675,000 (the majority coming from Woodbury County taxpayers), while maintaining status quo funding of a \$275,000 building project in Plymouth County. We were thus given the ultimatum that Woodbury County **alone** would not be funded equitably as long as withdrawal discussions continued.

We have heard from Woodbury County Supervisors that while the immediate impact will be a higher cost to taxpayers, in the long run the move will actually benefit Woodbury County taxpayers. This is due to allegations of poor budgeting and a lack of oversight at Sioux Rivers. Our question, has the Woodbury County Board of Supervisors requested a State Audit of the Region. If not, why not? Without an Audit, you are asking the taxpayers to pay an increase based largely on assumptions.

Firstly, our board publicly stated during FY 18 budget deliberations that one of the reasons we were taking the unprecedented step of levying over half a million dollars directly into the county reserves was that a portion of said reserves would be used to protect the taxpayers by offsetting the guaranteed tax increase in FY 19 to come from SRR. Secondly, the Woodbury County Board of Supervisors has not requested a state audit of the region because it does not take a state audit to understand that this region is rife with budgetary concerns. Thirdly, nearly every allegation in the last three years—which you largely label “assumptions”—were concerns identified by either internal or external legal counsel to Woodbury County, and in some cases publicly shared to no avail. Woodbury County Supervisors recently found it in the interest of taxpayers to question a budgetary course of action that will result in over a \$400,000 negative balance in the SRR reserve fund, and to question the fact that no process existed for provider improvement grants totaling hundreds of thousands of tax dollars. We also saw a telling disconnect in two recent actions taken by SRR regarding juvenile mental health: 1) The CEO’s ignorance-turned-support that hundreds of thousands go to a school-based gang outreach program for juveniles without a request for proposals and potentially outside the scope of mental health services, and 2) The fact that SRR objected to Woodbury County taxpayers saving \$34,000 by cooperatively funding a mental health placement coordinator in our juvenile detention center, under the basis that funding for juveniles was not a SRR function.

Secondly, according to figures received from Sioux Rivers, Woodbury County is costing the region more than \$1 million more than they are currently paying in. Why are you confident another region will want to 1) take on this financial burden and 2) increase their total region-wide population thus increasing their maximum per capita levy?

We object to Woodbury County “costing” the region \$1 million more than we are currently paying in. This figure is at best conveniently skewed and at worst intentionally misrepresented. It is due to carried over one-time funding for delayed or re-directed capital projects agreed upon by the region to benefit the region as a whole. Woodbury County putting in 72-73% of all expenses including initial reserves for over two years before Plymouth County equalized is a fairer picture of ongoing expenses.

The financial burden you mentioned is ultimately a SRR issue and we have argued it is due in part to SRR spending more than it can legally raise through taxing at its maximum level.

Furthermore, it is anticipated that if Rolling Hills makes staffing recommendations or examines residential care facilities, they may provide changes based on their ability to realize efficiencies, that may be a boon to taxpayers while maintaining high-quality services.

*Regarding the roughly \$3 million currently in Sioux Rivers' reserves. If Sioux Rivers dissolves, we have heard that Woodbury County seeks to use this money to reduce future levy rates and "future agreements by whatever Region we are a part of." **What deals have been discussed or proposed by Woodbury County to other Regions?** We as taxpayers should know what is being proposed with our tax dollars.*

There is no \$3 million windfall available for future use or agreements. In fact, depending on actual spending of the FY 18 approved budget, we anticipate a mere \$700,000-\$1.1 million available at the time Woodbury County would potentially join a new region, of which Woodbury County will petition for ~73% reverted upon withdrawal or dissolution.

The quoted "future agreements by whatever Region we are a part of" simply means what it says. There is no windfall being offered, as what we would bring may only amount to three months of spending (in any region). Supervisor Taylor shared at the October 24th board meeting that Southwest Iowa MHDS had no interest in bringing in Woodbury County. Regarding Rolling Hills, we have sent them the required financial information listed in their letter to Woodbury County and which Supervisor Taylor shared in the backup materials of the October 10th board meeting.

This decision [to withdraw] has raised several questions that we request answers to within two weeks.

Our draft response is composed within a week's time but will have been voted on in official format within the two-week time-frame. The TRC has helped us greatly for selection of an architect who has served us well for long-term planning of the Law Enforcement Center's success, and for several projects related to historical preservation. Regarding current and future actions to provide mental health services that prioritize Woodbury County taxpayers, we welcome the TRC's attendance, questions, and input, and would go so far as to say we'd like to see even more of all the above. Woodbury County Supervisors have long noticed little to no regional media or taxpayer watchdog input into SRR meetings held in Le Mars. Therefore, we want to give as much information as possible while ensuring the information is as accurate as possible.

Thank you.

On behalf of the Board of Supervisors,

X

Matthew Ung
Chairman, Woodbury County

From: Jeremy Taylor
Sent: Wednesday, October 25, 2017 6:02 PM
To: Matthew A. Ung
Subject: Fwd: Sorry in a meeting.

Begin forwarded message:

From: Taylor Goodvin <taylor.goodvin@gmail.com>
Date: October 25, 2017 at 4:25:17 PM CDT
To: Jeremy Taylor <jtaylor@woodburycountyiowa.gov>
Cc: "Jimj@urban-inc.net" <Jimj@urban-inc.net>
Subject: Re: Sorry in a meeting.

Also, we were and are confident that the CFO and CEO of Sioux Rivers is just as good of source as anywhere else on this matter.

On Wed, Oct 25, 2017 at 4:23 PM, Taylor Goodvin <taylor.goodvin@gmail.com> wrote:

Thanks Jeremy, I have no problem speaking with you anytime. I just wanted to make sure it wasn't in place of a written response.

However, I have asked Dennis Butler various questions and received no response. I know he is busy and this in no way should reflect poorly on him since he has usually always answered our questions. My questions were asked roughly a week ago.

We look forward to your response.

On Wed, Oct 25, 2017 at 4:16 PM, Jeremy Taylor <jtaylor@woodburycountyiowa.gov> wrote:

Taylor—

I understand that you are choosing to not return my call. That is your choice, but I believe one can still visit and insist on a formal written response. We can (and will) respond formally, but there are a number of assertions made in here that I am trying to clarify.

As you know, Woodbury County asked you several times to please work with our budget analyst or allow us to present you with fiscal information as you have relied upon it from other sources regarding assertions.

We will respond within the two-week time-frame requested and will correct some of the various assertions that we have sought to clarify and could have helped. I assume you will then share it with your full board at that time.

We will also share the various fiscal and tax-related issues that have developed over the last 30 months that we have had budget and Region meetings and ask the TRC to respectfully weigh in on their proposed solutions to addressing some of those issues that affect Woodbury County.

Thank you.

Respectfully,

Jeremy Taylor

On Oct 25, 2017, at 3:58 PM, Taylor Goodvin <taylor.goodvin@gmail.com> wrote:

Thanks but my Board would prefer a written response. Either email or letter.
Whichever is easier for you and the board.

On Wed, Oct 25, 2017 at 3:56 PM Jeremy Taylor <jtaylor@woodburycountyiowa.gov> wrote:

Please call me when you are available to discuss your letter. Thanks.

On Oct 25, 2017, at 2:25 PM, Taylor Goodvin <taylor.goodvin@gmail.com> wrote:

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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Taylor Goodvin
Executive Director
Taxpayers Research Council

Matthew A. Ung

From: Taylor Goodvin <taylor.goodvin@gmail.com>
Sent: Thursday, October 19, 2017 2:52 PM
To: Matthew A. Ung; Jeremy Taylor
Subject: Re: Fill the Gap

With Woodbury County included. It raises the average per capita to \$38 and change. That's a higher average than what woodbury county would be paying at 100% in Sioux Rivers

On Thu, Oct 19, 2017 at 2:33 PM, Taylor Goodvin <taylor.goodvin@gmail.com> wrote:

I have numbers showing that the per capita for Rolling Hills is higher than what we're paying now in Sioux Rivers. Anywhere from \$8-\$10 per capita higher

On Thu, Oct 19, 2017 at 2:30 PM, Taylor Goodvin <taylor.goodvin@gmail.com> wrote:

Gentleman,

Have you heard if the two region options for the county are willing to fund the remaining \$1 million the county needs to sustain services?

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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Taylor Goodvin
Executive Director
Taxpayers Research Council

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

#14

Date: 11/1/2017 Weekly Agenda Date: 11/7/2017

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Matthew Ung

WORDING FOR AGENDA ITEM:

Approval of Resolution to Join the Rolling Hills Community Services Region

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This approves a written request to the Rolling Hills Region Governing Board to become a member county as of July 1, 2018.

BACKGROUND:

See attachment.

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:

see below

ACTION REQUIRED / PROPOSED MOTION:

Motion to authorize the Chairman to sign the resolution.



Adult Integrated Health Home
205 5th Street
Sioux City, IA 51101
712-202-0173
FAX: 712-202-0186
Toll Free FAX: 888-990-2303
www.sioxlandmentalhealth.com

November 1, 2017

Siouxland Mental Health Center
PO Box 1917
Sioux City, IA 51102

To Woodbury County Supervisors:

Siouxland Mental Health Center is Woodbury County's largest provider and is appreciative that recently Supervisors Keith Radig and Chairman Matthew Ung toured Siouxland Mental Health Center, the Friendship House and Crisis and Stabilization Center. This is in addition to Supervisor Jeremy Taylor, who not only attended the grand opening, but has twice since visited to learn more and support the mission of our organization and staff. We feel very supported and wanted to express our appreciation for our Woodbury County Board of Supervisors who continue to advocate for our mission and those whom we serve. We are disappointed with the Sioux Rivers Region CEO and the Supervisors from Plymouth and Sioux counties and therefore have increasingly become supportive of the prospects of Woodbury County joining the Rolling Hills Region. I would note that Cherokee County had similar experiences, to our knowledge, and subsequently left as well.

Recently, we attended the Rolling Hills Region meeting and were struck by the level of knowledge of their supervisors, the professionalism and warm welcome from their CEO Dawn Metzner, and even the level of transparency and good governance of their meeting minutes and discussions. This is in contrast to what we have lamented in Sioux Rivers Region, which most recently culminated in the loss of \$675,000 for previously approved funds for our Friendship House while at the same time an approved singular motion saw \$275,000 very quickly expended in Plymouth County. This inequity hurts those we are charged to serve. Unfortunately, Woodbury County was denied spending \$430,000 of its own money toward the total of \$675,000 for the Friendship House to serve consumers with a chronic mental illness. Siouxland Mental Health Center has acted in good faith, working with a local architect to develop a proposal within budget guidelines as directed by Sioux Rivers Region.

A Region and its CEO should be advocates for providers and the consumers that we serve in all of the counties within the Region, not adversaries. Again, we are appreciative of the support of our Woodbury County Board of Supervisors in advocating for us. We are looking forward to a better regional relationship, commend the steps you have taken, and appreciate your continued support of helping us serve our mission at Siouxland Mental Health Center.

Respectfully,

Siouxland Mental Health Center
Board of Directors, Executive Committee
Board President

Main Clinic
625 Court Street, PO Box 1917
Sioux City, IA 51102-1917
712-252-3871
FAX: 712-252-3157
Toll Free FAX: 877-776-3241

Community Support Services
205 5th Street
Sioux City, IA 51101
712-202-0173
FAX: 712-202-0186
Toll Free FAX: 877-806-7579

Pediatric Integrated Health Home
1014 Nebraska Street
Sioux City, IA 51101
712-224-1023
FAX: 712-224-1024
Toll Free FAX: 877-809-7131

Friendship House
1101 Court Street
Sioux City, IA 51101
712-255-4209
Member Line: 712-255-8840
Toll Free FAX: 877-813-3074

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF WOODBURY COUNTY, IOWA:
RESOLUTION #_____**

RESOLUTION TO JOIN THE ROLLING HILLS COMMUNITY SERVICES REGION

WHEREAS, on October 3, 2017, the Woodbury County Board of Supervisors approved a Resolution to Withdraw from the Sioux Rivers Regional Mental Health and Disabilities Services and thereafter gave written notice to the Sioux Rivers Regional Mental Health and Disabilities Services (“Sioux Rivers Region”) of its intent to withdraw; and

WHEREAS, on October 10, 2017, the Woodbury County Board of Supervisors voted to enter into discussions with the Rolling Hills Community Services Region (“Rolling Hills Region”) regarding the possibility of Woodbury County joining the Rolling Hills Region; and

WHEREAS, Woodbury County appreciates the positive and productive discussions with the Rolling Hills Region and the Iowa Department of Human Services regarding the potential for Woodbury County to join the Rolling Hills Region and is committed to continuing to work cooperatively with the Rolling Hills Region to effectuate the proposed joinder; and

WHEREAS, Woodbury County desires to join the Rolling Hills Region as of July 1, 2018.

NOW, THEREFORE, BE IT RESOLVED that:

1. Woodbury County hereby makes a written request to the Rolling Hills Region Governing Board to become a member county of the Rolling Hills Region.
2. Woodbury County agrees to abide by the terms of the 28E Agreement of the Rolling Hills Region and has the legal power and authority to do so under applicable law.
3. The Chairman of the Woodbury County Board of Supervisors is authorized to execute the 28E Agreement of the Rolling Hills Region on behalf of Woodbury County and take all other necessary and appropriate action to allow Woodbury County to become a member of the Rolling Hills Region, including but not limited to, appointing one member of the Board of Supervisors to represent Woodbury County on the Rolling Hills Region Governing Board.

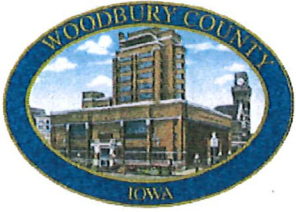
SO DATED this 7th day of November, 2017.

Matthew Ung,
Chairman of the Board of Supervisors of
Woodbury County, Iowa

CERTIFICATE OF AUDITOR

I hereby certify that the above and foregoing resolution was duly and legally passed by the Board of Supervisors of Woodbury County, Iowa and properly journalized in the minutes thereof on the 7th day of November, 2017.

Patrick F. Gill,
Secretary of the Board of Supervisors of
Woodbury County, Iowa and County Auditor



Woodbury County Secondary Roads Department

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

COUNTY ENGINEER
Mark J. Nahra, P.E.
mnahra@woodburycountyiowa.gov

ASSISTANT TO THE COUNTY ENGINEER
Benjamin T. Kusler, E.I.T.
bkusler@woodburycountyiowa.gov

SECRETARY
Tish Brice
tbrice@woodburycountyiowa.gov

To: Board Members

From: Mark Nahra, County Engineer

Date: October 31, 2017

RE: Weekly Work Report

Construction Project Report

To be let:

L-B(V84-2)—73-97, Lee Avenue Bridge in section 13 of Little Sioux Township. Letting date: approximately December, 2017. Late Start Date: April 1, 2018. The bridge replacement project is locally funded project with the \$1.3 million special project levy. The project is scheduled to be completed in the 2018 construction season. The current structure was ordered closed in October 2017 due to the failure of substructure components. The new bridge is a precast concrete structure which lends itself to winter construction. By giving a wide-open construction period for the project, we give contractors scheduling flexibility which can lead to lower priced bids. Permits have been obtained by the county and quotes are being obtained for the precast deck sections. Final plans are nearing completion in preparation for letting.

L-B(L-77)—73-97, 200th Street Bridge in section 25 of Rock Township. Letting date: December, 2017. Late Start Date: April 1, 2018. The bridge replacement project is locally funded project with the \$1.3 million special project levy. The current bridge is narrow and load restricted to less than legal truck loads. The project is scheduled to be completed in the 2018 construction season. Permits have been obtained by the county and final plan preparation is underway.

L-B(L-78)—73-97, 200th Street Bridge in section 25 of Rock Township. Letting date: December, 2017. Late Start Date: April 1, 2018. The bridge replacement project is locally funded project with the \$1.3 million special project levy. The current short span bridge will be replaced with a concrete box culvert. The current bridge is posted for a 3-ton maximum load. The project is scheduled to be completed in the 2018 construction season. Permits have been obtained by the county and final plan preparation is underway.

Under Contract:

L-(280th)—73-97, Grading and Intersection relocation project. Letting date: September 19, 2017. Late Start Date: October 16, 2017. Contractor: Flewelling Earthmoving, Inc. Contract Price: \$63,743.90. The current intersection of Old Highway 141 and 280th Street east has restricted sight distance to the north at the intersection and has been the subject of complaints of near collisions by area landowners and residents. Property owners in the area have donated land to allow relocation of

the intersection to a point across from the western leg of 280th Street at a location with better sight distance. The letting was held September 19th and the bid awarded to the low bidder. Contracts were approved by the Board on October 24th. A preconstruction meeting was held on October 30th. The contractor is moving equipment on site this week. The contractor plans to start grading work on November 6, 2017, and weather permitting, will complete work before the end of November.

L-C(L1)—73-97, Replacement of bridge L1 with a precast box culvert on Old Highway 20 near Cushing. Letting date: September 5, 2017. Late start date: October 16, 2017. Contractor: Dixon Construction. Contract price: \$145,852.80. This structure is on Old Highway 20 near Cushing. The project involves the replacement of an existing short span bridge with a concrete box culvert. The current bridge is restricted to less than legal loads. The contractor plans to start work on November 6th. The project is expected to take about four weeks and should re-open the first week of December.

M-HC 17-4, Weir repair south of 160th Street near bridge J-328. Letting date: September 19, 2017. Late Start Date: October 15, 2017. Contractor: Dixon Construction, Correctionville, IA. Contract price: \$49,000.00. The project involves repairing a grade control structure that was damaged during the June 15, 2016 storm event. The low bid was approved by the Board on September 19, 2017. Contracts have approved by the Board. A preconstruction meeting is pending. Work will be done this fall.

PCC Patching-2017, PCC Patching on various PCC Paved roads. Letting date: August 1, 2017. Late Start Date: October 2, 2017. Contractor: Ten Point Construction, Denison, IA. Contract price: \$65,389.00. This project will remove damaged pavement panels and replace them with new concrete patches. The project also repairs pavement damage from summer blow-ups. The contract was approved by the Board on August 22. Work continues on the project and should be completed this fall.

L-B(Q10)—73-97, Replacement of Bridge Q10 on 220th Street SE of Bronson— Letting date: August 22, 2017. Contractor: Graves Construction, Denison, IA. Contract price: \$287,089.09. This project will replace an aging greenwood structure on 220th street west of Bronson with a new reinforced concrete box culvert with a flumed outlet. This project is funded with the \$1.3 million special project levy funds. The contract has been approved by the Board at their September 29th meeting. The contractor plans to move on site the week of November 6th. Project commencement on our project has been delayed by rains on other projects currently being done by the contractor's staff. The project may be closed through the winter, unless warm weather prevails that allows backfilling the box before freezing weather sets in.

Pavement Markings-2017, Center line and edge line pavement markings on various paved roads. Letting date: July 18, 2017. Late Start Date: September 1, 2017. Contractor: Vogel Traffic Services. Bid Price: \$84,791.30. This project will restripe many of our county paved roads. This is an annual project to replace 33-50% of our pavement markings each year. The contractor has finished stop bars and symbols. Mainline and edgeline work started two weeks ago. Completion has been delayed by high winds which prevent painting and bead application. We hope work will be finished by the end of this week.

BRS-CO97(112)—60-97, D25 Bridge over Whiskey Creek on Old Highway 141 west of Bronson. Letting date: April 18, 2017. Late Start Date: June 19, 2017. Contractor: Christensen Brothers Construction, Inc. Bid Price: \$952,298.15. The bridge replacement project is a federal aid funded project with 80% federal - 20% farm to market fund dollars paying the cost of construction.

Work continues on the project. The north approach grade pavement was completed during the week of September 25th. The project is now behind schedule as rains during the last week of September and first week of October delayed project work including the placement of bridge deck reinforcing steel and pouring of the bridge deck. The bridge deck was poured on Wednesday,

October 11th. The cure period for the bridge deck was completed on October 18th. Site clean-up continues, but has been delayed by high winds that make crane operation unsafe. The bridge rail was poured last week. Bridge end posts should be poured by the end of this week. Bridge approach sections will be poured Wednesday, November 1 at both ends of the bridge. Grading work on the south pavement replacement portion of the project is up to finished elevations, although ditch shaping remains. The new south pavement will be placed either the end of this week or the beginning of next week. Shouldering along the pavement will follow after the concrete cure period is complete. Guardrail can be installed after the shoulders are finished. The project is anticipated to be complete during the second week of November.

BROS-CO97(129)—55-97, Replacement of Bridge L275 on Union Avenue. Letting Date: April 18, 2017 at the Iowa DOT. Late Start Date: July 24, 2017. Contractor: Godberson Smith Construction. Bid price: \$399,363.90. The bridge is programmed for replacement with 80% federal aid bridge replacement funds, 20% farm to market funds. This project will be constructed in 2017. County Bridge L275 is on Union Avenue between 190th and 200th Streets. Summer 2016 inspection of the structure has determined that severe deterioration of the piling in the north pier required that the bridge be closed as it is no longer safe to carry traffic. The bridge had been posted 10 tons prior to its closure.

The deck was poured the week of September 18th. All concrete work is now completed on the project and approach grading is nearing completion. Installation of guardrail is scheduled for Thursday. The project should open at the end of this week.

FM-CO97(131)—55-97, HMA resurfacing of County Route L37, Danbury Blacktop, from D38 to Highway 20. Letting Date: April 18, 2017 at the Iowa DOT. Late Start Date: August 1, 2016. Contractor: Henningsen Construction. Bid price: \$1,716,561.71. This project will do cold in-place recycling of the existing pavement followed by a 2 ½ to 3-inch hot mix asphalt overlay on top of the recycled pavement. This project will be constructed in 2017. The Board awarded the low bid to Henningsen at their May 9, 2017 meeting. The Board approved at their May 30, 2017 meeting. A preconstruction meeting was held on June 20, 2017.

Asphalt placement was completed Saturday, October 21st. Shouldering was finished last week. Pavement markings have been delayed by high winds late last week and early this week. Project work should be completed by the end of this week.

L-B(W107)—73-97, Replacement of Bridge W107 on 330th Street west of Danbury. Letting date: May 23, 2017. Late Start Date: August 1, 2016. Contractor: Graves Construction. Bid price: \$437,110.28. This bridge is programmed for replacement during FY 2017 with special project levy funds. County bridge W107 is on 330th Street between Michigan and O'Brien Avenues. The existing bridge was posted 3 tons and subject to monthly inspection due to the condition of the bridge caps on the abutments. The new bridge will be an 80' x 30' Single Span Precast Concrete Beam Bridge. The board of supervisors has approved the contract with Graves Construction.

Both abutments are finished and the precast beams have been set. Deck form placement continues. Work has been progressing slowly and the contractor is behind schedule. The contractor's crews have been pulled off the project frequently over the last month. This may place them in penalty. A deck pour is anticipated for the week of November 6th. At this point, it appears as if the project will be completed the last week of November.

Work Under Design:

Design work is underway on the following projects for letting sometime during 2017.

250th Street Grading Project - 2.25-mile grade for paving project south of Anthon. Right of way will be necessary to allow construction of this road. Final design is nearing completion. Once design is complete, there will be a preliminary rollout of the design with affected landowners.

Platting and right of way acquisition will follow the rollout. We are working toward a winter 2018 letting. This project is funded with the \$1.3 million per year special project levy funds.

Bridge D156 – This structure is on Franklin Avenue north of Old Highway 20/150th Street. The structure is posted 8 tons. The existing structure is significantly oversized and built from salvaged materials. The replacement structure is proposed to be a large culvert. This project is funded with money received in the local budget from the new \$0.10 state fuel tax. The project is scheduled for 2018 construction.

County Bridge B82 is on 140th Street between Kossuth and Lee Avenues. It was one of the flood damaged structures from the June 18, 2016 flood event. Initially, we were going to try to replace the east abutment bridge piling to reopen the bridge in the fall of 2016, but since it would remain a posted bridge and it is scheduled for replacement in FY 2018, we will be moving it forward in our design schedule to replace it in whole, hopefully with a winter 2017-2018 letting. The result is that the bridge will be closed through the winter of 2017-2018.

Other Projects:

Old Highway 20/150th Street

Old Highway 20/150th Street is currently closed between Delaware and Eastland Avenues due to an apparent bank failure. The road has faulted and settled causing wide cracks in the pavement and bumps in the roadway. The county has hired a contractor to do soil exploration to determine the extent of the damage to the embankment. The road will remain closed until the geotechnical work is completed and the results have been examined.