



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(NOVEMBER 17 2020) (WEEK 47 OF 2020)**

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Live telephonic access at: 712-224-6014

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	Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov	Justin Wright 899-9044 jwright@woodburycountyiowa.gov
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held November 17, 2020 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 5 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 November 10, 2020 meeting
4. Approval of claims
5. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Approval to increase PT EMS Paramedic annual budgeted hours
 - c. Approval for the Chairman to sign the Delta Dental 2021 Renewal
 - d. Approval for the Chairman to sign the 2021 Innovative Benefit Consultant plan document.

End Consent Agenda

6. Secondary Roads – Mark Nahra
 - a. Approve the contract and bond for project number RCB Outlet Repair G-104-1 and L-162-1 with Peterson Contracting for \$135,052.00 Action
 - b. Approve the contract and bond for project number M-(K264)—73-97 to L.A. Carlson Contracting for \$92,653.95 Action
7. Civil Service Commission – Charles Hertz
Approval of additional funding for advertising for new hire deputies Action
- 4:45 p.m. (Set time) 8. a. Public hearing on the proposal to issue revenue bonds or notes in the aggregate principal amount not to exceed \$5,500,000 to Jackson Recovery Centers, Inc. Action
- b. Approval of resolution authorizing and providing for the issuance of not to exceed \$5,500,000 aggregate principal amount of healthcare facilities revenue refunding bond of Woodbury County, Iowa, for the purpose of lending the the proceeds thereof to Jackson Recovery Centers, Inc. (the "borrower"); the execution and delivery of a bond and loan agreement among the county, the borrower and BMO Harris Bank N.A., providing for the repayment of the loan of the proceeds of said bond and the securing of said repayment obligation; the sale of said bond; and the execution of other documents related thereto. Action
9. Board Administration – Dennis Butler & Building Services – Kenny Schmitz
Approval of LEC and 28th Street Projects contract amendment Action
10. Reports on Committee Meetings Information
11. Citizen Concerns Information
12. Board Concerns Information

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

- TUE. NOV. 17 6:00 p.m.** Emergency Management Commission Meeting, The Security Institute
- WED., NOV. 18 8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
- 12:00 p.m.** Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- 10:00 a.m.** Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
- 6:30 p.m.** 911 Service Board Meeting, Public Safety Center, Climbing Hill
- THU., NOV. 19 10:15 a.m.** Siouxland Regional Transit System, Zoom
- 11:15 a.m.** Western Iowa Community Improvement Regional Housing Trust Fund Meeting, Zoom
- 1:30 p.m.** SIMPCO Community and Economic Development - Zoom
- 4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- FRI., NOV. 20 12:00 p.m.** Siouxland Human Investment Partnership Board Meeting Northwest AEA, Room G
- MON., NOV. 23 6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- TUE., NOV. 24 2:00 p.m.** Decat Board Meeting, Western Hills AEA, Room F
- WED., NOV. 25 2:30 p.m.** Rolling Hills Community Services Region Governance Board Meeting
- TUE., DEC. 1 4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., DEC. 2 9:00 a.m.** Loess Hills Alliance Stewardship Meeting, Pisgah, Iowa
- 10:30 a.m.** Loess Hills Alliance Executive Meeting
- 1:00 p.m.** Loess Hills Alliance Full Board Meeting
- THU., DEC. 3 10:00 a.m.** COAD Meeting, The Security Institute
- FRI., DEC. 4 10:00 a.m.** Hungry Canyons Alliance Meeting, Atlantic, Iowa
- MON. DEC. 7 6:00 p.m.** Board of Adjustment Meeting, First Floor Boardroom
- WED., DEC. 9 8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
- 12:00 p.m.** District Board of Health Meeting, 1014 Nebraska St.
- THU., DEC. 10 12:00 p.m.** SIMPCO Board of Directors, 1122 Pierce St.
- 4:30 p.m.** Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
- WED., DEC. 16 12:00 p.m.** Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- THU., DEC. 17 4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- FRI., DEC. 18 12:00 p.m.** Siouxland Human Investment Partnership Board Meeting Northwest AEA, Room G

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.

NOVEMBER 10, 2020, FORTY-SIXTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, November 10, 2020 at 4:30 p.m. Board members present were Pottebaum, Radig, Ung (by phone), Wright, and De Witt. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, HR Director, Dennis Butler, Budget/Tax Analyst, Joshua Widman, Board Attorney and Michelle Skaff, Deputy 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. There were no citizen concerns.
2. Motion by Radig second by De Witt to approve the agenda for November 10, 2020, Carried 5-0. Copy Filed.

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

3. To approve minutes of the November 3, 2020 meeting. Copy filed.
4. To approve the claims totaling \$795,350.52. Copy filed.
- 5a. To approve the reclassification of Heidi Reising, Sheriff Deputy, County Sheriff Dept., effective 11-26-20, \$29.23/hour, 16%=\$4.09/hour. Per CWA Deputy Sheriffs Contract agreement, from Class 2 to Class 1.; and the separation of Loxi Arndt, Lieutenant - Civil, County Sheriff Dept., effective 01-08-21. Retirement. Copy filed.
- 5b. To approve the request of Loxi Arndt to remain on the County Health and dental insurances. Copy filed.
- 6a. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Oeurm Say, Vin #22GCS3134.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,083
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Oeurm Say is the titleholder of a mobile home VIN 22GCS3134 located in Woodbury County, Iowa and legally described as follows:

VIN# 22GCS3134 1973 General Trailer

WHEREAS, the above-stated mobile home has taxes payable including special assessments and the mobile home is owned by Oeurm Say.

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 10th day of November, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 6b. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Yes Communities, Vin #8969J and #4749810601.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,084**

RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Yes Communities is the titleholder of mobile homes VIN #8969J and #4749810601 located in Woodbury County, Iowa and legally described as follows:

VIN #8969J 1973 Superior Trailer

VIN #4749810601 1974 Atlas

WHEREAS, the above-stated property has taxes payable including special assessments and the property is owned by Yes Communities.

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 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6c. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Wayne Starr, Vin #1468741341.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,085
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Wayne Starr is the titleholder of a mobile home VIN #1468741341 located in Woodbury County, Iowa and legally described as follows:

VIN #1468741341 1974 Shangrila

WHEREAS, the above-stated mobile home has taxes payable including special assessments and the mobile home is owned by Wayne Starr.

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 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6d. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Lake Forest MHC, Vin #MY875027V and #BT11798.

**RESOLUTION #13,086
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Lake Forest MHC is the titleholder of mobile homes VIN #MY875027V and #BT11798 located in Woodbury County, Iowa and legally described as follows:

VIN #MY875027V 1987 Friendship

VIN #BT11798 1978 Brentwood

WHEREAS, the above-stated mobile homes has taxes payable including special assessments and the mobile homes are owned by Lake Forest MHC.

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 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6e. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Jason Sweitzer, Vin #MY16203511k.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,087
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Jason Sweitzer is the titleholder of a mobile home VIN #MY16203511k located in Woodbury County, Iowa and legally described as follows:

VIN #MY16203511k 2016 Harmony Home

WHEREAS, the above-stated mobile home has taxes payable including special assessments and the mobile home is owned by Jason Sweitzer.

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 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6f. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for the Yes Homesales, Vin #58A14506.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,088
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Yes Homesales is the titleholder of a mobile home VIN 58A14506 located in Woodbury County, Iowa and legally described as follows:

VIN #58A14506 1985 Bonnavilla

WHEREAS, the above-stated mobile home has taxes payable including special assessments and the mobile home is owned by Yes Homesales

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 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

Carried 5-0.

- 9a. Motion by Radig second by Pottebaum to approve and authorize the Chairperson to sign a Resolution approving agreement by and among the City of Merville, the County of Woodbury, and Woodbury Central Community School District. Carried 5-0.

**RESOLUTION #13,089
RESOLUTION APPROVING AGREEMENT BY AND AMONG THE CITY OF
MORVILLE, THE COUNTY OF WOODBURY, AND WOODBURY CENTRAL
COMMUNITY SCHOOL DISTRICT**

WHEREAS, the County of Woodbury, hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

WHEREAS, the City of Morville has requested the County (along with the Woodbury Central Community School District) enter into an agreement relating to the extension of the division of revenue under Iowa Code Section 403.19 in Morville Phase II Ridge Urban Renewal Area for the City of Morville, Iowa, for projects involving the provision of public improvements related to housing and residential development from ten (10) fiscal years to a total of fifteen (15) fiscal years of division of revenue (beginning with the second fiscal year after the year of first certification of debt); and

WHEREAS, the County is willing to agree to such extension:

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

Section 1. The County approves the entry into the **AGREEMENT BY AND AMONG THE CITY OF MORVILLE, THE COUNTY OF WOODBURY, AND WOODBURY CENTRAL COMMUNITY SCHOOL DISTRICT.**

Section 2. The officials designated below shall take any and all action necessary to execute the Agreement.

PASSED AND APPROVED this 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 9b. Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution approving agreement by and among the City of Merville, the County of Woodbury, and Woodbury Central Community School District. Carried 5-0.

RESOLUTION #13,090
RESOLUTION APPROVING AGREEMENT BY AND AMONG THE CITY OF
MOVILLE, THE COUNTY OF WOODBURY, AND WOODBURY CENTRAL
COMMUNITY SCHOOL DISTRICT

WHEREAS, the County of Woodbury, hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

WHEREAS, the City of Merville has requested the County (along with the Woodbury Central Community School District) enter into an agreement relating to the extension of the division of revenue under Iowa Code Section 403.19 in MCDAI Addition Urban Renewal Area for the City of Merville, Iowa, for projects involving the provision of public improvements related to housing and residential development from ten (10) fiscal years to a total of fifteen (15) fiscal years of division of revenue (beginning with the second fiscal year after the year of first certification of debt); and

WEREAS, the County is willing to agree to such extension:

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

Section 1. The County approves the entry into the **AGREEMENT BY AND AMONG THE CITY OF MOVILLE, THE COUNTY OF WOODBURY, AND WOODBURY CENTRAL COMMUNITY SCHOOL DISTRICT.**

Section 2. The officials designated below shall take any and all action necessary to execute the Agreement.

PASSED AND APPROVED this 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7a. A public hearing was held at 4:35 p.m. for the sale of parcel #894730252001, 2224 W. Palmer Ave. The Chairperson called on anyone wishing to be heard.

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

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894730252001, 2224 W. Palmer Ave., to William Bounds and Joseph Holy, 2220 W Palmer Ave Sioux City, for \$100.00 plus recording fees. Carried 5-0.

RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #13,091

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

By William Bounds and Joseph Holy in the sum of One Hundred Dollars & 00/100 (\$100.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894730252001
Lot Seven (7) Block Six (6) Hornicks 2nd Addition, City of Sioux City, Woodbury County, Iowa
(2224 W. Palmer Ave.)

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

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

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

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

SO DATED this 10th Day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

7b. A public hearing was held at 4:37 p.m. for the sale of parcel #894721151017, 111 ½ 23rd St. The Chairperson called on anyone wishing to be heard.

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

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894721151017, 111 ½ 23rd St., to Julian and Olivia Lesko, 107 23rd St., Sioux City, for \$199.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #13,092**

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

By Julia Lesko and Olivia Lesko in the sum of One Hundred Ninety-Nine Dollars & 00/100 (\$199.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894721151017
North 6 feet South 110 feet of Lot Eight (8) Block Six (6), Call's Summit 2nd Addition, City of Sioux City, Woodbury County, Iowa
Subject to restrictive covenants and easements of record and subject to a perpetual easement for alley purposes (111 ½ 23rd Street)

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

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

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

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

SO DATED this 10th Day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

7c. A public hearing was held at 4:39 p.m. for the sale of parcel #894711132008, 4425 Central St. The Chairperson called on anyone wishing to be heard.

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

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894711132008, 4425 Central St., to Amanda Wragge, 500 Huntington Ct., Sergeant Bluff, for \$3,500.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #13,093**

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

**By Amanda Wragge in the sum of Three Thousand Five Hundred Dollars & 00/100 (\$3,500.00)-----
-----dollars.**

For the following described real estate, To Wit:

**Parcel #894711132008
Lots 7, 8 and 9 in Block 25 of Leeds Addition to Sioux City, in the County of Woodbury and State of Iowa
(4425 Central Street)**

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

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

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

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

SO DATED this 10th Day of November, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 10. Motion by De Witt second by Radig to approve a contract and bond for project #L-B(C274)—73-97 with Prahm Construction for \$513,120.22. Carried 5-0. Copy filed.
- 11. Motion by Pottebaum second by Radig to approve and authorize the Chairperson to sign a Resolution approving and authorizing the revised exhibit C to the lease agreement by and between Woodbury County Law Enforcement Center Authority and Woodbury County, Iowa. Carried 5-0.

RESOLUTION #13,094
RESOLUTION APPROVING AND AUTHORIZING THE
REVISED EXHIBIT C TO THE LEASE AGREEMENT BY AND
BETWEEN WOODBURY COUNTY LAW ENFORCEMENT
CENTER AUTHORITY AND WOODBURY COUNTY, IOWA

WHEREAS, there has heretofore been established Base Rent payments pursuant to a Lease Agreement by and between the Woodbury County Law Enforcement Center Authority and Woodbury County, Iowa, dated September 1, 2020 (the "Lease Agreement"), as amended, which Base Rent is and will continue to be collected as set forth therein; and

WHEREAS, pursuant to Article VII of the Lease Agreement, Exhibit C shall be updated by the Authority's Municipal Advisor within 30 days after issuance of the Law Enforcement Center Facilities Revenue Bonds.

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

Section 1. That amended Exhibit C attached hereto, is hereby approved and shall be substituted and made a part of the Lease Agreement.

Section 2. That, except as amended hereby, all other aspects of the Lease Agreement are hereby ratified, confirmed and approved and remain in full force and effect.

PASSED AND APPROVED this 10th day of November, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 8a. Bid letting was held at 4:45 p.m. for the Woodbury County Courthouse chiller replacement project. The bids are as follows:

CW Suter, Sioux City, IA	\$1,029,645.00
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Motion by De Witt second by Radig to receive the bids. Carried 5-0.

- 8b. Motion by Radig second by De Witt to award the bid for Woodbury County Courthouse chiller replacement project to CW Suter for \$1,029,645.00. Carried 5-0.
- 12. The canvass for the General Election held on November 3, 2020 was held.

Steve Hofmeyer, Deputy Commissioner of Elections, announced there were total provisional and after-election ballots, of which were accepted and added to the tally and were rejected.

President and Vice President
Donald J. Trump and Michael R Pence, REP Received Twenty-Five Thousand Seven Hundred and Thirty-Six (25,736) votes
Joseph R Biden and Kamala D. Harris, DEM Received Eighteen Thousand Seven Hundred and Four (18,704)

votes

Roque Rocky De La Fuente and Darcy G. Richardson, Received Thirty-Three (33) votes
 All
 Don Blankenship and William Alan Mohr, CON Received Fifty-Five (55) votes
 Ricki Sue King and Dayna R. Chandler, GKH Received Eleven (11) votes
 Howie Hawkins and Angela Nicole Walker, GRN Received Ninety-Six (96) votes
 Jo Jorgensen and Jeremy Cohen, LIB Received Four Hundred and Thirty-Five (435) votes
 Brock Pierce and Karla Ballard Received Eighteen (18) votes
 Kanye West and Michelle Tidball Received Eighty-Four (84) votes
 Scattering Received One Hundred and Ninety (190) votes
 Total Forty-Five Thousand Three Hundred and Sixty-Two (45,362) votes

United States Senator

Joni Ernst, REP Received Twenty-Four Thousand One Hundred and Seventy-Five (24,175) votes
 Theresa Greenfield, DEM Received Eighteen Thousand Six Hundred and Seventy-Four (18,674) votes
 Rick Stewart, LIB Received Nine Hundred and Ninety-Four (994) votes
 Suzanne Herzog Received Six Hundred and Twenty-Nine (629) votes
 Scattering Received Seventy-Two (72) votes
 Total Forty-Four Thousand Five Hundred and Forty-Four (44,544) votes

United States Representative District 4

Randy Feenstra, REP Received Twenty-Four Thousand and Forty-Five (24,045) votes
 J.D. Scholten, DEM Received Nineteen Thousand Eight Hundred and Twelve (19,812) votes
 Scattering Received One Hundred and Seventy-Eight (178) votes
 Total Forty-Four Thousand and Thirty-Five (44,035) votes

State Representative District 5

Thomas Jeneary, REP Received Two Thousand Seven Hundred and Twenty-Four (2,724) votes
 Scattering Received Forty (40) votes
 Total Two Thousand Seven Hundred and Sixty-Four (2,764) votes

State Representative District 6

Jacob Bossman, REP Received Twelve Thousand and Ninety-Seven (12,097) votes
 Scattering Received Three Hundred and Three (303) votes
 Total Twelve Thousand Four Hundred (12,400) votes

State Representative District 13

Ernest J. Gigaroa REP Received Four Thousand Seven Hundred and Nineteen (4,719) votes
 Chris Hall, DEM Received Six Thousand Six Hundred and Twenty-Five (6,625) votes
 Scattering Received Twenty-Five (25) votes
 Total Eleven Thousand Three Hundred and Sixty-Nine (11,369) votes

State Representative District 14

Robert Henderson, REP Received Four Thousand Seven Hundred and Eleven (4,711) votes
 Steve Hansen, DEM Received Five Thousand Nine Hundred and Eighty (5,980) votes
 Scattering Received Thirteen (13) votes
 Total Ten Thousand Seven Hundred and Four (10,704) votes

State Representative District 17

Matt W. Windschill, REP Received One Thousand Six Hundred and Eighty-two (1,682) votes

Jan Creasman, DEM	Received four hundred and fifty-seven (457) votes
Scattering	Received three (3) votes
Total	Two thousand one hundred and forty-two (2,142) votes

Supreme Court Justice _ Susan Kay Christensen

Yes	Received twenty-five thousand three hundred and thirty-one (25,331) votes
No	Received seven thousand four hundred and sixty-nine (7,469) votes
Total	Thirty-two thousand eight hundred (32,800) votes

Supreme Court Justice – Edward Mansfield

Yes	Received twenty-three thousand two hundred and fifty-five (23,255) votes
No	Received eight thousand seven hundred and eighteen (8,718) votes
Total	Thirty-one thousand nine hundred and seventy-three (31,973) votes

Supreme Court Justice – Christopher McDonald

Yes	Received twenty-three thousand eight hundred and seventy-four (23,874) votes
No	Received seven thousand nine hundred and sixty-nine (7,969) votes
Total	Thirty-one thousand eight hundred and forty-three (31,843) votes

Supreme Court Justice – Thomas Waterman

Yes	Received twenty-three thousand four hundred and forty (23,440) votes
No	Received eight thousand three hundred and twenty-four (8,324) votes
Total	Thirty-one thousand seven hundred and sixty-four (31,764) votes

Court of Appeals Judge – Thomas N. Bower

Yes	Received twenty-four thousand one hundred and twenty (24,120) votes
No	Received seven thousand two hundred and forty-eight (7,248) votes
Total	Thirty-one thousand three hundred and sixty-eight (31,368) votes

Court of Appeals Judge – David May

Yes	Received twenty-three five hundred and nineteen (23,519) votes
No	Received seven thousand three hundred and ninety-two (7,392) votes
Total	Thirty thousand nine hundred and eleven (30,911) votes

Court of Appeals Judge – Julie A. Schumacher

Yes	Received twenty-five thousand one hundred and forty (25,140) votes
No	Received six thousand five hundred and ninety-six (6,596) votes
Total	Thirty-one thousand seven hundred and thirty-six (31,736) votes

Court of Appeals Judge – Sharon Soorholtz Greer

Yes	Received twenty-four thousand and fifteen (24,015) votes
No	Received seven thousand one hundred and sixty-five (7,165) votes
Total	Thirty-one thousand one hundred and eighty (31,180) votes

District 38 Judge – Duane E. Hoffmeyer

Yes	Received twenty-five thousand seven hundred and seventeen (25,717) votes
-----	--

No Received six thousand eight hundred and fifty-six (6,856) votes
Total Thirty-two thousand five hundred and seventy-three (32,573) votes

District 38 Judge – Tod J. Deck

Yes Received twenty-four thousand five hundred and fifty-six (24,556) votes
No Received seven thousand three hundred and seventy-one (7,371) votes
Total Thirty-one thousand nine hundred and twenty-seven (31,927) votes

District 38 Judge – Zachary S. Hindman

Yes Received twenty-four thousand six hundred and forty-four (24,644) votes
No Received six thousand eight hundred and sixteen (6,816) votes
Total Thirty-one thousand four hundred and sixty (31,460) votes

District 3D Associate Judge – Daniel P. Vakulskas

Yes Received twenty-five thousand three hundred and fifty-two (25,352) votes
No Received six thousand eight hundred and ten (6,810) votes
Total Thirty-two thousand one hundred and sixty-two (32,162) votes

District 38 Associate Judge – Mark C. Cord III

Yes Received twenty-three thousand eight hundred and fifty-three (23,853) votes
No Received seven thousand two hundred and ninety-two (7,292) votes
Total Thirty-one thousand one hundred and forty-five (31,145) votes

District 38 Associate Judge – John C. Nelson

Yes Received twenty-four thousand six hundred and ninety (24,690) votes
No Received six thousand five hundred and seventy-three (6,573) votes
Total Thirty-one thousand two hundred and sixty-three (31,263) votes

Question 1 – Shall there be a convention to revise the Constitution, and propose amendment or amendments to same?

Yes Received twelve thousand eight hundred and ninety-eight (12,898) votes
No Received twenty-two thousand three hundred and twenty-six (22,326) votes
Total Thirty-five thousand two hundred and twenty-four (35,224) votes

Board of Supervisors District 1

Keith W. Radig, REP Received twenty-two thousand and twenty-nine (22,029) votes
Kevin McCormick, DEM Received twenty-one thousand and ninety-four (21,094) votes
Scattering Received fifty-seven (57) votes
Total Forty-three thousand one hundred and eighty (43,180) votes

We therefore declare:

Keith W. Radig to be duly elected for the office of Board of Supervisors District 1 for the term of 4 years.

Board of Supervisors District 3

Jeremy Taylor, REP Received twenty-two thousand five hundred and thirty-three (22,533) votes
Maty Pottebaum, DEM Received twenty thousand six hundred and three (20,603) votes

Scattering	Received one hundred and twenty-eight (128) votes
Total	Forty-three thousand two hundred and sixty-four (43,264) votes

We therefore declare:

Jeremy Taylor to be duly elected for the office of Board of Supervisors District 3 for the term of 4 years.

Board of Supervisors District 5

Rocky De Witt, REP	Received twenty-five thousand five hundred and eighty-eight (25,588) votes
Patty Erickson-Puttmann, Dem	Received sixteen thousand nine hundred and eleven (16,911) votes
Scattering	Received sixty-six (66) votes
Total	Forty-two thousand five hundred and sixty-five (42,565) votes

We therefore declare:

Rocky De Witt to be duly elected for the office of Board of Supervisors District 5 for the term of 4 years.

County Auditor & Recorder

Barbara Parker, REP	Received twenty thousand three hundred and sixty-five (20,365) votes
Pat Gill, DEM	Received twenty-three thousand and fifty-eight (23,058) votes
Scattering	Received fifty-one (51) votes
Total	Forty-three thousand four hundred and seventy-four (43,474) votes

We therefore declare:

Pat Gill to be duly elected for the office of County Auditor & Recorder for the term of 4 years.

County Sheriff

Chad Sheehan, REP	Received thirty-five thousand five hundred and seventy-seven (35,577) votes
Scattering	Received one thousand one hundred and thirty-three (1,133) votes
Total	Thirty-six thousand seven hundred and ten (36,710) votes

We therefore declare:

Chad Sheehan to be duly elected for the office of County Sheriff for the term of 4 years.

Township Trustee Arlington Township

Joey Edmund Bremer	Received one hundred and twenty-one (121) votes
Faith A. Lambert	Received one hundred and forty-seven (147) votes
Scattering	Received one (1) vote
Total	Two hundred and sixty-nine (269) votes

We therefore declare:

Joey Edmund Bremer to be duly elected for the office of Township Trustee Arlington Township for the term of 4 years.

Faith A. Lambert to be duly elected for the office of Township Trustee Arlington Township for the term of 4 years.

Township Trustee Banner Township

Scattering	Received Zero (0) votes
Kevin Miller	Received one (1) votes
Joel Stilwell	Received one (1) votes

Craig Brockhaus	Received one (1) votes
Jerry Nitzschke	Received one (1) votes
Brian McNaughton	Received one (1) votes
William Heath De Stigler	Received one (1) votes
Wayne Cook	Received one (1) votes
Charles H Clark	Received one (1) votes
Mark Nicolls	Received one (1) votes
Tom Thiesen	Received two (2) votes
Total	Twelve (12) votes

We therefore declare:

William Heath De Stigler to be duly nominated for the office of Township Trustee Banner Township.

Tom Thiesen to be duly nominated for the office of Township Trustee Banner Township.

Township Trustee Concord Township

Kirk Flammang	Received five hundred and twenty (520) votes
Howard Mesz	Received four hundred and twenty-five (425) votes
Scattering	Received six (6) votes
Total	Nine hundred and fifty-one (951) votes

We therefore declare:

Kirk Flammang to be duly elected for the office of Township Trustee Concord Township for the term of 4 years.

Howard Mesz to be duly elected for the office of Township Trustee Concord Township for the term of 4 years.

Township Trustee Floyd Township

Kenneth Johnson	Received two hundred and twenty-seven (227) votes
Donald Wohlert	Received two hundred and thirty-two (232) votes
Scattering	Received zero (0) votes
Total	Four hundred and fifty-nine (459) votes

We therefore declare:

Kenneth Johnson to be duly elected for the office of Township Trustee Floyd Township for the term of 4 years.

Donald Wohlert to be duly elected for the office of Township Trustee Floyd Township for the term of 4 years

Township Trustee Grange Township

Ernest C Gigaroa	Received one hundred (100) votes
Scattering	Received zero (0) votes
Carolyn Lau	Received one (1) votes
Dave Healy	Received one (1) votes
Bryce Gerking	Received one (1) votes
Nick Piostemundt	Received one (1) votes
Blank	Received one (1) votes
Total	One hundred and five (105) votes

We therefore declare:

Ernest C Gigaroa to be duly nominated for the office of Township Trustee Grange Township

Carolyn Lau to be duly nominated for the office of Township Trustee Grange Township

Township Trustee Grant Township

Mark Bumsted	Received seventy-five (75) votes
Scattering	Received zero (0) votes
Pat Maguire	Received one (1) votes
Derek Kolbaum	Received one (1) votes
Marilyn Hladik	Received one (1) votes
Blank	Received one (1) votes
Total	Seventy-nine (79) votes

We therefore declare:

Mark Bumsted to be duly nominated to the office of Township Trustee Grant Township

Derek Kilbaum to be duly nominated to the office of Township Trustee Grant Township

Township Clerk to Fill Vacancy Grant Township

Scattering	Received zero (0) votes
Jean Lynn Lillie	Received two (2) votes
Total	Two (2) votes

We therefore declare:

Jean Lynn Lillie to be duly elected for the office of Township Clerk to Fill Vacancy Grant Township for the term of 2 years

Township Trustee Kedron Township

John Beeson	Received eighty-two (82) votes
Larry L Wink	Received eighty-six (86) votes
Scattering	Received zero (0) votes
Total	One hundred sixty-eight (168) votes

We therefor declare:

John Beeson to be duly elected for the office of Township Trustee Kedron Township for the term of 4 years

Larry L Wink to be duly elected for the office of Township Trustee Kedron Township for the term of 4 years

Township Trustee Lakeport Township

Hubert Pepin	Received ninety-two (92) votes
John Stensland	Received seventy-four (74) votes
Scattering	Received two (2) votes
Total	One hundred and sixty-eight (168) votes

We therefore declare:

Hubert Pepin to be duly elected for the office of Township Trustee Lakeport Township for the term of 4 years

John Stensland to be duly elected for the office of Township Trustee Lakeport Township for the term of 4 years

Township Trustee Liberty Township

Wade K Brown	Received two hundred and ninety-eight (298) votes
Ryan Waite	Received two hundred and nineteen (219) votes
Scattering	Received zero (0) votes

Total Five hundred and seventeen (517) votes

We therefore declare:

Wade K Brown to be duly elected for the office of Township Trustee Liberty Township for the term of 4 years

Ryan Waite to be duly elected for the office of Township Trustee Liberty Township for the term of 4 years

Township Trustee Liston Township

Gary Dose	Received sixty-one (61) votes
Marshall L Sohm	Received seventy-two (72) votes
Scattering	Received one (1) votes
Total	One hundred and thirty-four (134) votes

We therefore declare:

Gary Dose to be duly elected for the office of Township Trustee Liston Township for the term of 4 years.

Marshall L Sohm to be duly elected for the office of Township Trustee Liston Township for the term of 4 years.

Township Trustee Little Sioux Township

Scattering	Received zero (0) votes
Scott Blakely	Received one (1) votes
Ronald Polly	Received two (2) votes
Matt Riddle	Received one (1) votes
Gaylen Steinhoff	Received one (1) votes
Dick Hallowell	Received one (1) votes
Blank	Received one (1) votes
Total	Seven (7) votes

We therefore declare:

Scott Blakely to be duly nominated for the office of Township Trustee Little Sioux Township

Ronald Polly to be duly nominated for the office of Township Trustee Little Sioux Township

Township Clerk to Fill Vacancy Little Sioux Township

Scattering	Received zero (0) votes
Brad Steinhoff	Received one (1) votes
Total	One (1) votes

We therefore declare:

Brad Steinhoff to be duly elected for the office of Township Clerk to Fill Vacancy Little Sioux Township for the term of 2 years

Township Trustee Miller Township

Scattering	Received zero (0) votes
Matt Berning	Received six (6) votes
Jason Mahr	Received four (4) votes
Barb Ludwig	Received two (2) votes
Daniel G Brant	Received one (1) votes
Mark Baldwin	Received one (1) votes
Blank	Received one (1) votes

Total Sixteen (16) votes

We therefore declare:

Matt Berning to be duly elected for the office of Township Trustee Miller Township for the term of 4 years

Jason Mahrl to be duly elected for the office of Township Trustee Miller Township for the term of 4 years

Township Trustee to Fill Vacancy Miller Township

Brett Baldwin	Received seventy-three (73) votes
Scattering	Received zero (0) votes
Total	Seventy-three (73) votes

We therefore declare:

Brett Baldwin to be duly elected for the office of Township Trustee to Fill Vacancy Miller Township for the term of 2 years

Township Trustee Morgan Township

Scattering	Received zero (0) votes
Kurt Heinse	Received three (3) votes
Jason Hamann	Received three (3) votes
Andy Dose	Received three (3) votes
Kirk Petersen	Received one (1) votes
Jon Wilcke	Received one (1) votes
Mike Petersen	Received two (2) votes
Steve Albers	Received one (1) votes
Lance Hamann	Received one (1) votes
Blank	Received three (3) votes
Total	Eighteen (18) votes

We therefore declare:

Kurt Heinse to be duly nominated for the office of Township Trustee Morgan Township

Jason Hamann to be duly nominated for the office of Township Trustee Morgan Township

Township Clerk to Fill Vacancy Morgan Township

Scattering	Received zero (0) votes
Lance Hamann	Received four (4) votes
Kirk Petersen	Received one (1) votes
Julie Hamann	Received one (1) votes
Kalli Welte	Received one (1) votes
Jason Hamann	Received one (1) votes
Total	Eight (8) votes

We therefore declare:

Lance Hamann to be duly elected for the office of Township Clerk to Fill Vacancy Morgan Township for the term of 2 years

Township Trustee Merville Township

Scattering	Received zero (0) votes
Jared Schramm	Received four (4) votes
Wally Kuntz	Received three (3) votes

Kirk Scheelhaase	Received three (3) votes
Pat Rogers	Received two (2) votes
Andy McGill	Received two (2) votes
Josh Koele	Received two (2) votes
Jeff Krejci	Received one (1) votes
Cody Christiansen	Received one (1) votes
Kelsey Schramm	Received one (1) votes
Doyle Turner	Received one (1) votes
Danny Harmes	Received one (1) votes
Alan Ralston	Received two (2) votes
David Bennar	Received two (2) votes
Tom Morgan	Received one (1) votes
Bart Petersen	Received one (1) votes
Shane Mitchell	Received one (1) votes
Blank	Received one (1) votes
Total	Twenty-nine (29) votes

We therefore declare:

Jared Schramm to be duly nominated for the office of Township Trustee Merville Township

Wally Kuntz to be duly nominated for the office of Township Trustee Merville Township

Township Trustee Oto Township

Scattering	Received zero (0) votes
Joe Collins	Received four (4) votes
David Dorale	Received three (3) votes
Keane Schwarz	Received one (1) votes
Jen Weber	Received one (1) votes
Brian Stickney	Received one (1) votes
Dan Drenkhahn	Received one (1) votes
Sean M Shea	Received one (1) votes
Frank Weber	Received one (1) votes
Total	Thirteen (13) votes

We therefore declare:

Joe Collins to be duly elected for the office of Township Trustee Oto Township for the term of 4 years

David Dorale to be duly elected for the office of Township Trustee Oto Township for the term of 4 years

Township Trustee Rock Township

Jeffrey Henderson	Received ninety (90) votes
Peter Tim Petersen	Received seventy (70) votes
Scattering	Received one (1) votes
Total	One hundred and sixty-one (161) votes

We therefore declare:

Jeffrey Henderson to be duly elected for the office of Township Trustee Rock Township for the term of 4 years

Peter Tim Petersen to be duly elected for the office of Township Trustee Rock Township for the term of 4 years

Township Trustee Rutland Township

Ronald Bohle	Received one hundred and twenty-six (126) votes
Scattering	Received zero (0) votes
Jeff Puttmann	Received eight (8) votes
Jess Herbold	Received three (3) votes
Chase Fitch	Received two (2) votes
Brian Henschen	Received two (2) votes
Kevin Reinking	Received one (1) votes
Adam Herbold	Received one (1) votes
Tim Susie	Received one (1) votes
Blank	Received one (1) votes
Total	One hundred and forty-five (145) votes

We therefore declare:

Ronald Bohle to be duly elected for the office of Township Trustee Rutland Township for the term of 4 years

Jeff Puttmann to be duly elected for the office of Township Trustee Rutland Township for the term of 4 years

Township Trustee Sloan Township

Don Lord	Received sixty-one (61) votes
Maurice D Wilt	Received sixty-two (62) votes
Scattering	Received one (1) votes
Total	One hundred and twenty-four (124) votes

We therefore declare:

Don Lord to be duly elected for the office of Township Trustee Sloan Township for the term of 4 years

Maurice D Wilt to be duly elected for the office of Township Trustee Sloan Township for the term of 4 years

Township Trustee Union Township

Gary Hoppe	Received one hundred and three (103) votes
Roy D Linn	Received eighty-nine (89) votes
Scattering	Received zero (0) votes
Total	One hundred and ninety-two (192) votes

We therefore declare:

Gary Hoppe to be duly elected for the office of Township Trustee Union Township for the term of 4 years

Roy D Linn to be duly elected for the office of Township Trustee Union Township for the term of 4 years

Township Trustee Westfork Township

Linda K Baird	Received one hundred and thirty-eight (138) votes
Charles J Schleis	Received one hundred and seventeen (117) votes
Scattering	Received four (4) votes
Total	Two hundred and fifty-nine (259) votes

We therefore declare:

Linda K Baird to be duly elected for the office of Township Trustee Westfork Township for the term of 4 years

Charles J Schleis to be duly elected for the office of Township Trustee Westfork Township for the term of 4 years

Township Trustee to Fill Vacancy Westfork Township

Scattering	Received zero (0) votes
Charles Holst	Received two (2) votes
Ben Mueggenberg	Received One (1) votes
Richard Crow	Received one (1) votes
Randy Meyer	Received one (1) votes
Mike Baird	Received one (1) votes
Russell Buckholtz	Received one (1) votes
Kathy Mitchell	Received one (1) votes
Douglas Baird	Received one (1) votes
Total	Nine (9) votes

We therefore declare:

Charles Holst to be duly elected for the office of Township Trustee to Fill Vacancy Westfork Township for the term of 2 years

Township Trustee Willow Township

Deborah C Sulberger	Received on hundred and seventeen (117) votes
Scattering	Received zero (0) votes
Michael Folsom	Received one (1) votes
Glenn Thompson	Received one (1) votes
Total	One hundred and nineteen (119) votes

We therefore declare:

Deborah C Sulsberger to be duly nominated for the office of Township Trustee Willow Township
Glenn Thompson to be duly nominate for the office of Township Trustee Willow Township

Township Trustee Wolfcreek Township

Scattering	Received zero (0) votes
John Wilcox	Received nine (9) votes
Anthony Ashley	Received two (2) votes
Kevin Magnussen	Received two (2) votes
Jeannie Krueger	Received two (2) votes
Adam Fillipi	Received two (2) votes
Darwin McGhee	Received one (1) votes
John Forch	Received one (1) votes
Bruce Sadler	Received one (1) votes
Grant Streck	Received one (1) votes
Lane Tabke	Received one (1) votes
Larry Fixsel	Received one (1) votes
AJ Jensen	Received one (1) votes
Total	Twenty-four (24) votes

We therefore declare:

John Wilcox to be duly nominated for the office of Township Trustee Wolfcreek Township
Anthony Ashley to be duly nominated for the office of Township Trustee Wolfcreek Township

Township Trustee Woodbury Township

Scattering	Received zero (0) votes
Jacob Goodin	Received two (2) votes
Joe Courey	Received two (2) votes
Mike Headid	Received two (2) votes
Kevin Sievers	Received one (1) votes
Clairissa Langley	Received one (1) votes
Lloyd Eggers	Received one (1) votes
Ryan Neldeberg	Received one (1) votes
Scott Clausen	Received one (1) votes
Charles Nelson	Received one (1) votes
Robert Wikstrom	Received one (1) votes
Warren Vickery	Received one (1) votes
Keith Versma	Received one (1) votes
Robert Knowler	Received one (1) votes
Arnold Jasman	Received one (1) votes
Staci Downing	Received one (1) votes
Blank	Received one (1) votes
Total	Nineteen (19) votes

We therefore declare:

Jacob Goodin to be duly nominated for the office of Township Trustee Woodbury Township

Joe Courey to be duly nominated for the office of Township Trustee Woodbury Township

Soil & Water Conservation District Commissioner

Charles Bromander	Received twenty-one thousand seven hundred and forty-six (21,746) votes
Lane Tabke	Received twenty-one thousand three hundred and sixty-five (21,365) votes
Jason Yockey	Received twenty-three thousand four hundred and eighty-four (23,484) votes
Scattering	Received four hundred and three (403) votes
Total	Sixty-six thousand nine hundred and ninety-eight (66,998) votes

We therefore declare:

Charles Bromander to be duly elected for the office of Soil & Water Conservation District Commissioner for the term of 4 years

Lane Tabke to be duly elected for the office of Soil & Water Conservation District Commissioner for the term of 4 years

Jason Yockey to be duly elected for the office of Soil & Water Conservation District Commissioner for the term of 4 years

County Agricultural Extension Council

Sally Harley	Received twenty-one thousand three hundred and seventy-one (21,371) votes
Jenny Jorgensen	Received twenty-two thousand nine hundred and five (22,905) votes
Alan Ralston	Received nineteen thousand five hundred and thirty-seven (19,537) votes
Don Wiese	Received twenty-one thousand and thirty-eight (21,038) votes
Scattering	Received two hundred and seventy-six (276) votes
Total	Eighty-five thousand one hundred and twenty-seven (85,127) votes

We therefore declare:

Sally Harley to be duly elected for the office of County Agricultural Extension Council for the term of 4 years

Jenny Jorgensen to be duly elected for the office of County Agricultural Extension Council for the term of 4 years

Alan Ralston to be duly elected for the office of County Agricultural Extension Council for the term of 4 years

Don Wiese to be duly elected for the office of County Agricultural Extension Council for the term of 4 years

County Agricultural Extension Council to Fill Vacancy

Annie Kinwa-Muzinga	Received twenty-two thousand four hundred and fifteen (22,415) votes
Carol Pribyl Nelson	Received twenty-four thousand and thirty-seven (24,037) votes
Scattering	Received two hundred and twenty-five (225) votes
Total	Forty-six thousand six hundred and seventy-seven (46,677) votes

We therefore declare:

Annie Kinwa-Muzinga to be duly elected for the office of County Agricultural Extension Council to Fill Vacancy for the term of 2 years

Carol Pribyl to be duly elected for the office of County Agricultural Extension Council to Fill Vacancy for the term of 2 years

Motion by Radig second by De Witt to receive the signatures for the canvass of the 2020 General Election. Carried 5-0. Copy filed.

13. The Board heard reports on committee meetings.
14. There were no citizen concerns.
15. Board concerns were heard.

The Board adjourned the regular meeting until November 17, 2020.

Meeting sign in sheet. Copy filed.

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: November 17, 2020

* 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
Hansen, Jeremy	Secondary Roads	11-18-20	Temporary Equipment Operator	\$24.01/hour		A	Not to exceed 120 days.
Morris, Alyse	County Treasurer	11-29-20	MV Clerk II	\$19.01/hour	5%=\$.91/hour	R	Per AFSCME Courthouse Contract agreement, from Grade 3/Step 2 to Grade 3/Step 3.
Trinh, Minh	County Sheriff	11-30-20	Civilian Jailer	\$20.46/hour		A	Job Vacancy Posted 9-30-20. Entry Level Salary: \$20.46/hour.

APPROVED BY BOARD DATE: _____

MELISSA THOMAS, HR DIRECTOR:

Melissa Thomas HR Director

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

Date: 11/09/2020 Weekly Agenda Date: 11/17/2020

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Increase the PT EMS Paramedic annual budgeted hours

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

A request to increase the approved PT Paramedic's hours from 520 to 670.

BACKGROUND:

This improvement request was submitted by Gary Brown and approved in the 02/04/20 Board of Supervisors meeting.

FINANCIAL IMPACT:

Please see the attached information.

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:

Pass the motion

ACTION REQUIRED / PROPOSED MOTION:

Motion to sign the PA to increase the PT EMS Paramedic's annual hours.

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Board Meetings

020-02-04 Board of Supervisors Meeting

FEBRUARY 4, 2020. SIXTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS [Print](#)

The Board of Supervisors met on Tuesday, February 4, 2020 at 2:00 p.m. Board members present were Ung, De Witt, Pottebaum, and Radig. Staff members present were Heather Satterwhite, Executive Secretary, Joshua Widman, Assistant County Attorney, Melissa Thomas, Human Resources Director, Dennis Butler, Budget/Tax Analyst, and Patrick Gill, Auditor/Clerk to the Board.

Motion by Ung second by De Witt to receive the Board of Supervisors County Services -- Regional Distribution budget as submitted. Carried 4-0.

Motion by Ung second by Radig to receive the Board of Supervisors Building Services -- Tri-View budget as submitted. Carried 4-0.

Motion by Radig second by Ung to receive the Board of Supervisors Communication Center budget as submitted. Carried 4-0.

Motion by De Witt second by Ung to receive the Board of Supervisors WCICC budget as submitted. Carried 4-0.

Motion by Ung second by De Witt to receive the Board of Supervisors Conservatorships - New budget as submitted. Carried 4-0.

Motion by Ung second by De Witt to receive the Board of Supervisors Woodbury County Landfill budget as submitted. Carried 4-0.

Motion by Ung second by Radig to deny the Conservation Improvement Request budget as submitted. Failed 2-2 on a roll call vote; De Witt and Pottebaum opposed.

Motion by De Witt second by Pottebaum to approve a naturalist position in the Conservation Improvement Request budget. Failed 2-2 on a roll call vote; Radig and Ung opposed.

Motion by Ung second by Pottebaum to receive the Emergency Services Improvement Request budget as submitted. Carried 3-1 on a roll call vote; De Witt opposed.

Motion by Ung second by Pottebaum to receive the 2021 The Security Institute repair CIP project as submitted. Carried 4-0.

Motion by Ung second by Pottebaum to receive the 2021 CIP Program budget as submitted with a denial of security doors for the 6th floor. Carried 4-0.



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Agenda Item Request Form



02:16 pm

Jul. 13, 2020
FULL STAFF

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IMPROVEMENT REQUEST

Department/Division Title: Emergency Services, Gary Brown, Director

Request: Increase the ¼ Part-time Paramedic position by 150 hours.

Justification: This request is to increase the number of budgeted hours of the ¼ Part-time Paramedic by 150 hours at the Paramedic rate of \$18.90 per hour, going from 520 hours to a total of 670 hours.

The 520 hours; this is based on a 40-hour work week. The three Full-time Paramedics are scheduled for 2,760 hours annually, 690 hours is a quarter of that schedule.

There are three Full-time Paramedics, all have been with the department over a year. Each Full-time Paramedic earns 80 hours of vacation leave and 96 hours of sick leave each year. The total amount of vacation leave (240 hours) and sick leave (288 hours) combined is 528 hours annually.

The increase of 150 hours is justified as it moves the budget closer to the actual number of ¼ part-time hours needed at a minimum to cover leave time accrued by full-time staff.

Financial Impact: The financial impact would be \$5,020.06, that is the combination of \$2,835.00 for Wage Plan Emp. Part Time, \$968.72 for FICA (Medicare & Social Security and \$1,216.91 for IPERS.
(Totals for each budget line item is shown below.)

Budget Account Detail

Account Number:	Description:	Amount:	Explanation:
0029-36-1201-000-10100	Wage Plan Emp. Part Time	\$12,663.00	Includes increase of 150 hrs. budgeted for ¼ PT Paramedic
0029-36-1201-000-11000	FICA	\$13,593.15	FICA
0029-36-1201-000-11100	IPERS	\$18,126.91	IPERS
	Total:	\$44,383.06	

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

Date: 11/12/2020 Weekly Agenda Date: 11/17/2020

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas HR Director

WORDING FOR AGENDA ITEM:

Approval for the Chairman to sign the Delta Dental 2021 Renewal

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The paper work for the renewal of Woodbury County's dental plan is being submitted. The paperwork lays out the direct bill and COBRA rates for 2020.

BACKGROUND:

Delta Dental renews annually on January 1.

FINANCIAL IMPACT:

The administrative rates have increased slightly (.13) which will cause a change in the direct bill retiree and COBRA rates.

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:

Please accept the renewal paperwork and provide the necessary signature.

ACTION REQUIRED / PROPOSED MOTION:

Accept the 2021 dental renewal for signature.



Woodbury County
 Group # 33541
 Rating Period 1/1/21 through 12/31/23
 Financial Exhibit

Delta Dental PPOSM

Experience Period	Claims Paid 9/1/19 through 8/31/20	
Claims Paid 9/1/19 through 8/31/20		\$215,694
Adjustment of Claims to Incurred Basis		\$6,671
Incurred Claims		\$222,365
Trend in Claims		\$11,941
Projected Claims Based on Current Experience		\$234,306
Claims and Enrollment Fluctuation Adjustment		\$7,401
Projected Annual Claims Based on Current Enrollment		\$241,707

Fixed Fees	Per Contract	
Operating Costs	\$5.50	\$24,090
Broker Fee	\$0.00	\$0
Subtotal Fixed Fees	\$5.50	\$24,090
Projected Annual Expense		\$265,797

Current Enrollment			
<u>Single</u>	<u>E/S</u>	<u>E/C</u>	<u>Family</u>
163	86	36	80
Projected Claim Factors 1/1/21 through 12/31/21			
<u>Single</u>	<u>E/S</u>	<u>E/C</u>	<u>Family</u>
\$27.66	\$58.32	\$70.46	\$101.03
Fixed Fees			
Cost Per Contract			
<u>Current</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
\$5.37	\$5.50	\$5.63	\$5.76
Suggested Rates 1/1/21 through 12/31/21			
<u>Single</u>	<u>E/S</u>	<u>E/C</u>	<u>Family</u>
\$30.41	\$64.13	\$77.48	\$111.10
Direct Bill Rates 1/1/21 through 12/31/21			
<u>Single</u>	<u>E/S</u>	<u>E/C</u>	<u>Family</u>
\$30.84	\$65.02	\$78.28	\$112.81
COBRA Direct Bill Rates 1/1/21 through 12/31/21			
<u>Single</u>	<u>E/S</u>	<u>E/C</u>	<u>Family</u>
\$31.46	\$66.32	\$79.84	\$115.07
The Direct Bill Rates above will be the amount charged unless desired rates are communicated to DDIA at least 45 days prior to the start of this contract period.			

Percent of Premium Contributed by Employer: Single 100 % Emp/Spouse 47 % Emp/Child(ren) 39 % Family 27 %

Total Employees Enrolled: 368 Total Employees Eligible: 368

Signature of Group Administrator
 Please sign and return to fax # 888-337-5157 or
 email to: TeamReNew@deltadentalia.com

E-Mail Address _____ Date _____

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

Date: 11/09/2020 Weekly Agenda Date: 11/17/2020

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Approval for the Chairman to sign the 2021 Innovative Benefit Consultant plan document.

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The plan document is for Innovative Business Consultants to provide the third party administrative services for our flexible medical benefits, dependent care benefits and HRA.

BACKGROUND:

This year we are also requesting IBC perform our non-discrimination test with the IRS and and we are increasing the annual carryover amount from \$500 to \$550.

FINANCIAL IMPACT:

Admin fees equal \$4.50 per member per month and a \$200 one time fee.

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

Yes No

RECOMMENDATION:

The recommendation is to accept the renewal.

ACTION REQUIRED / PROPOSED MOTION:

Motion to accept the 2021 IBC plan document for renewal.



Innovative
Business
Consultants

412 Water Street
Sioux City, IA 51103
P 712-277-2424
F 712-277-2622

HRA and Flex Employer Form

SECTION 1: EMPLOYER INFORMATION			
Employer Name	Woodbury County	Primary Contact Name	Melissa Thomas
Employer Address	620 Douglas Street Sioux City IA 51101	Title	Human Resource Director
		Contact Phone	712-279-6480
		Contact Email	melissa.thomas@woodburycountyiowa.gov
Corporate Name	Woodbury County		
Corporate Street Address <small>(physical location)</small>	620 Douglas Street		
City	Sioux City	State	IA
		Zip	51101
Federal Tax ID	42-6005221	Corporate Phone Number	712-279-6480
Business Entity Type	<input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Sole Proprietor <input type="checkbox"/> LLC <input type="checkbox"/> Partnership <input type="checkbox"/> Non-Profit Organization <input checked="" type="checkbox"/> Government Entity or Church		
SECTION 2: FLEX PLAN DESIGN			
Plan Type	<input checked="" type="checkbox"/> Renewal <input type="checkbox"/> New		
Plan Year	01/01/2021 12/31/2021		
Plan Options	Dependent Care Account <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Flexible Spending Account <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Employer Funded Account <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Payment Features	<input checked="" type="checkbox"/> Benny Debit Card <i>(Funding on a weekly basis)</i> <input checked="" type="checkbox"/> Pay Provider <input checked="" type="checkbox"/> Pay Member <i>Claims reimbursement submitted in person, via fax, mail or online</i> Minimum check Amount \$20.00 Claims Reimbursed: <input checked="" type="checkbox"/> Daily <input type="checkbox"/> Weekly Frequency of Electronic Fund Transfers: <input type="checkbox"/> Daily <input checked="" type="checkbox"/> Weekly		
Runout Period <small>Last date to submit claims for services received in the plan year</small>	Do you offer a 90-day runout period for both Flex and Dependent Care? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Other: Do mid-year terms have same runout period as above? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, provide runout timing:		
Divisions <small>For reporting purposes</small>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Carryover Option <small>Applies to Flex only</small>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No \$550 Maximum Carryover Amount		

Grace Period	Grace Period offered and applies to both HC and DC FSA Plans? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Only Flex Spending <input type="checkbox"/> Only Dependent Care Grace Period, if applicable, 2.5 months? NA <input type="checkbox"/> Yes Other:
Flex Spending Account	Minimum: \$0 Max: \$2750 Employer contribution applies? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, how much: \$
Dependent Care Account	Minimum: \$0 Max \$5000 Employer contribution applies? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, how much: \$
Employer Contribution Schedule if applicable	<input type="checkbox"/> 100% on Plan Year Start Date <input type="checkbox"/> 1 st Day of the Month (divided by 12) <input type="checkbox"/> Participants Payroll Frequency <input checked="" type="checkbox"/> Customize: HRA paid FOM for EE health insurance premium- 1 year duration only

SECTION 3: HRA PLAN DESIGN	
Health Reimbursement Arrangement	<input checked="" type="checkbox"/> Option 1: HRA pays 100% of health insurance premium to member <input type="checkbox"/> Option 2: Upfront Member HRA Deductible _____ to plan maximum _____ <input type="checkbox"/> Option 3: Upfront Member HRA Deductible _____ HRA Pays ____% to plan maximum _____ <input type="checkbox"/> Option 4: Multi-Tier Co-Insurance Tier 1 \$0 to \$_____ HRA pays _____ % Tier 2 \$_____ to \$_____ HRA pays _____% to plan maximum _____ (Additional tiers can be added) <input type="checkbox"/> Option 5: Deductible followed by Multi-Tier Co-Insurance Member HRA Deductible Amount \$ _____ Tier 1 \$0 to \$_____ HRA pays _____ % Tier 2 \$_____ to \$_____ HRA pays _____% to plan maximum _____ (Additional tiers can be added) Aggregate Deductible: <input type="checkbox"/> All family members or any one member could satisfy the deductible or entire funding Embedded Deductible: <input type="checkbox"/> Yes <input type="checkbox"/> No __2x Individual amount __3x Individual amount <small>(Embedded: a specific number of family members must meet the HRA individual deductible along with the family meeting an HRA deductible)</small> Individual Cap: <input type="checkbox"/> Yes Amount \$ _____ <input type="checkbox"/> No <small>(Limits funding on each individual within a family)</small> HRA Expense List: <input type="checkbox"/> Deductible <input type="checkbox"/> Coinsurance <input type="checkbox"/> Prescriptions <input type="checkbox"/> Copay <input checked="" type="checkbox"/> retiree premium In-network Claims only? <input type="checkbox"/> Yes <input type="checkbox"/> No Pro-Ration of HRA- I would like new enrollees to receive a pro-rated HRA amount for the months that they are enrolled in the plan year. <input type="checkbox"/> Yes <input type="checkbox"/> No Pro-Ration Method: <input type="checkbox"/> Monthly (1/12) <input type="checkbox"/> Quarterly (1/4) Divisions by Location: <input type="checkbox"/> Yes <input type="checkbox"/> No

SECTION 4: ENROLLMENT INFORMATION	
Open Enrollment Dates	11/1/2020-11/30/2020
Collecting Enrollment Information	How will enrollment information be collected by the employer from the employee <i>(please describe)</i> : Online enrollments – may have some paper enrollments
Providing Enrollment Information to IBC	How will enrollment information be provided to IBC (select one): <input checked="" type="checkbox"/> IBC Online Portal <input type="checkbox"/> Excel file to be uploaded to IBC

Manual enrollments

If contact responsible for this is different than the Primary Contact, please provide information below:

Contact Name: **Melissa Thomas**

Title: Human Resource Director

Contact Phone:

Contact Email: melissathomas@woodburycountyiowa.gov

SECTION 5: ELIGIBILITY

New Hire
Waiting Period

Healthcare FSA: first of the month following 30-days

Dependent Care FSA: first of the month following 30-days

HRA: 20 years or 500 hours

Waiting period applies to new hires during OE? Yes No

Days to Enroll
for New Hire

Healthcare FSA: first of the month following 30-days

Dependent Care FSA: first of the month following 30-days

HRA: NA Days

Who is eligible

Full Time Only Per union contract

of Hours Required
for Eligible Status

Follows medical plan eligibility rules HRA: 20 years of service and 500 hours.

Effective Date

1st of the month after meeting eligibility requirements

Termination

When does coverage end upon termination? Termination Date End of month following termination

SECTION 6: QUALIFIED CHANGES

Election Changes

Election changes must be submitted within **30** days after the date of the event.

(Enter 0 if midyear election changes are not allowed under this Plan)

Coverage Begins

If qualified changes allowed, coverage following a qualified life change will begin: *(select one)*

On any day of the month following request for new enrollment or change in enrollment.

On the first of the month following request for new enrollment or change in enrollment (with the exception of changes resulting from birth, adoption or placement for adoption, which will be made as of the date of the qualified event in accordance with HIPAA).

Coverage Ends

If Coverage ends due to qualified event, coverage ends:

Any day of the month End of the month

SECTION 7: PAYROLL CONTRIBUTION REPORTING

Payroll Frequency

FLEX: Monthly (12) Bi-Weekly (24) **Bi-Weekly (26)** Weekly (52) Semi-Monthly

HRA: Beginning of Plan Year Other: **Per eligibility guidelines for retirees**

First payroll date in plan
year

12/31/2020 Every other Friday due to the 1st of Jan. falling on a Friday.

SECTION 8: OTHER CONTACTS

Contact: **Lisa Anderson**

Secretary

(712) 279-6480

Fax #:

lisanderson@woodburycountyiowa.gov

Contact:

(712) 279-6480

Fax #:

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

#6a

Date: 11/12/2020 Weekly Agenda Date: 11/17/2020

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

WORDING FOR AGENDA ITEM:

Approve Contract and Bond for project number RCB Outlet Repair G-104-1 & L-162-1

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The bid was awarded for repair of two damaged RCB culvert outlets, structures G-104-1 and L-162-1. Bid was awarded to Peterson Contracting. Contracts have been returned.

BACKGROUND:

The county is receiving Emergency Watershed Protection (EWP) and Hungry Canyons funding. Contract and bond have been returned for Board approval. The repairs will allow stream protection to be installed to reinforce and protect the RCB culverts.

FINANCIAL IMPACT:

This project is paid for with a combination of Hungry Canyons, EWP and local Woodbury County Secondary Roads funds.

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

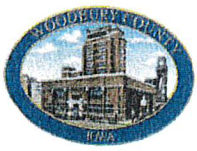
Yes No

RECOMMENDATION:

I recommend that the Board approve the contract and bond for project number RCB Outlet Repair G-104-1 & L-162-1.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the contract and bond for project number RCB Outlet Repair G-104-1 & L-162-1 with Peterson Contracting for \$135,052.00,



WOODBURY COUNTY CONTRACT

Kind of Work RCB Outlet Repair (2) locations in Woodbury County Miles _____
Project No. RCB Outlet Repair G-104-1 & L-162-1 County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following members: Matthew Ung, Rocky De Witt, Marty Pottebaum, Keith Radig, and Justin Wright, Contracting Authority, and Peterson Contractors Inc. of Reinbeck, Iowa, Contractor.

WITNESSETH: That the Contractor, for and in consideration of _____
One Hundred Thirty Five Thousand Fifty Two and 00/100 (\$135,052.00)

payable as set forth in the specifications constituting a part of this contract, hereby agrees to construct in accordance with the plans and specifications therefore, and in the locations designated in the notice to bidders, the various items of work as follows:

Item No.	Item	Quantity	Unit Price	Amount
	RCB Outlet Repair G-104-1 & L-162-1		Group 1	
1.	Clearing and Grubbing	0.20 Acres	\$25,000	\$ 5,000.00
2.	Excavation Class 10 Channel	401 C.Y.	\$ 10.00	\$ 4,010.00
3.	Concrete Grout for Revetment or Gabion	74 C.Y.	\$ 225.00	\$ 16,650.00
4.	Revetment Class E	1024 Ton	\$ 58.00	\$ 59,392.00
5.	Mobilization	1 Lump Sum	\$15,000.00	\$ 15,000.00
6.	Dewater	2 Each	\$17,500.00	\$ 35,000.00
TOTAL BID				\$135,052.00

Said specifications and plans are hereby made part of and the basis of this agreement, and a true copy of said plans and specifications are now on file in the office of the County Engineer under date of October 10, 2020

That in consideration of the foregoing, the Contracting Authority hereby agrees to pay the Contractor, promptly and according to the requirements of the specifications the amounts set forth, subject to the conditions as set forth in the specifications.

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. Weir Repair P3 & P35 in Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

That it is further understood and agreed by the parties of this contract that the above work shall be commenced and completed on or before:

Approximate Starting Date	Specified Starting Date	Late Starting Date	Number of Working Days
		November 30, 2020	40

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon by the parties hereto.

It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine, and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the _____ day of _____, 2020

Contractor: Peterson Contractors Inc.
By *Peterson*

Contracting Authority: Woodbury County, Iowa

By _____
Chairman

Date 11-5-20

Date _____

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

Date: 11/12/2020 Weekly Agenda Date: 11/17/2020

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

WORDING FOR AGENDA ITEM:

Approve Contract and Bond for project M-(K264)-73-97 replacement..

ACTION REQUIRED:

Approve Ordinance Approve Resolution Approve Motion

Public Hearing Other: Informational Attachments

EXECUTIVE SUMMARY:

The bid was awarded for replacement of a box culvert No. M-(K264)--73-97 under D22/160th St. SE of Menville. Bid was awarded to L.A. Carlson Contracting of Hinton. Contracts have been returned.

BACKGROUND:

The existing RCB/Cattle pass is in poor condition. Changes in the landscape have created conditions where there is erosion at the inlet of the culvert, damaging the adjacent landowner's field. The existing culvert will be replaced with a corrugated metal pipe with a drop inlet.

FINANCIAL IMPACT:

This project is paid for with local Woodbury County Secondary Roads funds.

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

Yes No

RECOMMENDATION:

I recommend that the Board approve the contract and bond for project number M-(K264)--73-97.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the contract and bond for project number M-(K264)--73-97 to L.A. Carlson Contracting for \$92,653.95.



WOODBURY COUNTY, IOWA CONTRACT

Kind of Work Culvert New

Project No. M-(K264)--73-97

County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following members: Matthew Ung, Keith Radig, Rocky DeWitt, Marty Pottebaum, and Justin Wright, Contracting Authority, and L.A. Carlson Contracting Merrill, IA, Contractor.

WITNESSETH: That the Contractor, for and in consideration of -----

Ninety Two Thousand Six Hundred Fifty Three 95/100

(\$92,653.95)

payable as set forth in the specifications constituting a part of this contract, hereby agrees to construct in accordance with the plans and specifications therefore, and in the locations designated in the notice to bidders, the various items of work as follows:

Item No.	Item	Quantity	Unit Price	Amount
Project: M-(K264)--73-97				
1.	Clearing and Grubbing	0.25 Acres	\$8,000.00	\$ 2,000.00
2.	Embankment in Place	839 C.Y.	15.00	12,585.00
3.	Excavation Class 10 Roadway	11 C.Y.	20.00	220.00
4.	Granular Surfacing, on Road, Crushed Concrete	185 Ton	10.00	1,850.00
5.	Removal of Existing Structure	1 L.S.	5,000.00	5,000.00
6.	Excavation Class 20	3,000 C.Y.	8.00	24,000.00
7.	Structural Concrete (Miscellaneous)	1.9 C.Y.	1,500.00	2,850.00
8.	Reinforcing Steel	153 LB.	3.00	459.00
9.	Culvert, Corrugated Metal Roadway Pipe, 54" Dia. (Place Only)	126 L.F.	80.00	10,080.00
10.	Piles, Steel Sheet	84 S.F.	42.50	3,570.00
11.	Removal of Pavement	309.33 S.Y.	15.00	4,639.95
12.	Safety Closure	2 Each	400.00	800.00
13.	Fence, Field	300 L.F.	15.00	4,500.00
14.	Field Fence Brace Panels	4 Each	200.00	800.00
15.	Traffic Control	1 L.S.	1,000.00	1,000.00
16.	Mobilization	1 L.S.	12,000.00	12,000.00
17.	Corrugated Metal Pipe Drop Inlet (Place Only)	1 Each	2,500.00	2,500.00
18.	Mulching	0.25 Acres	7,600.00	1,900.00
19.	Seeding and Fertilizing (Rural)	0.25 Acres	7,600.00	1,900.00

TOTAL BID

\$92,653.95

Said specifications and plans are hereby made part of and the basis of this agreement and a true copy of said plans and specifications are now on file in the office of the County Engineer under the date of October 27, 2020

That in consideration of the foregoing, the Contracting Authority hereby agrees to pay the Contractor, promptly and according to the requirements of the specifications the amounts set forth, subject to the conditions as set forth in the specifications.

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. M-(K264)--73-97 in Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

That it is further understood and agreed by the parties of this contract that the above work shall be commenced and completed on or before:

Approximate Starting Date	Specified Starting Date	Completion Date	Number of Working Days
		December 18, 2020	

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon by the parties hereto.

It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine, and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the

_____ day of _____, 2020

Approved:

By _____
Contractor: L.A. Carlson Contracting

By _____
Contracting Authority: Woodbury County Board Chairperson

Date _____

Date _____

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

#7

Date: 11-12-20

Weekly Agenda Date: 11-17-20

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Lt. Charles Hertz, Civil Service

WORDING FOR AGENDA ITEM:

Additional funding for advertising for New Hire Deputies

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Due to a lack of applications, the Commission has had to re-advertise for new hire Deputy Sheriff. We have advertised in Omaha, Sioux City, Minneapolis, Sioux Falls and Des Moines. We are hopeful that it will generate some interest in our process of establishing a new hire list, which is required by Iowa Code 341.a

The Commission is requesting an additional \$3100 for advertising from the Board. The Commission is limited in its funding for advertising, etc. Historically, we have not exceeded our budget and any amount left goes back to the general fund. We respectfully request that the additional monies be established to pay for this cost.

Thank you

BACKGROUND:

FINANCIAL IMPACT:

\$3,100.

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:

Recommending approval of additional funding for advertising for new hire deputies.

ACTION REQUIRED / PROPOSED MOTION:

Approval of additional funding for advertising for new hire deputies.

HEARING, AUTHORIZATION AND
ISSUANCE PROCEEDINGS

Sioux City, Iowa

November 17, 2020

The Board of Supervisors of Woodbury County, Iowa, (the "Board") met in regular meeting on the 17th day of November, 2020 at 4:45 p.m., in the lower level of the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa. The meeting was called to order and present were the Chairperson and the following named Board Members:

Present: _____

Absent: _____

* * * Other Business * * *

The Board investigated and found that the notice of intention to issue its revenue bonds or notes in an aggregate principal amount not to exceed \$5,500,000 (the "Bonds"), as directed by the Board, had been duly given according to law.

This being the time and place specified in the notice for the public hearing on the proposal to issue such Bonds, the Chairperson announced that all local residents attending the hearing would now be given an opportunity to express their views for or against the proposal to issue the Bonds. The following local residents attending the hearing expressed their views as follows:

The following local residents who had submitted written comments prior to the hearing expressed their views in such written comments as follows:

After all local residents who appeared at the hearing who desired to do so had expressed their views for or against the proposal to issue the Bonds, Board Member _____ introduced the following resolution and moved its adoption, seconded by Board Member _____; and after due consideration thereof by the Board, the Chairperson put the question on the motion and upon the roll being called, the following named Board Members voted:

Ayes: _____

Nays: _____

Whereupon, the Chairperson declared the motion duly carried and the resolution adopted as follows:

RESOLUTION _____

RESOLUTION AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED \$5,500,000 AGGREGATE PRINCIPAL AMOUNT OF HEALTHCARE FACILITIES REVENUE REFUNDING BOND OF WOODBURY COUNTY, IOWA, FOR THE PURPOSE OF LENDING THE PROCEEDS THEREOF TO JACKSON RECOVERY CENTERS, INC. (THE "BORROWER"); THE EXECUTION AND DELIVERY OF A BOND AND LOAN AGREEMENT AMONG THE COUNTY, THE BORROWER AND BMO HARRIS BANK N.A., PROVIDING FOR THE REPAYMENT OF THE LOAN OF THE PROCEEDS OF SAID BOND AND THE SECURING OF SAID REPAYMENT OBLIGATION; THE SALE OF SAID BOND; AND THE EXECUTION OF OTHER DOCUMENTS RELATED THERETO.

WHEREAS, the County of Woodbury, State of Iowa (the "Issuer"), is a County authorized and empowered by the provisions of Chapter 419 of the Code of Iowa, 2019, as amended (the "Act"), to issue revenue bonds or notes for the purpose of financing the costs of acquiring, by construction or purchase, land, buildings, improvements and equipment, or any interest therein suitable for the use of any facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from federal income tax under Section 501(a) of the Code (a "Tax Exempt Organization") or to retire any existing indebtedness on a facility for a Tax Exempt Organization or to refund any bonds issued pursuant to the Act; and

WHEREAS, the Issuer has been requested by Jackson Recovery Centers, Inc. (the "Borrower"), a Tax Exempt Organization, to issue its Healthcare Facilities Revenue Refunding Bond (Rosecrance Jackson Recovery Centers Project), in an aggregate principal amount not to exceed \$5,500,000 (the "Bond"), in one or more series, pursuant to the Act, and to loan said amount to the Borrower for the purpose of (1) refinancing certain existing indebtedness of the Borrower (the "Refunding"), the proceeds of which were used to refinance the Issuer's \$7,000,000 Healthcare Facilities Revenue Bond (Jackson Recovery Centers, Inc. Project), Series 2013 (the "Prior Bond"), the proceeds of which were used to (a) pay a portion of the costs of acquiring, constructing, furnishing and equipping a new residential substance abuse treatment facility located at 3500 W. 4th Street, Sioux City, Iowa (the "Project"), and (b) pay for certain costs of issuing the Prior Bond; and (2) paying for certain costs of issuance of the Bond; and

WHEREAS, pursuant to published notice of intention the Issuer held a hearing on the proposal to issue the Bond on November 17, 2020 and objections or other comments relating to the issuance of the Bond have been heard; and

WHEREAS, it is proposed that the Bond be issued in a principal amount not to exceed \$5,500,000 and that the Issuer loan the proceeds of the Bond to the Borrower pursuant to a Bond and Loan Agreement (the "Bond and Loan Agreement") among the Issuer, the Borrower and BMO Harris Bank N.A. (the "Lender") pursuant to which loan payments will be made by the Borrower in amounts sufficient to pay the principal of and interest and premium, if any, on the Bond, as and when the same shall be due; and

WHEREAS, the Bond, if issued, shall be a limited obligation of the Issuer, and shall not constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers, and the principal of and interest and premium, if any, on the Bond shall be payable solely out of the revenues derived from the aforementioned Bond and Loan Agreement or otherwise as provided therein; and

WHEREAS, the Borrower has arranged for the sale of the Bond to the Lender;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of the Issuer, as follows:

Section 1. In order to finance a portion of the costs of the Refunding and pay certain costs of issuance associated thereto, the Bond, in an aggregate principal amount of not to exceed \$5,500,000, is hereby authorized and ordered to be issued by the Issuer in substantially the form as has been presented to and considered by this Board and containing substantially the terms and provisions set forth therein. The Bond shall be issued as a single Bond and the Bond will bear interest at an initial rate not to exceed 6% per annum as may be determined by the Borrower and the Lender prior to the issuance thereof and as adjusted from time to time as provided in the Bond and Loan Agreement and the Bond. The execution and delivery of the Bond by the Chairperson and the County Auditor shall constitute approval thereof by the Issuer and the Chairperson and the County Auditor are hereby authorized and directed to execute the Bond and deliver the same to the Lender.

Section 2. The Issuer shall loan to the Borrower the proceeds of the Bond pursuant to the Bond and Loan Agreement and the Bond, each in substantially the form as has been presented to and considered by this Board and containing substantially the terms and provisions set forth therein, and the Chairperson and the County Auditor are hereby authorized and directed to execute and deliver the Bond and Loan Agreement, the Bond and the Tax Agreement with such changes, modifications, deletions or additions as deemed appropriate by Bond Counsel.

Section 3. The Bond will be a special limited obligation of the Issuer. The Bond shall not be payable from or a charge upon any funds other than the revenues derived from the Bond and Loan Agreement and the debt obligations of the Borrower thereunder pledged to the

payment thereof, nor shall the Issuer be subject to any liability thereon. No holder of the Bond shall ever have the right to compel any exercise of the taxing power of the Issuer to pay the Bond or the interest thereon, nor to enforce payment thereof against any property of the Issuer. The Bond shall not constitute a debt of the Issuer within the meaning of any constitutional or statutory provision or limitation and shall never constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

Section 4. The Bond and Loan Agreement and the Bond are hereby made a part of this Resolution as though fully set forth herein and are hereby approved in substantially the forms presented to the Board. The Chairperson and the County Auditor are authorized and directed to execute, acknowledge, and deliver said documents on behalf of the Issuer with such changes, insertions and omissions therein as Bond Counsel may deem appropriate, such execution to be conclusive evidence of approval of such documents in accordance with the terms hereof.

Section 5. The Chairperson and the County Auditor are authorized and directed to execute and deliver all other documents which may be required under the terms of the Bond and Loan Agreement or by Bond Counsel (including, without limitation, the execution and delivery of a tax exemption agreement), and to take any other action as may be required or deemed appropriate for the performance of the duties imposed thereby to carry out the purposes thereof. The Borrower, pursuant to the documents related to the issuance of the Bond, shall agree to comply with certain requirements of the Code regarding use and investment of the proceeds of the Bond and certain other moneys related to the Bond (collectively, the "Continuing Requirements") and the Borrower shall agree to monitor compliance with the Continuing Requirements and take remedial action with respect to any failure to comply with the Continuing Requirements.

Section 6. In order to qualify the Bond as a "qualified tax exempt obligation" within the meaning of Section 265(b)(3) of the Code, the Issuer hereby makes the following factual statements and representations:

(A) The Issuer hereby designates the Bond as a "qualified tax-exempt obligation" for purposes of Section 265(b)(3) of the Code;

(B) The reasonably anticipated amount of tax-exempt obligations (other than any obligations described in clause (ii) of Section 265(b)(3)(C) of the Code) which will be issued by the Issuer (and all entities whose obligations will be aggregated with those of the Issuer) during this calendar year 2020 will not exceed \$10,000,000; and

(C) Not more than \$10,000,000 of obligations issued by the Issuer during this calendar year 2020 (including the Bond) have been designated for purposes of Section 265(b)(3) of the Code.

The Issuer shall use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designation made by this paragraph.

Section 7. The provisions of this Resolution are hereby declared to be separable and if any action, phrase or provision shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions.

Section 8. All resolutions or parts thereof in conflict herewith are repealed, to the extent of such conflict.

Section 9. This Resolution shall become effective immediately upon its passage and approval.

Passed and approved November 17, 2020.

WOODBURY COUNTY, IOWA

By: _____
Chairperson, Board of Supervisors

Attest:

County Auditor

(Seal)

* * * Other Business * * *

On motion and vote, the meeting adjourned.

STATE OF IOWA

SS:

COUNTY OF WOODBURY

I, the undersigned, being first duly sworn, do hereby depose and certify that I am the duly appointed, qualified and acting County Auditor of the aforementioned County and that as such I have in my possession, or have access to, the complete corporate records of said County and of its Board of Supervisors and its officers; that I have carefully compared the transcript hereto attached with the aforesaid corporate records; and that said transcript hereto attached is a true, correct and complete copy of the all the corporate records in relation to the adoption of a Resolution authorizing the issuance and sale of a Healthcare Facilities Refunding Revenue Bond in an aggregate principal amount not to exceed \$5,500,000.

WITNESS my hand and the corporate seal of said County hereto affixed this __ day of November, 2020.

County Auditor

(Seal)

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

#9

Date: 11/12/2020 Weekly Agenda Date: 11/17/2020

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

WORDING FOR AGENDA ITEM:

LEC & 28th Street Projects- contract amendment

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

An amendment is necessary to clarify the separation of the expenses relating to each project under different ownership.

BACKGROUND:

The LEC Project Authority construction management agreement stipulates a 3% over-site fee for the 28th Street Development. The 28th Street Development is a County project not an LEC Authority Project. An amendment is necessary to clarify the separation of the expenses relating to each project under different ownership.

FINANCIAL IMPACT:

Contact language previously approved stipulates that construction management service fee shall be 3% of direct job costs plus direct job costs of the City/ County 28E

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:

Motion to approve amendment as drafted

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve amendment as drafted

AMENDMENT AND PARTIAL ASSIGNMENT OF CONTRACT

This AMENDMENT AND PARTIAL ASSIGNMENT OF CONTRACT ("Amendment") made this ____ of November, in the year 2020, by and between Owner, Woodbury County Law Enforcement Center Authority ("Owner" or "Assignor"), Baker Mechanical, Inc. d/b/a Baker Group ("Construction Manager Adviser" or "Baker"), and Woodbury County, Iowa by and through the Woodbury County Board of Supervisors ("Assignee") (collectively "the Parties"), whereby the Parties covenant and agree as follows:

RECITALS

WHEREAS, on or about July 17, 2020, the Owner entered into a contract, AIA Document C123 (2009 Edition) with Baker ("CM Adviser Agreement") whereby Baker agreed to provide certain Construction Manager Adviser services in conjunction with the construction of a New Law Enforcement Center that is to include the Sheriff's Department, County Jail, City offices and Courtrooms. Baker's scope of work involves two elements: First, serving as Construction Manager Adviser for the overall construction project and Second, providing Construction Manager Adviser services in connection with a separate contract known as "28E Agreement for Developmental Services," dated June 28, 2020 by and between the City of Sioux City, Iowa ("City") and Woodbury County, State of Iowa ("County"); and

WHEREAS, the Parties acknowledge and agree that the Woodbury County Board of Supervisors "County Supervisors" is responsible and has full authority to act on behalf of the County under the 28E Agreement and the Parties acknowledge and agree that Baker's Scope of Services under the CM Adviser Agreement partially involves CM services associated with the 28E Agreement; and,

WHEREAS, the Parties desire that all obligations of the Owner under the CM Adviser Agreement, as it pertains to the 28E Agreement shall be transferred and assigned to the Woodbury County Board of Supervisors acting on behalf of the County; and,

WHEREAS, the County consents and agrees to assume all obligations and liability of the Owner under the CM Agreement, including but not limited to obligations for payment to Baker for services rendered in connection with the 28E agreement; and,

NOW, THEREFORE, for and in consideration of the mutual covenants contained herein , and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, it is agreed by and between the Parties that:

1. Owner, Woodbury County Law Enforcement Center Authority hereby transfers and assigns its rights and obligations under the CM Adviser Agreement to the County, in part, specifically limited to its rights and obligation of Owner, including all contractual, warranty indemnification, causes of actions, and/or other claims, which Owner has or may have against Baker under the CM Adviser Agreement, as they pertain to the 28E Agreement between the City and the County;
2. The County, by and through the County Supervisors consents to such assignment and agrees to assume all obligations of Owner under the CM Adviser Agreement as it

pertain to the 28E Agreement. In connection with its acceptance of such obligations, the County Supervisors represents that it has reviewed and approves of Owner's obligations under the CM Adviser agreement and further, the County, as Assignee, agrees that all rights and obligations of Baker, including all contractual, indemnification, causes of actions, and/or other claims against Owner under the CM Adviser Agreement shall remain in full force and affect and County shall remain responsible for same under this Assignment;

3. Baker, acknowledges and consents to the above transfer and assignment from the Owner to the County, however, all Parties agree that Baker retains all rights to pursue claims under the CM Adviser Agreement against either the Owner/Assignor or County as Assignee related to services it provides under the CM Adviser Agreement as it pertains to the 28E Agreement;
4. The Parties acknowledge that Baker's fees for services in conjunction with the 28A Agreement shall be 3% of the overall cost for the all construction work to be provided for the overall project under the CM Adviser Agreement and that County, by and through the County Supervisors shall be responsible for timely payment for such services under the CM Adviser Agreement.

This Amendment and Partial Assignment of Contract is entered into as of the day and year first written above.

OWNER / ASSIGNOR:

Woodbury County Law Enforcement Center Authority

By: _____
printed name and title

CONSTRUCTION MANAGER ADVISER:

Baker Mechanical, Inc. d/b/a Baker Group

By: _____
printed name and title

ASSIGNEE:

Woodbury County Board of Supervisors, as authorized representative for the County of Woodward, Iowa

By: _____
printed name and title