



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(MARCH 23, 2021) (WEEK 12 OF 2021)**

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. DeWitt 253-0421 rdewitt@woodburycountyiowa.gov	Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov	Mark A. Monson 204-1015 mmonson@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 March 23, 2021 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 for speakers.

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

AGENDA

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

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

Consent Agenda

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

3. Approval of the minutes of the March 16, 2021 meeting
4. Approval of claims
5. Building Services – Kenny Schmitz
Approval of items to be auctioned per Personal Property Disposition Policy
6. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Authorization to Initiate Hiring Process

7. Secondary Roads – Mark Nahra
 - a. Approve the permit to work in the right of way for Pat Weaver
 - b. Approve the underground utility permit of Centurylink

End Consent Agenda

8. Hospice of Siouxland – Monica Koettters
Approval of and presentation of proclamation as March 2021 National Social Work Month Action

9. Community & Economic Development – David Gleiser
 - a. Receive the final staff report and Zoning Commission’s recommendation from their 3/15/21 meeting Action
 - b. Approve the Rainbow Addition final plat and authorize the Chairman to sign resolution Action

10. Secondary Roads – Mark Nahra
 - a. Receive bids for county pavement markings for 2021 and return them to the county engineer for review and recommendation Action
 - b. Award bid if low quote is clearly determined by bid results Action
 - c. Approve the resolution to set the date of April 20, 2021 at 4:40 p.m. for the vacating road right of way Action
 - d. Approve the certificate of completion of project G-2021 Stockpile Haul with Hallett Materials for \$443,350.00 Action
 - e. Approve the certificate of completion of project G-2021 Stockpile Wright Pit with Hallett Materials for \$123,750.00 Action

11. County Auditor – Patrick Gill
Approval of the FY 20/21 Parking Plan Action

12. County Attorney – PJ Jennings & Budget Analyst – Dennis Butler
Discussion and action on delaying the sale of Prairie Hills county farmland until the fall of 2021 Action

13. Board Administration – Dennis Butler
 - a. Approve the contribution of up to \$2,000,000 to the Authority for site preparations to make the project shovel ready Action
 - b. Approve to replenish the General Basic Fund Reserves from the sale of county farm or the American Rescue Plan Act of 2021 Action
 - c. Approve to cash rent of the county farm for 2021 and receive bids by 4:00 p.m. April 1, 2021, and setting the date to approve the lease April 6, 2021 Action

14. Board of Supervisors – Keith Radig
 - a. Approval to publish notice of the intention of the Board of Supervisors to appoint the County Treasurer Action
 - b. Approval of interview information form required for appointment to County Treasurer Action
 - c. Unnamed Lake project near Correctionville and Little Sioux Park Information
 - d. CIP prioritization for Covid-19 Local Government Relief Funds Information

- | | |
|-----------------------------------|-------------|
| 15. Reports on Committee Meetings | Information |
| 16. Citizen Concerns | Information |
| 17. Board Concerns | Information |

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

- TUE., MAR. 23 2:00 p.m.** Decat Board Meeting, Western Hills AEA, Room F
- WED., MAR. 24 2:30 p.m.** Rolling Hills Community Services Region Governance Board Meeting
- THU., MAR. 25 11:00 a.m.** Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce
- MON., APR. 5 6:00 p.m.** Board of Adjustment meeting, First Floor Boardroom
- TUE., APR. 6 4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., APR. 7 12:00 p.m.** District Board of Health Meeting, 1014 Nebraska St.
- THU., APR. 8 10:00 a.m.** COAD Meeting, The Security Institute
- 4:00 p.m.** Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
- WED., APR. 14 8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
- 10:00 a.m.** STARComm Board Meeting, The Security Institute, WIT Campus
- FRI., APR., 16 12:00 p.m.** SHIP Board Meeting, ZOOM
- THU., APR. 22 11:00 a.m.** Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce
- 12:00 p.m.** SIMPCO Board of Directors Meeting, Zoom
- MON. APR., 26 6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- TUE., APR., 27 2:00 p.m.** Decat Board Meeting, Western Hills AEA, Room F
- WED., APR. 28 2:30 p.m.** Rolling Hills Community Services Region Governance Board Meeting

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.

MARCH 16, 2021, ELEVENTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, March 16, 2021 at 4:30 p.m. Board members present were Radig, Ung, Monson, De Witt, and Wright. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, HR Director, Joshua Widman, Board Attorney, Dennis Butler, Budget/Tax Analyst, and Patrick Gill, Auditor/Clerk to the Board.

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

1. There were no citizen concerns.
2. Motion by De Witt second by Monson to approve the agenda for March 16, 2021. 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 March 9, 2021 meeting. Copy filed.
4. To approve the claims totaling \$1319,359.57. Copy filed.
5. To approve the separation of Zachary Jaenisch, P/T Youth Worker, Juvenile Detention Dept., effective 03-08-21. Resignation.; the separation of Jeremy Hansen, Temporary Equipment Operator, Secondary Roads Dept., effective 03-18-21. End of Temp Work.; the reclassification of Benjamin Brown, Sheriff Deputy, County Sheriff Dept., effective 04-01-21, \$34.22/hour, 9.9%=\$3.08/hour. Per CWA Deputy Sheriff Contract agreement, from Senior to Major Deputy.; the reclassification of Zane Chwirks, Sheriff Deputy, County Sheriff Dept., effective 04-01-21, \$34.22/hour, 9.9%=\$3.08/hour. Per CWA Deputy Sheriff's Contract agreement, from Senior to Master Deputy.; the reclassification of Vincent Dvorak, Sheriff Deputy, County Sheriff Dept., effective 04-01-21, \$34.22/hour, 9.9%=\$3.08/hour. Per CWA Deputy Sheriff's Contract agreement, from Senior to Master Deputy.; the reclassification of Gerad Lukken, Sheriff Deputy, County Sheriff Dept., effective 04-01-21, \$34.22/hour, 9.9%=\$3.08/hour. Per CWA Deputy Sheriff's Contract agreement, from Senior to Master Deputy.; and reclassification of Andrew Vogt, Sheriff Deputy, County Sheriff Dept., effective 04-01-21, \$34.22/hour, 9.9%=\$3.08/hr. Per CWA Deputy Sheriff's Contract agreement, from Senior to Master Deputy. Copy filed.
6. To approve the Impoundment Structure Property Tax Exemption. Copy filed.
- 7a. To receive the appointment of Linda Nepper, 220 1st Ave, PO Box 38, Oto, IA, for Council member for the City of Oto until the next regular/general election. Copy filed.
- 7b. To approve an application for a 12-month, Class B Beer License (BB) (includes Wine Cooler) Class C Native Wine Permit, with Outdoor Service and Sunday sales privileges for the Oscar Carl Vineyard, effective 05/01/21 through 04/30/22. Copy filed.

Carried 5-0.

8. A public hearing was held at 4:35 p.m. for the sale of parcel #894728254003, 821 Jennings 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 De Witt second by Monson to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894728254003, 821 Jennings St., to DC Realty LLC, PO Box 86, South Sioux City, NE, for \$15,000.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #13,144**

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

By DC Realty LLC in the sum of Fifteen Thousand Dollars & 00/100 (\$15,000.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894728254003

All that part of Block 134, Sioux City East Addition, described as follows: Beginning at the Northeast Corner of said Block 134, thence South along the East line of said Block, 75 feet, thence West and parallel with the North line of said Block, 158 feet, thence North and parallel with the East line of said Block, 75 feet to the North line of said Block, thence East along the North line of said Block, 158 feet to the place of beginning, in the County of Woodbury and State of Iowa
(821 Jennings 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 16th Day of March, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 9a. Motion by Monson second by Ung to approve the dispersing the Mildred Anderson Grant funds to Siouxland Mental Health Services. Carried 5-0. Copy filed.
- 9b. There was a discussion of the potential sale of the county farm. Copy filed.
- 10. The Board heard reports on committee meetings.
- 11. Citizen concerns.
- 12. Board concerns were heard.

The Board adjourned the regular meeting until March 23, 2021.

Meeting sign in sheet. Copy filed.

Woodbury County Personal Property Disposition Form



DATE: 03/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used Scott Breathing Air Compressor, mfr. date 7/18/2006, 377 hours, PSI 6000, RPM 1750, CFM 14, HP 10, Power 230VAC/1 PH 60 HZ, current on all service, current breathing air certification. Equipment is available for inspection by appointment only. Contact Gary Brown at 712-876-2212 or gbrown@woodburycountyiowa.gov
Estimated Value*	\$ 3,500.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	
Serial/VIN Number	07F-1312
Year	2006
Make/Model	AB10-1213
Auction Reserve	
Notes	Equipment is available for inspection by appointment only.



For Office Use Only:

GovDeals ID #	268
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used Bauer 2 Breathing Air Tank Fill Station, Mfr. date 11/2004, 6000 PSI. This fill station can fill tanks from 2216 PSI to 5500 PSI. Equipment is available for inspection by appointment only. Contact is Gary Brown at 712-876-2212 or gbrown@woodburycountyiowa.gov.
Estimated Value*	\$ 2,500.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	
Serial/VIN Number	51914
Year	2004
Make/Model	CFSII-2SL
Auction Reserve	
Notes	Equipment is available for inspection by appointment only.

For Office Use Only:

GovDeals ID #	269
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used Air Cascade System, 8-6000 PSI Tanks, last tested on 02/2003. Equipment is available for inspection by appointment only. Contact Gary Brown at 712-876-2212 or gbrown@woodburycountyiowa.gov
Estimated Value*	\$ 800.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	
Serial/VIN Number	
Year	
Make/Model	
Auction Reserve	
Notes	Equipment is available for inspection by appointment only



For Office Use Only:

GovDeals ID #	270
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used 2015 Chevrolet Topper, 3500 Series, will fit 2015-2017, White. Equipment is available for inspection by appointment only. Contact Gary Brown 712-876-2212 or gbrown@woodburycountyiowa.gov
Estimated Value*	\$ 300.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	
Serial/VIN Number	
Year	2015
Make/Model	Chevrolet
Auction Reserve	
Notes	Equipment is available for inspection by appointment only



For Office Use Only:

GovDeals ID #	271
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/11/21



NAME: Heather Satterwhite



DEPARTMENT: Board of Supervisors

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-279-6539

Fill in the fields below (* REQUIRED):

Item Description*	(2) office chairs.
Estimated Value*	\$ 10.00
Current Location*	Courthouse
County Asset Number	
Serial/VIN Number	
Year	
Make/Model	
Auction Reserve	
Notes	Used chairs from the Board office.



For Office Use Only:

GovDeals ID #	272
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/11/21



NAME: Heather Satterwhite



DEPARTMENT: Board of Supervisors

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-279-6539

Fill in the fields below (* REQUIRED):

Item Description*	Small Kenmore refrigerator.
Estimated Value*	\$ 10.00
Current Location*	Courthouse
County Asset Number	
Serial/VIN Number	
Year	
Make/Model	
Auction Reserve	
Notes	Old but works; from board office.



For Office Use Only:

GovDeals ID #	273
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/11/21



NAME:



DEPARTMENT: Mail Room

AUTHORIZED REPRESENTATIVE: Building Services Director



PHONE: 712-279-6539

Fill in the fields below (* REQUIRED):

Item Description*	Various pieces of Pitney Bowes mail sorting equipment. (Model A 570, Model DEB0, Model 3250.) Including cabinet/counter.
Estimated Value*	\$ 50.00
Current Location*	Courthouse
County Asset Number	
Serial/VIN Number	
Year	
Make/Model	Model A 570, Model DEB0, Model 3250.
Auction Reserve	
Notes	No longer used by Mail Room.



For Office Use Only:

GovDeals ID #	274
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/11/21

	NAME:	
	DEPARTMENT:	County Attorney
	AUTHORIZED REPRESENTATIVE:	Building Services Director
	PHONE:	712-279-6539

Fill in the fields below (* REQUIRED):

Item Description*	Ricoh video camera with case.
Estimated Value*	\$ 10.00
Current Location*	Courthouse
County Asset Number	
Serial/VIN Number	
Year	
Make/Model	R-830
Auction Reserve	
Notes	Old video camera from County Attorney.

For Office Use Only:

GovDeals ID #	275
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Auditor



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used 1989 Ford F-700, 429 engine, automatic transmission, 3-ton GVW 25,100 lbs, 36,000 miles, length 27'6", height 9'7", width 8'10", wheelbase 207", seating for three. This unit is operational and has been retired by Woodbury County Emergency Services. The generator DOES NOT go with the truck, it is being sold separately. The Unit is available for inspection by appointment only.
Estimated Value*	\$ 5,000.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	6981
Serial/VIN Number	1FDNF70K2KVA53878
Year	1989
Make/Model	F-700
Auction Reserve	
Notes	Unit is available for inspection by appointment only

For Office Use Only:

GovDeals ID #	276
Sale Price	
Date	

Woodbury County Personal Property Disposition Form



DATE: 3/10/2021



NAME: Gary Brown



DEPARTMENT: Emergency Services

AUTHORIZED REPRESENTATIVE: Auditor



PHONE: 712-876-2212

Fill in the fields below (* REQUIRED):

Item Description*	Used 1988 Ford F250, 6.9 Power Stroke Diesel, 95,000 miles, runs, transmission is week. The unit is available for inspection by appointment only. The contact is Gary Brown at 712-876-2212 or gbrown@woodburycountyiowa.gov
Estimated Value*	\$ 500.00
Current Location*	121 Deer Run Trail, Climbing Hill, IA 51015
County Asset Number	
Serial/VIN Number	1FTHX26M1JKB10727
Year	1988
Make/Model	Ford
Auction Reserve	
Notes	Unit is available for inspection by appointment only.



For Office Use Only:

GovDeals ID #	277
Sale Price	
Date	

HUMAN RESOURCES DEPARTMENT

WOODBURY COUNTY, IOWA

DATE: March 23, 2021

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
County Sheriff	Sheriff Deputy	CWA: \$25.14/hour		

Chairman, Board of Supervisors

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

Date: 03/18/2021 Weekly Agenda Date: 03/23/2021

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

WORDING FOR AGENDA ITEM:

Consideration of permit to work in the county right of way

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Pat Weaver has requested a permit to work in the right of way to remove high bank and build new driveway along Hancock Ave., between 1638 and 1620 Hancock.

BACKGROUND:

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

FINANCIAL IMPACT:

No impact

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

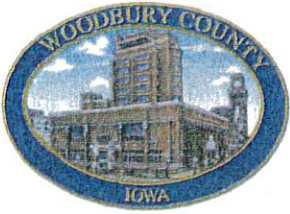
Yes No

RECOMMENDATION:

Recommend approval of the permit for Pat Weaver.

ACTION REQUIRED / PROPOSED MOTION:

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



Woodbury County Secondary Roads Department

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

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

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

SECRETARY
Tish Brice
tbrice@woodburycountyiowa.gov

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

Name of Permittee: Pat Weaver Phone No.: 712-870-1767

Mailing Address: 1638 Hancock Ave Merville 51039

Township: Merville Section: 2

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

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

Will take down high bank on west side of road Will not change ditch elevation. Landowner will build new driveway at top of hill

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

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

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

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

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

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

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

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

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

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

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

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

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

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the 31st day of October, 2021.

Entered into this 11th day of March, 2021.

Patrick W. Weaner
Signature of Property Owner or Authorized Representative

Mark J. Nelson
Woodbury County Engineer

Chair, Woodbury County Board of Supervisors

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

Date: 03/18/2021 Weekly Agenda Date: 3/23/2021

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

WORDING FOR AGENDA ITEM:

Consideration of a utility permit for installation of fiber optic cable in county rights of way near Sioux City.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Centurylink has applied for a permit to allow the installation of a new fiber optic line in county right of way of Stone Ave. near Sioux City.

BACKGROUND:

Work in county ROW requires a permit approved by the Board of Supervisors per section 318.8 of the Code of Iowa. The county engineer has reviewed the locations and recommends that the work be allowed.

FINANCIAL IMPACT:

No financial impact to the county.

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

Yes No

RECOMMENDATION:

Recommend approval of the permit for Centurylink.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the underground utility permit for Centurylink and to direct the chair to sign the permit.

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

REQUEST BY APPLICANT:

Name Lumen (Centurylink) Highway Hwy 75
 Address 4800 Stone Ave Township _____
Sioux City, IA 51106 City of Sioux City
 Office Phone _____ Local Phone _____ Section: 36 ¼ of ¼ Sec
 Type of Utility Installation Fiber Optic Cable & hand hole placement T 89 N, R 47 W
 Plans Prepared By Pearce Services Copy Enclosed Yes _____ No
 Map Showing Location Enclosed Yes _____ No
 Utility Location is _____ cross right-of-way _____ parallel to right-of-way
 _____ overhead _____ underground
 Proposed Method of Installation
 _____ tunnel _____ suspend on poles _____ cased
 jack & bore _____ suspend on towers trench
 _____ open cut _____ plow

Estimated Starting Date 04/26/2021 Estimated Restoration Date 12/31/2021

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

By Michelle Alvarez Title Permit Specialist
 (Signature of Authorized Utility Representative) Date 03/09/2021

PERMIT APPROVAL BY PERMITTING AUTHORITY

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

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

Date _____

By _____ Title _____
 (Signature of Woodbury County Engineer)

Date _____

Other Special Provisions:

Permit Provisions and Conditions of Issuance

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

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

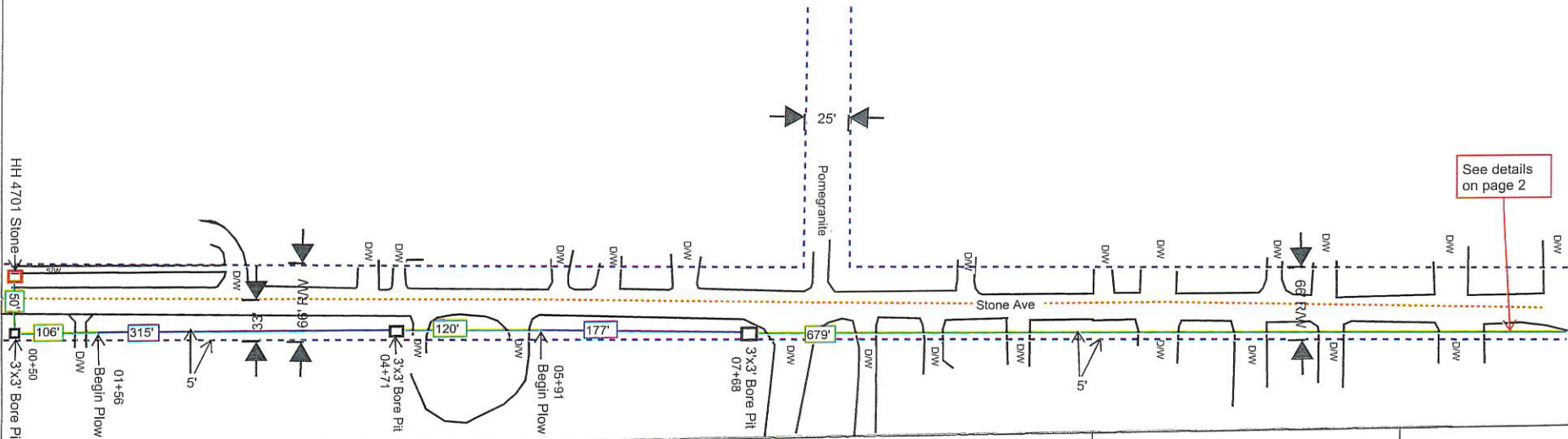
KEY

- BORE
- PLOW
- ENT. CONDUIT
- R/W
- C/L
- SEC. LINE

N.818206 - Provide and install 7 Way Future-Path from HH_4701 STONE to property line and jet144 Micro-Fiber through it. Place (6) new Handholes along this new duct/fiber path. At property line, place a CMPH and terminate the new 144 fiber. From the new CMPH place 24 fiber to Tower. See the fiber schematic to provide fiber continuity back to the Red Oak CO on fibers LSM3, 23-24.

↑
N

S36 T89N R47W
Woodbury Co. IA



FWA IA SIOUX CITY FCC 858461 - 42.48204803, -96.31420135

PERMIT - IDOT
Woodbury Co.
City of Sioux City IA

IOWA 811
LOCATE ALL UTILITIES
BEFORE CONSTRUCT.
NTS



ENGINEER: LUMEN - TIM KEMPER
DRAFTED BY: PEARCE SERVICES - Al Gibbs
PHONE: 402-616-1897
REVISION: 2/8/2021
SHEET: 1 OF 9

JOB#: N.818206
GEO:
CLLI: SXCYIAMS
DATE: 1/21/2021



KEY

- BORE
- FLOW
- ENT. CONDUIT
- - - R/W - - -
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- - - SEC. LINE - - -

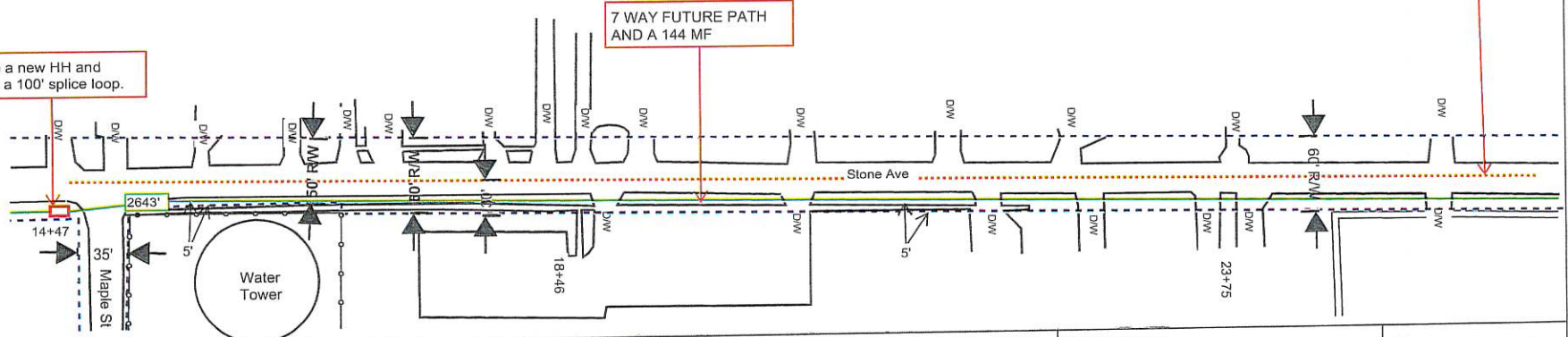


S36 T89N R47W
Woodbury Co. IA

Continue to page 3

Place a new HH and leave a 100' splice loop.

7 WAY FUTURE PATH AND A 144 MF



FWA IA SIOUX CITY FCC 858461 - 42.48204803, -96.31420135
 PERMIT - DOT
 Woodbury Co.
 City of Sioux City IA
 IOWA 811
 LOCATE ALL UTILITIES
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 NTS



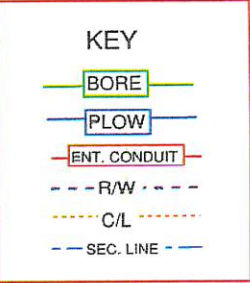
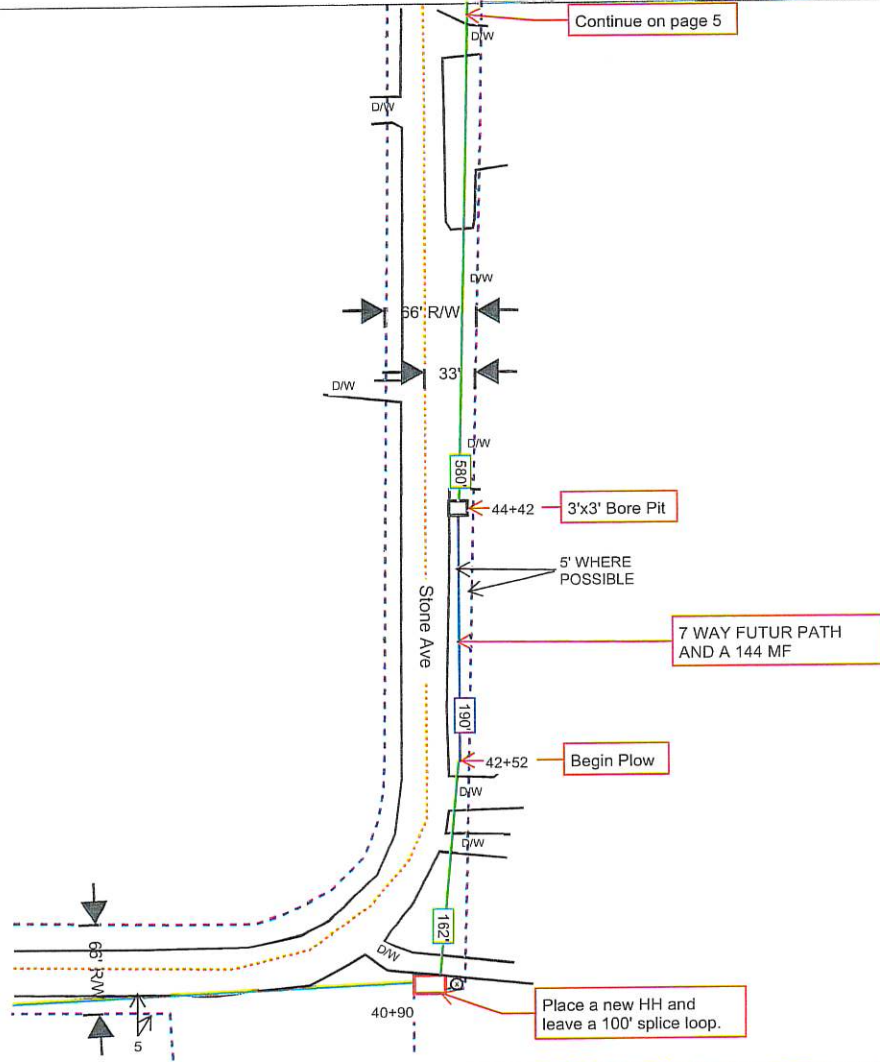
ENGINEER: LUMEN - TIM KEMPER
 DRAFTED BY: PEARCE SERVICES - Al Gibbs
 PHONE: 402-616-1897
 REVISION: 2/8/2021
 SHEET: 2 OF 9

JOB#: N.818206
 GEO:
 CLLI: SXCYIAMS
 DATE: 1/21/2021





S31 T89N R46W
Woodbury Co. IA



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PERMIT - IDOT
WOODBURY CO IA
CITY OF SIOUX CITY IA

IOWA 811

LOCATE ALL UTILITIES
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ENGINEER: LUMEN - TIM KEMPER
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PHONE: 402-616-1897
REVISION: 2/8/2021
SHEET: 4 OF 9

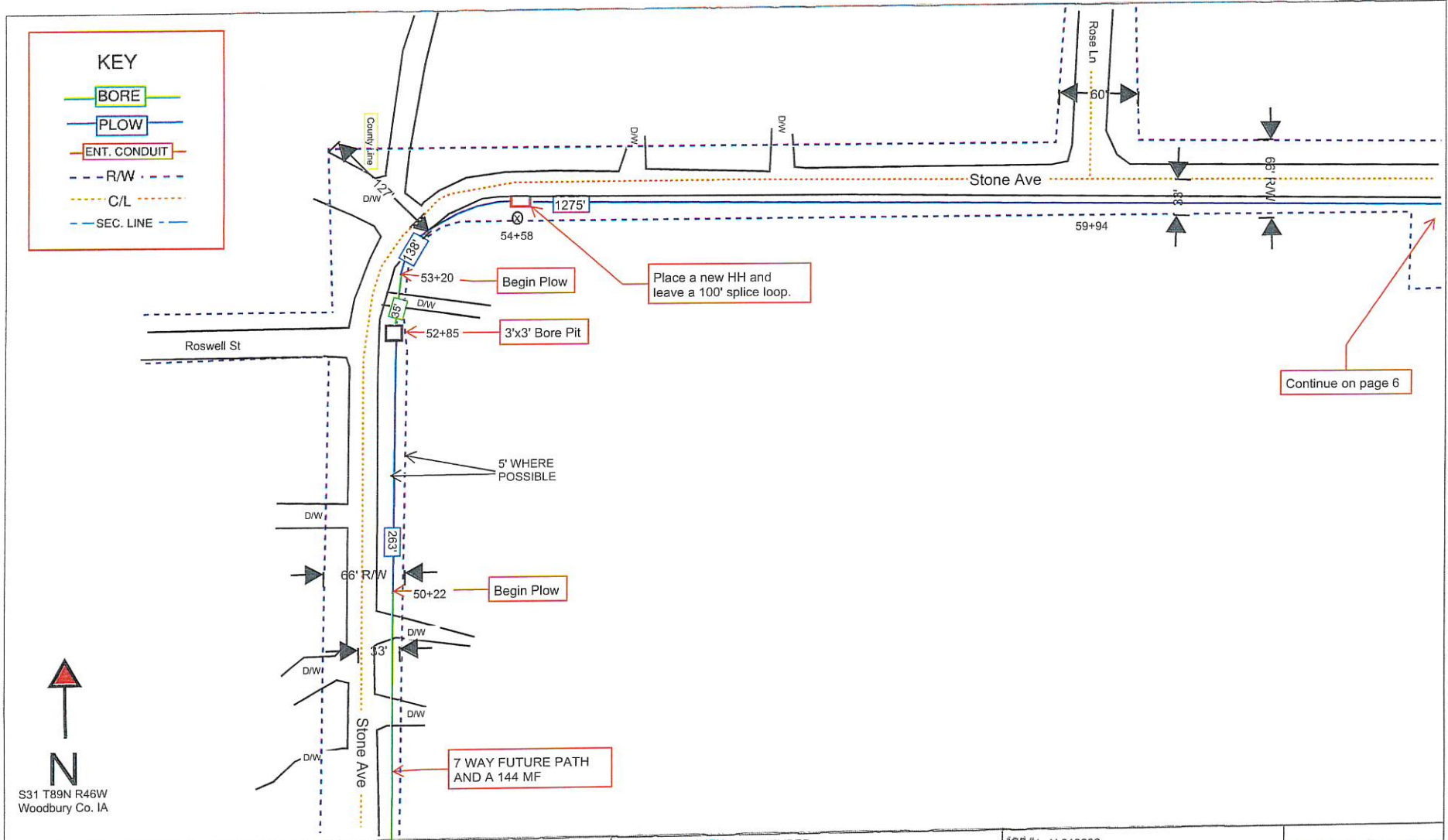
JOB#: N.818206

GEO:

CLLI: SXCYIAMS

DATE: 1/21/2021





KEY

- BORE
- PLOW
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- - - SEC. LINE

Continue on page 6



S31 T89N R46W
Woodbury Co. IA

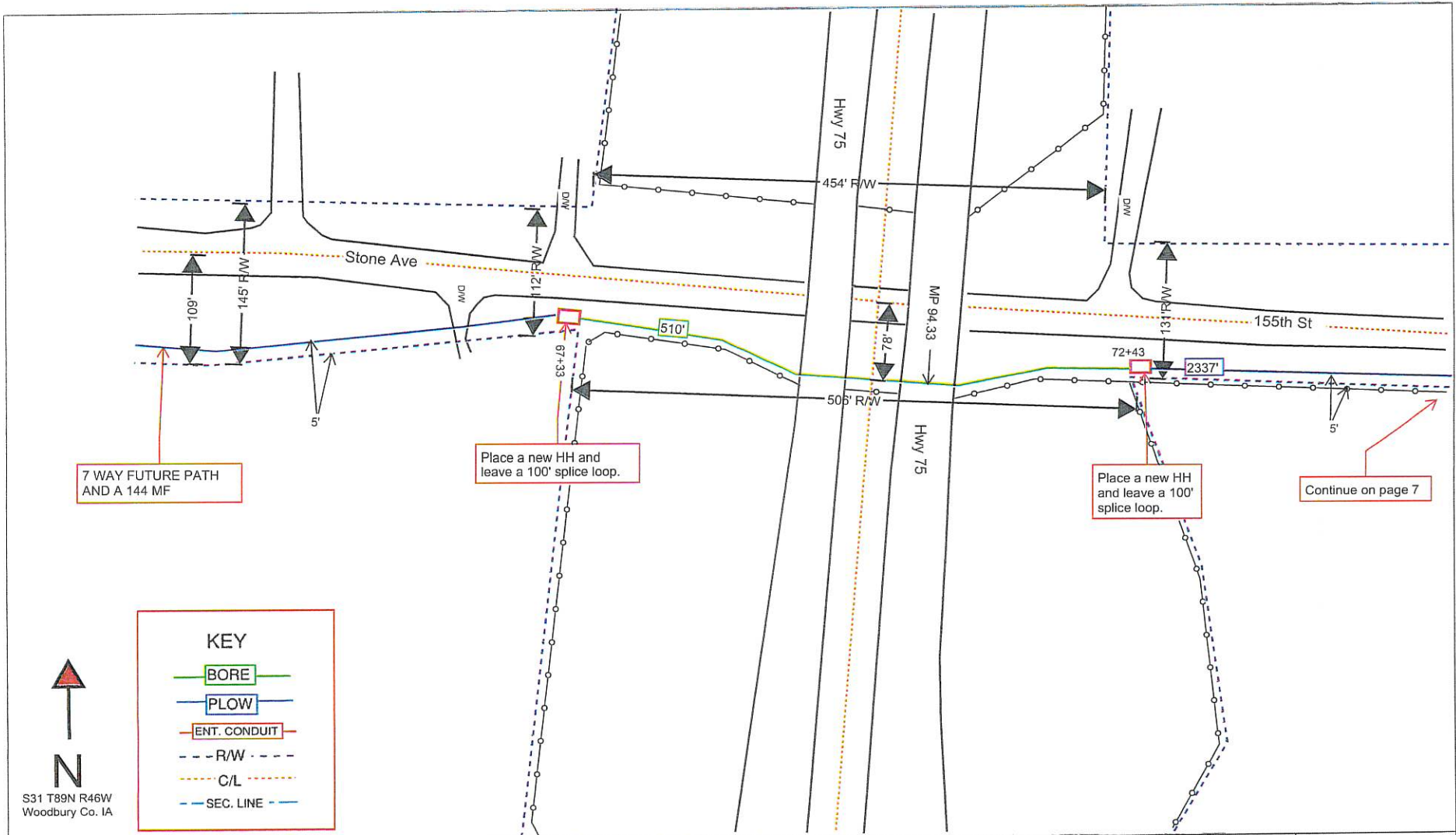
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 IOWA 811
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 BEFORE CONSTRUCT.
 NTS



ENGINEER: LUMEN - TIM KEMPER
 DRAFTED BY: PEARCE SERVICES - Al Gibbs
 PHONE: 402-616-1897
 REVISION: 2/8/2021
 SHEET: 5 OF 9

JOB#: N.818206
 GEO:
 CLLI: SXCYIAMS
 DATE: 1/21/2021





7 WAY FUTURE PATH
AND A 144 MF

Place a new HH and
leave a 100' splice loop.

Place a new HH and
leave a 100'
splice loop.

Continue on page 7

KEY

- BORE
- PLOW
- ENT. CONDUIT
- - R/W - -
- - C/L - -
- - SEC. LINE - -

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S31 T89N R46W
Woodbury Co. IA

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PERMIT - IDOT
WOODBURY CO. IA
CITY OF SIOUX CITY IA

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LOCATE ALL UTILITIES
BEFORE CONSTRUCT.
NTS

LUMEN

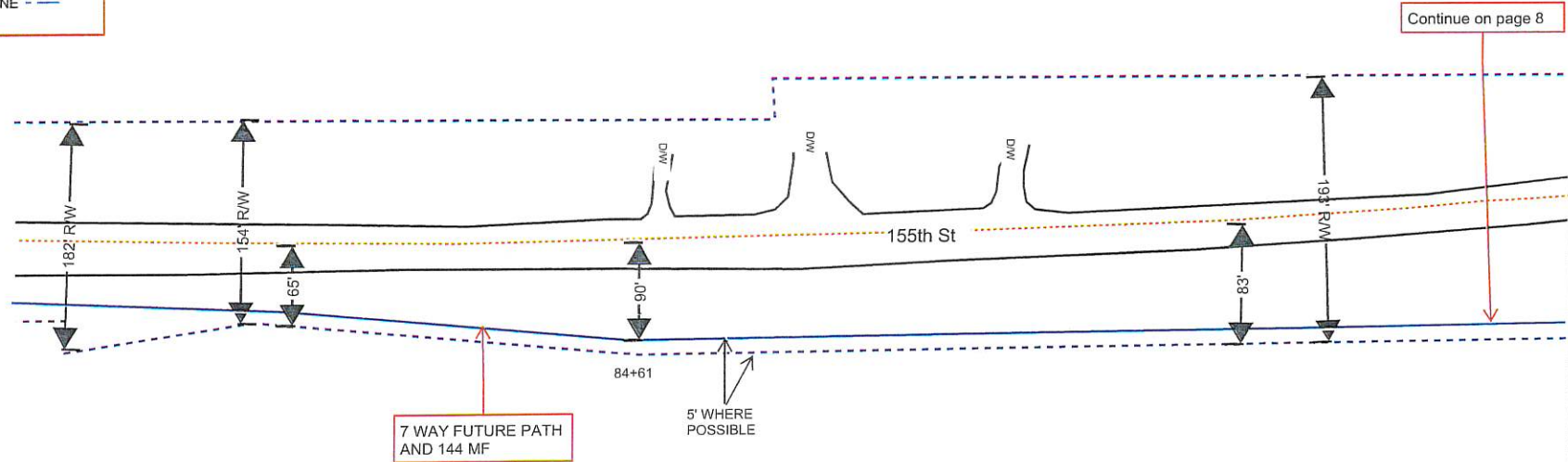
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DRAFTED BY: PEARCE SERVICES - Al Gibbs
PHONE: 402-616-1897
REVISION: 2/8/2021
SHEET: 6 OF 9

JOB#: N.802911
GEO:
CLLI: SXCYIAMS
DATE: 1/21/2021



KEY

- BORE
- PLOW
- ENT. CONDUIT
- R/W
- C/L
- SEC. LINE



S31 T89N R46W
Woodbury Co. IA

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 CITY OF SIOUX CITY IA BEFORE CONSTRUCT.
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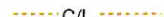



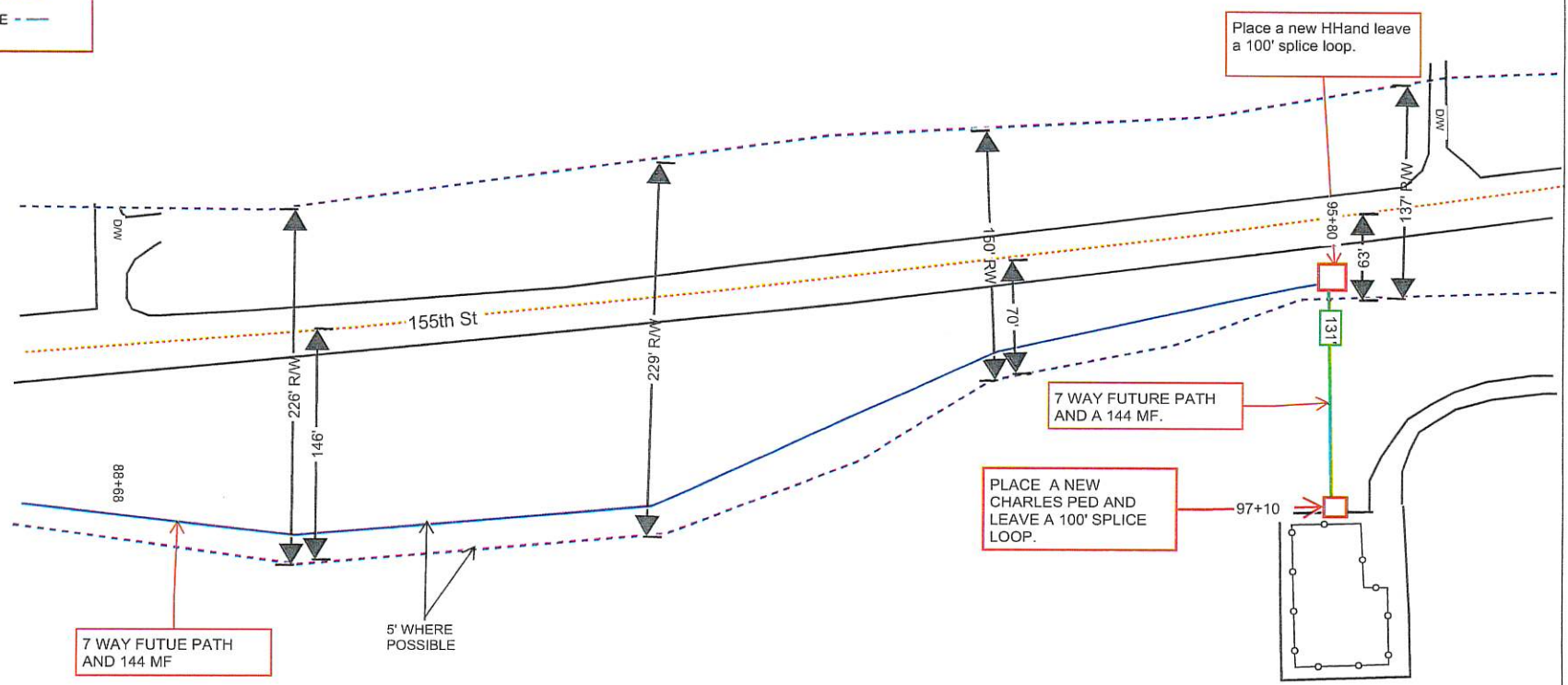
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 PHONE: 402-616-1897
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JOB#: N.818206
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 DATE: 1/21/2021



KEY

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-  SEC. LINE



S31 T89N R46W
Woodbury Co. IA

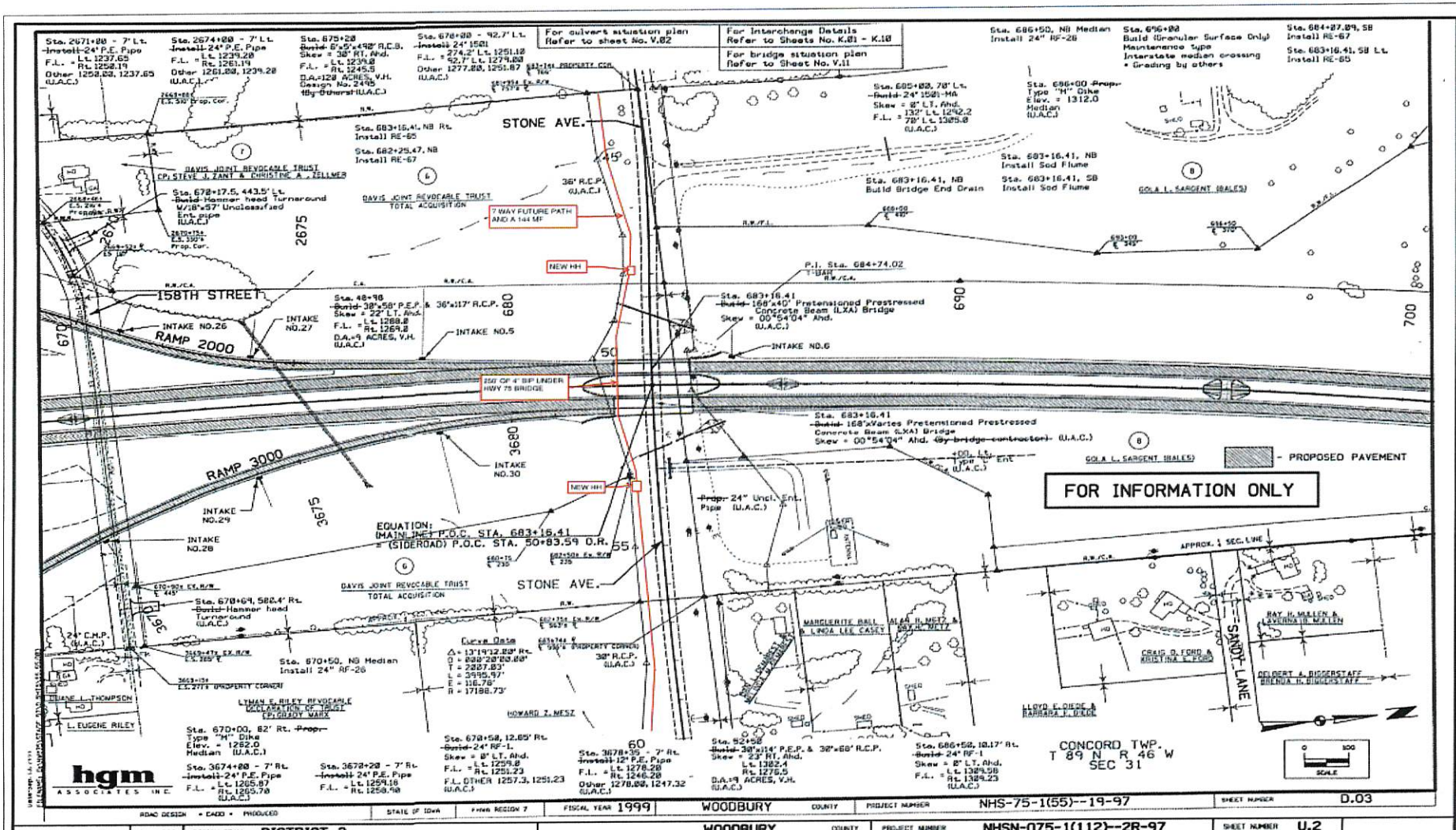
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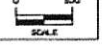
JOB#: N.818206
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 CLI: SXCXYAMS
 DATE: 1/21/2021





FOR INFORMATION ONLY

CONCORD TWP. W
T 89 N R 46 W
SEC 31



ROAD DESIGN - CADW - PRODUCED	STATE OF IOWA	PLANNED REGION 7	FISCAL YEAR 1999	WOODBURY COUNTY	PROJECT NUMBER NHS-75-1(55)--19-97	SHEET NUMBER D.03
ENGLISH	IOWA DOT	DESIGN TEAM DISTRICT 3	WOODBURY COUNTY	PROJECT NUMBER NHSN-075-1(112)--2R-97	SHEET NUMBER U.2	

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 Call before you dig dial 811
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ENGINEER: LUMEN - TIM KEMPER
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 SHEET: 9 OF 9

JOB#: N.818206
 GEO:
 CLLI: SXCYIAMS
 DATE: 1/21/2021



WOODBURY COUNTY, IOWA

RESOLUTION NO. _____

Social Work Month 2021 Proclamation
“Social Workers are Essential”

WHEREAS, the Social Work Profession for decades has been dedicated to improving human well-being and enhancing the basic needs of all people – especially the most vulnerable among us;

WHEREAS, this year’s Social Work Month theme, “Social Workers are Essential,” embodies the heroic contributions of the Social Work profession to our nation, including the work Social Workers have done to heal our nation during these times of pandemic, racial unrest, economic uncertainty and political divisiveness;

WHEREAS, Social Workers have always been present in times of crisis, helping people overcome issues such as death and grief and helping people and communities recover from natural disasters such as fires, hurricanes and earthquakes;

WHEREAS, Social Workers have helped this nation live up to its values by successfully advocating for equal rights for all people, no matter their race, sexual identity, gender, gender expression, culture or religion;

WHEREAS, the Social Work Profession is one of the fastest growing professions in the United States, with nearly 800,000 people expected to be employed as Social Workers by 2028;

WHEREAS, Social Workers work in all parts of our society to empower people to live to their fullest potential;

WHEREAS, School Social Workers have worked with families and school throughout the pandemic to ensure students reach their full academic and personal potential;

WHEREAS, Social Workers play a crucial role in our nation’s health care system and have played a key role in this nation’s response to COVID-19 and helping individuals, families and communities cope with the epidemic;

WHEREAS, Social Workers for generations have advocated for positive changes that have made our society a better place to live, including urging policymakers to adopt the minimum wage, improve workplace safety, and enact social safety net programs that help ameliorate hunger, homelessness, and poverty;

WHEREAS, Social Workers are one of the largest groups of mental health care providers in the United States, and work daily to help people – whether in person or remotely – overcome substance use disorders and mental illnesses such as depression and anxiety;

WHEREAS, Social Workers will continue to stand ready to assist our nation in overcoming present and future challenges, including pushing for racial equity, ending gun violence, improving health care and mental health care for all and urging lawmakers to adopt immigration reforms;

NOW THEREFORE, in recognition of the numerous contributions made by America’s Social Workers, I Rocky De Witt proclaim the month of March 2021 as National Social Work Month and call upon all citizens to join the National Association of Social Workers and Woodbury County Board of Supervisors in celebration and support of the Social Work Profession.

SO DATED this 23rd day of March 2021.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor/Recorder

Rocky De Witt, Chairman

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

Date: 3/18/21 Weekly Agenda Date: 3/23/21

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: David Gleiser, CED Director

WORDING FOR AGENDA ITEM:

Approval of Final Plat for the Rainbow Addition, a Minor Subdivision

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The Supervisors will receive the Woodbury County Planning and Zoning Commission's recommendation and final staff report on said plat and shall approve, approve with conditions, or disapprove the plat. The Board may table the matter with the consent of the subdivider. Approval shall be in the form of a resolution to be certified as part of the final plat.

BACKGROUND:

Steve Holmes, co-trustee of the Gilbert C. Holmes Irrevocable Trust has submitted a minor subdivision application to divide their family parcel into 3 lots to establish the Rainbow Addition. The purpose of this proposal is to divide the property among 3 siblings and allow the applicant to construct a new single family dwelling on Lot 3. The property is currently addressed as 7510 Correctionville Road, Sioux City, Iowa 51106. Its current GIS Parcel No. is: 894634100004, and it is located in T89N R46W (Concord Township) in the SW ¼ of the NW ¼ of Section 34. The property was recently rezoned to the Agricultural Estates (AE) Zoning District and is not located in the floodplain. The proposed lots and uses are compliant with the zoning ordinance. All required legal notifications were made and all relevant agency stakeholders and property owners were notified of this request and related public hearings. Due to it's proximity to the City of Sioux City, extra-territorial review by the City's Zoning Commission was required. The Sioux City City Council received their Zoning Commission's recommendation to approve the final plat and approved it via resolution on 3/8/21. On 3/15/21, the Woodbury County's Zoning Commission voted unanimously to recommend approval of the final plat as proposed. The CED office has not received any public comment as it relates to this application.

FINANCIAL IMPACT:

None

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:

Receive the final staff report and Zoning Commission's recommendation from their 3/15/21 meeting.

Approve the plat and authorize the Chairman to sign the resolution.

ACTION REQUIRED / PROPOSED MOTION:

Motion to receive the final staff report and Zoning Commission's recommendation from their 3/15/21 meeting.

Motion to approve the Rainbow Addition final plat and authorize the Chairman to sign the resolution.



**WOODBURY COUNTY
COMMUNITY & ECONOMIC DEVELOPMENT**

620 DOUGLAS STREET – SIOUX CITY, IA 51101

David Gleiser - Director - dgleiser@woodburycountyia.gov
 Dan Priestley - Zoning Coordinator - dpriestley@woodburycountyia.gov
 Dawn Norton - Sr. Clerk - dnorton@woodburycountyia.gov
 Telephone (712) 279-6609 Fax (712) 279-6530

**FINAL STAFF REPORT FOR THE
RAINBOW ADDITION FINAL PLAT
MINOR SUBDIVISION PROPOSAL**

Parcel #894634100004

FACTS OF THE CASE

Steve Holmes, co-trustee of the Gilbert C. Holmes Irrevocable Trust has submitted a minor subdivision application to divide their family parcel into three lots (Lot 1 – 3.107 acres; Lot 2 – 3.130 acres; Lot 3 – 3.273 acres) to establish the Rainbow Addition.

The purpose of this proposal is to divide the property among three siblings. Steve Holmes plans to build a single-family dwelling on the proposed Lot 3 while Lot 1 has two existing dwellings and Lot 2 has an existing dwelling as a result of the property's previous agricultural use. Holmes' father, Gilbert C. Holmes, purchased the land in 1961 and operated a fur and fox farm on the property until 1986. Mr. Holmes resided on the property until 2015 and passed in 2019.

The property is identified as Parcel #894634100004 and located in T89N R46W (Concord Township) in the SW ¼ of the NW ¼ of Section 34. The address is 7510 Correctionville Road, Sioux City, Iowa 51106. The property is not located in the floodplain. The property was recently rezoned to the Agricultural Estates (AE) Zoning District by the Board of Supervisors at the March 9, 2021 meeting with an effective date of March 17, 2021.

Following the evaluation of the staff review requirements for a minor subdivision as per the Woodbury County Zoning and Subdivision ordinances, the staff recommends approval of the final plat as proposed.

On February 22, 2021, the Zoning Commission reviewed and recommended adoption as proposed of the final plat to the Board of Supervisors. A follow-up public hearing was held on March 15, 2021 to review and recommend an updated final plat that included an Annexation Agreement

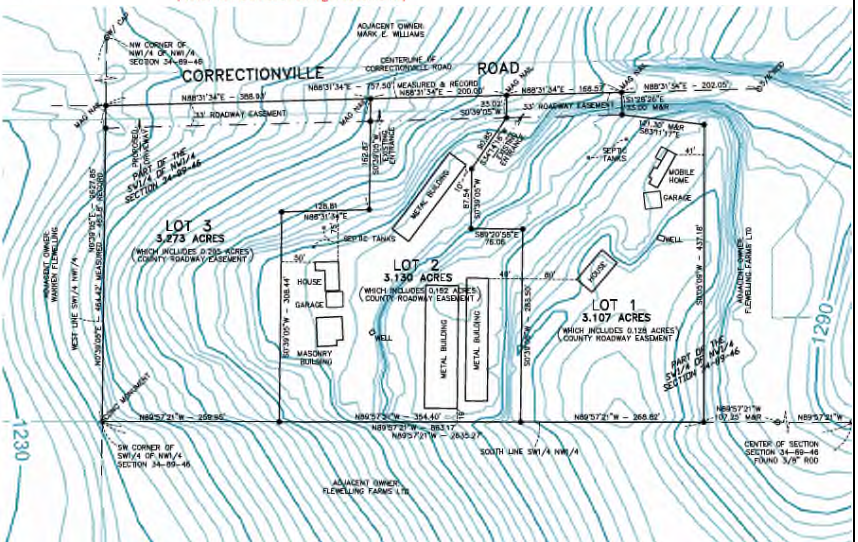
Certificate on page 2 of the plat that was added by the City of Sioux City with their final plat approval on March 8, 2021 with Resolution #2021-0209. On March 15, 2021, the Woodbury County Zoning Commission voted unanimously following a special public hearing to recommend approval of the Rainbow Addition Final Plat to the Board of Supervisors.



- Legend**
- Roads
 - ▭ Corp Boundaries
 - ▭ Townships
 - ▭ Parcels

Parcel ID	894634100004	Alternate ID	882285	Owner Address	HOLMES GILBERT C IRREVOCABLE TRUST %STEVEN HOLMES CO TRUSTE
Sec/Twp/Rng	34-89-46	Class	R		255 BOULDER LN
Property Address	7510 CORRECTIONVILLE RD	Acres	8.8		AUGUSTA, WV 26704
	SIOUX CITY				

District 0025
 Brief Tax Description EX E437.5' S OF CVILLE RD SWNW
 (Note: Not to be used on legal documents)



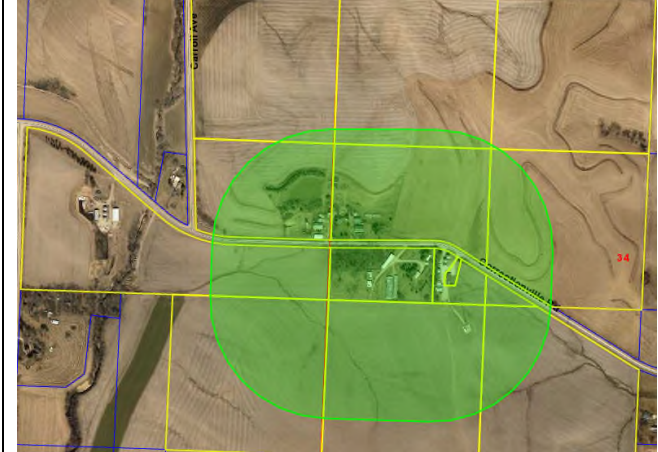
CED STAFF - ORDINANCE REQUIREMENTS

The County's Zoning and Subdivision Ordinances require certain actions from County staff and the Planning and Zoning Commission. Per these requirements, CED staff:

	shall review a subdivision application for completeness and for approval of a final plat by ensuring it is submitted in accordance with the standards for a subdivision plat per Iowa Code.
	Staff reviewed the subdivision application, deemed it complete, and verified the final plat's conformance to the County's Zoning Ordinance, Subdivision Ordinance, and the Code of Iowa, all as required by law.
	shall accept payment of applicable fees, and distribute copies of the final plat to the Planning & Zoning Commission, the appropriate county departments and public utilities; and
	Staff received the application fee and the account is paid-in-full. Staff also distributed copies of the application, final plat, and other materials to all relevant stakeholders as required.
	shall coordinate with the County Engineer who shall review the final plat to determine conformance with the engineering design standards of these regulations and to verify accuracy of the legal descriptions and survey data; and
	Staff have received written confirmation that the County Engineer has reviewed and determined that the final plat conforms to the engineering and design standards of these regulations, and he has verified the accuracy of the legal descriptions and survey data.
	shall review the final plat to determine conformance with the design standards of these regulations and with the required form of the plat and related documents; and
	Staff verified that the final plat conforms to the design standards of these regulations, as well as the required form of the final plat.
	shall assure conformance with the goals and objectives of the County's General Plan, the CED staff may make recommendations for conditions for approval including use restrictions required to preserve and improve the peace, safety, health, welfare, comfort, and convenience of the future residents of the subdivision and neighboring properties.
	Staff attest to the final plat conforming to the goals and objectives of the county plan, and have no additional recommendations or requirements as it relates to the proposed final plat. Staff recommends approval of the final plat as proposed.

NOTICE REGARDING PUBLIC HEARING
WOODBURY COUNTY ZONING COMMISSION
 The zoning Commission will hold a public hearing on Monday, March 15, 2021 during a special public meeting which begins at 6:00 PM. In accordance with Iowa Code Section 21.8, the Woodbury County Zoning Commission will hold an electronic meeting and public hearing for the items hereinafter described in detail, as it is necessary to affect the public from the possible spread of the novel coronavirus, and conducting an in-person meeting at such time is impossible or highly difficult. Public access to the convenience of the meeting will be made available during the meeting by electronic means. Persons wishing to attend the public hearing may call: 712) 554-1133 and enter the Conference ID: 858 049 969 during the meeting to listen or comment.
 Item One (1)
PROPOSED MINOR SUBDIVISION: To be known as Rainbow Addition - A three (3) acre minor subdivision in a 510 acre parcel of the SW 1/4 of the NW 1/4 of Section 34, T89N, R46W, L30E, Woodbury County, Iowa, 8894634100004. Woodbury County Parcel 8894634100004. The parcel is located about 1.5 miles east of Sioux City and about 3.8 miles west of London. The property is located in the Agricultural Preservation (AP) Zoning District and is not located in the floodplain. Applicant: Steven Holmes, co-trustee of the Gilbert C. Holmes Irrevocable Trust, 255 Boulder Lane, Augusta, WV 26704.
 Published in the Sioux City Journal March 10, 2021. LGJLK33954

PROPERTY OWNER(S) NOTIFICATION – 1000’



The five (5) property owners within 1,000'; and listed within the certified abstractor's affidavit; were notified by a February 5, 2021 letter of the public hearing.

As of March 17, 2021, the Community and Development office has not received written comment from any property owner owning property within 1,000'. The names of the property owners are listed below.

When more comments are received after the printing of this packet, they will be provided at the meeting.

Property Owner(s)	Description Location	Mailing Address	Comments
Gilbert C. Holmes Irrevocable Trust	Part SW 1/4 NW 1/4 South of C'Ville Road	255 Boulder Lane Augusta, WV 26704	No comments.
Flewelling Farm, LTD, a limited partnership	Part SW 1/4 NW 1/4 South of Road & all NW 1/4 SW 1/4 & NE 1/4 SW 1/4 South of C'Ville Road & Part of SE 1/4 NW 1/4 South of C'Ville Road	7462 C'Ville Road Sioux City, IA 51106	No comments.
Cingular Wireless	LL on NW 1/4 SW 1/4	754 Peach Tree St NE 16th Floor, Atlanta, GA 30308	No comments.
Mark E. Williams	NW 1/4 N of C'Ville Road & NE 1/4 & SW 1/4 N of C'Ville Road & E 1/2 NE 1/4 lyg E of County Road & N of C'Ville Road	1902 110th St. Sioux City, IA 51108	No comments.
Steven C. Flewelling	Part SE 1/4 NE 1/4 South of C'Ville Road & all of NE 1/4 SE 1/4	7462 C'Ville Road Sioux City, IA 51106	No comments.

EXTRATERRITORIAL REVIEW

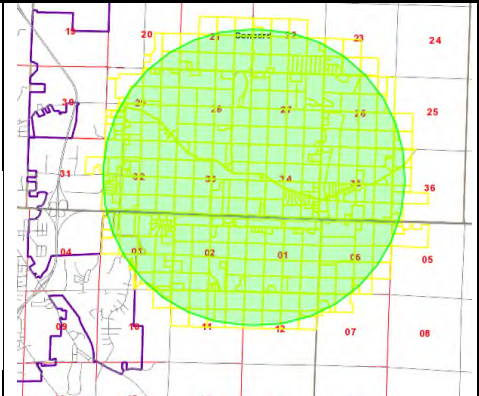
This property is within two (2) miles of the City of Sioux City's corporate boundary and requires extraterritorial review under Iowa Code, Section 354.9. On March 11, 2021, Brent Nelson, with the City of Sioux City Planning and Zoning Office, informed Woodbury County that the City Council approved the Rainbow Subdivision Plat with Resolution #2021-0209 at the March 8, 2021 Sioux City Council meeting.

RECOMMENDATIONS OF PLANNING AND ZONING

13. Resolution accepting and approving the "Final Plat of Rainbow Addition, a Minor Addition to Woodbury County, Iowa." (Petitioner: Steve Holmes) The Planning and Zoning Commission recommends approval of this item. (File 2021-0015) **2021-0209**

Motion by Scott, seconded by Moore, to adopt the proposed resolution; all voting aye.

Full Sioux City Council March 15 agenda/draft minutes available at: <https://www.sioux-city.org/home/showpublisheddocument?id=30173>



REVIEW MEMO - WOODBURY COUNTY ENGINEER – MARK NAHRA, PE

Woodbury County Secondary Roads Department

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



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

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

To: Dan Priestley, Woodbury County Zoning Coordinator
David Gleiser, Woodbury County Community and Economic Development Director

From: Mark J. Nahra, County Engineer

Date: February 10, 2021

Subject: Rainbow Addition – a minor subdivision application

The Secondary Road Department has reviewed the information provided for the above referenced subdivision application forwarded with your memo dated February 2, 2021.

I am offering the following comments for your consideration.

- We checked the closure on the plat and found it in compliance with the requirements for the full subdivision of 1 in 10,000 and 1 in 5,000 for each lot as required by Section 355.8 of the Code of Iowa.
- I reviewed the parcel for access. The existing driveway for lot 1 does not meet current sight distance requirements, but it has been used for many years at this location. Since its continued use does not constitute a change of use for the property, it can continue to be used as is.
- The driveway for lot 2 is also existing and meets current sight distance requirements. It is narrow, and if the lot owner wants to widen the entrance, they can contact the county engineer's office request driveway widening.
- The driveway for lot 3 can be located almost anywhere across the frontage of the lot and will meet current sight distance requirements. Sight distance is maximized near the NW corner of the lot. The lot owner will need to contact this office for a driveway permit at such time as the lot is ready to develop.

- I have no other concerns or issues with this minor subdivision application.

If there are any more questions or issues that arise later, please contact this office.

Cc: File

STAKEHOLDER COMMENTS

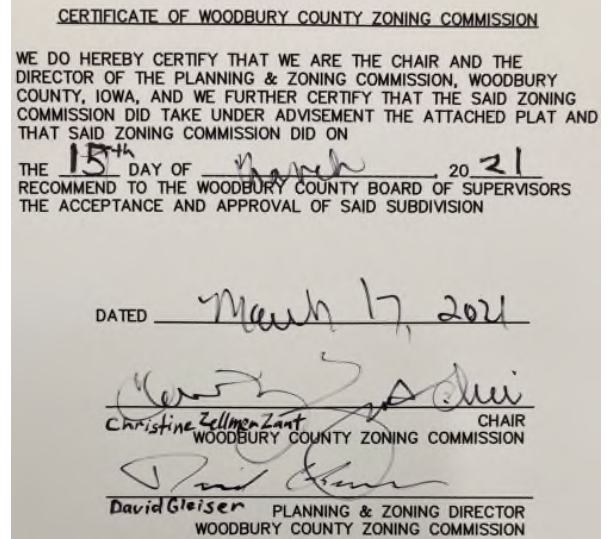
911 COMMUNICATIONS CENTER:	I have no issues with this. – Glenn Sedivy, 2/3/21
CENTURYLINK:	No comments.
FIBERCOMM:	FiberComm has no concerns! – Jeff Zyzda, 2/3/21
IOWA DEPARTMENT OF NATURAL RESOURCES (IDNR):	No comments.
LONGLINES:	No comments.
MAGELLAN PIPELINE:	Magellan has no issue with the change. – Adrian Reents, 2/3/21
MIDAMERICAN ENERGY COMPANY (Electrical Division):	I have reviewed the proposed rezoning for MEC electric. We have no conflicts with the rezoning. Let me know if you have any questions or concerns. – Casey Meinen, 2/2/21
MIDAMERICAN ENERGY COMPANY (Gas Division):	No conflicts for MEC gas either. – Tyler Ahlquist, 2/2/21
NATURAL RESOURCES CONSERVATION SERVICES (NRCS)	No comments.
NORTHERN NATURAL GAS:	Northern has no easements on this parcel. – Tom Hudson, 2/2/21
NORTHWEST IOWA POWER COOPERATIVE (NIPCO):	NIPCO has no issues with this Rezone & Minor Subdivision. – Jeff Zettel, 2/8/21
NUSTAR PIPELINE:	No comments.
SIUXLAND DISTRICT HEALTH DEPARTMENT:	No comments.
WIATEL:	No comments.
WOODBURY COUNTY ASSESSOR:	No comments.
WOODBURY COUNTY CONSERVATION:	No comments.
WOODBURY COUNTY EMERGENCY SERVICES:	Emergency Services has no issues with this proposal. – Gary Brown, 2/3/21
WOODBURY COUNTY EMERGENCY MANAGEMENT:	I have no questions or concerns. – Rebecca Socknat, 2/3/21
WOODBURY COUNTY ENGINEER:	SEE ATTACHED REVIEW MEMO
WOODBURY COUNTY RECORDER:	No comments.
WOODBURY COUNTY RURAL ELECTRIC COOPERATIVE (REC):	Woodbury REC done not have any concerns on the proposals. – Kent Amundson, 2/2/21
WOODBURY COUNTY SOIL AND WATER CONSERVATION DISTRICT:	The WCSWCD has no comments regarding this proposed rezoning project. – Neil Stockfleth, 2/2/21
WOODBURY COUNTY TREASURER:	\$2157.00 is due for March 2021. These must be paid before a plat can be signed. – Janet Trimpe, 2/2/21

STAFF RECOMMENDATION

Staff recommends approval of the final plat as proposed.

ZONING COMMISSION RECOMMENDATION AND DRAFT MEETING MINUTES (March 15 & February 22, 2021)

At a Special Public Meeting held on March 15, 2021, the Woodbury County Zoning Commission voted unanimously to recommend approval of the Rainbow Addition Final Plat as proposed to the Board of Supervisors.



DRAFT Minutes - Woodbury County Zoning Commission Special Public Hearing – March 15, 2021

The Zoning Commission (ZC) Special Public Hearing convened on the 15th of March 2021 at 6:00 PM via teleconference due to the social distancing recommendations as a result of the COVID-19 virus.

ZC Members Present (Telephone): Chris Zellmer Zant, Tom Bride, Barb Parker, Corey Meister, Jeffrey O'Tool
County Staff Present: David Gleiser, Dan Priestley
Public Present (Telephone): Steve Holmes

Call to Order

Chair Zellmer Zant formally called the meeting to order at 6:01 PM.

Public Hearing – Rainbow Addition Minor Subdivision Proposal

A public hearing was held as a follow up to the February 22, 2021 meeting to consider a recommendation for the updated plat of the Rainbow Addition Minor Subdivision proposal. Priestley read the following into the record: The Rainbow Addition Minor Subdivision final plat was previously reviewed and recommended at the February 22, 2021 by the Zoning Commission to the Board of Supervisors. During the required concurrent review, on February 23, 2021, the City of Sioux City Zoning Commission reviewed an updated plat that included an "Annexation Agreement Certificate" which was not included on the plat before the Woodbury County Zoning Commission. On March 11, 2021, Brent Nelson, with the City of Sioux City Planning and Zoning Office, informed Woodbury County that the City Council approved the Rainbow Subdivision Plat that was plotted on February 16, 2021 with Resolution 2021-0209 at the March 8, 2021 City Council meeting. This special follow up public hearing is to ensure all entities reviewed and approved the same plat. The following certificate has been added to the final plat on sheet 2:

ANNEXATION AGREEMENT CERTIFICATE

THE PROPERTY INCLUDED ON THE ATTACHED PLAT IS SUBJECT TO
AN ANNEXATION AGREEMENT RECORDED ON
ROLL _____ AND PAGE _____ OF THE WOODBURY COUNTY
RECORDER'S OFFICE

Director Gleiser asked if the commissioners had any questions about the annexation agreement.

Following the public hearing, a motion was made by Commissioner Jeff O'Tool to recommend approval of the Rainbow Addition final plat as proposed to the Board of Supervisors; second by Vice Chair Tom Bride. Motion passed 5-0.

Adjourn

Motion by Chair Zellmer Zant to adjourn; second by Commissioner Parker. Motion passed 5-0. Meeting adjourned at 6:11 PM.

DRAFT Minutes - Woodbury County Zoning Commission Meeting – February 22, 2021

The Zoning Commission (ZC) meeting convened on the 22nd of February 2021 at 6:00 PM via teleconference due to the social distancing recommendations as a result of the COVID-19 virus.

ZC Members Present (Telephone): Chris Zellmer Zant, Tom Bride, Barb Parker, Corey Meister, Jeffrey O'Tool
County Staff Present: David Gleiser, Dan Priestley
Public Present (Telephone): Doug Mordhorst, Steve Holmes

Call to Order

Chair Zellmer Zant formally called the meeting to order at 6:00 PM.

Public Comment on Matters Not on the Agenda

Zoning Coordinator Priestley updated the commission on the final approval of Dustin Stieneke's rezone request by the Board of Supervisors on January 19, 2021.

Approval of Minutes

The December 28, 2020 minutes were approved. Motion by Commissioner O'Tool to approve; second by Commissioner Parker. Motion passed 5-0.

Election of Chair and Vice Chair

Commissioner Parker made a motion to nominate Commissioner Chris Zellmer Zant as Chair of the Woodbury County Zoning Commission for 2021; second by Commissioner Meister. Motion passed 5-0. Chair Zellmer Zant accepted the position. Chair Zellmer Zant made a motion to nominate Commissioner Tom Bride as Vice Chair of the Woodbury County Zoning Commission for 2021; second by Commissioner O'Tool. Motion passed 5-0. Vice Chair Bride accepted the position.

Public Hearing – Zoning Ordinance Map Amendment (Rezone) Proposal

Priestley delivered the staff report. Steve Holmes, co-trustee of the Gilbert C. Holmes Irrevocable Trust has submitted a zoning ordinance map amendment application to rezone their family property from the Agricultural Preservation (AP) Zoning District to the Agricultural Estates (AE) Zoning District concurrently with a minor subdivision application to divide the parcel into three lots (Lot 1 – 3.107 acres; Lot 2 – 3.130 acres; Lot 3 – 3.273 acres) to establish the Rainbow Addition. The purpose of this proposal is to divide the property among three siblings and enable the opportunity for Steve Holmes to build a single-family dwelling on the proposed Lot 3. The property was purchased by his father, Gilbert C. Holmes in 1961 who operated a fur and fox farm on the property until 1986. Mr. Holmes resided on the property until 2015 and passed in 2019. The property is identified as Parcel #894634100004 and located in T89N R46W (Concord Township) in the SW ¼ of the NW ¼ of Section 34. The address is 7510 Correctionville Road, Sioux City, Iowa 51106. The property is not located in the floodplain. As of February 22, 2021, no comments were received from property owners within 1000'. Following the evaluation of the requirements for a rezone as per the Woodbury County Zoning Ordinance, the staff recommends approval of the rezone as proposed. Commissioner Parker inquired about the issue of two residences located on Lot 1. Priestley indicated that this was brought to the property owners' attention and staff will work with the property owners on bringing the property into compliance. Commissioner Parker inquired if anyone resides on the property. Steve Holmes, co-trustee of the Gilbert C. Holmes Estate discussed the historical nature of the dwellings. Vice Chair Bride discussed the legal nonconforming structures on the lots. CED Director Gleiser indicated that staff will work with the property owners administratively on the oversight of the second dwelling. A motion was made by Commissioner O'Tool to recommend approval of the zoning district map amendment for Parcel #894634100004 from the Agricultural Preservation (AP) Zoning District to the Agricultural Estates (AE) Zoning District; second by Commissioner Parker. Motion passed 5-0.

Public Hearing – Rainbow Addition Minor Subdivision Proposal

Priestley delivered the staff report. Steve Holmes, co-trustee of the Gilbert C. Holmes Irrevocable Trust has submitted a minor subdivision application to divide their family parcel into three lots (Lot 1 – 3.107 acres; Lot 2 – 3.130 acres; Lot 3 – 3.273 acres) to establish the Rainbow Addition. It is required that this property be concurrently rezoned from the Agricultural Preservation (AP) Zoning District to the Agricultural Estates (AE) Zoning District to meet the requirements of Section 3.01.1(B) of the Woodbury County Zoning Ordinance as not more than two homes are allowed in a 40 acre tract in the AP Zoning District as is allowed in the AE Zoning District. The purpose of this proposal is to divide the property among three siblings. Steve Holmes plans to build a single-family dwelling on the proposed Lot 3 while Lot 1 has two existing dwellings and Lot 2 has an existing dwelling as a result of the property's previous agricultural use. Holmes' father, Gilbert C. Holmes, purchased the land in 1961 and operated a fur and fox farm on the property until 1986. Mr. Holmes resided on the property until 2015 and passed in 2019. The property is identified as Parcel #894634100004 and located in T89N R46W (Concord Township) in the SW ¼ of the NW ¼ of Section 34. The address is 7510 Correctionville Road, Sioux City, Iowa 51106. The property is not located in the floodplain. As of February 22, 2021, no comments were received from property owners within 1000'. Following the evaluation of the staff review requirements for a minor subdivision as per the Woodbury County Zoning and Subdivision ordinances, the staff recommends approval of the final plat as proposed. Vice Chair Bride inquired about the septic system on Lot 2 and about the required lot frontage. Priestley indicated that Lot 1 complies with the 200 FT frontage requirement. Steve Holmes stated that the septic system including drain fields are contained on Lot 2. Chair Zellmer Zant inquired about septic system transfer protocol. Priestley stated that Siouxland District Health oversees the septic requirements. Chair Zellmer Zant inquired about the mag nails on the plat in terms of frontage. Surveyor Doug Mordhorst discussed the areas of roadway easement and right-of-way. Chair Zellmer Zant inquired whether each lot would be served by a driveway. Mordhorst stated yes. Commissioner Meister inquired about the approval of lots with nonconforming structures. Priestley indicated that it is common and allowed. Chair Zellmer Zant indicated that in 2005 the opportunity for a grandpa house was put into place for a relative who could not live alone. Commissioner Meister inquired about what happens if a non-family member lives in a house that was at one time designed as one for a relative or worker. Gleiser indicated that once the allowed use ceases for a year, then its no longer allowed. Also, if the property sustains more than 50% of what

it costs to repair it, it would not be allowed. Staff will work with the property owner to bring the property into compliance. Commissioner O'Tool inquired about the location of the driveways. Priestley indicated that the driveway location is the role of the Secondary Roads department. Chair Zellmer Zant made a motion to close the public hearing; second by Vice Chair Bride. Motion passed 5-0. A motion was made Commissioner Meister to recommend approval of the Rainbow Addition final plat as proposed to the Board of Supervisors; second by Commissioner O'Tool. Motion passed 5-0.

Public Comment on Matters Not on the Agenda

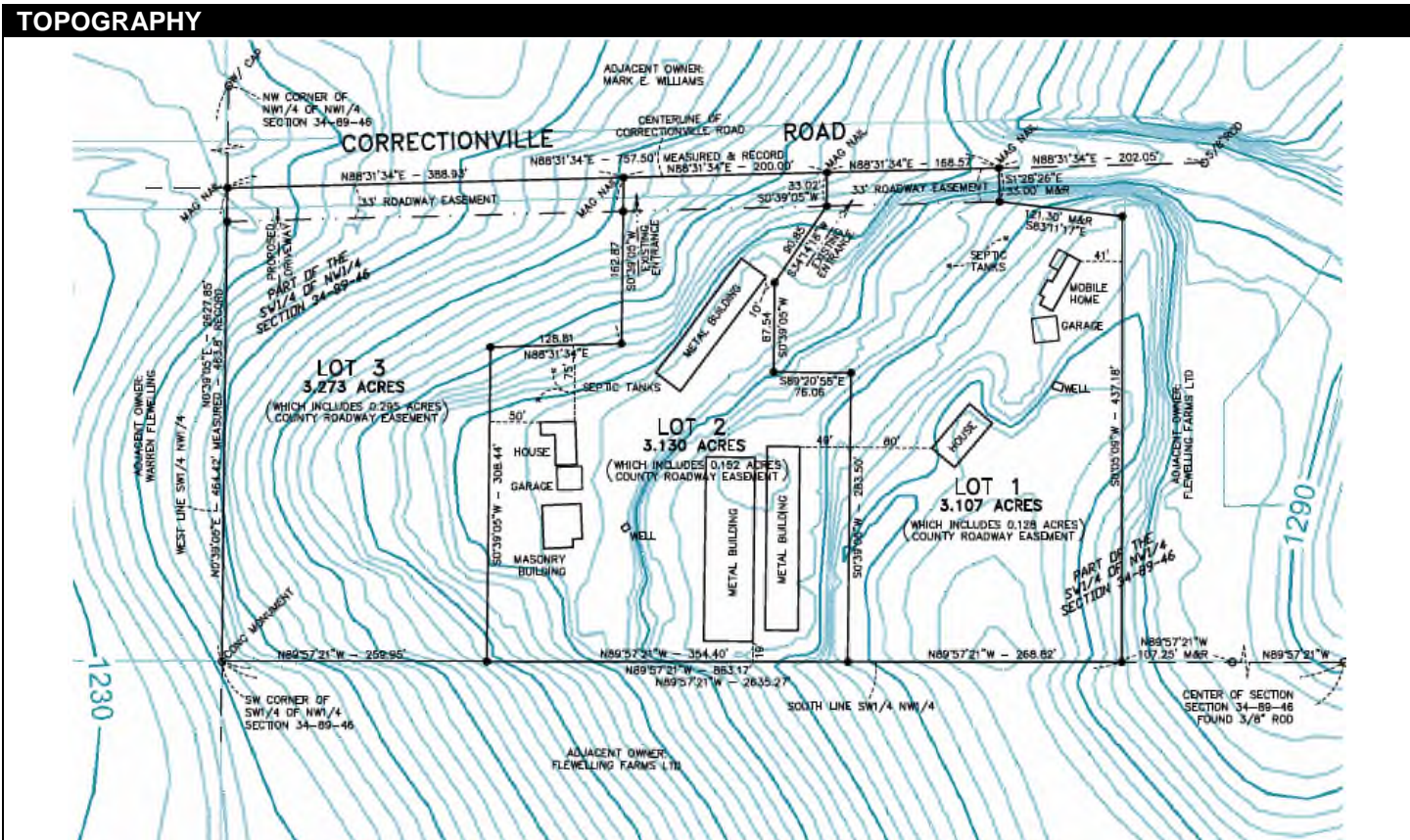
None.

Commissioner Comment or Inquiry

None.

Adjourn

Motion by Chair Zellmer Zant to adjourn; second by Commissioner Meister. Motion passed 5-0. Meeting adjourned at 6:47 PM.



PARCEL REPORT

Summary

Parcel ID 894634100004
Alternate ID 882285
Property Address 7510 CORRECTIONVILLE RD
 SIOUX CITY IA 51106
Sec/Twp/Rng 34-89-46
Brief Tax Description EX E437.5' S OF CVILLE RD SWNW
(Note: Not to be used on legal documents)
Deed Book/Page 742-8837 (8/21/2015)
Gross Acres 8.80
Net Acres 8.80
Adjusted CSR Pts 0
Zoning AP - AGRICULTURAL PRESERVATION
Class R - Residential
(Note: This is for tax purposes only. Not to be used for zoning.)
District 0025 CONCORD/LAWTON-BRONSON
School District LAWTON BRONSON
Neighborhood N/A
Main Area Square Feet N/A



Owner

Deed Holder
 Holmes Gilbert C Irrevocable
 Trust %Steven Holmes CO Truste
 255 Boulder Ln
 Augusta WV 26704



Land

Lot Area 8.80 Acres ; 383,328 SF

Residential Dwelling Occupancy Single-Family / Owner Occupied Style 1 Story Frame Architectural Style N/A Year Built 1958 Condition Normal Roof Asph / Hip Flooring Foundation TILE Exterior Material Alum Interior Material Drwl Brick or Stone Veneer Total Gross Living Area 840 SF Attic Type None; Number of Rooms 4 above; 0 below Number of Bedrooms 2 above; 0 below Basement Area Type None Basement Area 0 Basement Finished Area Plumbing 1 Base Plumbing (Full ; Appliances 1 Range Unit; 1 Dishwasher; Central Air Yes Heat Yes Fireplaces Porches Decks Additions Garages 528 SF - Det Frame (Built 1900); Main Area Square Feet 840	Residential Dwelling Occupancy Single-Family / Owner Occupied Style 1 Story Frame Architectural Style N/A Year Built 1971 Condition Normal Roof Asph / Hip Flooring Foundation C Blk Exterior Material Composite Siding Interior Material Drwl Brick or Stone Veneer Total Gross Living Area 1,242 SF Attic Type None; Number of Rooms 0 above; 0 below Number of Bedrooms 0 above; 0 below Basement Area Type Full Basement Area 1,242 Basement Finished Area 340 - Standard Finish Plumbing 1 Base Plumbing (Full ; Appliances 1 Dishwasher; Central Air Yes Heat Yes Fireplaces Porches 1S Frame Enclosed (336 SF); Decks Additions Garages 576 SF - Det Frame (Built 1991); Main Area Square Feet 1242	Residential Dwelling Occupancy Single-Family / Owner Occupied Style Mfd Home (Single) Architectural Style N/A Year Built 1976 Condition Normal Roof T & G / Flat Flooring Foundation Poured Conc Exterior Material Composite Siding Interior Material Plas Brick or Stone Veneer Total Gross Living Area 784 SF Attic Type None; Number of Rooms 0 above; 0 below Number of Bedrooms 0 above; 0 below Basement Area Type None Basement Area 0 Basement Finished Area Plumbing 1 Base Plumbing (Full ; Appliances Central Air No Heat Yes Fireplaces Porches 1S Frame Enclosed (70 SF); Decks Additions Garages Main Area Square Feet 784
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Agricultural Buildings

Plot #	Type	Description	Width	Length	Year Built	Building Count
0	Machine or Utility Building		26	42	1950	1
0	Barn - Pole	STORAGE	30	32	1986	1
0	Steel Utility Building		30	130	1978	1
0	Barn - Pole		32	180	1979	1
0	Barn - Pole	MINK SHED	30	180	1986	1

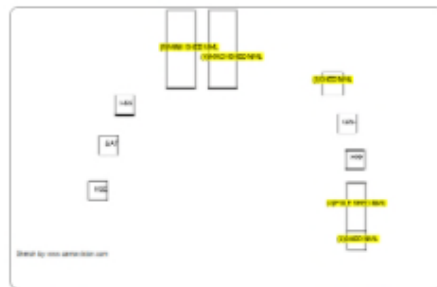
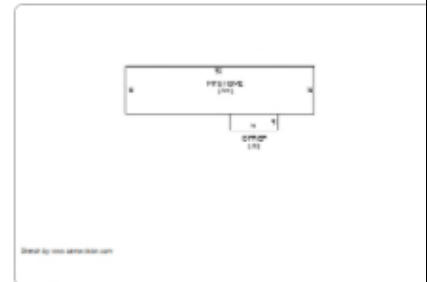
Sales

Date	Seller	Buyer	Recording	Sale Condition - NUTC	Type	Multi Parcel	Amount
12/17/2008	HOLMES GILBERT C FUNNEL TRUST	HOLMES GILBERT C	701/1285	TRANSFER TO / BY ADMINISTRATOR, GUARDIAN, CONSERVATOR, REFEREE, TRUSTEE	Deed		\$0.00
12/17/1991	HOLMES GILBERT C TRUSTEE	HOLMES GILBERT C FUNNEL TRUST	255/1688	TRANSFER TO / BY ADMINISTRATOR, GUARDIAN, CONSERVATOR, REFEREE, TRUSTEE	Deed		\$0.00

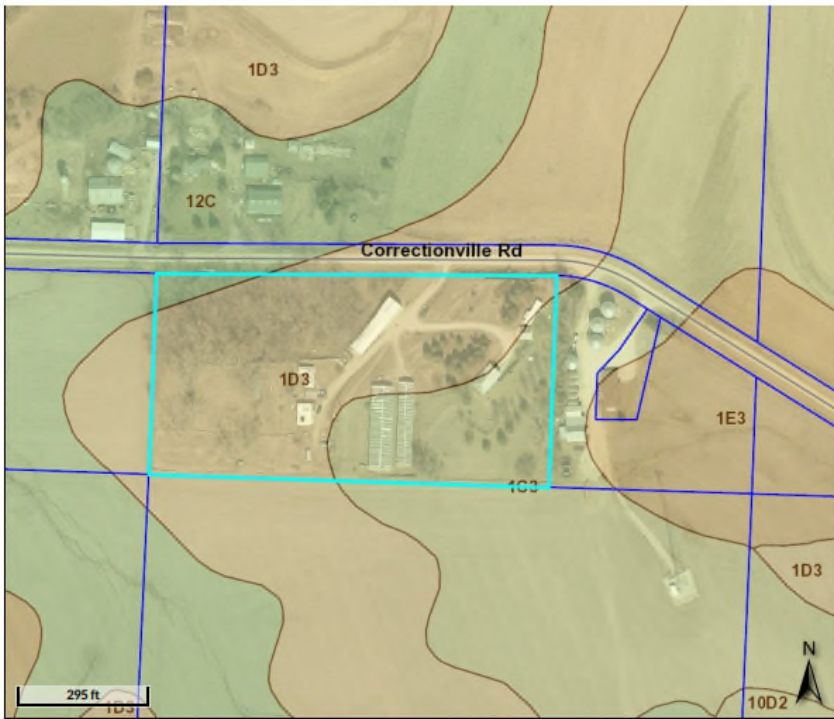
Valuation

Classification	2020	2019	2018	2017
	Residential	Residential	Residential	Residential
+ Assessed Land Value	\$57,780	\$57,780	\$44,940	\$44,940
+ Assessed Building Value	\$0	\$0	\$0	\$0
+ Assessed Dwelling Value	\$246,710	\$246,710	\$246,710	\$246,710
= Gross Assessed Value	\$304,490	\$304,490	\$291,650	\$291,650
- Exempt Value	\$0	\$0	\$0	\$0
= Net Assessed Value	\$304,490	\$304,490	\$291,650	\$291,650

Sketches



SOIL REPORT



Overview



Legend

- Roads
- Soils**
- 0.000000 - 5.000000
- 5.000001 - 20.000000
- 20.000001 - 30.000000
- 30.000001 - 40.000000
- 40.000001 - 50.000000
- 50.000001 - 60.000000
- 60.000001 - 70.000000
- 70.000001 - 80.000000
- 80.000001 - 90.000000
- 90.000001 - 100.000000

APPLICATION

WOODBURY COUNTY, IOWA
MINOR SUBDIVISION APPLICATION

Applicant: Gilbert C. Holmes Irrevocable Trust, Steven Holmes, Trustee
Name of Owner

Mailing Address: 255 Boulder Lane Augusta, West Virginia 26704
Street City or Town State and Zip + 4

Property Address: 7510 Concessionville Rd Sioux City, Iowa 51106
Street City or Town State and Zip + 4

Ph/Cell#: 304-703-3023 Email Address: rainbowacreslawton@gmail.com

To subdivide land located in the SW 1/4 NW 1/4 Quarter of Section 34-89-46

Civil Township Concord GIS Parcel # 894634100004

Name of Subdivision: Rainbow Addition

Subdivision Area in Acres 9.510 Number of Lots 3

Attachments:

1. Ten (10) copies of grading plans; if required.
2. Twenty six (26) copies of final plats (Complete per Section 4.01 of the Subdivision Ordinance).
3. An attorney's opinion of the abstract.
4. A Certified abstractor's certificate to include:
 - a. Legal description of proposed subdivision.
 - b. Plat showing clearly the boundaries of the subdivision.
 - c. A list of names, mailing addresses (including the ZIP + 4), and legal descriptions of all property owners within 1000'.

Surveyor: Douglas J. Marchant Ph/Cell: 258-6844, 253-1883

Attorney: Jeremy Saint Ph/Cell: 217-4561

I hereby grant permission to the Woodbury County Zoning Staff and elected or appointed officials to conduct on-site inspections.

Owner's Signature: [Signature]

Zoning Director: [Signature]
Coordinator

For Office Use Only:

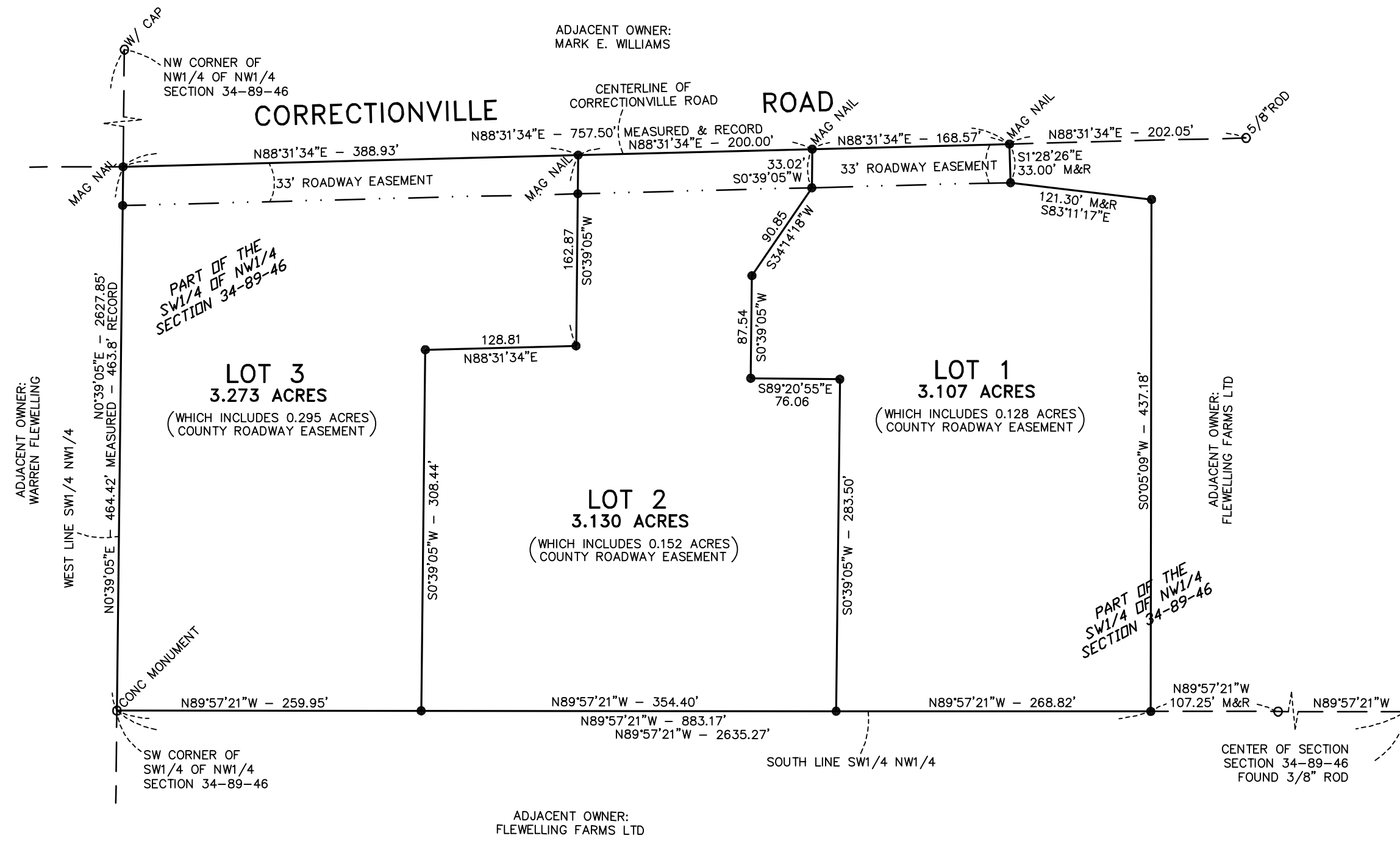
Zoning District AP Flood District X Date 2/1/21 No. 6637

Application Fee 4 Lots or less (\$200) \$200 CK198117620

5 Lots or more (\$250 plus \$5 per lot) _____



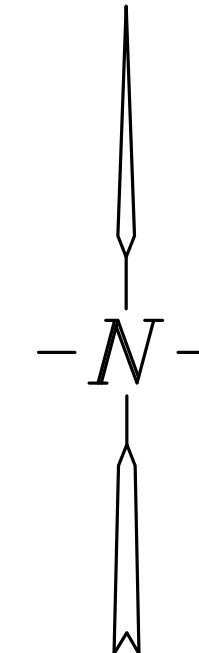
FINAL PLAT OF
RAINBOW ADDITION
A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA



OWNERS & SUBDIVIDERS:
GILBERT C. HOLMES IRREVOCABLE TRUST
255 BOULDER LANE
AUGUSTA, WV 26704

LAND SURVEYOR:
DOUGLAS J. MORDHORST
MLS & ASSOCIATES, P.L.C.
703 DOUGLAS STREET
SIOUX CITY, IOWA

SCALE: 1" = 100'
0 100 200
SHEET 1 OF 2



NOTES

ZONING DISTRICT:
AE: AGRICULTURAL ESTATES

BULK REGULATIONS:
MINIMUM LOT WIDTH: 200'
MINIMUM LOT SIZE: 2 ACRES
MINIMUM FRONT YARD: 75'
SIDE YARDS: 10', 20' OR 50'
DEPENDENT ON USE**
MINIMUM REAR YARD: 50'
DEPENDENT ON USE**
MAXIMUM HEIGHT: 45'
MAXIMUM STORIES: NO LIMIT

** OTHER REGULATIONS APPLY. SEE
SUBDIVISION ORDINANCES FOR DETAILS

LOTS TO BE SERVED BY PRIVATE WELLS AND
SEPTIC SYSTEMS.

ELECTRICAL: WOODBURY COUNTY REC
1495 HUMBOLT AVE.
MOVILLE, IOWA 51039

TELEPHONE: LOTS PRESENTLY
NOT SERVED BY LANDLINE
PHONE SERVICE

TOTAL AREA IN ADDITION: 9.510 ACRES

LEGAL DESCRIPTION

All that part of the South Half of the Northwest Quarter (S1/2NW1/4) of Section Thirty-Four (34) lying south of the resurvey of the Goodrich survey of the Sioux City and Correctionville Road, except that portion thereof described as follows: a tract commencing in the center of the resurvey of the Goodrich survey of Sioux City and Correctionville Road at a point Twelve and Forty-Five hundredths (12-45/100) chains West variation 10 degrees from the center of said section Thirty-Four (34); thence West variation 10 degrees Twelve and Forty-Five hundredths (12-45/100) chains to a pipe; thence North variation 10 degrees Seven and Eleven hundredths (7-11/100) chains to the center of same road; thence South Fifty-Nine (59) degrees Fifteen (15) minutes East, along the center of said section of same road, Fourteen and Thirty-Nine hundredths (14-39/100) chains to the point of beginning; and except that portion thereof described as follows: Commencing on the South line of the South half of the Northwest Quarter (S1/2NW1/4) of said Section Thirty-Four (34) at a point directly west of and adjoining the tract last above excepted: thence North Twenty-Nine (29) rods; thence West Six and One half (6-1/2) rods; thence South Twenty-Nine (29) rods; thence East Six and One half (6-1/2) rods to the point of beginning; and also except that portion thereof described as follows: Commencing at the West Quarter (W1/4) corner of Section Thirty-Four (34); thence North Four Hundred Sixty Three and Eight-Tenths (463.8) feet to the center line of the present established highway; thence North Eighty-Seven (87) degrees Forty-Two (42) minutes East Seven Hundred Fifty-Seven and Five-Tenths (757-5/10) feet along the center line of said established highway; thence South Two (2) degrees Eighteen (18) minutes East Thirty-Three (33) feet to the point of beginning; thence North Eighty-Seven (87) degrees Forty-Two (42) minutes East One Hundred Two and Nine-Tenths (102-9/10) feet; thence Easterly Seventeen and Eight-Tenths (17-8/10) feet along a Three Hundred Twenty and Seven-Tenths (320-7/10) foot radius curve concave Southerly; thence South Seventeen (17) feet; thence North Eighty-Four (84) degrees Five-Tenths (5/10) minutes West One Hundred Twenty-One and Three-Tenths (121-3/10) feet to the point of beginning; All in Township Eighty-Nine (89) North, Range Forty-Six (46) West of the Fifth P.M., in the County of Woodbury and state of Iowa,

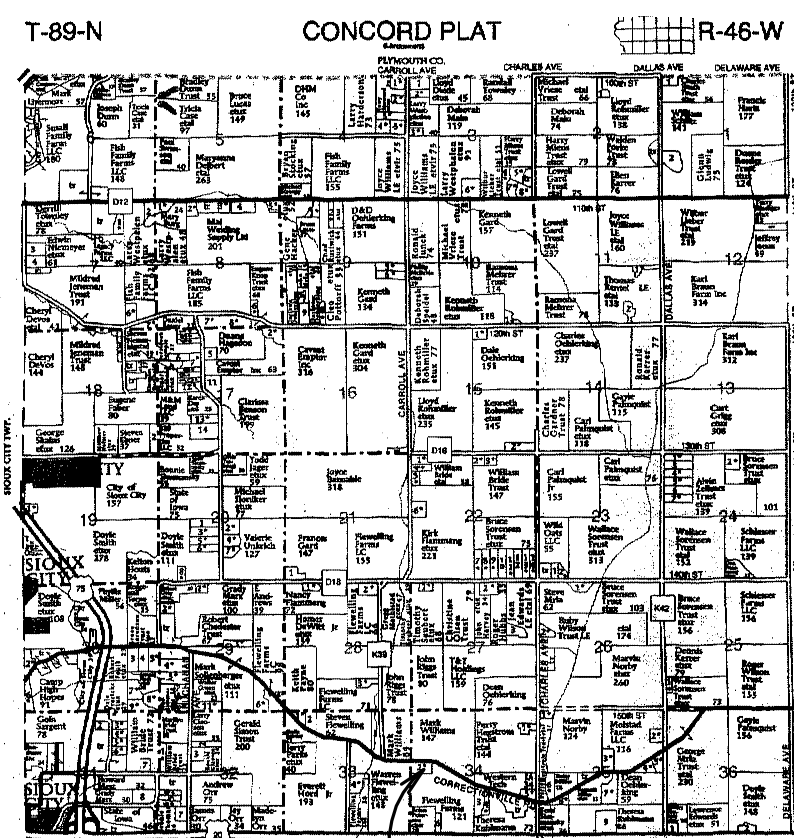
more particularly described as follows:

All that part of the Southwest 1/4 of the Northwest 1/4 of Section 34, Township 89 North, Range 46 West of the 5th Principal Meridian, Woodbury County, Iowa, described as follows:

Beginning at the Southwest corner of said Southwest 1/4 of the Northwest 1/4 of said Section 34; thence North 0° 39' 05" East along the West line of said Southwest 1/4 of the Northwest 1/4 for 464.42 feet to the centerline of Correctionville Road; thence North 88° 31' 34" East along said centerline for 757.50 feet; thence South 1° 28' 26" East for 33.00 feet to the southerly right-of-way line of said Correctionville Road; thence South 83° 11' 17" East along said southerly right-of-way line for 121.30 feet; thence South 0° 05' 09" West for 437.18 ft to the South line of said Southwest 1/4 of the Northwest 1/4; thence North 89° 57' 21" West along said South line for 883.17 feet to the point of beginning.

Said described parcel contains 9.510 acres, more or less, which includes 0.574 acres in roadway easement

VICINITY MAP

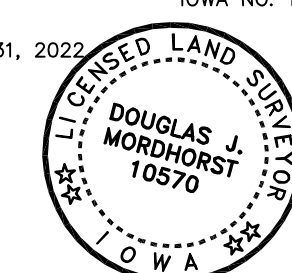


SUBJECT PROPERTY

COUNTY: WOODBURY
SECTION: 34 TOWNSHIP: T 89N RANGE: R 46W
ALIQUOT PART: SW1/4 OF NW1/4
CITY:
SUBDIVISION: RAINBOW ADDITION
BLOCK:
LOT: 1-3
PROPRIETOR: GILBERT C. HOLMES IRREVOCABLE TRUST
REQUESTED BY: STEVEN HOLMES

PREPARED BY
MLS & ASSOCIATES, PLC
703 DOUGLAS STREET
SIOUX CITY, IOWA 51101
(712) 258-6844
MLSSURVEYING@GMAIL.COM

DOUGLAS J. MORDHORST
LICENSE NUMBER 10570
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2022
2 SHEETS COVERED BY THIS SEAL
PLOT DATE: FEBRUARY 16, 2021



FINAL PLAT OF
RAINBOW ADDITION
A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA

SHEET 2 OF 2
PLOT DATE: FEBRUARY 16, 2021

ANNEXATION AGREEMENT CERTIFICATE

THE PROPERTY INCLUDED ON THE ATTACHED PLAT IS SUBJECT TO AN ANNEXATION AGREEMENT RECORDED ON ROLL _____ AND PAGE _____ OF THE WOODBURY COUNTY RECORDER'S OFFICE

DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

THAT GILBERT C. HOLMES IRREVOCABLE TRUST, OWNER OF THE REAL ESTATE DESCRIBED IN THE ATTACHED LEGAL DESCRIPTION, HAVE IN THE PURSUANCE OF LAW, CAUSED SAID DESCRIBED REAL ESTATE TO BE SURVEYED, STAKED, AND PLATTED INTO LOTS AS IS PARTICULARLY SHOWN AND SET FORTH IN THE ATTACHED PLAT AND SAID CERTIFICATE OF DOUGLAS J. MORDHORST, A LICENSED SURVEYOR WHO SURVEYED AND PLATTED THE REAL ESTATE TO BE KNOWN AS RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA, AND THAT THE SAME IS PREPARED WITH THE FREE CONSENT AND IN ACCORDANCE WITH ITS DESIRES AS OWNER AND PROPRIETOR THEREOF.

EXECUTED AT _____, IOWA THIS _____ DAY OF _____, 20_____

STEVEN HOLMES, TRUSTEE OF THE
GILBERT C. HOLMES IRREVOCABLE TRUST

STATE OF IOWA }SS
WOODBURY COUNTY }

ON THIS _____ DAY OF _____, 20_____
BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR THE STATE OF IOWA, PERSONALLY APPEARED STEVEN HOLMES, TO ME KNOWN TO BE THE PERSON NAMED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED THAT THEY EXECUTED THE SAME AS THEIR VOLUNTARY ACT AND DEED.

NOTARY PUBLIC IN AND FOR
THE STATE OF IOWA

TITLE OPINION

COUNTY AUDITOR AND RECORDER WOODBURY COUNTY, IOWA

DEAR SIR:

We have this date examined a complete abstract of title, pursuant to Iowa Code Section 354.11(3), to the property described on the Final Plat of Rainbow Addition, a minor subdivision to Woodbury County, Iowa, last certified by Engleson Abstract Company, Abstracters,

dated _____ at _____ a.m. and from said abstract find good and merchantable title to said premises vested in the Trustee(s) of the Gilbert C. Holmes Irrevocable Trust, the proprietor, free and clear of all mortgages, liens and other encumbrances, except as follows:

1. An Easement to Northern Natural Gas Company under the Easement filed June 28, 1939 in Misc. Book 141, Page 350 and subsequently assigned under the Conveyance, Assignment and Bill of Sale filed January 9, 1991 in Roll 240, Image 116.
2. An Easement to Northern Natural Gas Company under the Easement filed November 27, 1939 in Misc. Book 143, Page 553 and subsequently assigned under the Conveyance, Assignment and Bill of Sale filed January 9, 1991 in Roll 240, Image 118.
3. All certified real estate taxes and special assessments, except as shown herein, due and payable have been paid through the Taxes for 2019/2020.

DATED: _____, 20_____

JEREMY SAINT
ATTORNEY AT LAW

CERTIFICATE OF PLANNING AND ZONING COMMISSION

WE DO HEREBY CERTIFY THAT WE ARE THE CHAIRPERSON AND DIVISION MANAGER, RESPECTIVELY, OF THE PLANNING AND ZONING COMMISSION OF THE CITY OF SIOUX CITY, IOWA, AND WE DO FURTHER CERTIFY THAT SAID PLANNING AND ZONING COMMISSION DID TAKE UNDER ADVICE THE ATTACHED PLAT OF RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA, AND THAT SAID PLANNING AND ZONING

COMMISSION DID ON THE _____ DAY OF _____, 20_____
RECOMMEND TO THE CITY COUNCIL OF THE CITY OF SIOUX CITY, IOWA, THE ACCEPTANCE AND APPROVAL OF THE PLAT OF SAID SUBDIVISION.

DATED _____
RYAN ROSS, CHAIRPERSON

DATED _____
JEFF W. HANSON, DIVISION MANAGER

CITY COUNCIL RESOLUTION NO. _____

RESOLUTION ACCEPTING AND APPROVING THE PLAT OF RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA.

WHEREAS, THE PLANNING AND ZONING COMMISSION OF THE CITY OF SIOUX CITY, IOWA, HAS RECOMMENDED THE ACCEPTANCE AND APPROVAL OF SAID PLAT, NOW, THEREFORE BE, AND IT IS, RESOLVED BY THE CITY COUNCIL OF THE CITY OF SIOUX CITY, IOWA, THAT SAID PLAT OF RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA, AS HERETO ATTACHED AND FORMING PART OF THIS RESOLUTION BE, AND THE SAME HEREBY IS, ACCEPTED AND APPROVED

PASSED _____
ROBERT E. SCOTT, MAYOR

APPROVED _____
ATTEST: LISA McCARDLE, CITY CLERK

STATE OF IOWA }SS
WOODBURY COUNTY }

I, THE UNDERSIGNED, CLERK OF THE CITY OF SIOUX CITY, IOWA, DO HEREBY CERTIFY THAT THE FOREGOING IS A FULL, TRUE, AND CORRECT COPY OF A RESOLUTION ACCEPTING AND APPROVING SAID PLAT OF RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA, WHICH SAID RESOLUTION WAS ADOPTED BY THE CITY

COUNCIL OF SAID CITY ON THE _____ DAY OF _____, 20_____
AND APPROVED BY THE MAYOR OF SAID CITY ON SAID DATE ALL AS FULL, TRUE AND COMPLETE AS THE SAME APPEARS OF RECORD IN THE OFFICE OF SAID CITY CLERK

DATED _____

ROBERT E. SCOTT, MAYOR

LISA McCARDLE, CITY CLERK

AUDITOR'S APPROVAL OF SUBDIVISION NAME OR TITLE

THE COUNTY AUDITOR HEREBY ACCEPTS AND APPROVES THE NAME OR TITLE OF SAID SUBDIVISION PLAT (AS REQUIRED BY IOWA CODE SECTION 354.6(2)).

DATED _____

PATRICK F. GILL
WOODBURY COUNTY AUDITOR
BY: DIANE SWOBODA PETERSON, DEPUTY

COUNTY ENGINEERS CERTIFICATE

I, MARK NAHRA, P.E., THE COUNTY ENGINEER OF WOODBURY COUNTY, IOWA, DO HEREBY CERTIFY THAT I HAVE REVIEWED THE ATTACHED PLAT AND HAVE MATHEMATICALLY COMPUTED THE ERROR OF CLOSURE OF THE PLAT PERIMETER AND OF THE LOTS CONTAINED THEREIN, AND FIND THAT SAID PLAT CONFORMS WITH THE CLOSURE REQUIREMENTS OF THE WOODBURY COUNTY SUBDIVISION ORDINANCE FOR THE UNINCORPORATED AREA OF WOODBURY COUNTY, IOWA.

DATED _____

MARK NAHRA, P.E.
WOODBURY COUNTY ENGINEER

BOARD OF SUPERVISORS RESOLUTION

RESOLUTION NUMBER: _____
RESOLUTION ACCEPTING AND APPROVING RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA.

WHEREAS, THE OWNER AND PROPRIETOR DID ON

THE _____ DAY OF _____, 20_____, FILE WITH THE WOODBURY COUNTY ZONING COMMISSION A CERTAIN PLAT DESIGNATED AS RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA; AND

WHEREAS, IT APPEARS THAT SAID PLAT CONFORMS WITH ALL OF THE PROVISIONS OF THE CODE OF THE STATE OF IOWA AND ORDINANCES OF WOODBURY COUNTY, IOWA, WITH REFERENCE TO THE FILING OF SAME; AND

WHEREAS, THE ZONING COMMISSION OF WOODBURY COUNTY, IOWA HAS RECOMMENDED THE ACCEPTANCE AND APPROVAL OF SAID PLAT; AND

WHEREAS, THE COUNTY ENGINEER OF WOODBURY COUNTY, IOWA HAS RECOMMENDED THE ACCEPTANCE AND APPROVAL OF SAID PLAT.

NOW THEREFORE, BE, AND IT IS HEREBY RESOLVED BY THE WOODBURY COUNTY BOARD OF SUPERVISORS, WOODBURY COUNTY, STATE OF IOWA, THAT RAINBOW ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA BE, AND THE SAME IS HEREBY ACCEPTED AND APPROVED, AND THE CHAIRPERSON AND SECRETARY OF THE WOODBURY COUNTY BOARD OF SUPERVISORS, WOODBURY COUNTY, STATE OF IOWA, ARE HEREBY DIRECTED TO FURNISH TO THE OWNER AND PROPRIETOR A CERTIFIED COPY OF THIS RESOLUTION AS REQUIRED BY LAW.

PASSED AND APPROVED THIS _____ DAY OF _____, 20_____.

CHAIRPERSON OF BOARD OF SUPERVISORS
WOODBURY COUNTY, IOWA

ATTEST: _____
SECRETARY

CERTIFICATE OF WOODBURY COUNTY ZONING COMMISSION

WE DO HEREBY CERTIFY THAT WE ARE THE CHAIR AND THE DIRECTOR OF THE PLANNING & ZONING COMMISSION, WOODBURY COUNTY, IOWA, AND WE FURTHER CERTIFY THAT THE SAID ZONING COMMISSION DID TAKE UNDER ADVICE THE ATTACHED PLAT AND THAT SAID ZONING COMMISSION DID ON

THE _____ DAY OF _____, 20_____
RECOMMEND TO THE WOODBURY COUNTY BOARD OF SUPERVISORS THE ACCEPTANCE AND APPROVAL OF SAID SUBDIVISION

DATED _____

CHAIR
WOODBURY COUNTY ZONING COMMISSION

PLANNING & ZONING DIRECTOR
WOODBURY COUNTY ZONING COMMISSION

TREASURERS CERTIFICATE OF TAXES AND SPECIAL ASSESSMENTS

I, THE UNDERSIGNED, TREASURER OF WOODBURY COUNTY, IOWA, DO HEREBY CERTIFY THAT THE LAND DESCRIBED IN THE ATTACHED AND FOREGOING SURVEYOR'S CERTIFICATE IS FREE FROM CERTIFIED TAXES AND CERTIFIED SPECIAL ASSESSMENTS.

DATED _____

MICHAEL K CLAYTON, TREASURER
WOODBURY COUNTY, IOWA

CERTIFICATE OF COUNTY ASSESSOR

I, _____, HEREBY CERTIFY THAT
ON THE _____ DAY OF _____, 20_____, A COPY OF THIS PLAT WAS FILED IN THE COUNTY ASSESSOR'S OFFICE

DATED _____

COUNTY ASSESSOR

AUDITOR & RECORDER'S CERTIFICATE OF RECORDING

STATE OF IOWA }SS DOCKET NO: _____ FILED FOR
WOODBURY COUNTY }

RECORD, THIS _____ DAY OF _____, 201____.

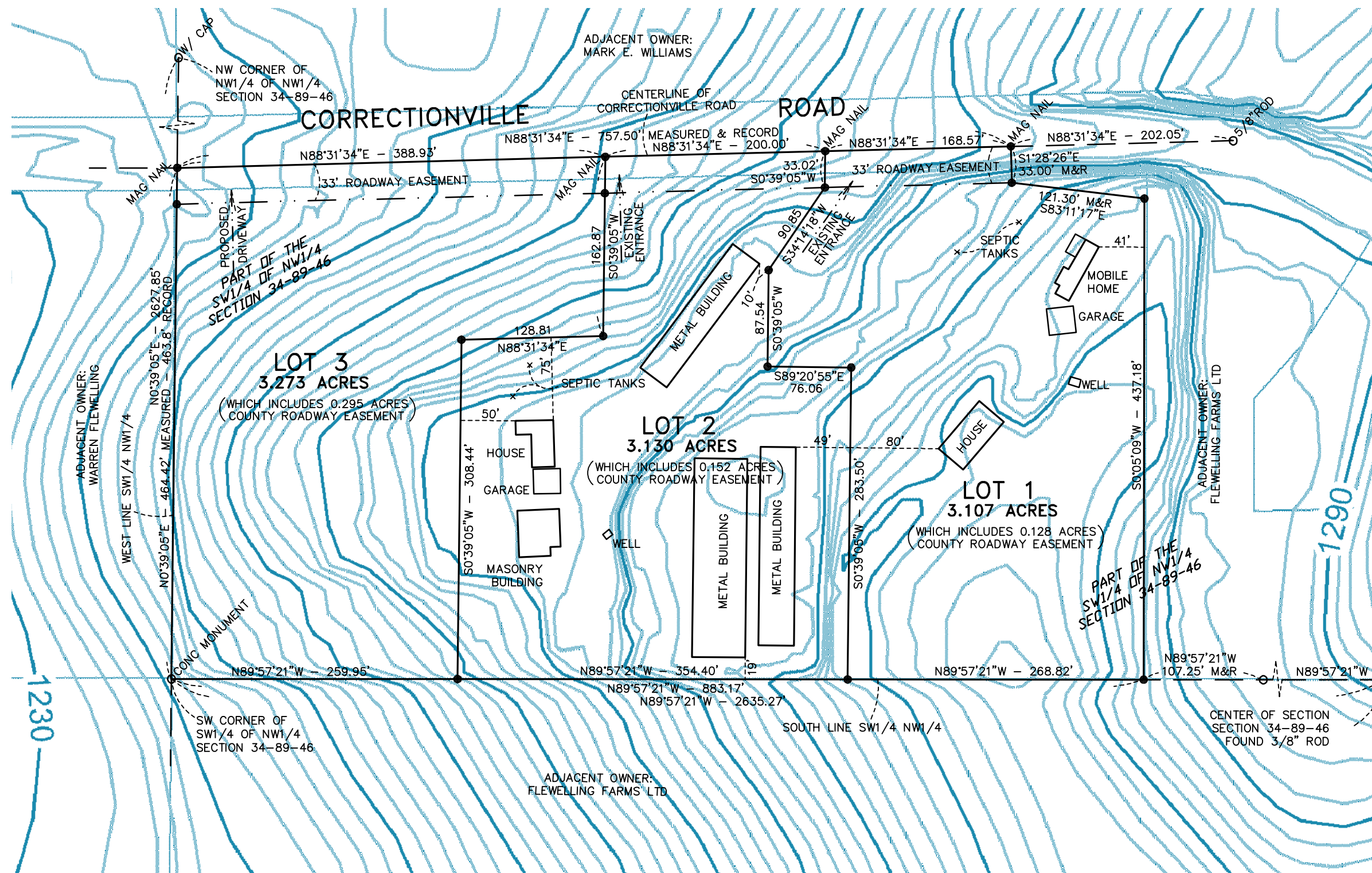
AT _____ O'CLOCK _____ M. RECORDED IN PLAT ENVELOPE _____
INDEXED AND DELIVERED TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA.

DATED _____

PATRICK F. GILL
WOODBURY COUNTY AUDITOR & RECORDER
BY: DIANE SWOBODA PETERSON, DEPUTY

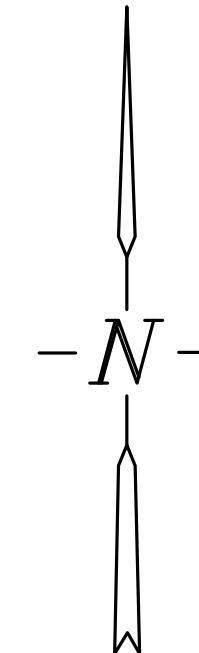
PREPARED BY
MLS & ASSOCIATES, PLC
703 DOUGLAS STREET
SIOUX CITY, IOWA 51101
(712) 258-6844
MLSSURVEYING@GMAIL.COM

TOPOGRAPHIC MAP OF
RAINBOW ADDITION
A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA

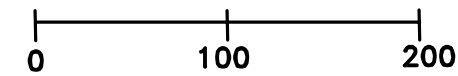


OWNERS & SUBDIVIDERS:
GILBERT C. HOLMES IRREVOCABLE TRUST
255 BOULDER LANE
AUGUSTA, WV 26704

LAND SURVEYOR:
DOUGLAS J. MORDHORST
MLS & ASSOCIATES, P.L.C.
703 DOUGLAS STREET
SIOUX CITY, IOWA



SCALE: 1" = 100'



NOTES

ZONING DISTRICT:
AE: AGRICULTURAL ESTATES

BULK REGULATIONS:
MINIMUM LOT WIDTH: 200'
MINIMUM LOT SIZE: 2 ACRES
MINIMUM FRONT YARD: 75'
SIDE YARDS: 10', 20' OR 50'
DEPENDENT ON USE**
MINIMUM REAR YARD: 50'
DEPENDENT ON USE**
MAXIMUM HEIGHT: 45'
MAXIMUM STORIES: NO LIMIT

** OTHER REGULATIONS APPLY. SEE
SUBDIVISION ORDINANCES FOR DETAILS

LOTS TO BE SERVED BY PRIVATE WELLS AND
SEPTIC SYSTEMS.

ELECTRICAL: WOODBURY COUNTY REC
1495 HUMBOLT AVE.
MOVILLE, IOWA 51039

TELEPHONE: LOTS PRESENTLY
NOT SERVED BY LANDLINE
PHONE SERVICE

TOTAL AREA IN ADDITION: 9.510 ACRES

CONTOUR INFORMATION SHOWN PROVIDED BY
WOODBURY COUNTY ENGINEERS OFFICE

LEGAL DESCRIPTION

All that part of the South Half of the Northwest Quarter (S1/2NW1/4) of Section Thirty-Four (34) lying south of the resurvey of the Goodrich survey of the Sioux City and Correctionville Road, except that portion thereof described as follows: a tract commencing in the center of the resurvey of the Goodrich survey of Sioux City and Correctionville Road at a point Twelve and Forty-Five hundredths (12-45/100) chains West variation 10 degrees from the center of said section Thirty-Four (34); thence West variation 10 degrees Twelve and Forty-Five hundredths (12-45/100) chains to a pipe; thence North variation 10 degrees Seven and Eleven hundredths (7-11/100) chains to the center of same road; thence South Fifty-Nine (59) degrees Fifteen (15) minutes East, along the center of said section of same road, Fourteen and Thirty-Nine hundredths (14-39/100) chains to the point of beginning; and except that portion thereof described as follows: Commencing on the South line of the South half of the Northwest Quarter (S1/2NW1/4) of said Section Thirty-Four (34) at a point directly west of and adjoining the tract last above excepted; thence North Twenty-Nine (29) rods; thence West Six and One half (6-1/2) rods; thence South Twenty-Nine (29) rods; thence East Six and One half (6-1/2) rods to the point of beginning; and also except that portion thereof described as follows: Commencing at the West Quarter (W1/4) corner of Section Thirty-Four (34); thence North Four Hundred Sixty Three and Eight-Tenths (463.8) feet to the center line of the present established highway; thence North Eighty-Seven (87) degrees Forty-Two (42) minutes East Seven Hundred Fifty-Seven and Five-Tenths (757-5/10) feet along the center line of said established highway; thence South Two (2) degrees Eighteen (18) minutes East Thirty-Three (33) feet to the point of beginning; thence North Eighty-Seven (87) degrees Forty-Two (42) minutes East One Hundred Two and Nine-Tenths (102-9/10) feet; thence Easterly Seventeen and Eight-Tenths (17-8/10) feet along a Three Hundred Twenty and Seven-Tenths (320-7/10) foot radius curve concave Southerly; thence South Seventeen (17) feet; thence North Eighty-Four (84) degrees Five-Tenths (5/10) minutes West One Hundred Twenty-One and Three-Tenths (121-3/10) feet to the point of beginning; All in Township Eighty-Nine (89) North, Range Forty-Six (46) West of the Fifth P.M., in the County of Woodbury and state of Iowa,

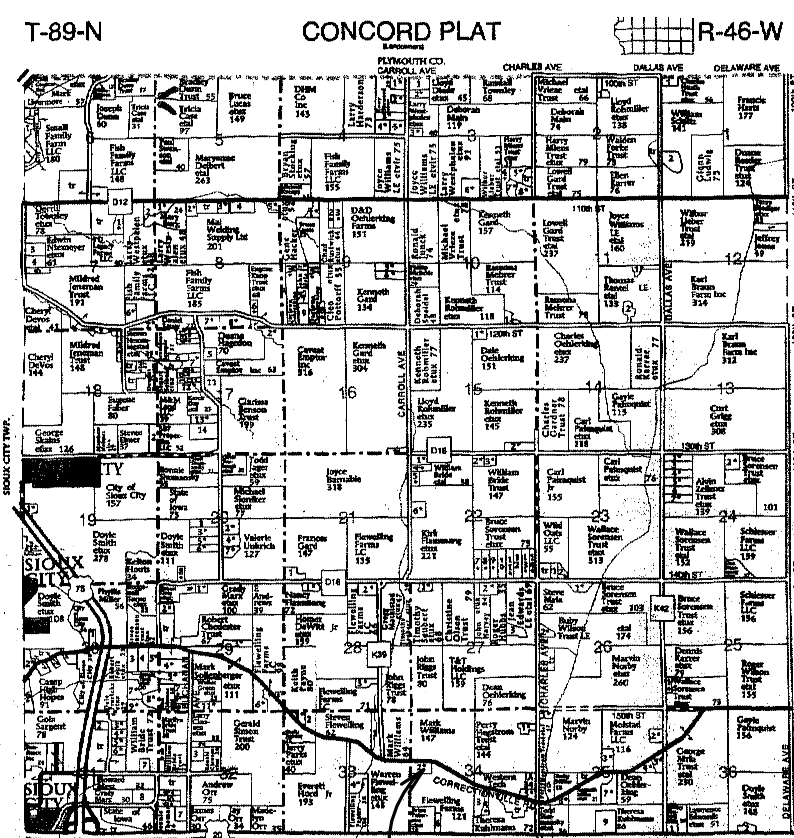
more particularly described as follows:

All that part of the Southwest 1/4 of the Northwest 1/4 of Section 34, Township 89 North, Range 46 West of the 5th Principal Meridian, Woodbury County, Iowa, described as follows:

Beginning at the Southwest corner of said Southwest 1/4 of the Northwest 1/4 of said Section 34; thence North 0° 39' 05" East along the West line of said Southwest 1/4 of the Northwest 1/4 for 464.42 feet to the centerline of Correctionville Road; thence North 88° 31' 34" East along said centerline for 757.50 feet; thence South 1° 28' 26" East for 33.00 feet to the southerly right-of-way line of said Correctionville Road; thence South 83° 11' 17" East along said southerly right-of-way line for 123.30 feet; thence South 0° 05' 09" West for 437.18 ft to the South line of said Southwest 1/4 of the Northwest 1/4; thence North 89° 57' 21" West along said South line for 883.17 feet to the point of beginning.

Said described parcel contains 9.510 acres, more or less, which includes 0.574 acres in roadway easement

VICINITY MAP

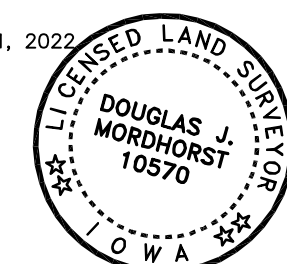


SUBJECT PROPERTY

COUNTY: WOODBURY
SECTION: 34 TOWNSHIP: T 89N RANGE: R 46W
ALIQUOT PART: SW1/4 OF NW1/4
CITY:
SUBDIVISION: RAINBOW ADDITION
BLOCK:
LOT: 1-3
PROPRIETOR: GILBERT C. HOLMES IRREVOCABLE TRUST
REQUESTED BY: STEVEN HOLMES

PREPARED BY
MLS & ASSOCIATES, PLC
703 DOUGLAS STREET
SIOUX CITY, IOWA 51101
(712) 258-6844
MLSSURVEYING@GMAIL.COM

DOUGLAS J. MORDHORST
LICENSE NUMBER 10570
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2022
THIS SHEET COVERED BY THIS SEAL
PLOT DATE: FEBRUARY 16, 2021



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

Date: 03/18/2021 Weekly Agenda Date: 3/23/2021

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

WORDING FOR AGENDA ITEM:

Receive bids for county pavement markings for 2021

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The county engineer has prepared plans for the application of pavement markings on various paved roads in Woodbury County.

BACKGROUND:

Annually the county reapplies paint to 33-50% of its paved road system. The proposed project will be completed during the 2021 construction season.

FINANCIAL IMPACT:

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

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

Yes No

RECOMMENDATION:

- 1) I recommend that the Board receive bids for Pavement Markings - 2021 and return them to the county engineer for review and recommendation.
- 2) If quotes show a clear low quote, the engineer may recommend award at the Board meeting after opening the quotes.

ACTION REQUIRED / PROPOSED MOTION:

- 1) Motion to receive bids for Pavement Markings - 2021 and return them to the county engineer for review and recommendation.
- 2) Motion to award bid if low quote is clearly determined by bid results.

Approved by Board of Supervisors April 5, 2016.

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

Date: 03/18/2021 Weekly Agenda Date: 03/23/2021

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

WORDING FOR AGENDA ITEM:

Consideration of a Resolution to set a road vacation hearing.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Adjacent property owners have requested the vacation of county road right of way in the Morningside Addition.

BACKGROUND:

The Board of Supervisors has the authority to establish, alter or vacate roads per section 306.10 of the Code of Iowa. A hearing will be scheduled to vacate the road right of way, Woodbury County must also schedule and publish the date for the hearing.

FINANCIAL IMPACT:

There is no financial impact.

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

Yes No

RECOMMENDATION:

Recommend Approval of the Resolution setting the date for public hearing for vacating road right of way.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the resolution to set the date for the hearing for vacating road right of way.

RESOLUTION NO. _____

WOODBURY COUNTY, IOWA

A RESOLUTION SETTING DATE FOR PUBLIC HEARING FOR VACATING ROAD RIGHT-OF -WAY

WHEREAS, the Woodbury County Board of Supervisors in accordance with Section 306.11, (Code of Iowa), as amended, seeks to set a date for public hearing to vacate platted roads and alleys, and

WHEREAS, described roads and alleys were platted and dedicated to the public but never used or developed by the county or city as roads and alleys,

NOW THEREFORE, BE IT RESOLVED by the Woodbury County Board of Supervisors that on Tuesday, April 20, 2021 at 4:40 P.M CDT, at the Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, the County Board will hold a Public Hearing to vacate the right-of-way described as follows:

Vacate in Morningside Addition to Sioux City Iowa, Third Filing located in Section 4, T88N, R47W

1. All of Hoyne Avenue.
2. All of Decatur Avenue, 30' in width, adjacent to Block 28 and south of platted Ivy Street.
3. All of the 16' width alley in block 28 and south of platted Ivy Street.

Vacate in Morningside Addition to Sioux City Iowa, Second Filing located in Section 4, T88N, R47W

1. All of Hoyne Avenue lying between Block 30 & 31 and Block 32 & 33.
2. All of Irving Avenue, 60' in width, adjacent to blocks 31 & 32.
3. All of Vine Street west of Wells Avenue.
4. All of Vine Street from the west line of the alley running through Blocks 31 & 32, thence east to its termination.
5. All of Morningside Avenue from the west line of Wells Avenue, thence east to its termination.
6. All of Wells Avenue between Blocks 33 & 34.
7. All alleys in Blocks 28, 30, 31, 32 & 33.
8. All of Decatur Ave, 30' in width, north of Vine Street, adjacent to Block 28.

SO RESOLVED this 23rd day of March 2021.

WOODBURY COUNTY BOARD OF SUPERVISORS

Rocky De Witt, Board Chair

ATTEST:

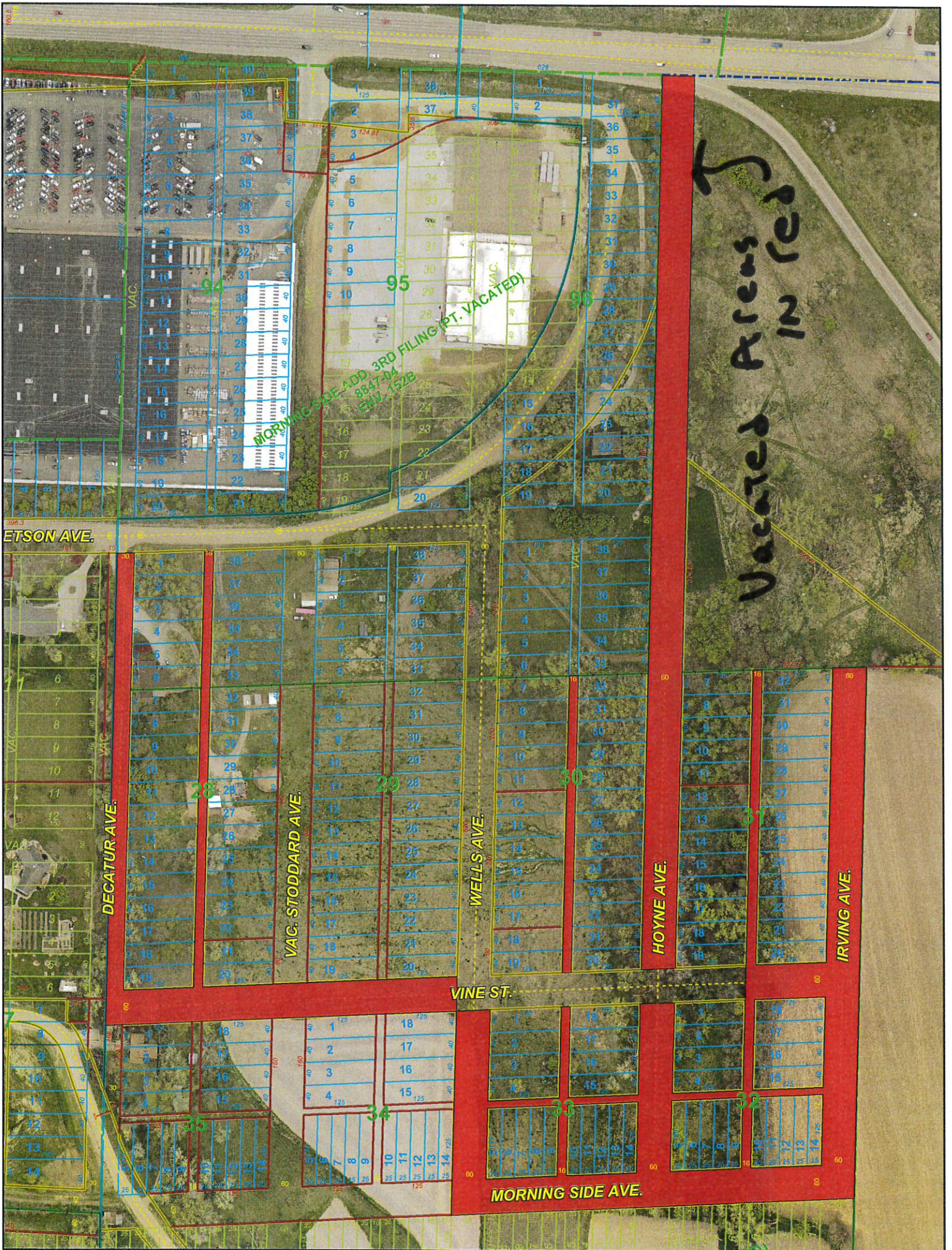
Keith Radig, Member

Patrick F. Gill, Woodbury
County Auditor

Mark Monson, Member

Matthew Ung, Member

Justin Wright, Member



Vacated Areas in Red

MORNING SIDE ADD. 3RD FILING (PT. VACATED)
8847-04
ENV. 152B

ETSON AVE.

DECATUR AVE.

VAC. STODDARD AVE.

WELLS AVE.

HOYNE AVE.

IRVING AVE.

VINE ST.

MORNING SIDE AVE.

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

Date: 03/18/2021 Weekly Agenda Date: 03/23/2021

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

WORDING FOR AGENDA ITEM:

Consider approval of completion certificate for project G-2021 Stockpile Haul

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The county approved a contract with Hallett Materials on 10/27/2020 for hauling gravel to county stockpiles.

BACKGROUND:

The project was completed January 11, 2021. The work was done within compliance with county standards. The total contract amount for the project was \$443,350.00.

FINANCIAL IMPACT:

This project was funded with local secondary road funds.

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

Yes No

RECOMMENDATION:

I recommend the Board approve, accept and certify the completed project.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the certificate of completion of project G-2021 Stockpile Haul with Hallett Materials of Wall Lake, Iowa for \$443,350.00.

CERTIFICATION AS TO COMPLETION OF WORK
AND FINAL ACCEPTANCE BY THE BOARD OF SUPERVISORS
WOODBURY COUNTY, IOWA

PROJECT NO. G-2021-Stockpile Haul

This is certify that work covered by contract entered into with

Hallett Materials

Of Wall Lake, Iowa under the date of October 27, 2020

Maintenance Gravel at various locations in Woodbury County

Contract Amount: **\$443,350.00**

in Woodbury County was completed in accordance with the plans and specifications
therefore, and in a satisfactory manner on **January 11, 2021**

March 23, 2021 By _____
Date County Engineer

Approved: Board of Supervisors
Woodbury County, Iowa

March 23, 2021 By _____
Date Chairperson

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

Date: 03/18/2021 Weekly Agenda Date: 03/23/2021

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

WORDING FOR AGENDA ITEM:

Consider approval of completion certificate for project G-2021 Stockpile Wright Pit.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The county approved a contract with Hallett Materials on 10/27/2020 for gravel production out of the Wright Gravel Pit

BACKGROUND:

The project was completed January 11, 2021. The work was done within compliance with county standards. The total contract amount for the project was \$123,750.00.

FINANCIAL IMPACT:

This project was funded with local secondary road funds.

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

Yes No

RECOMMENDATION:

I recommend the Board approve, accept and certify the completed project.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the certificate of completion of project G-2021 Stockpile Wright Pit with Hallett Materials of Wall Lake, Iowa for \$123,750.00.

CERTIFICATION AS TO COMPLETION OF WORK
AND FINAL ACCEPTANCE BY THE BOARD OF SUPERVISORS
WOODBURY COUNTY, IOWA

PROJECT NO. G-2021-Stockpile

This is certify that work covered by contract entered into with

Hallett Materials

Of Wall Lake, Iowa under the date of October 27, 2020

Maintenance Gravel at various locations in Woodbury County

Contract Amount: **\$123,750.00**

in Woodbury County was completed in accordance with the plans and specifications
therefore, and in a satisfactory manner on **January 11, 2021**

March 23, 2021 By _____
Date County Engineer

Approved: Board of Supervisors
Woodbury County, Iowa

March 23, 2021 By _____
Date Chairperson

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

Date: 3/17/2021

Weekly Agenda Date: 3/23/21

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Patrick Gill, Woodbury County Auditor

SUBJECT: Parking Plan

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

WORDING FOR AGENDA ITEM: Consideration and Approval of a Parking Plan

EXECUTIVE SUMMARY: The Board of Supervisors previously adopted a resolution establishing a parking plan for the Courthouse, the Law Enforcement Center and the Building Services facility and directed the County Auditor to submit a plan for approval.

BACKGROUND: A formal parking plan approved for the Courthouse and nearby facilities and one was deemed to be needed to prevent conflicts.

FINANCIAL IMPACT: Additional parking spaces are assigned to district court and other county employees that have been approved during the budget process.

RECOMMENDATION: The Policy Review Committee previously recommended approval of a parking plan.

ACTION REQUIRED / PROPOSED MOTION: Motion to receive and approve the FY 20/21 parking plan.

FISCAL YEAR 19-20 WOODBURY COUNTY PARKING PLAN

There are thirty parking spots located on county property attached to the courthouse, the Law Enforcement Center and the building services building (Old Eagles Club).

There are two parking spots located within the courthouse footprint. One is designated for the use of the Board of Supervisors Chairperson. The balance of this area is a designated loading zone that is used for transferring prisoners for the court system and courthouse deliveries.

The Law Enforcement Center has a parking lot on the north side of the building. There are twenty-one parking spots in this lot.

On the north side of this lot are twelve spots, these all are signed Official County Parking. Starting from the west, the first two of these are currently unavailable due to an odor abatement project. The next five are designated as Judicial Branch Parking. The five remaining spots to the east of those are designated for the Sheriff’s Office. Located on the south side of the lot, starting from west, are nine spots, the first three are parallel to the building and are designated for the use of associate district court judges. The next four are designated for use by the Sheriff’s Office. The next one immediately to the east is designated for the planning and zoning vehicle. The next and last in that line is designated for use by the Budget/Tax Analyst position.

The building services building (Old Eagles Club), has parking for seven vehicles immediately to the east of the building. Starting from the south, the first three are designated and signed for three county owned building services vehicles. Immediately to the north of those is a spot designated for use by a Sheriff Office transport vehicle. The next spot to the north is designated for the use of the County Treasurer. To the north of that is a spot designated for use by the juvenile detention center director and the last is designated as a loading zone controlled by building services.

The Sheriff’s Office will obtain placards from the City of Sioux City for the Supervisors use at meters located near the courthouse.

The county will lease additional spots in the Williges Parking facility for district court judges, elected officials and county owned vehicles and equipment. These spots are approved by the Board of Supervisors during the annual county budget process.

All complaints about unauthorized use of these designated parking places will be directed to the Building Services Department for resolution and if vehicles are to be towed, the Sheriff’s Office will be contacted for assistance.

Adopted _____

Chairperson _____ Attestation _____

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

Date: 3/18/21 Weekly Agenda Date: 3/23/21

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: PJ Jennings/Dennis Butler

WORDING FOR AGENDA ITEM:

Discussion and action on delaying the sale of Prairie Hills county farmland until the fall 2021.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

BACKGROUND:

Supervisors approved the sale of the farmland on 2/16/21. Since that time, it has come to the board's attention that much preparation needs to be completed prior to this sale taking place: 1) survey for final legal description; 2) public hearings scheduled; 3) auctioneer needs to be selected and fee negotiated; 4) reserve and whether public or private; 5) impact to sheriff's operations, if any.

FINANCIAL IMPACT:

none.

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:

Sale postponement.

ACTION REQUIRED / PROPOSED MOTION:

Delegation of duties to make sure all above issues are resolved so that sale can take place in the fall.

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

Date: 3/18/2021

Weekly Agenda Date: 3/23/2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Dennis Butler - Finance Director

WORDING FOR AGENDA ITEM:

Approval of contribution to the Woodbury County Law Enforcement Center for site preparations of the new facility

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The Woodbury County Law Enforcement Authority needs to start the site preparations at the new facility to make it shovel ready when the total project is bid out. The authority cannot use the bond proceeds until the project is let to determine cost of the project. Also, the second bond issue cannot be sold until the cost is finalized. This contribution to the authority allows them to bid out the site preparations. The county will be reimbursed by the sale of the county farm or through the Covid legislation.

BACKGROUND:

FINANCIAL IMPACT:

Temporarily reduce the General Basic Fund's cash reserve by up to \$2,000,000, but will be replenished.

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

Yes No

RECOMMENDATION:

Approve the two agenda items.

ACTION REQUIRED / PROPOSED MOTION:

- a. Approval of contribution of up to \$2,000,000 to the authority for site preparations to make the project shovel ready.
- b. Approval to replenish the General Basic Fund cash reserves from the sale of the county farm or the The American Reserve Plan Act of 2021.

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

Date: 3/18/2021

Weekly Agenda Date: 3/23/2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Dennis Butler - Finance Director

WORDING FOR AGENDA ITEM:

Approval to lease the county farm for 2021 and receive bids no later than 4:00 p.m. on April 1, 2021

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

BACKGROUND:

The Woodbury County farm has been cash rented for the last several years. The Board of Supervisors had planned on selling the farm this spring. Due to the timing of the planting season, it is too late in the year to sell the land, so it is suggested that the county cash rent the farm this spring and then proceed to sell the farm in the fall of 2021. Proceeds would then replenish the General Basic Fund cash reserves.

FINANCIAL IMPACT:

Cash rent proceeds would be deposited in the General Basic Fund.

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:

Cash rent the county farm for 2021 and move the sale of the county farm to the fall of 2021.

ACTION REQUIRED / PROPOSED MOTION:

Approval to cash rent the county farm for 2021 and receive bids by 4:00 p.m. on April 1, 2021 and setting the date to approve the lease on April 6, 2021.

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

Date: 03-28-2021 Weekly Agenda Date: 03-23-2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Keith Radig

WORDING FOR AGENDA ITEM:

Notice of intent to appoint office of County Treasurer

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Action to notify the public by public notice, the intention of the Board of Supervisors to appoint the office of County Treasurer.

BACKGROUND:

With the resignation letter of the County Treasurer, we must decide between a special election or appointment process as designated by Iowa Code 69.14A. The board discussed the costs between appointment and special election and it seemed the consensus was to pursue an appointment process. The Treasurer also endorsed the idea of appointment.

FINANCIAL IMPACT:

The appointment process saves us from a financial impact of a special election.

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:

Would recommend that we move forward with the public notice of intention to appoint the office of County Treasurer.

ACTION REQUIRED / PROPOSED MOTION:

Motion to publish notice of the intention of the Board of Supervisors to appoint the County Treasurer.

69.14A Filling vacancy of elected county officer.

1. A vacancy on the board of supervisors shall be filled by one of the following procedures:

a. By appointment by the committee of county officers designated to fill the vacancy in section 69.8.

(1) The appointment shall be for the period until the next pending election as defined in section 69.12, and shall be made within forty days after the vacancy occurs. If the committee of county officers designated to fill the vacancy chooses to proceed under this paragraph, the committee shall publish notice in the manner prescribed by section 331.305 stating that the committee intends to fill the vacancy by appointment but that the electors of the district or county, as the case may be, have the right to file a petition requiring that the vacancy be filled by special election. The committee may publish notice in advance if an elected official submits a resignation to take effect at a future date. The committee may make an appointment to fill the vacancy after the notice is published or after the vacancy occurs, whichever is later. A person appointed to an office under this subsection shall have actually resided in the county which the appointee represents sixty days prior to appointment.

(2) However, if within fourteen days after publication of the notice or within fourteen days after the appointment is made, a petition is filed with the county auditor requesting a special election to fill the vacancy, the appointment is temporary and a special election shall be called as provided in paragraph "b". The petition shall meet the requirements of section 331.306, except that in counties where supervisors are elected under plan "three", the number of signatures calculated according to the formula in section 331.306 shall be divided by the number of supervisor districts in the county.

b. By special election held to fill the office for the remaining balance of the unexpired term.

(1) The committee of county officers designated to fill the vacancy in section 69.8 may, on its own motion, or shall, upon receipt of a petition as provided in paragraph "a", call for a special election to fill the vacancy in lieu of appointment. The committee shall order the special election at the earliest practicable date, but giving at least thirty-two days' notice of the election. A special election called under this section shall be held on a Tuesday and shall not be held on the same day as a school election within the county.

(2) However, if a vacancy on the board of supervisors occurs after the date of the primary election and more than seventy-three days before the general election, a special election to fill the vacancy shall not be called by the committee or by petition. If the term of office in which the vacancy exists will expire more than seventy days after the general election, the office shall be listed on the ballot, as "For Board of Supervisors, To Fill Vacancy". The person elected at the general election shall assume office as soon as a certificate of election is issued and the person has qualified by taking the oath of office. The person shall serve the balance of the unexpired term.

(3) If the term of office in which the vacancy exists will expire within seventy days after the general election, the person elected to the succeeding term shall also serve the balance of the unexpired term. The person elected at the general election shall assume office as soon as a certificate of election is issued and the person has qualified by taking the oath of office.

c. For a vacancy declared by the board pursuant to section 331.214, subsection 2, by special election held to fill the office if the remaining balance of the unexpired term is two and one-half years or more. The committee of county officers designated to fill the vacancy in section 69.8 shall order the special election at the earliest practicable date, but giving at least thirty-two days' notice of the election. A special election called under this section shall be held on a Tuesday and shall not be held on the same day as a school election within the county. The office shall be listed on the ballot, as "For Board of Supervisors, To Fill Vacancy". The person elected at the special election shall serve the balance of the unexpired term.

2. A vacancy in any of the offices listed in section 39.17 shall be filled by one of the two following procedures:

a. By appointment by the board of supervisors.

(1) The appointment shall be for the period until the next pending election as defined in section 69.12, and shall be made within forty days after the vacancy occurs. If the board

of supervisors chooses to proceed under this paragraph, the board shall publish notice in the manner prescribed by section 331.305 stating that the board intends to fill the vacancy by appointment but that the electors of the county have the right to file a petition requiring that the vacancy be filled by special election. The board may publish notice in advance if an elected official submits a resignation to take effect at a future date. The board may make an appointment to fill the vacancy after the notice is published or after the vacancy occurs, whichever is later. A person appointed to an office under this subsection, except for a county attorney, shall have actually resided in the county which the appointee represents sixty days prior to appointment. A person appointed to the office of county attorney shall be a resident of the county at the time of appointment.

(2) However, if within fourteen days after publication of the notice or within fourteen days after the appointment is made, a petition is filed with the county auditor requesting a special election to fill the vacancy, the appointment is temporary and a special election shall be called as provided in paragraph “b”. The petition shall meet the requirements of section 331.306.

b. By special election held to fill the office for the remaining balance of the unexpired term.

(1) The board of supervisors may, on its own motion, or shall, upon receipt of a petition as provided in paragraph “a”, call for a special election to fill the vacancy in lieu of appointment. The supervisors shall order the special election at the earliest practicable date, but giving at least thirty-two days’ notice of the election. A special election called under this section shall be held on a Tuesday and shall not be held on the same day as a school election within the county.

(2) If a vacancy in an elective county office occurs after the date of the primary election and more than seventy-three days before the general election, a special election to fill the vacancy shall not be called by the board of supervisors or by petition. If the term of office in which the vacancy exists will expire more than seventy days after the general election, the office shall be listed on the ballot with the name of the office and the additional description, “To Fill Vacancy”. The person elected at the general election shall assume office as soon as a certificate of election is issued and the person has qualified by taking the oath of office. The person shall serve the balance of the unexpired term.

(3) If the term of office in which the vacancy exists will expire within seventy days after the general election, the person elected to the succeeding term shall also serve the balance of the unexpired term. The person elected at the general election shall assume office as soon as a certificate of election is issued and the person has qualified by taking the oath of office.

3. Notwithstanding subsection 2, in the event of a vacancy for which no eligible candidate residing in the county comes forward for appointment, a county board of supervisors may employ a person to perform the duties of the office for at least sixty days but no more than ninety days. After ninety days, the board shall proceed under subsection 2.

4. Notwithstanding subsections 1 and 2, if a nomination has been made at the primary election for an office in which a vacancy has been filled by appointment, the office shall be filled at the next general election, and not at any special election in the same political subdivision.

89 Acts, ch 215, §4; 90 Acts, ch 1238, §33; 92 Acts, ch 1067, §2; 94 Acts, ch 1180, §38 – 40; 97 Acts, ch 170, §80 – 83; 2002 Acts, ch 1134, §80, 115; 2004 Acts, ch 1002, §1; 2006 Acts, ch 1065, §1, 2; 2008 Acts, ch 1032, §162

Referred to in §43.78, 44.4, 69.8, 331.201, 331.214, 331.322

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

Date: 03-28-2021 Weekly Agenda Date: 03-23-2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Keith Radig

WORDING FOR AGENDA ITEM:

Approve of interview information form required for appointment to County Treasurer

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This form is general information that is useful in assessing the ability to fill the role of County Treasurer, as well as providing background before a public interview before the Board of Supervisors

BACKGROUND:

With the resignation letter of the County Treasurer, we have decided to appoint the replacement. The board has discussed processes for appointment. This form serves as a background and general information, that serves the board in our decision making process. Anyone who wishes to interview before the board will be required to turn in this form to the board office by April 1, 2021.

FINANCIAL IMPACT:

N/A

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

Yes No

RECOMMENDATION:

I believe that it serves the Board of Supervisors to have the most transparent appointment process available. The form we are asking those interested in being appointed discloses background that is important for the public and the supervisors to know beforehand. I would recommend that we move forward with using this form.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the interview information form.

Timeline and Process for Treasurer appointment

3/23/21- Board approves application for interview

4/1/21- Deadline for applications for interview

4/6/21- Open session interview of those interested in being Treasurer

4/8/21- Supervisors give their preference to appoint to Board administration

4/13/21- New treasurer appointed and sworn in

Information for appointment interview to Woodbury County Treasurer

GENERAL INFORMATION

Name _____

Phone _____

HomeAddress

Street City/State Zip

E-Mail Address

Employer _____

Phone Business _____

Business Address

Street City/State Zip Code

PLEASE ANSWER ALL OF THE FOLLOWING QUESTIONS:

Are you a resident of Woodbury County? Yes No

How many years have you been a resident? _____

Are you a registered voter? Yes No

Have you reviewed Iowa Code 331.551, 331.552, and 331.553 describing the office, powers, and duties of the County Treasurer? Yes No

SERVING ON A BOARD - Are you currently serving on any other appointed Board, Commission or Committee? Yes No If yes list here:

Have you previously served on any other appointed Board, Commission or Committee?

Yes No If yes list here:

COMMUNITY INVOLVEMENT - Please describe your past and present community involvement including voluntary, social, city, church, school, business, and/or professional associations you have been involved in and are applicable to this application. (Include dates of involvement and any offices or leadership positions held.)

POLITICAL INVOLVEMENT - The County Treasurer is elected every 4 years, except in cases of a vacancy. It may be the opinion of some of the Supervisors that it would be beneficial to appoint someone with either campaign or fundraising experience. Please list any campaign experience or involvement that you have had, including dates.

SPECIAL QUALIFICATIONS - Please list any special qualifications for serving as the Treasurer including skills, training, licenses and certificates that you feel are applicable:

INTEREST - State why you would like to volunteer to serve and what contributions you believe you can make:

NEPOTISM DISCLOSURE- Please list any County employees and their department that you are related to. (Nepotism will not disqualify an applicant)

PERSONAL REFERENCES - Please list 2 references, the Supervisors may contact your references:

Name: _____

Address: _____

Phone: _____

Name: _____

Address: _____

Phone: _____

TREASURER REFERENCE - Have you met with Treasurer Mike Clayton either in person or via telephone to understand the duties and responsibilities of the County Treasurer?

Yes No

Have you been convicted of a crime other than a simple traffic misdemeanor in the last ten (10) years? (A conviction will not necessarily disqualify an applicant from appointment.)

Yes No

If **yes**, please explain and include the type of offense and the place and date of conviction.

I understand the role and responsibilities of the County Treasurer, and I am willing to serve.

Yes No

Signature _____

Date _____

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

Date: 03-28-2021 Weekly Agenda Date: 03-23-2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Keith Radig

WORDING FOR AGENDA ITEM:

Unnamed Lake project creation near Correctionville and Little Sioux Park

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

Creation of a stand-alone lake project where the County intends to excavate gravel.

BACKGROUND:

BOS purchased Briese property with the intention of excavating the gravel on the property. Our gravel project was stalled due to a lawsuit. Identifying the lake project as a stand alone project offers us a chance to engineer a small recreation lake, with the potential to apply for state funds to help in the process.

FINANCIAL IMPACT:

Excavation of the gravel was initially estimated between 4 and 5 million. If we pursue further development of the lake, including residential development on the North end. There would be costs to provide water and sewer, which could be looked at in partnership with Correctionville.

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:

We consider having the gravel excavation and lake development as a stand alone project in the CIP.

ACTION REQUIRED / PROPOSED MOTION:

Information item

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

Date: 03-28-2021 Weekly Agenda Date: 03-23-2021

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Supervisor Keith Radig

WORDING FOR AGENDA ITEM:

CIP prioritization for COVID-19 Local Government Relief Funds

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Give Direction

Other: Informational

Attachments

EXECUTIVE SUMMARY:

With the County expecting nearly 20 million in COVID-19 funding, we should prioritize where this is to be spent

BACKGROUND:

FINANCIAL IMPACT:

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

Yes No

RECOMMENDATION:

Discuss and prioritize projects. Potentially discuss creating a special purpose committee to prioritize. Also, I am interested in working with the City of Sioux City to lobby our state officials to set aside funds for special projects that impact our area.

ACTION REQUIRED / PROPOSED MOTION:

Information item