



NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(APRIL 10, 2018) (WEEK 15 OF 2018)

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Rocky L. De Witt 253-0421 rdewitt@woodburycountyiowa.gov	Marty J. Pottebaum 251-1799 mpottebaum@woodburycountyiowa.gov	Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov	Jeremy J. Taylor 259-7910 jtaylor@woodburycountyiowa.gov	Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held April 10, 2018 at **4:30 p.m.** in the Basement of the Courthouse, 620 Douglas Street, Sioux City, Iowa for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Board.

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

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

AGENDA

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

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

Consent Agenda

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

3. Approval of the minutes of the April 3, 2018 meeting
4. Approval of claims
5. Human Resources – Melissa Thomas
 - a. Approval of Reclassification of the Human Resources Department Senior Clerk to a Clerk III
 - b. Authorization to Initiate Hiring
 - c. Approval of de-authorization of county position

6. Community & Economic Development – David Gleiser
Consideration to approve local match for the Iowa Small Business Development Center's Iowa Board of Regents Innovation Fund Grant Application
7. Secondary Roads – Mark Nahra & Jered Jepsen
Consideration of resolution for annual weed destruction order

End Consent Agenda

- | | | | |
|--------------------------------|---|--|-------------|
| | 8. Secondary Roads – Mark Nahra | | |
| | a. Consideration to approve Iowa DOT Budget for FY 2019 | | Action |
| | b. Consideration to approve FY 2019 Woodbury County Five Year Construction Program | | Action |
| | 9. Emergency Services – Gary Brown | | |
| | Authorization for Chairman to sign Transport Agreement between Woodbury County and Siouxland Paramedics | | Action |
| 4:45 p.m.
(Set time) | 10. Community & Economic Development – David Gleiser | | |
| | Public Hearing and second reading to amend the text in the Land Use Summary Table of Allowed Uses (Section 3.03-4) in the Woodbury County Zoning Ordinance (2008) | | Action |
| | 11. Reports on Committee Meetings | | Information |
| | 12. Citizen Concerns | | Information |
| | 13. Board Concerns | | Information |

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

- WED., APRIL 11** **8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
10:00 a.m. STARComm Board Meeting, Security Institute – WIT Campus
6:30 p.m. Woodbury County Landfill Meeting, Climbing Hill
- WED., APRIL 18** **10:00 a.m.** Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
12:00 p.m. Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- THURSDAY, APRIL 19** **10:30 a.m.** Department Head Meeting, LEC Conference Room
4:30 p.m. Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- TUESDAY, APRIL 24** **6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- TUESDAY, MAY 1** **4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WEDNESDAY, MAY 2** **9:00 a.m.** Loess Hills Alliance Protection Committee Meeting, Pisgah, Iowa
10:30 a.m. Loess Hills Alliance Stewardship Committee Meeting, Pisgah, Iowa
12:00 p.m. District Board of Health Meeting, 1014 Nebraska St.
1:00 p.m. Loess Hills Alliance Executive Meeting, Pisgah, Iowa
1:00 p.m. LEPC Commission Meeting, Sioux City Fire Rescue Station #4, 3109 Dearborn
- MONDAY, MAY 7** **6:00 p.m.** Board of Adjustment meeting, First Floor Boardroom
- WEDNESDAY, MAY 9** **6:30 p.m.** 911 Service Board Meeting, Public Safety Center, Climbing Hill
- THURSDAY, May 10** **4:30 p.m.** Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park

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

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

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

APRIL 3, 2018, FOURTEENTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, April 3, 2018 at 4:30 p.m. Board members present were Ung, De Witt, Taylor, Pottebaum, and Radig. Staff members present were Dennis Butler, Budget/Tax Analyst, Heather Satterwhite, Public Bidder, Melissa Thomas, Human Resources Director, Joshua Widman, Assistant County Attorney, 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 Taylor second by De Witt to approve the agenda for April 3, 2018. Carried 5-0. Copy filed.
Motion by Radig second by Ung to approve the following items by consent:
3. To approve minutes of the March 27, 2018 meeting. Copy filed.
4. To approve the claims totaling \$292,374.16. Copy filed.
5. To receive for signatures a Resolution thanking and commending Mona Scaletta for her service to Woodbury County.

**WOODBURY COUNTY, IOWA
RESOLUTION #12,708
A RESOLUTION THANKING AND COMMENDING
MONA SCALETTA
FOR HER SERVICE TO WOODBURY COUNTY**

WHEREAS, Mona Scaletta has capably served Woodbury County as an employee of the Siouxland District Health Department for 34 years from January 23, 1984 to May 11, 2018; and

WHEREAS, the service given by Mona Scaletta as a Woodbury County employee, has been characterized by her dedication to the best interests of the citizens of Woodbury County; and

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

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

BE IT SO RESOLVED this 3rd day of April, 2018.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

6. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date of parcel #894728115009, 1015 Pierce St.

**RESOLUTION #12,709
NOTICE OF PROPERTY SALE**

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

**Lot 11 Block 57 Sioux City East Addition, City of Sioux City, Woodbury County, Iowa
(1015 Pierce Street)**

NOW THEREFORE,

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

1. That a public hearing on the aforesaid proposal shall be held on the **17th Day of April, 2018 at 4:35 o'clock p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to sell the said parcel of real estate at a public auction to be held on the **17th Day of April, 2018**, immediately following the closing of the public hearing.
3. That said Board proposes to sell the said real estate to the highest bidder at or above a **total minimum bid of \$537.00** plus recording fees.

Dated this 3rd Day of April, 2018.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7a. To approve the separation of Byran Maron, Maintenance Worker, Building Services Dept., effective 03-27-18, \$22.20/hour, 8%=\$1.64/hour. Per AFSCME Courthouse Contract agreement, from Grade 3/Step 5 to Grade 4/Step 5 with 3rd Class Hydronic Engineer License.; the end of probation of Jason Byers, Motor Grader Operator, Secondary Roads Dept., effective 04-18-18, \$23.29/hour, 3%=\$.69/hr. Per CWA Secondary Roads Contract agreement, End of Probation Salary Increase.; and the end of probation of Delayne Folsom, Motor Grader Operator, Secondary Roads Dept., effective 04-89-18, \$23.290/hour, 3%=\$.69/hr. Per CWA Secondary Roads Contract agreement, End of Probation Salary Increase. Copy filed.
- 7b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for (2) Deputy Sergeants, County Sheriff Dept. CWA: \$33.66/hour. Copy filed.
- 7c. To approve the de-authorization of (2) Sheriff Deputies, County Sheriff Dept. Copy filed.
- 8a. To approve the application for a 12-month, Class A Liquor License (LA) (Private Club), with Sunday sales privileges, for the White Horse Patrol Club, Sergeant Bluff, IA, effective 04/05/18 through 04/04/19. Copy filed.
- 8b. To approve the application for a 5-day, Class B Beer License (BB) (Includes Wine Coolers), with Outdoor Service, for the Cold Beer, Fair St. #206, Merville, IA, effective 04/07/18 through 04/11/18. Copy filed.
9. To approve the underground utility permit to work in the county right of way for Dave Brown. Copy filed.

Carried 5-0.

10. Presentation of resolution thanking and commending Sharon Schroeder for her years of service to Woodbury County. Copy filed.
11. Motion by Taylor second by Radig to approve and authorize the Chairperson to sign a Resolution setting public hearing for an agreement for Long Lines to lease Starcomm Fiber. Carried 5-0.

RESOLUTION #12,710
NOTICE OF PROPERTY LEASE

WHEREAS Woodbury County, Iowa is the owner of a 144 strand fiber optic cable that extends between 6th and Lewis and 4647 Stone Avenue, Western Iowa Tech radio tower that is operated by the Siouxland Tri-State Radio Communications System (hereinafter referred to as "STARCOMM"); and

WHEREAS Long Lines desires to enter a lease with Woodbury County, Iowa and Starcomm to use 12 strands of this Starcomm fiber for their operations;

NOW THEREFORE,

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

1. That a public hearing on the aforesaid proposal shall be held on the **April 10, 2018 at 4:40 p.m.** in the basement of the Woodbury County Courthouse.
2. That said Board proposes to lease fiber on the Starcomm for an initial term of ten (10) years, with the possibility of four (4) additional five (5) year renewal terms.
3. That said Board proposes to lease the real estate at a rate of \$12,000.00 annually during the initial term with the amount of the rent increasing by 10% in each of the renewal terms.
4. That this resolution, preceded by the caption "Notice of Property Lease" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 3RD Day of April, 2018.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 12a. A public hearing was held at 4:45 p.m. for the First Reading to amend the text in the Land Use Summary Table of Allowed Uses (Section 3.03-4) in the Woodbury County Zoning Ordinance (2008). The Chairperson called on anyone wishing to be heard.

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

Motion by Taylor second by Ung to approve the First Reading to amend the text of the Woodbury County Zoning Ordinance (2008) to add the sale of Fireworks as a Principal Allowed Use in the General Commercial Zoning District in the Land Use Summary Table of Allowed Uses in Section 3.03-4, under the Retail sales, service and rentals of consumer, home and business goods. Carried 5-0. Copy filed.

- 12b. Motion by Taylor second by Radig to receive the recommendation from the Zoning Commission and approve and authorize the Chairperson to sign a Resolution accepting and approving the final plat of the Berg Addition, a minor subdivision. Carried 5-0.

**RESOLUTION ACCEPTING AND APPROVING THE FINAL PLAT OF BERG
ADDITION, A MINOR SUBDIVISION TO WOODBURY COUNTY, IOWA
RESOLUTION #12,711**

Whereas, the Planning and Zoning Commission and the Woodbury County Board of Supervisors have reviewed and approved the Final Plat of Berg Addition to Woodbury County, Iowa, and whereas approval of the Final Plat of Berg Addition to Woodbury County, Iowa has been recommended to the Woodbury County Board of Supervisors by the Planning and Zoning Commission. Now, therefore be, and it is, resolved by the Woodbury County Board of Supervisors, that said Final Plat of Berg Addition to Woodbury County, Iowa, as hereto attached and forming part of this Resolution be, and the same hereby is, accepted and approved.

Dated April 3, 2018

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

13. Board members gave reports on their committee meetings.
14. Citizen concerns.

April 3, 2018 Cont'd.

Page 4

15. Board concerns.

The Board adjourned the regular meeting until April 10, 2018.

Meeting sign in sheet. Copy filed.

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

Date: 04/05/2018 Weekly Agenda Date: 04/10/2018

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Reclassification of the Human Resources Department Senior Clerk to a Clerk III

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Additional duties warrant a reclassification of this position.

BACKGROUND:

With the re-structuring of the Human Resources Department and the elimination of the Administrative Assistant position at a savings of \$77,082.40, select duties of the Administrative Assistant have been reassigned to the Senior Clerk of the department.

FINANCIAL IMPACT:

The financial impact is a savings of \$75,460.00

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

Yes No

RECOMMENDATION:

Approve the reclassification

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the reclassification of the Human Resources Senior Clerk to a Clerk III

HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA

DATE: April 10, 2018

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
Human Resources	Clerk III	Wage Plan: \$19.41/hour		

Chairman, Board of Supervisors

HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA

#5c

DATE: April 10, 2018

REQUEST TO DEAUTHORIZE COUNTY POSITION(S)

DEPARTMENT	POSITION	APPROVED	DISAPPROVED
Human Resources	Senior Clerk		

Chairman, Board of Supervisors

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

#6

Date: 4/4/18

Weekly Agenda Date: 4/10/18

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

WORDING FOR AGENDA ITEM:

Consideration to Approve Local Match for the Iowa Small Business Development Center's Iowa Board of Regents Innovation Fund Grant Application.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The Iowa Small Business Development Center (SBDC) at Western Iowa Tech Community College (WITCC) is submitting an application to the Iowa Board of Regents Innovation Fund grant program to help cover expenses for SBDC staff, travel and supplies related to small business development services. SBDC currently services the counties of Woodbury, Plymouth, Cherokee, Ida, Carroll, and Monona. SBDC is requesting financial support from these counties in the amount of \$500 each, which will be used as part of their local match (\$7,500) for their Innovation Fund grant application. If awarded, SBDC will receive a dollar for dollar match.

BACKGROUND:

Item request was presented and approved by the Board of Supervisors during the last three previous fiscal years from the Rural Economic Development department budget. SBDC is a frequently used resource for assistance with small business economic development projects. Specifically, they are used to help rural county residents with preparing business plans, conducting market research, and accessing capital.

FINANCIAL IMPACT:

\$500 from the Community & Economic Development Department budget line item for Contributions & Other Governmental Organizations.

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 request as it has already been budgeted for and approved in the current FY budget.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the request as proposed.

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

Date: 4/5/2018 Weekly Agenda Date: 4/10/2018

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Jered Jepsen, County Weed Commissioner and Mark Nahra, County Engineer

WORDING FOR AGENDA ITEM:

Consideration of annual weed destruction order

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Annually the Board of Supervisors passes a weed destruction order at the recommendation of the county weed commissioner.

BACKGROUND:

According to Chapter 317 of the Code of Iowa, annually the Board of Supervisors must prescribe and order a program of weed destruction. This order will be published in official county newspapers to make landowners aware of their responsibility.

FINANCIAL IMPACT:

The Board provides an annual budget for weed eradication and appoints a weed commissioner to oversee the program. The resolution publication fees run approximately \$200 per year.

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

Yes No

RECOMMENDATION:

The weed commissioner and county engineer recommend approval of the weed destruction order.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the weed destruction order for 2018.

WOODBURY COUNTY, IOWA
RESOLUTION NO. _____
WEED DESTRUCTION ORDER

WHEREAS, it is the responsibility of each of Iowa County's Board of Supervisors to enforce the provisions of Chapter 317 of the Code of Iowa as amended with regard to the destruction of weeds, and

WHEREAS, under Chapter 317 of the Code of Iowa as amended each county Board of Supervisors must prescribe and order a program of weed destruction to be followed by landowners, tenants, and other persons in possession or control of land, and

WHEREAS, it has been determined by the Woodbury County Board of Supervisors that a program of weed destruction for the year 2018 is necessary,

NOW THEREFORE,

BE IT RESOLVED by the Board of Supervisors of Woodbury County, Iowa that each landowner, tenant or other person in possession or control of private land shall on or before the dates stated below, destroy the below-listed noxious weeds on their land by spraying them with a suitable herbicide in a strength sufficient to kill such weeds.

1. May 14, 2018 - for musk, thistle, sow thistle, bull thistle, leafy spurge, perennial pepper grass, sour dock perennial, smooth dock perennial, and sheep sorrel perennial.
2. June 4, 2018 - for Canada thistle, Russian knapweed, buckhorn perennial, wild mustard annual, horse nettle, and teasel biennial.
3. June 11, 2018 - for field bindweed, wild carrot biennial, and quack grass.
4. June 18, 2018 - for butterprint annual, puncture vine annual, and cocklebur annual.
5. July 2, 2018 - for wild sunflower annual and poison hemlock.
6. October 1, 2018 - all thistles in the rosette stage.

BE IT FURTHER RESOLVED AND ORDERED that any person using county road Right-of-Way for haying or grazing are responsible for following the labeled restrictions listed on the following products used by Woodbury County Weed Commissioner: Grazon P&D, Streamline, Perspective, Method 240SL, and MSN 60.

BE IT FURTHER RESOLVED AND ORDERED that all weeds on county trunk and local roads and between the fence lines of such roads, whether they be noxious weeds or other weeds, shall be eradicated or otherwise destroyed, to prevent seed production, by the owner of the land adjoining the road on or before June 15, 2018.

BE IT FURTHER RESOLVED that weeds that are not destroyed in compliance with the above order may be destroyed by the Weed Commissioner, and the costs of destruction by the Weed Commissioner, including the cost of serving notice, plus a penalty of twenty-five percent of total costs shall be assessed against the property upon which the weeds were destroyed, in the case of private lands, or against the adjoining land, in the case of weeds on county roads. Landowners are to contact Weed Commissioner and notify him if there are areas that should not be sprayed with herbicides.

SO RESOLVED this _____ day of April, 2018

WOODBURY COUNTY BOARD OF SUPERVISORS

Rocky De Witt, Chairperson

ATTEST:

Patrick F. Gill,
Woodbury County Auditor

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

Date: 4/5/2018 Weekly Agenda Date: 4/10/2018

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

WORDING FOR AGENDA ITEM:

Consider approval of Iowa DOT Budget for FY 2019

ACTION REQUIRED:

Approve Ordinance Approve Resolution Approve Motion

Public Hearing Other: Informational Attachments

EXECUTIVE SUMMARY:

Annually the Board of Supervisors, in consultation with the county engineer, is required to file a budget for secondary road fund expenditures.

BACKGROUND:

The Board of Supervisors approved the county budget on March 13, 2018. The secondary road budget was approved as part of this process. The fiscal year budget is required by the Code of Iowa to be submitted to the Iowa DOT for approval.

FINANCIAL IMPACT:

This budget reports to the Iowa DOT planned expenditures and income for the secondary road department.

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 approval of the FY 2019 Woodbury County Secondary Road Department Budget to be submitted to the Iowa DOT.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the FY 2019 Woodbury County Secondary Road Department Budget.

Iowa Department of Transportation

	SECONDARY ROAD	County:	Woodbury County
	BUDGET	Fiscal Year:	2019
		Version:	Original

COUNTY CERTIFICATION			
This Secondary Road Budget was adopted by the Board of Supervisors on _____ <div style="text-align: center;">Date</div>			
ATTESTED			
_____		_____	
County Auditor		Date	
_____		_____	
County Engineer		Date	
_____		_____	
Chairperson, Board of Supervisors		Date	
IOWA DOT BUDGET APPROVALS			
Recommended Approval:	_____	_____	
	OLS Reviewer	Date	
Approved:	_____	_____	
	Director, Office of Local Systems	Date	

F. Y. **2019** SECONDARY ROAD BUDGET for **Woodbury County**
Original

		Actual Receipts Prior Years		Estimated Receipts	
		2 nd Prior	1 st Prior	Current	Next
		From: 01-Jul-2015	From: 01-Jul-2016	From: 01-Jul-2017	From: 01-Jul-2018
		To: 30-Jun-2016	To: 30-Jun-2017	To: 30-Jun-2018	To: 30-Jun-2019
1. County Auditor's Secondary Road Fund Beginning Balance		\$3,219,128	\$3,507,981	\$5,051,987	\$2,127,572
2. Receipts from Property Tax Levies	0.96267 Dollars on all taxable property in county except on that within cities and towns. (Rural Basic levy rate)	\$1,915,357	\$2,475,381	\$2,328,000	\$1,100,000
	0.00000 Dollars on all taxable property in (General Basic levy rate)				
2A. Local Option Sales Tax		\$2,336,477	\$2,364,743	\$1,900,000	\$2,065,000
3. Regular Road Use Tax Received (Don't include transfer of local R.U.T. to FM account for const. on FM routes)		\$5,281,043	\$5,482,082	\$5,105,342	\$5,159,439
3b. Amount for 306.4(a3) (Senate File 451 - FM Ext. in City <=500)		\$58,144	\$58,409	\$56,224	\$57,165
3c. Time 21		\$576,937	\$531,855	\$593,019	\$647,005
4. RISE Funds		\$985,363	\$493,770	\$0	\$0
5. Bridge Replacement Funds		\$31,037	\$36,732	\$0	\$0
6. Proposed transfer of FM funds to Local Secondary Fund. (Section 309.10 - Code of Iowa)		\$0	\$0	\$0	\$0
7. Tax Refunds (-) and/or Credits (+). (Section 309.10 - Code of Iowa)		\$6,378	\$6,315	\$0	\$0
8. Miscellaneous Receipts	Permits	\$126,725	\$1,770,849	\$30,000	\$30,000
	Used Materials	\$0	\$0	\$30,000	\$30,000
Donations, sale of used materials, Special Assessments, etc.	Reimbursements	\$0	\$0	\$3,000	\$100,000
	Misc. Grants and County Assistance	\$0	\$0	\$100,000	\$150,000
	Misc Receipts	\$0	\$0	\$150,000	\$90,000
Itemize for Next Year	UST	\$0	\$0	\$90,000	\$30,000
9. Total of Miscellaneous Receipts (Sum of 7a through 7f)		\$126,725	\$1,770,849	\$403,000	\$430,000
10. TOTAL RECEIPTS (Add Lines 1, 2, 3, 4, 5, 6, & 8)		\$14,536,589	\$16,728,117	\$15,437,572	\$11,586,181
11. Road Use Tax Funds transferred or to be transferred by State Treasurer, at county request, to FM fund for construction.		\$0	\$0	\$0	\$0

F. Y. **2019** SECONDARY ROAD BUDGET for **Woodbury County** COUNTY
Original

Summary of Actual and Proposed Expenditures	Actual Expenditures Prior Years		Estimated Expenditures	
	2 nd Prior From: 01-Jul-2015 To: 30-Jun-2016	1 st Prior From: 01-Jul-2016 To: 30-Jun-2017	Current From: 01-Jul-2017 To: 30-Jun-2018	Next From: 01-Jul-2018 To: 30-Jun-2019
70X * Administration and Engineering				
700 Administration Expenditures (100)	\$258,628	\$274,910	\$306,000	\$298,909
701 Engineering Expenditures (100)	\$762,062	\$746,501	\$866,000	\$869,660
TOTAL - ADMINISTRATION & ENGINEERING :	\$1,020,690	\$1,021,411	\$1,172,000	\$1,168,569
020 * Construction				
Adjusted Construction Program Expenditures (300) on FM and Local Sec. Roads <i>(With other than FM funds ---See Accomplishment Year projects)</i>	\$2,881,468	\$3,796,741	\$4,500,000	\$2,200,000
71X * Roadway Maintenance				
710 Bridges and Culverts (420, 430)	\$402,703	\$0	\$316,000	\$265,215
711 Roads (4250, 460, 480)	\$3,427,340	\$3,255,402	\$3,330,000	\$3,029,768
712 Snow and Ice Control (520)	\$492,380	\$340,266	\$441,000	\$441,324
713 Traffic Controls (590)	\$243,479	\$323,653	\$383,000	\$332,564
714 Road Clearing (490)	\$124,694	\$289,776	\$275,000	\$274,259
TOTAL - ROADWAY MAINTENANCE :	\$4,690,596	\$4,209,097	\$4,745,000	\$4,343,130
72X * General Roadway				
720 New Equipment (610)	\$677,042	\$826,134	\$810,000	\$801,000
721 Equipment Operations (620, 630, 650)	\$1,628,684	\$1,605,345	\$1,752,000	\$1,779,513
722 Tools, Materials and Supplies (655, 660, 670, 680, 690)	\$97,248	\$129,859	\$226,000	\$192,000
723 Real Estate and Buildings (800)	\$32,880	\$87,543	\$105,000	\$180,000
TOTAL - GENERAL ROADWAY :	\$2,435,854	\$2,648,881	\$2,893,000	\$2,952,513
TOTAL EXPENDITURES (70X + 020 + 71X + 72X)	\$11,028,608	\$11,676,130	\$13,310,000	\$10,664,212
County Auditor's Bal. of Sec. Road Fund at end of Fiscal Year	\$3,507,981	\$5,051,987	\$2,127,572	\$921,969
TOTAL (Must equal receipts) [Does not include transfer of Road Use Tax to FM Fund]	\$14,536,589	\$16,728,117	\$15,437,572	\$11,586,181

* Control items

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

Date: 4/5/2018 Weekly Agenda Date: 4/10/2018

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

WORDING FOR AGENDA ITEM:

Consider approval of FY 2019 Woodbury County Five Year Construction Program

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

Annually the Board of Supervisors, in consultation with the county engineer, is required to file a five year construction program for the secondary road department.

BACKGROUND:

The county construction program lays out projects for fiscal years 2019 through 2023. The projects include federal aid, farm to market and locally funded road construction, paving, bridge and culvert projects.

FINANCIAL IMPACT:

This program reports to the Iowa DOT planned projects for the secondary road department.

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 approval of the FY 2019 Woodbury County Secondary Road Department Five Year Construction Program to be submitted to the Iowa DOT.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the FY 2019 Woodbury County Secondary Road Department Five Year Construction Program.

Iowa Department of Transportation
**SECONDARY ROAD
CONSTRUCTION PROGRAM**

County: Woodbury County

Fiscal Year: 2019

Version: Original

COUNTY CERTIFICATION	
The detailed construction program for the secondary road system was adopted by the Board of Supervisors on _____.	
Date	
ATTESTED	
County Auditor	_____
	Date
County Engineer	_____
	Date
Chairperson, Board of Supervisors	_____
	Date
IOWA DOT PROGRAM APPROVALS	
Recommend Approval:	_____
OLS Reviewer	Date
Approval:	_____
Director of Local Systems	Date

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

						Accomp Year	Priority Years				\$ Total Notes:
Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund		1st	2nd	3rd	4th	
						FY: 2019	FY: 2020	FY: 2021	FY: 2022	FY: 2023	
BROS-C097(133)--5F-97 BROS-C097(H181) TPMS ID: 12828	K-67: From 185th St. to 210th St. Bridge Replacement S24-T88-R45	10 0 353810	FM Previous	\$0 320 - Bridges	LCL					\$800	
					FM	160					
					SPC						
					STBG-HBP FA	640					
					SWAP						
FM-C097(D38)--55-97 FM-C097(B) TPMS ID: 14260	D-38: From K-42 to K-64 Resurface D-28 S28-T88-R45	600 - 620 7.3	Local Previous	\$0 366 - HMA Paving	LCL					\$1,400	
					FM	1,400					
					SPC						
					FA						
					SWAP						
FM-C097(K49)--55-97 K49 HMA resurfacing TPMS ID: 36084	On K49, from Plymouth County Line South 1.0 Miles to County Route D12, on WLINE S3 T89 R45 K49 resurfacing with Plymouth County HMA project S3-T89-R45	630 - 640 0.919	FA and FM Previous	\$0 366 - HMA Paving	LCL					\$100	
					FM	100					
					SPC						
					FA						
					SWAP						
L-(2018)--73-97 Intersection Fillets TPMS ID: 36382	On HWY 20 Intersections, from Jasper Avenue and Hwy 20 east 18 Miles to Woodbury Ida County Line Road and Hwy 20 Adding paved fillets to gravel road intersections of Hwy 20 and assorted county roads. S--T--R--		Local Previous	\$0 359 - Miscellaneous	LCL	250				\$250	
					FM						
					SPC						
					FA						
					SWAP						
L-B(0102)--73-97 Bridge O102 Replacement TPMS ID: 24852	260TH ST: Over STREAM S28-T87-R44	25 - 25 0 352210	FA Previous	\$0 320 - Bridges	LCL	280				\$280	
					FM						
					SPC						
					FA						
					SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund	Accomp Year	Priority Years				\$ Total Notes:
						FY: 2019	1st FY: 2020	2nd FY: 2021	3rd FY: 2022	4th FY: 2023	
L-B(B82)--73-97 140th Street Bridge (B82) TPMS ID: 20706	140TH ST: From Kossuth Avenue to Lee Avenue S28-T89-R43	25 - 25 354860	Local Previous	\$0 320 - Bridges	LCL	250					\$250
					FM						
					SPC						
					FA						
					SWAP						
L-B(C160)--73-97 Haskell Avenue Bridge TPMS ID: 37369	On Haskell Ave, Over McElhaney Creek, from IA Hwy 140 North 0.1 Miles to County Rte K64/140th St, in NW S29 T89 R44 Replace Haskell Avenue Bridge S29-T89-R44	430 - 430 0.1 355055	Local New	\$0 320 - Bridges	LCL	700					\$700
					FM						
					SPC						
					FA						
					SWAP						
L-B(C274)--73-97 Jewell Ave. Bridge C274 TPMS ID: 20705	JEWELL AVE: From 110th Street to 120th Street S7-T89-R43	50 - 50 354750	Local Previous	\$0 320 - Bridges	LCL	350					\$350
					FM						
					SPC						
					FA						
					SWAP						
L-B(J9)--73-97 Bridge J-9 replacment TPMS ID: 35722	On 170TH ST, Over WOLF CREEK, from Jasper Avenue East 0.3 Miles to Jewell Avenue, on NLINE S8 T88 R44 Bridge damaged during June 17, 2016 storm event S8-T88-R44	5 - 5 0 353461	Local Previous	\$0 320 - Bridges	LCL	600					\$600
					FM						
					SPC						
					FA						
					SWAP						
L-B(U51)--73-97 320th Street Bridge TPMS ID: 21765	320th Street: From Humboldt Ave to Hancock Ave Estimated structure size 150 x 24 S27-T86-R45	20 0.1 351070	FA Previous	\$0 320 - Bridges	LCL	700					\$700
					FM						
					SPC						
					FA						
					SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

						Accomp Year	Priority Years				\$ Total Notes:
Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund		1st	2nd	3rd	4th	
						FY: 2019	FY: 2020	FY: 2021	FY: 2022	FY: 2023	
L-C(D156)--73-97 Franklin Avenue Bridge TPMS ID: 35122	On K57, Over CREEK, from 150th St N 0.4 Miles to 140th St, on WLINE S26 T89 R45 S26-T89-R45	70 - 70 0 355158	Local Previous	\$0 331 - Pipe Culverts	LCL	90					\$90
					FM						
					SPC						
					FA						
L-Gravel--73-97 Granular Resurfacing TPMS ID: 32611	On Countywide, NA, from Various locations countywide Granular Surfacing in all districts S--T--R--		Local Previous	\$0 361 - Granular	LCL	300	300	300	300	300	\$1,500
					FM						
					SPC						
					FA						
LFM-(D50)--7X-97 L-FM(D50) TPMS ID: 12832	D50: From Hwy 31 to L27 PCC Paving S19-T87-R43	40 - 150 2.34	FA and FM Previous	\$0 367 - PCC Paving	LCL						\$1,000
					FM						
					OTHER	SPC	1,000				
					FA						
LFM-(D50)--7X-97 L-FM-CO97(D50) TPMS ID: 12778	D-50: From Iowa Hwy 31 to L27 Grade for future paving S20-T87-R43	60 2.5	Local Previous	\$0 352 - Excavation	LCL						\$1,800
					FM						
					OTHER	SPC	1,800				
					FA						
BROS-SWAP-C097(135)-- FE-97 Hancock Avenue H266 Bridge Replacement TPMS ID: 32651	On K67, Over WOLF CREEK, from 210th Street south 0.2 Miles to 220th Street, on WLINE S36 T88 R45 Replace existing bridge with a new CCS Bridge. Bridge H266. S36-T88-R45	60 - 60 0 353910	FM Previous	\$0 320 - Bridges	LCL						\$700
					FM						
					SPC						
					FA						
				SWAP-HBP	SWAP		700				

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund	Accomp Year	Priority Years				\$ Total Notes:
						FY: 2019	1st FY: 2020	2nd FY: 2021	3rd FY: 2022	4th FY: 2023	
BROS-SWAP-C097(H203)-- SE-97 200th Street Bridge over West Fork TPMS ID: 35105	On 200TH ST, Over WEST FORK LITTLE SIOUX, from Grundy Avenue East to Moville Blacktop, in NE S28 T88 R45 S28-T88-R45	50 - 50 0.1 353851	Previous	\$0 320 - Bridges	LCL						\$750
					FM						
					SPC						
					FA						
					SWAP-HBP		750				
L-B(B64)--73-97 Bridge B64 Replacement TPMS ID: 25005	130TH ST: Over STREAM S20-T89-R43	10 - 10 0 354810	FA Previous	\$0 320 - Bridges	LCL		220				\$220
					FM						
					SPC						
					FA						
					SWAP						
L-B(C278)--73-97 Bridge C278 Replacement TPMS ID: 36087	On JEWELL AVE, Over STREAM, from 110th Street South 0.7 Miles to 120th Street, on WLINE S7 T89 R43 Replace existing bridge C278 with RCB Culvert S7-T89-R43	50 - 50 0 354740	Local Previous	\$0 332 - Box Culverts	LCL		350				\$350
					FM						
					SPC						
					FA						
					SWAP						
L-B(J178)--73-97 Jewell Ave J178 TPMS ID: 21789	Jewell Ave: From 170th Street to 180th Street Estimated 100' x 30' CCS S9-T88-R44	20 0.1 353490	Local Previous	\$0 320 - Bridges	LCL		420				\$420
					FM						
					SPC						
					FA						
					SWAP						
L-B(M66)--73-97 Bridge M66 replacement TPMS ID: 29464	On 240TH ST, Over STREAM, from Taylor Avenue East 0.8 Miles to Union Avenue, on NLINE S14 T87 R42 S14-T87-R42	20 0 351430	Local Previous	\$0 320 - Bridges	LCL		300				\$300
					FM						
					SPC						
					FA						
					SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund	Accomp Year	Priority Years				\$ Total Notes:
						FY: 2019	1st FY: 2020	2nd FY: 2021	3rd FY: 2022	4th FY: 2023	
LFM-B(U138)--7X-97 Bridge U138 TPMS ID: 29450	On Hancock Avenue - K67, Over Wolf Creek, from 280th Street to 290th Street, along WLINE S1 T86 R45 S1-T86-R45	0.2	FM Previous	\$0 320 - Bridges	LCL		750				\$750
					FM						
					SPC						
					FA						
FM-C097(D38)--55-97 D38 HMA Resurfacing TPMS ID: 32655	On D38, from County Route K64 East 10.3 Miles to IA Hwy 31, S1 T87 R45 HMA Resurfacing on D38 from Moville Blacktop to Hwy 31 S1-T87-R45	410 - 480 10.317	Previous	\$0 366 - HMA Paving	LCL					\$2,000	
					FM		2,000				
					SPC						
					FA						
L-B(D42)--73-97 120th Street Bridge Replacement D42 TPMS ID: 32653	On 120TH ST, Over MUDDY CREEK, from Eastland Ave east 0.8 Miles to Emmett Avenue, on NLINE S17 T89 R45 Replace existing Bridge D42 S17-T89-R45	60 - 60 0 355137	Local Previous	\$0 320 - Bridges	LCL		500			\$500	
					FM						
					SPC						
					FA						
L-B(K20)--73-97 Bridge K20 Replacement TPMS ID: 25004	180TH ST: Over STREAM S14-T88-R43	30 - 30 0 353240	FA Previous	\$0 320 - Bridges	LCL		480			\$480	
					FM						
					SPC						
					FA						
L-B(M299)--73-97 Taylor Ave Bridge M299 TPMS ID: 35165	On TAYLOR AVE, Over STREAM, from 230th St North 0.8 Miles to 220th St., on WLINE S2 T87 R42 S2-T87-R42	5 - 5 0 351220	Local Previous	\$0 320 - Bridges	LCL		550			\$550	
					FM						
					SPC						
					FA						
					SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund	Accomp Year	Priority Years				\$ Total Notes:
						FY: 2019	FY: 2020	FY: 2021	FY: 2022	FY: 2023	
L-C(N206)--73-97 Replace Michigan Avenue Culvert N206 TPMS ID: 32654	On MICHIGAN AVE, Over unnamed creek, from Mason Avenue northeasterly 1.0 Miles to 250th Street, in NW S23 T87 R43 Replace existing box culvert on Michigan Avenue number N-206 S23-T87-R43	5 - 5 0	Local Previous	\$0 332 - Box Culverts	LCL			200			\$200
					FM						
					SPC						
					FA						
					SWAP						
STBG-SWAP-C097(K64)-- FG-97 K64 PCC Rehabilitation TPMS ID: 36085	On K64, from Intersection of IA 141 North and East 3.6 Miles to County Route D25 K 64 Pavement Rehabilitation S--T--R--	350 - 530 3.6	FA and FM Previous	\$0 367 - PCC Paving	LCL					\$1,800	
					FM		600				
					SPC						
					FA						
					SWAP-STBG		1,200				
FM-C097(K203)--55-97 BROS-CO97(353400) TPMS ID: 12827	O'Brien Ave.: From D38 to 210th Street Bridge Replacement S36-T88-R43	210 0.1 353400	FM Previous	\$0 320 - Bridges	LCL					\$600	
					FM			600			
					SPC						
					FA						
					SWAP						
L-B(B110)--73-97 Bridge B110 replacement TPMS ID: 35164	On 150TH ST, Over STREAM, from Jewell Ave east 0.3 Miles to Knox Ave., on NLINE S31 T89 R43 S31-T89-R43	20 - 20 0 354900	Local Previous	\$0 320 - Bridges	LCL			650		\$650	
					FM						
					SPC						
					FA						
					SWAP						
L-B(B213)--73-97 Bridge B213 Replacement TPMS ID: 36086	On LENOX AVE, Over STREAM, from 120th Street South 0.80 Miles to 130th St., in SW S13 T89 R43 Replace bridge with RCB culvert S13-T89-R43	15 - 15 0 354770	Local Previous	\$0 332 - Box Culverts	LCL			300		\$300	
					FM						
					SPC						
					FA						
					SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

Project Number Local ID Project Name	Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types	Fund	Accomp Year	Priority Years				\$ Total Notes:
						FY: 2019	1st FY: 2020	2nd FY: 2021	3rd FY: 2022	4th FY: 2023	
L-B(E66)--73-97 E66 Bridge Replacement TPMS ID: 36174	On 120TH ST, Over BIG WHISKEY CREEK, from Dallas Avenue East 0.5 Miles to Eastland Avenue, on NLINE S13 T89 R46 Replace existing bridge S13-T89-R46	40 - 40 0 355250	Local Previous	\$0 320 - Bridges	LCL				500		\$500
					FM						
					SPC						
					FA						
L-B(K103)--73-97 Bridge K103 Replacement TPMS ID: 36171	On 210TH ST, Over WRIGHT CREEK, from County Rte L36 east 0.4 Miles to Dead end, on NLINE S36 T88 R43 Replace existing bridge S36-T88-R43	20 - 20 0.1 353391	Local Previous	\$0 320 - Bridges	LCL				500		\$500
					FM						
					SPC						
					FA						
STBG-SWAP-C097(K25)-- FG-97 Port Neal Road Improvement TPMS ID: 32763	On K25, from Relocated Port Neal Road South 1.8 Miles to Gelita Plant Entrance, Sec 7 and 18 T87 R47 S17-T87-R47	1700 - 1700 1.8	FA and FM Previous	\$0 367 - PCC Paving	LCL						\$2,887
					FM				762		
					SPC						
					FA						
BROS-SWAP-C097(E-299- 1)--FE-97 Bridge E-299-1 TPMS ID: 14259	Correctionville Road: From Charles Ave. to Dallas Ave. Bridge Replacement S35-T89-R46	150 - 150 0 355450	FM Previous	\$0 320 - Bridges	SWAP-STBG	SWAP			2,125		\$800
					LCL						
					FM						
					SPC						
BRS-SWAP-C097(H29)--FF- 97 TPMS ID: 33890	On K64, Over unnamed creek, from 160th St n 0.1 Miles to US 20, at NW S32 T89 R44 Replace existing bridge S32-T89-R44	960 - 960 0 353630	Previous	\$0 320 - Bridges	SWAP-HBP	SWAP				800	\$600
					LCL						
					FM						
					SPC						
					FA						
					SWAP-HBP	SWAP				600	

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

						Accomp Year	Priority Years				\$ Total Notes:	
Project Number Local ID Project Name		Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types		Fund	1st FY: 2019	2nd FY: 2020	3rd FY: 2021		4th FY: 2022
FM-C097((B249-1))--55-97 B249-1 Bridge Replacement TPMS ID: 36173		On L25, Over STREAM, from 120th Street north 0.50 Miles to 110th Street, on WLINE S7 T89 R42 Replace corp line bridge S7-T89-R42	270 - 270 0 354551	FM Previous	\$0 320 - Bridges	LCL						800
						FM						
						SPC						
						FA						
FM-C097(D25)--55-97 Old Hwy 141 Resurfacing TPMS ID: 35161		On D25, from K67 Intersection Easterly 6.825 Miles to Hwy 141 intersection S--T--R--	450 - 570 6.825	FA and FM Previous	\$0 366 - HMA Paving	LCL						1,200
						FM						
						SPC						
						FA						
L-B(A225)--73-97 Mason Ave Bridge A225 TPMS ID: 35166		On MASON AVE, Over STREAM, from 120th St North 0.4 Miles to 110th St. , on WLINE S8 T89 R42 S8-T89-R42	10 - 10 0 354570	Local Previous	\$0 320 - Bridges	LCL						450
						FM						
						SPC						
						FA						
L-B(K23)--73-97 Bridge K23 Replacement TPMS ID: 18347		180TH ST: From Lucas Ave. to Lenox Ave. S17-T88-R43	25 - 25 0.1 353260	FA Previous	\$0 320 - Bridges	LCL						430
						FM						
						SPC						
						FA						
L-B(N191)--73-97 Mason Avenue Bridge TPMS ID: 37716		On MASON AVE, Over MILLER CREEK, from 270th Street South 0.25 Miles to Liston Blvd, on NLINE S34 T87 R43 Bridge Replacement of N-191 120' CCS estimated S34-T87-R43	15 - 15 0 351840	Local New	\$0 320 - Bridges	LCL						500
						FM						
						SPC						
						FA						
						SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM

						Accomp Year	Priority Years				\$ Total Notes:	
Project Number Local ID Project Name		Location Description of Work Section-Town-Range	AADT Length FHWA #	System Status FM-Xfr	\$ Day Labor Type Work SPC/FA Types		Fund	1st FY: 2020	2nd FY: 2021	3rd FY: 2022		4th FY: 2023
L-C(X116)--73-97 Culvert X116 replacement TPMS ID: 35167		On 335TH ST, Over Unnamed stream, from Osceola Ave east 0.5 Miles to Ozark Ave, in SW S31 T86 R42 S31-T86-R42	10 - 10 0	Local Previous	\$0 332 - Box Culverts	LCL					250	\$250
						FM						
						SPC						
						FA						
						SWAP						

FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM SUMMARY

For

Woodbury County

In thousands of dollars						
Year	2019	2020	2021	2022	2023	Total
LCL	3,520	2,340	2,030	2,250	1,930	12,070
FM	1,660	0	2,600	1,362	2,000	7,622
SPC	2,800	0	0	0	0	2,800
FA	640	0	0	0	0	640
SWAP	0	1,450	1,200	2,125	1,400	6,175
Totals:	8,620	3,790	5,830	5,737	5,330	29,307

PAVING POINT COMPUTATIONS

Woodbury County

Program Year:
2019

Local or FM Route	Project Number	Description/Location	Grade For Pave or Pave	Proposed Program Year	County/District Computations	Funct. Class	Current AADT	Closest Paved Parallel Route	Percent Trucks	Bonus Points	Total Points
Local	LFM-(D50)--7X-97 TPMS#: 12778	D-50: From Iowa Hwy 31 to L27 Grade for future paving S20-T87-R43	Grade for Pave	2019	County Computation	25	6	10	15	0	56
					OLS Review						
FA and FM	LFM-(D50)--7X-97 TPMS#: 12832	D50: From Hwy 31 to L27 PCC Paving S19-T87-R43	Pave	2019	County Computation	25	6	10	15	0	56
					OLS Review						

- Notes:** 1. Bonus points must be accompanied by letter of documentation.
2. Do not list bridge, culvert and 3R projects.

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

#9

Date: 04/02/2018 Weekly Agenda Date: 04/10/2018

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Gary Brown, Director of Emergency Services

WORDING FOR AGENDA ITEM:

Authorization Chairman to sign Transport Agreement between Woodbury County and Siouxland Paramedics.

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

This Transport Agreement is made for the period beginning July 1st, 2018 through June 30th, 2019 between Woodbury County, Iowa and Siouxland Paramedics (SPI) for specific transport services.

BACKGROUND:

Woodbury County wishes to procure certain transport services within this agreement within Woodbury County, Iowa to the office of the Woodbury County Medical Examiner at 2720 Stone Park Blvd., Sioux City, IA 51104. Specific details are within the attachment.

FINANCIAL IMPACT:

The financial impact is \$12,000.00 annually; made in monthly installments of \$1,000.00 due the first of each month.

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

Yes No

RECOMMENDATION:

The recommendation is the Woodbury County Board of Supervisors make a motion to approve the Chairman to sign the Transport Agreement with Siouxland Paramedics for transport of bodies from locations with Woodbury County, IA per the guidelines included in the agreement. Woodbury County will pay \$12,000.00 annually, payable in 12 monthly installments of \$1,000.00 due the first of each month.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the Chairman to sign the Transport Agreement with Siouxland Paramedics for transport of bodies from locations with Woodbury County, IA per the guidelines included in the agreement. Woodbury County will pay \$12,000.00 annually, payable in 12 monthly installments of \$1,000.00 due the first of each month.

TRANSPORT AGREEMENT

This Transport Agreement ("Agreement") is made and entered into as of **the July 1st, 2018 through June 30th, 2019 by and between Woodbury County, Iowa (the "County") and Siouxland Paramedics Inc., and Iowa non-profit corporation ("SPI")**.

Witnesseth that the County wishes to procure certain transport services from SPI and SPI wishes to provide those transport services to the County all subjects to the terms and conditions of this Agreement.

NOW, THEREFORE, the county and SPI agree as follows:

1. Services. SPI agrees to transport bodies from locations within Woodbury County, Iowa to the office of the Woodbury County Medical Examiner at 2720 Stone Park Blvd., Sioux City, IA 51104. The services shall be performed in a timely manner and in accordance with applicable laws.
 - (a) Woodbury County Sheriff's Office, Local Law Enforcement and/or Local Fire Officials will provide notification as early as possible, so that SPI can have the appropriate time to anticipate adequate staffing.
 - (b) Response Time from within the City Limits of Sioux City will not exceed 30 minutes.
 - (c) Response Time from within Woodbury County will not exceed an hour and 30 minutes.
 - (d) Transportation to the state Medical Examiner or to any location outside of Woodbury County, Iowa is NOT included within this Agreement.
2. Fee. The fee for the services shall be Twelve Thousand and 00/100 Dollars (\$12,000.00) payable in 12 monthly installments of \$1,000.00 due the first of each month.
3. Force Majeure. SPI shall not be liable hereunder for any failure or delay in the performance of the services under this Agreement if such failure or delay is on account of causes beyond its reasonable control, including but not limited to labor disputes, civil commotion, war, fires, floods, inclement weather, government regulations or controls, casualty, government authority, strikes, or acts of God in which event SPI shall be excused from its obligations for the period of the delay and for a reasonable time thereafter.
4. Term; Termination.
 - (a) The term of this Agreement shall be from **July 1st, 2018 through June 30th, 2019**.
 - (b) Either party may terminate this Agreement upon thirty (30) days written notice to the other party.

5. Further Assurances. The parties shall execute such documents and instruments and do all things reasonably required to complete the transactions set forth in this Agreement.
6. Governing Law. This Agreement shall be governed and construed according to the laws of the State of Iowa.
7. Notice. Any notice under this Agreement shall be in writing and shall be deemed served when it is delivered by personal delivery or by certified mail return receipt requested, addressed as follows:

If to the County: Woodbury County, Iowa
Woodbury County Courthouse
625 Douglas Street, RM 104
Sioux City, IA 51101
Attn: Board Administrative Coordinator

If to SPI: Siouxland Paramedics, Inc.
1110 Dace Avenue
Sioux City, IA 51101
Attn: Director of Operations

Or to such other address or persons as is hereafter designated in writing by the applicable party in the manner provided in this Section for the giving of notices.

8. Section Headings. The section headings contained in this Agreement are contained for convenience only and shall not affect in any way that meaning or interpretation of the Agreement.
9. Severability. Any term or provision of this Agreement that is invalid or unenforceable in any situation in any jurisdiction shall not affect the validity or enforceability of the remaining terms and provisions hereof of the validity or enforceability of the offering term or provision in any situation or in any other jurisdiction.
10. Amendments. No amendment of any provision of this Agreement shall be valid unless the same shall be in writing and signed by the party against whom enforcement is sought.
11. Assignment. This Agreement may not be assigned by either party without the written consent of the other, which consent shall not be unreasonably withheld.
12. Binding Effect. This Agreement shall be binding upon and insure to the benefit of the parties names herein and their respective successors and assigns.
13. Construction. The parties have participated jointly in the negotiation and drafting of this Agreement. In the event any ambiguity or question of intent or interpretation arises, this

Agreement shall be construed as if drafted jointly by the parties, no presumptions or burden of proof shall arise favoring or disfavoring any party by virtue of authorship of the provisions of this Agreement. The word "Including" shall mean including without limitation. Any reference to any federal, state, local or foreign statute or law shall be deemed to refer to all rules and regulations promulgated thereunder, lest the context requires otherwise.

14. Counterparts. This Agreement may be executed in one or more counterparts, each of which shall be deemed an original but all of which shall be constitute one and the same document.

15. Electronic Signatures. The Parties agree that the electronic signatures of a party to this Agreement or any related document or instrument shall be as valid as an original signature of such party and shall be effective to bind such party to this agreement or such related document or instrument. For purposes hereof, "*electronic signature*" means a manually-signed original signature that is then transmitted by electronic means: "*transmitted by electronic means*" means sent in the form of a facsimile or sent via the internet as a "pdf" (portable document format) or other replicating image attached to an e-mail message; and "*electronically signed document*" means a document transmitted by electronic means and containing, or to which there is affixed, an electronic signature.

16. Entire Agreement. This Agreement constitutes the entire agreement of the parties with respect to the subject matter hereof and supersedes any prior understanding, agreements, or representations by or among the parties, written or oral, to the extent they relate in any way to the subject matter hereof.

Executed as of the date first above written.

SIouxLAND PARAMEDICS, INC.

Woodbury County

By _____

By _____

Karen L. VanDeSteege
Executive Director

Printed Name: _____

Title: _____

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

#10

Date: 4/5/18

Weekly Agenda Date: 4/10/18

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

WORDING FOR AGENDA ITEM:

Public Hearing and Second Reading to Amend the Text in the Land Use Summary Table of Allowed Uses (Section 3.03-4) in the Woodbury County Zoning Ordinance (2008)

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The Board of Supervisors (BOS) will hold a public hearing to discuss a proposed amendment to the Zoning Ordinance which would allow the sale of fireworks to occur in the General Commercial (GC) zoning districts in unincorporated Woodbury County. Upon closing the public hearing and subject to the BOS's will based on public testimony, the BOS will conduct the second reading of the proposed amendment. The proposed amendment is attached.

BACKGROUND:

On 3/6/18 the Board of Supervisors (BOS) requested the Community & Economic Development (CED) department, Zoning Commission (ZC) and Board of Adjustment (BOA) to develop recommendations on which zoning districts would be the most appropriate to allow the retail sales of fireworks to occur in unincorporated Woodbury County.

In Coordination with the ZC and BOA, the CED department requested input from several relevant county departments and community stakeholders (attached). Notices were published in all local newspapers to inform the public of 2 public meetings to seek public input on this issue. Those meetings were held on 3/19/18 in Merville at the community center at 6pm, and on 3/21/18 in Salix at the community center at 6pm. The stakeholder comments received and the minutes from these public meetings are attached.

In addition, the ZC held a public hearing on 3/27/18 to discuss the proposed amendment to the Land Use Summary Table in the Zoning Ordinance. The Commission voted unanimously (3-0) in favor of the amendment and to send their recommendation to the BOA (as a professional courtesy) and to the BOS for consideration to make the formal amendment. The draft meeting minutes from the 3/27/18 ZC meeting are attached.

On 4/2/18 the BOA held their regularly scheduled meeting and reviewed the proposed amendment. There was a unanimous decision to support the decision of the ZC's recommendation and the proposed amendment. The draft meeting minutes from the 4/2/18 BOA meeting are attached.

On 4/3/18 the BOS held a public hearing at 4:45pm to discuss the proposed amendment. There were no comments from the public. Upon closing the public hearing, the BOS approved and conducted the first reading of the amendment as proposed.

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:

Approve the second reading of the amendment as proposed.

ACTION REQUIRED / PROPOSED MOTION:

Upon closing the public hearing, motion to approve the second reading of the amendment as proposed.

ORDINANCE NO. _____
WOODBURY COUNTY, IOWA

AN ORDINANCE AMENDING PORTIONS OF SECTION 3.034-4 ENTITLED *LAND USE SUMMARY TABLE OF ALLOWED USES IN EACH ZONING DISTRICT* OF THE WOODBURY COUNTY, IOWA ZONING ORDINANCE.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA THAT THE BELOW ZONING ORDINANCE LANGUAGE AMENDMENT BE MADE:

Amendment:

On page 35: To add the following line item use language within zoning ordinance Section 3.01:4 *Land Use Summary Table of Allowed Uses in each Zoning District*:

“Fireworks (consumer, display, novelty)”. With placement of the letters “ok” within the General Commercial (GC) zoning district column of the table related to this line item use.

Adopted this _____ Day of _____, 2018

By: _____
Rocky De Witt, Chairman Dated _____

By: _____
Marty Pottebaum, Supervisor Dated _____

By: _____
Keith Radig, Supervisor Dated _____

By: _____
Jeremy Taylor, Supervisor Dated _____

By: _____
Matthew Ung, Supervisor Dated _____

ATTEST: _____
Patrick Gill, Auditor Dated _____

1st Reading: _____
2nd Reading: _____
3rd Reading and Adoption: _____
Effective Date: Upon Publication



**WOODBURY COUNTY
COMMUNITY & ECONOMIC DEVELOPMENT**

620 DOUGLAS STREET – SIOUX CITY, IA 51101

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

To: Woodbury County Attorney's office; Woodbury County Conservation; Woodbury County Emergency Services; Woodbury County Engineer; Woodbury County Sheriff; Siouxland District Health; Woodbury County Emergency Management; Cities of Anthon, Bronson, Correctionville, Cushing, Danbury, Hornick, Lawton, Merville, Oto, Pierson, Salix, Sergeant Bluff, Sloan, and Smithland

From: Woodbury County Department of Community and Economic Development

Date: March 8, 2018

Subject: Comment on Fireworks Zoning Districts: Please Respond by 3/15/18

We are interested in receiving your input concerning the need to add the sale of fireworks to Section 3.03-4 of the Woodbury County Zoning Ordinance (2008) and identify which zoning districts this activity could lawfully occur.

Fireworks legislation was signed into Iowa law on Tuesday, May 9th, 2017 (Iowa Code 727.2 Fireworks, 2018). Iowa law grants counties and cities the authority to limit the use of fireworks via ordinance or resolution. At the March 6th Board of Supervisors meeting, the Zoning Commission and the Board of Adjustment were requested to research and make recommendations concerning the sale of fireworks in unincorporated Woodbury County.

Currently, fireworks are not listed as an allowed or conditional use within the Woodbury County Zoning Ordinance (2008) Table of Allowed Uses in Each Zoning District (Section 3.03-4). Therefore, the Community and Economic Development requests your comments on this subject by Thursday, March 15th as we have also scheduled a series of public meetings to receive input from the public about adding the sale of fireworks as a retail use to Section 3.03-4 of the ordinance.

There will be a public meeting at the Merville Area Community Center, located at 815 Main Street, on Monday, March 19th at 6:00 PM. The next meeting will be held on Wednesday, March 21st at 6:00 PM at the Salix Community Center, located at 317 Tipton Street.

On Tuesday, March 27th at 6:00 PM, the Community & Economic Development staff will present their recommendations to the Zoning Commission on which zoning districts in unincorporated Woodbury County could lawfully allow the sale of fireworks to occur. The Zoning Commission will accept public input and discuss the recommendations before formulating their recommendations for the Board of Adjustment. On Monday, April 2nd at 6:00 PM, the Community & Economic Development staff will present the Zoning Commission's recommendations to the Board of Adjustment. The Board of Adjustment will accept public input and discuss the recommendations before formulating their recommendations for the Board of Supervisors, who will receive them during their regularly scheduled board meeting on Tuesday, April 3rd at 4:30 PM.

Send your written comments to Dan Priestley, Zoning Coordinator at dpriestley@woodburycountyiowa.gov. Please know that you are invited to attend any of the meetings mentioned above. Your participation is greatly appreciated.



**WOODBURY COUNTY
COMMUNITY & ECONOMIC DEVELOPMENT**

620 DOUGLAS STREET – SIOUX CITY, IA 51101

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

To: City of Anthon; City of Bronson; City of Correctionville; City of Cushing; City of Danbury; City of Hornick; City of Lawton; City of Merville; City of Oto; City of Pierson; City of Salix; City of Sergeant Bluff; City of Sioux City; City of Sloan; City of Smithland

From: Woodbury County Department of Community and Economic Development

Date: March 9, 2018

Subject: Comment on Fireworks Zoning Districts: Please Respond by 3/23/18

We are interested in receiving your input concerning the need to add the sale of fireworks to Section 3.03-4 of the Woodbury County Zoning Ordinance (2008) and identify which zoning districts this activity could lawfully occur.

Fireworks legislation was signed into Iowa law on Tuesday, May 9th, 2017 (Iowa Code 727.2 Fireworks, 2018). Iowa law grants counties and cities the authority to limit the use of fireworks via ordinance or resolution. At the March 6th Board of Supervisors meeting, the Zoning Commission and the Board of Adjustment were requested to research and make recommendations concerning the sale of fireworks in unincorporated Woodbury County.

Currently, fireworks are not listed as an allowed or conditional use within the Woodbury County Zoning Ordinance (2008) Table of Allowed Uses in Each Zoning District (Section 3.03-4). Therefore, the Community and Economic Development requests your comments on this subject by Thursday, March 23 as we have also scheduled a series of public meetings to receive input from the public about adding the sale of fireworks as a retail use to Section 3.03-4 of the ordinance.

There will be a public meeting at the Merville Area Community Center, located at 815 Main Street, on Monday, March 19th at 6:00 PM. The next meeting will be held on Wednesday, March 21st at 6:00 PM at the Salix Community Center, located at 317 Tipton Street.

On Tuesday, March 27th at 6:00 PM, the Community & Economic Development staff will present their recommendations to the Zoning Commission on which zoning districts in unincorporated Woodbury County could lawfully allow the sale of fireworks to occur. The Zoning Commission will accept public input and discuss the recommendations before formulating their recommendations for the Board of Adjustment. On Monday, April 2nd at 6:00 PM, the Community & Economic Development staff will present the Zoning Commission's recommendations to the Board of Adjustment. The Board of Adjustment will accept public input and discuss the recommendations before formulating their recommendations for the Board of Supervisors, who will receive them during their regularly scheduled board meeting on Tuesday, April 3rd at 4:30 PM.

Send your written comments to Dan Priestley, Zoning Coordinator at dpriestley@woodburycountyiowa.gov. Please know that you are invited to attend any of the meetings mentioned above. Your participation is greatly appreciated.

Stakeholder Comments

Several stakeholder agencies were asked to make written comments concerning the need to add the sale of fireworks to Section 3.03-4. The Fire Marshal from Sioux City Fire Rescue, Mark Aesoph, stated that he has a concern for the sales of fireworks near “residential properties that abut the current city limit boundaries.” He suggested that the ordinance/policy include language such as “any parcel that abuts a city limit boundary must meet city zoning requirements” (Written Communication, March 12, 2018).

Woodbury County Engineer, Mark Nahra, P.E., stated that he would prefer to see the sales of fireworks located along paved roads. He indicated at this point we may not have enough experience to know whether the sales of fireworks will cause any road problems due to seasonally increased traffic. Nahra asserted that “I would suggest that if they are located on a gravel road, that the business be responsible for any dust control needed on roads adjacent to the site.” He suggested that the use of a conditional use permit would allow us “to make providing the dust control a requirement as part of the permit.” Nahra also asserted that the “secondary road department should not be responsible to subsidize their choice of location by providing any more than normal road maintenance in the area of business” (Written Communication, March 12, 2018).

Gary Brown, Director of Woodbury County Emergency Services, stated that “if the county is under a burn ban that the discharging of fireworks should be prohibited. In a normal year we would not have a burn ban in July or December but if we are in a drought its possible” (Written Communication, March 12, 2018).

Dan Heissel, Director of the Woodbury Conservation Board, offered the following comments on fireworks:

I do have a concern with this and would not support allowing firework in the parks for the following reasons. Safety is my number one concern. In the campground setting, you have a lot of people packed into small area and just the thought of allowing fireworks makes me cringe. Bottle rockets, roman candles, spinners, all these things that are a projectile that could do bodily harm to an innocent bystander cause me concern and would open the county up to liability in my mind. There is just too many people and activity in a campground or park for fireworks to be allowed.

In a park setting you have a lot of people of different ages utilizing a space, just as you do in a campground. These people come to the park with the thought of peace and quiet and to relax, not to have fireworks exploding let alone being hit with an errant bottle rocket or other projectile. Another liability and exposure the county doesn't need.

One final concern is for fires to county structures or lands do to dry weather and to personal campers and awnings should burning embers from aerial fireworks land on them. In a nutshell it is not a good thing for us in the parks or campgrounds.

With that in mind I respectfully request that fireworks are not allowed in the county parks or areas. (Written Communication, March 23, 2018)

Major Todd Wieck, Woodbury County Sheriff's Department, offered the following comments on fireworks enforcement:

As it relates to the enforcement of fireworks use, we would respond to calls and address situations accordingly. We would defer to the County Attorney's office as to how those matters would be handled in the courts. It has been our practice to defer to what the state code provides for direction on fines and sentencing when such issues are already defined by the code." (Verbal Communication, March 23, 2018)

At the public meeting held in Merville on March 19, 2018, a discussion was held concerning the most appropriate zoning district to consider for the sale of fireworks in unincorporated Woodbury County. Participants commented on a range of concerns including fire safety, traffic flow, appropriate roads, adequate parking, building permits, conditional uses, permanent structures, temporary structures, signs, state licensing, and agency coordination. At this meeting, the Iowa Department of Transportation (IDOT) District Transportation Planner, Dakin Schultz, indicated the use of signs in the IDOT right-of-way were a concern last year. He asserted that they must be placed on private property with safety issues in mind such as blind spots. Other issues discussed included ample room for the entrance and exit of vehicles, and the avoidance of congestion and traffic back-ups on highways. In effect, there was overall consensus for approved fireworks sales to be permitted in the General Commercial (GC) Zoning District with appropriate signage, parking spaces, and driveway entrances/exits that allow good traffic flow without congesting highway traffic (Minutes: Merville Public Meeting - Sale of Fireworks & Zoning Districts, 2018)

A second public meeting was held in Salix on March 21, 2018. The participants offered their concerns about a range of issues including the process of receiving a permit to sell fireworks through the state fire marshal's office, the county building permit process for both permanent and temporary structures, and the sale of fireworks within the GC Zoning District. The GC Zoning District was pointed out as an option as much of the principal allowed activities include retail sales, service, and business goods. It was noted that the higher populated areas including the cities might be the most popular place to sell fireworks. A participant asserted that the sale of fireworks is a commercial activity and should be valued as such on commercial zoned land. Like the Merville meeting, the general consensus was support for designating the GC Zoning District as a suitable location for allowed fireworks sales (Minutes: Salix Public Meeting - Sale of Fireworks & Zoning Districts, 2018).

Minutes - Woodbury County Public Hearing Regarding Sale of Fireworks in Unincorporated Areas March 19, 2018

The Public Hearing convened on the 19th of March 2018 at 6:00 p.m. at the Merville Area Community Center, 815 Main Street, Merville, Iowa.

Attendees Present: Jerry Sailer, Jim Fisher, Bruce Garbe, Chris Zant, Bob Brouillette, Dale Erickson, JoAnn Sadler, Dakin Schultz. Community & Economic Development staff - David Gleiser, Dan Priestley, Dawn Norton.

Dan Priestley gave background of the Fireworks law, Iowa Code 727.2, that took effect May 9, 2017, which addresses sales and use of fireworks in the State of Iowa. Currently Woodbury County has no ordinances restricting the sites where fireworks may be sold in the unincorporated areas. Approved sale dates are June 1st – July 8th and December 10- January 3rd for permanent structures; June 13th – July 8th for temporary structures.

Conditional Use Permitting was mentioned as an option for allowing sales in certain areas. David Gleiser stated any ordinance would only apply to unincorporated areas of the County and listed points to consider when determining appropriate sites such as traffic flow, roads, adequate parking, including handicap spaces. Lawton Mayor, Dale Erickson, asked about fire suppression and storage requirements for firework sale facilities. David Gleiser stated that the issue would be addressed with the State Fire Marshall in the process of obtaining a license.

Bob Brouillette asked if incorporated areas didn't have any regulations, could they be sold anywhere; David Gleiser said local incorporated area have jurisdiction of their areas. Jim Fisher stated they can't ban them, sellers would have to go through the State permitting process and be approved by the City and could be sold in certain areas.

David Gleiser pointed out permanent structures would be preferred over temporary structures because of factors such as wind, rain and possible theft. Bob Brouillette asked about signage for sites. Gleiser stated County sign requirements would apply.

JoAnn Sadler asked how sales locations were handled last year, Gleiser stated the previous Zoning Director had discretion on approving permits.

The Community & Economic Development staff recommend sales be allowed in General Commercial (GC) Zoning Districts, with the possibility to review later. Priestley stated there are 62 parcels or combined parcels in Woodbury County that are in this category. Light Industrial (LI) areas could also be considered, which would increase the total to 72 areas. Chris Zant asked if a Conditional Use Permit would be needed, and stated sales would mostly be in more populated areas. Zant mentioned the Zoning Commission had been advised to avoid CUPs during a Zoning workshop. Staff agreed it would be best to determine an appropriate Zoning district and prohibit the use elsewhere.

Bruce Garbe asked what would prevent people from setting up a temporary structure to sell fireworks without a permit. Gleiser said the Zoning Department has been, and will continue to work with local law enforcement, along with the Sheriff's Department, fire departments, EMS, Secondary Roads, DOT and DNR on issues. Violations will be complaint driven and followed

up on. Use of fireworks during designated times could be restricted under certain circumstances such as drought or no-burn bans.

Dakin Schultz from the DOT stated concern about signage. They must be placed on private property with safety issues in mind, such as blind spots. Other important issues are ample room for entrance and exit of vehicles, and avoiding congestion and traffic back-ups on highways.

There was overall agreement for approved firework sales to be permitted in General Commercial (GC) with appropriate signage, parking spaces, and driveway entrances/exits that allow good traffic flow without congesting highway traffic.

The next Public Hearing regarding firework sales will be held Wednesday, March 21st at the Salix Community Center, beginning at 6 p.m.

Meeting adjourned at 6:53 p.m.

Minutes - Woodbury County Public Hearing Regarding Sale of Fireworks in Unincorporated Areas March 21, 2018

The Public Hearing convened on the 21st of March 2018 at 6:00 p.m. at the Salix Community Center, 317 Tipton St, Salix, Iowa.

Attendees Present: Dwight Rorholm, Bob Brouillette, Stanley Johnson, Dan Lee, Kathy Brouillette, Justin Iverson, Justin Mitchell, Chris Mitchell. Community & Economic Development staff - David Gleiser, Dan Priestley, Dawn Norton.

Dan Priestley gave background of the Fireworks law, Iowa Code 727.2, that took effect May 9, 2017, which addresses sales and use of fireworks in the State of Iowa. Sales cannot be prohibited, but local and County restrictions can be applied. An on-line application must be submitted and approved by the State Fire Marshall prior to sales. Currently Woodbury County has no ordinance restricting the sites where fireworks may be sold in the unincorporated areas. The Community & Economic Development department (CED) is looking for input from stakeholders on appropriate Zoning districts to allow sales. Approved sale dates are June 1st – July 8th and December 10- January 3rd for permanent structures; June 13th – July 8th for temporary structures.

From research the CED has done, David Gleiser said most Iowa counties have designated General Commercial (GC) and Light Industrial (LI) areas for sales. There are 62 parcels or parcel combinations zoned GC in Woodbury County.

Dwight Rorholm asked what type of structures could be used for sales, and whether water and restrooms would be required. Priestley explained temporary and permanent structures. Building permits applications and set-back distances would be required for permanent structures. Sprinkler systems, adequate parking, including handicap spaces, would need to be included, based on square footing of the facility. Dan Lee asked if sites would have to be approved, Priestley and Gleiser stated yes, in unincorporated areas. Incorporated towns can decide what type of structures to allow.

Gleiser pointed out firework sale locations are not listed in any Zoning district. Most sale locations will be requested in high traffic areas, such as along I-29 and Hwy 20, making General Commercial zoned areas more desirable because issues such as roads, traffic control and accessibility would be addressed in this district already. If the County does not make a designated zoning area, the CED administrator would exercise discretion on locations.

Bob Brouillette offered that General Commercial could be approved now, and looked at again in the future to include other districts such as Light Industrial. Gleiser added if Light Industrial was included it would add approximately 20 other parcels to the count. Gleiser also added he has spoken with City of Sioux City officials, they would recommend picking one Zoning district instead of going with Conditional Use Permits.

Kathy Brouillette asked how much interest there has been on setting up sales locations. Gleiser stated there is currently one building permit application for a permanent structure off Hwy 20. Rorholm had concerns about traffic management in some General Commercial areas.

Comments from citizens in attendance agree with placement in General Commercial areas, stating business owners in those areas are paying commercial taxes and should be able to sell there.

There were some issues with signage within the City limits last year. The DOT had reported that signs in violation will be asked to be removed, or they will remove them. Regular restrictions for signs in unincorporated areas will also apply to firework sales locations.

Gleiser stated the Planning department of Sioux City would prefer locations close to fire departments, with adequate traffic flow.

Bob Brouillette asked about sales on reservations. Gleiser noted that would not be in the County's jurisdiction. Tribal land that located in Woodbury County is not in GC zoning.

Dan Lee asked if fees would go to County, Gleiser answered no, fees generated from building permits and sign permits go toward administration fees. Lee also asked about liability issues to sellers or landowners that allow use on their property. Gleiser said State Law only allows discharge on your own property, or with owner's consent. There is a provision in the seller's application process to show proof of insurance.

Gleiser pointed out the Board of Supervisors are not interested in shortening the time frame for usage, however, there may be times when usage not allowed, such as during drought or burn bans. The Conservation department may have their own restriction on where they may be discharged. Lee pointed out they shouldn't be discharged in fields where there is no access to water.

Lee asked if sales will be taxed, Gleiser answered yes. Citizen asked if there would be a building permit fee for temporary structures, Gleiser said no since the structures will only be allowed for a short period of time.

Gleiser stated staff recommends firework sales in General Commercial zoned districts. The issue could be reviewed later and possibly revised.

Gleiser explained public input is now being gathered, recommendations will be given to the Zoning Commission, then Board of Adjustment. From there recommendations will be forwarded to the Board of Supervisors, which will adopt amendments to the zoning ordinances. He expects a final ordinance by the first part of May 2018.

Meeting adjourned at 6:50 p.m.

Minutes - Woodbury County Zoning Commission Meeting March 27, 2018

The Zoning Commission (ZC) meeting convened on the 27th of March 2018 at 6:12 p.m. in the Board of Supervisors' Meeting Room Number 104 in the County Courthouse, 620 Douglas Street, Sioux City, Iowa.

ZC Members Present: Tom Bride, Barbara Parker, Christine Zellmer-Zant
ZC Members Absent: Bruce Garbe, Shawn Streck
Staff Present: David Gleiser, Dawn Norton, Dan Priestley
Public Present: James Williams, Scott Gernhart

Chairperson Zellmer-Zant called the meeting to order at 6:12 p.m.

Mr. James Williams, 1730 162nd Street, is considering installing a small wind generator on his property. There was discussion about adding wind turbines to the ordinances.

The February 26, 2017 meeting minutes were amended on page 4 to read *'Tom Bride stated there wouldn't need to be a new zoning district, but a provision to allow for small contractor yards, or a classification somewhere in between home occupation and General Commercial.'* Motion to approve minutes by Bride, second by Barb Parker. Carried 3-0.

A public hearing was held to consider a minor subdivision application and final platting by Mary Berg. The proposed Berg Addition would subdivide the 23.31 acres of Parcel #894325100001 into two lots to meet bank mortgage requirements. The property is zoned AP (Agricultural Preservation), located in the NW ¼ of Section 25, T89N, R43W (Rutland Township) of the 5th P.M., an addition to Woodbury County, Iowa. The property is not located within extraterritorial review. One letter from neighboring property owner, Kay Shever. Written comment was received from Woodbury County Engineer and local office of USDA NRCS, and Woodbury County Treasurer. None of the comments received indicated opposition to the proposed subdivision. The staff support final plat approval.

Bride asked about well and septic; Scott Gernhart stated all will stay with Lot 1. Parker asked about driveway; Gernhart stated Berg plans to continue renting out the other lot so it won't be an issue. Chris Zellmer-Zant stated the maintenance agreement shouldn't be an issue since it's in Berg's name.

The public hearing was closed. Motion to approve with no conditions by Parker, second by Bride; Carried 3-0.

Public hearing of proposed amendment to text in land use summary table of allowed areas to sell fireworks in unincorporated areas of Woodbury County. Public meetings were held in Merville and Salix. Consensus was to limit sales to General Commercial (GC) zoning. David Gleiser stated the City of Sioux City's main issue last year was related to sellers placing signs in unapproved areas. Zellmer-Zant asked what small incorporated towns are doing regarding sales; Gleiser in towns without local ordinances, local administrators will have jurisdiction. Bride asked if there were Zoning requirements as stating how close to town fireworks can be sold. Gleiser stated they none, but would recommend they not be sold in residential areas. With the recommended GC zoning, that should not be an issue. Gleiser stated the issue will move forward to the Board of Supervisors for motion, vote, and approval following 3 readings.

The public hearing was closed. Motion to approve with no conditions by Parker, second by Bride; Carried 3-0.

The Commission reviewed the draft ordinance on use, sales, and display of fireworks.

The following amendments will be made;

Section 5: Prohibition.

1. Consumer, display, or novelty fireworks retail sales is prohibited in any zones other than General commercial (GC) Zoning District and shall not be approved for sales within unincorporated Woodbury County.

2. The wholesale of consumer, display, or novelty fireworks in any zones other than Light Industrial (LI) Zoning District and shall not be approved for sales within unincorporated Woodbury County.

Gleiser mentioned anyone operating a commercial fireworks display must be certified, with liability insurance. Gleiser clarified use of fireworks on Conservation land. It will be their policy not to allow usage; also, fireworks cannot be discharged on public property, only on private property with owner's consent.

Zellmer-Zant asked who receives fees and fines collected. Gleiser stated they are set by the State and they will receive the money. Bride questioned if liability amounts should be higher, they are currently \$300,00. Gleiser will consider the issue further and consult with the County Attorney.

Motion to send to Board of Adjustment for information, then forward to Board of Supervisors with recommendations by Parker; second by Bride; carried 3-0.

No citizens wishing to be heard.

Gleiser informed commission Community & Economic Development (CED) is currently updating and posting on department website a list of permits issued daily.

Gleiser stated CED is researching wind turbines. Bride pointed out they are smaller now and possibly could be listed as an accessory structure for residential use. Bride also mentioned solar panels.

Gleiser mentioned interest for beekeeping business in the County. No current ordinance.

Motion to adjourn by Parker; second by Bride; motion carried 3-0.

Meeting adjourned 7:14 p.m.

Next meeting April 24, 2018.

Minutes - Woodbury County Board of Adjustment Meeting April 2, 2018

The Board of Adjustment (BOA) meeting convened on the 2nd of April 2018 at 6:00 pm in the Board of Supervisors' Meeting Room Number 104 in the County Courthouse, 620 Douglas Street, Sioux City, Iowa.

BOA Members Present: Bob Brouillette, Katie Colling, Tom Thiesen, Dwight Rorholm, JoAnn Sadler
Staff Present: David Gleiser, Dawn Norton, Dan Priestley
Public Present: None

Chairperson Rorholm called the meeting to order at 6:00 p.m.

There were no citizen comments on non-agenda items.

The March 5, 2018 meeting minutes were approved. Motion by Brouillette, second by Colling. Carried 5-0.

Informational presentation by Gleiser regarding Zoning District for firework sales in unincorporated areas of Woodbury County. On 3/6/18 the Board of Supervisor's (BOS) requested Zoning Commission (ZC) and Board of Adjustment (BOA) to develop a recommendation on zoning districts where the sales of fireworks could occur in unincorporated Woodbury County. Public meetings were held in Merville and Salix, county departments and agencies possibly impacted were notified and asked for comment. The consensus has been to allow retail sales in General Commercial (GC) zoned areas. Wholesale firework sales would be allowed in Limited Industrial (LI).

Members were informed that a Public Hearing and first reading of the amendment will occur at the BOS meeting on April 3. There will be three readings, with the times and dates published in the Sioux City Journal. The amendment will be formally adopted upon publishing the amendment after the third reading.

Staff will also propose that the BOS adopt a standalone ordinance for fireworks use, sales, and display permits in unincorporated Woodbury County. This will include language on the use of fireworks during time allowed by the State; retail sales location in GC zones, wholesale in LI; and an application for display permits to be provided, accepted and reviewed by the Community and Economic Development office, then placed on the BOS agenda for approval through a resolution. This ordinance only requires action from the BOS, although the ZC, BOA, relevant county departments and outside agencies have been provided the opportunity to make comment.

Rorholm asked about firework discharge in parks. Gleiser stated they can only be used on private property with the owner's consent. Conservation will not allow fireworks.

Brouillette asked about the liability insurance. Gleiser stated the draft was set at the State minimum of \$300,000, it was suggested in the ZC meeting to be increased, staff will check with County Attorney.

Thiesen asked about sales at another location on Hwy 20, Gleiser stated if it is in GC it would be an accepted area if the owner obtained a license for sale from the State.

Brouillette made a motion to accept reviewed information with no concerns; Sadler seconded. Motion approved 5-0.

There were no citizens wishing to be heard.

The next meeting was scheduled for May 7, 2018.

Meeting adjourned at 6:32 p.m. Motion by Brouillette, second by Colling. Carried 5-0.

DRAFT



Woodbury County Sheriff's Office

DAVID A. DREW, SHERIFF

WOODBURY COUNTY JAIL WEEKLY POPULATION REPORT AT 0600 HRS.

LEC 24 HOUR DAILY COUNT

DATE	DAILY TOTAL	LEC	ELECTRONIC MONITORING	JUVENILE	FEDERAL PRISONERS	RELEASED
3/1/18	207	190	14	3	10	8
3/2/18	211	193	15	3	12	19
3/3/18	211	194	14	3	9	32
3/4/18	208	191	14	3	12	15
3/5/18	209	192	14	3	12	13
3/6/18	208	189	16	3	14	15
3/7/18	210	190	17	3	14	13
3/8/18	205	184	18	3	14	20
3/9/18	207	185	20	2	16	18
3/10/18	204	181	21	2	9	27
3/11/18	202	180	21	1	9	16
3/12/18	205	183	21	1	9	14
3/13/18	198	177	20	1	12	29
3/14/18	206	183	22	1	13	14
3/15/18	201	179	21	1	14	26
3/16/18	208	185	22	1	12	17
3/17/18	208	186	21	1	7	23
3/18/18	213	191	21	1	7	16
3/19/18	212	190	21	1	7	15
3/20/18	226	205	20	1	7	15
3/21/18	212	191	20	1	9	34
3/22/18	205	184	20	1	9	25
3/23/18	214	193	20	1	10	16
3/24/18	213	194	18	1	12	24
3/25/18	212	194	17	1	12	15
3/26/18	212	194	17	1	12	10
3/27/18	213	195	17	1	12	15
3/28/18	212	193	18	1	12	18
3/29/18	213	192	20	1	13	31
3/30/18	214	192	21	1	19	19
3/31/18	207	185	21	1	11	27
	6486	5855	582	49	350	599

TOTAL	MALE	FEMALE
198	167	31
212	178	34
226	187	39
206	174	32
205	172	33
204	175	29
203	173	30
204	173	31
203	169	34
208	175	33
196	164	32
197	164	33
206	169	37
197	164	33
205	173	32
202	171	31
209	177	32
207	173	34
205	171	34
220	182	38
225	190	35
209	180	29
209	179	30
218	182	36
209	178	31
204	174	30
210	178	32
211	177	34
223	174	49
211	179	32
212	182	30
6454	5424	1030

*Highest population count each day

LEC TOTAL AVG:	207.4
TOTAL INMATE AVG:	228.5