



NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS  
(MAY 29, 2018) (WEEK 22 OF 2018)

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

Agenda and Minutes available at:  
[www.woodburycountyiowa.gov](http://www.woodburycountyiowa.gov)

Rocky L. De Witt      Marty J. Pottebaum      Keith W. Radig      Jeremy J. Taylor      Matthew A. Ung  
253-0421              251-1799              560-6542              259-7910              490-7852  
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held May 29, 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.

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**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 May 22, 2018 meeting
4. Approval of claims
5. Board Administration – Heather Satterwhite  
Approval of Notice of Property Sale Resolution for Parcel #894730430003 (aka 110 S. John Street) setting for Tuesday, June 12<sup>th</sup> at 4:35 p.m.
6. Human Resources – Melissa Thomas  
Approval of Memorandum of Personnel Transactions

7. Secondary Roads – Mark Nahra  
Consideration of a permit for use of the county right of way for an underground utility for Frontier Communications

### End Consent Agenda

- 4:35 p.m.** 8. Board Administration – Heather Satterwhite  
(Set time) Public hearing and sale of property parcels #894312251005 & 894312251004 (aka 414 Front Street & Northerly 10 ft. of Lot 8) Action
9. Board of Supervisors – Jeremy Taylor  
Approval of contribution for a splash pad in the city park located in Sloan, Iowa Action
- 4:45 p.m.** 10. Board Administration – Dennis Butler  
(Set time) Public hearing and approval of amendment #1 to the Woodbury County FY 2018 Budget Action
11. Board of Supervisors – Jeremy Taylor & Finance/Budget – Dennis Butler  
Discussion and action related to the per capita, tax asking and tax rates for the County Mental Health and Debt Services Funds FY 2019 Action
12. Board of Supervisors – Jeremy Taylor  
Approval of authorization for the chairman to sign Memorandum of Understanding Action
13. Secondary Roads – Mark Nahra  
a. Consider approval of farm lease for Briese farm property for 2018 Action  
b. Consider approval of Iowa DOT Budget Amendment for FY 2018 Action  
c. Consider resolution to set road vacation hearing date for June 5<sup>th</sup> Action
14. Reports on Committee Meetings Information
15. Citizen Concerns Information
16. Board Concerns Information

### ADJOURNMENT

*Subject to Additions/Deletions*

## CALENDAR OF EVENTS

- TUESDAY, MAY 29**    **6:00 p.m.**    Zoning Commission Meeting, First Floor Boardroom
- MONDAY, JUNE 4**    **10:00 a.m.**    Loess Hills Alliance Economic Development Committee Meeting Harrison County Welcome Center
- 6:00 p.m.**    Board of Adjustment meeting, First Floor Boardroom
- TUESDAY, JUNE 5**    **4:45 p.m.**    Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., JUNE 6**        **9:00 a.m.**    Loess Hills Alliance Stewardship Committee Meeting, Pisgah, Iowa
- 10:30 a.m.**    Loess Hills Alliance Executive Meeting, Pisgah, Iowa
- 12:00 p.m.**    District Board of Health Meeting, 1014 Nebraska St.
- 1:00 p.m.**    Loess Hills Alliance Full Board Meeting, Pisgah, Iowa
- WED., JUNE 13**        **8:05 a.m.**    Woodbury County Information Communication Commission, First Floor Boardroom
- THURSDAY, JUNE 14** **4:30 p.m.**    Conservation Board Meeting, Brown's Lake – Bigelow Park
- WED., JUNE 20**        **12:00 p.m.**    Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- 10:00 a.m.**    Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
- THURSDAY, JUNE 21** **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, JUNE 26** **1:00 p.m.**    Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars, Iowa
- 6:00 p.m.**    Zoning Commission Meeting, First Floor Boardroom
- THURS., JUNE 28**    **11:00 a.m.**    Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.
- MONDAY, JULY 2**     **6:00 p.m.**    Board of Adjustment meeting, First Floor Boardroom
- TUESDAY, JULY 3**    **4:45 p.m.**    Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.

**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.*

**MAY 22, 2018, TWENTY-FIRST MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, May 22, 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, Karen James, Board Administrative Assistant, 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 Ung to approve the agenda for May 22, 2018. Carried 5-0. Copy filed.  
  
Motion by De Witt second by Pottebaum to approve the following items by consent:
3. To approve minutes of the May 15, 2018 meeting. Copy filed.
4. To approve the claims totaling \$1,760,240.23. Copy filed.
- 5a. To approve the appointment of Benjamin Payer, Temporary Engineering Aide, Secondary Roads Dept., effective 05-23-18, \$12.00/hour. Not to exceed 120 days.; the appointment of Tyler Petty, Temporary Summer Laborer, Secondary Roads Dept., effective 05-23-18, \$10.00/hour. Not to exceed 120 days.; the separation of Ranae Torres, P/T Youth Worker, Juvenile Detention Dept., effective 05-28-18. Resignation.; and the appointment of Alyse Morris, Clerk II, County Treasurer Dept., effective 05-29-18, \$16.03/hour. Job Vacancy Posted 4-18-18. Entry Level Salary: \$16.03/hour. Copy filed.
- 5c. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Jail Sergeant, County Sheriff Dept. CWA: \$27.75/hour.; P/T Youth Worker, Juvenile Detention Dept. AFSCME: \$18.42/hour.; and F/T Youth Worker, Juvenile Detention Dept. AFSCME: \$18.42/hour. Copy filed.
6. To approve the underground utility permit for Woodbury County REC. Copy filed.

Carried 5-0.

- 5b. Motion by Radig second by Taylor to approve the de-authorization of (3) P/T Youth Worker, Juvenile Detention Dept., and Teen Court/Mental Health Coordinator – Intake Officer, Juvenile Detention Dept. Carried 4-1; Pottebaum opposed. Copy filed.
7. Motion by Radig second by Taylor to approve Juvenile Detention to occupy an area of 4<sup>th</sup> floor in Trosper Hoyt. Carried 5-0. Copy filed.
- 8a. A public hearing was held at held at 4:45 p.m. for the authorization of a Loan Agreement and the issuance of Notes to evidence the obligation of the County thereunder. The Chairperson called on anyone wishing to be heard.  
  
Motion by Taylor second by Ung to close the public hearing. Carried 5-0.
- 8b. Motion by De Witt second by Ung to approve and authorize the Chairperson to sign a Resolution instituting proceedings to take additional action for the issuance of not to exceed \$550,000 general obligation capital loan notes. Carried 5-0.

**RESOLUTION #12,727**  
**RESOLUTION INSTITUTING PROCEEDINGS TO**  
**TAKE ADDITIONAL ACTION FOR THE ISSUANCE**  
**OF NOT TO EXCEED \$550,000 GENERAL**  
**OBLIGATION CAPITAL LOAN NOTES**



WHEREAS, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funds to pay the costs of miscellaneous improvement, repair, maintenance and replacement projects at public buildings, including the Courthouse, Law Enforcement Center, Prairie Hills Facility Anthon Courthouse and WCICC, at a total cost of the projects not to exceed \$1,200,000, and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of the County and residents thereof.

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

**That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$550,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.**

**This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.**

PASSED AND APPROVED this 22nd day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 8c. Motion by De Witt second by Radig to approve the Engagement Agreement with Ahlers & Cooney Attorneys. Carried 5-0. Copy filed.
- 9a. Motion by Taylor second by Ung to award the bid for Maintenance Gravel-Gravel Haul 2018 to Hallett Materials, Wall Lake, IA, for \$331,513.20. Carried 5-0. Copy filed.
- 9b. Motion by Taylor second by Ung to award the bid for a tandem axle dump truck to Boyer Trucks, Sioux Falls, SD, for \$164,240.00 plus the trade for the current county truck. Carried 5-0. Copy filed.
- 9c. Motion by Ung second by Radig to approve and authorize the Chairperson to sign a Resolution Orton Slough Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,728**  
**ORTON SLOUGH DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Orton Slough Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Orton Slough Drainage District, that a special tax and/or assessment in the sum of \$ 20,000.00 be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by Ung to approve and authorize the Chairperson to sign a Resolution Smokey Hollow Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,729**  
**SMOKEY HOLLOW DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Smoky Hollow Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Smoky Hollow Drainage District, that a special tax and/or assessment in the sum of **\$0.00** be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Taylor second by Radig to approve and authorize the Chairperson to sign a Resolution Weber Creek Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,730**  
**WEBER CREEK DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Weber Creek Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Weber Creek Drainage District, that a special tax and/or assessment in the sum of **\$0.00** be levied against all

the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by Ung to approve and authorize the Chairperson to sign a Resolution Wolf Creek Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,731**  
**WOLF CREEK DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Wolf Creek Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Wolf Creek Drainage District, that a special tax and/or assessment in the sum of **\$35,000.00** be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by Taylor to approve and authorize the Chairperson to sign a Resolution Bennett-McDonald Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,732**  
**BENNETT-MCDONALD DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Bennett-McDonald Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Bennett-McDonald Drainage District, that a special tax and/or assessment in the sum of **\$1,000.00** be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution Smithland Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,733**  
**SMITHLAND DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Smithland Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies, and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Smithland Drainage District, that a special tax and/or assessment in the sum of **\$0.00** be levied against all the tracts of land, lots, railroad companies, and public highways within said Drainage District and same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution Wolf Creek Pumping District #2 Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,734**  
**WOLF CREEK PUMPING DISTRICT #2**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**

**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Wolf Creek Pumping District #2 of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies, and public highways within the boundaries of the said Pumping District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Wolf Creek Pumping District #2, that a special tax and/or assessment in the sum of **\$50.00** be levied against all the tracts of land, lots, railroad companies, and public highways within said Pumping District and same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution Wolf Creek Pumping District #3 Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,735  
WOLF CREEK PUMPING DISTRICT #3  
RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE  
TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Wolf Creek Pumping District #3 of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies, and public highways within the boundaries of the said Pumping District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Wolf Creek Pumping District #3, that a special tax and/or assessment in the sum of **\$0.00** be levied against all the tracts of land, lots, railroad companies, and public highways within said Pumping District and same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution Anthon Central Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,736**  
**ANTHON CENTRAL DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Anthon Central Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Anthon Central Drainage District, that a special tax and/or assessment in the sum of **\$0.00** be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution Maple River Drainage District Levying Special Assessment and Certificate to the County Auditor of Woodbury County, Iowa. Carried 5-0.

**RESOLUTION #12,737**  
**MAPLE RIVER DRAINAGE DISTRICT**  
**RESOLUTION LEVYING SPECIAL ASSESSMENT AND CERTIFICATE**  
**TO THE COUNTY AUDITOR OF WOODBURY COUNTY, IOWA**

WHEREAS, the Woodbury County Board of Supervisors is the governing body of the Maple River Drainage District of Woodbury County, Iowa; and

WHEREAS, said Board, as Trustees, has determined that it is necessary to levy a special tax and/or assessment on all tracts of land, lots, railroad companies and public highways within the boundaries of the said Drainage District.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Woodbury County Board of Supervisors as the governing body of the Maple River Drainage District, that a special tax and/or assessment in the sum of **\$0.00** be levied against all the tracts of land, lots, railroad companies and public highways within said Drainage District, same to be in the same ratio and upon the same classification as heretofore established, adopted and confirmed.

BE IT FURTHER RESOLVED that the said levy and/or assessment be and the same is hereby certified to the Woodbury County Auditor who is hereby directed to effect said levy and/or assessment against all of the said lands, etc., in the same ratio and upon the same classification as heretofore adopted, established and confirmed

and enter same upon the tax list of Woodbury County for collection with the first half of the current year real estate taxes.

DATED this 22<sup>nd</sup> day of May, 2018.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

9d. Bid letting was held for Briese farm rental for 2018 for cash rent of 41 acres. The bids are as follows:

Josh Albers, Battle Creek, IA	\$11,480.00
Hillcrest Pork LLC, Kingsley, IA	\$11,275.00
Shever Bros, Correctionville, IA	\$11,275.00
Keith Parker, Washta, IA	\$11,275.00

Motion by De Witt second by Radig to award the bid to Josh Albers for \$11,480.00 and to allow the field work to begin immediately. Carried 5-0. Copy filed.

9e. Bid letting was held for project #L-B(B82)—73-97. The bids are as follows:

Dixon Construction, Correctionville, IA	\$220,270.00
Graves Construction, Spencer, IA	\$301,446.00
Gus Construction Co., Casey, IA	\$240,211.60

Motion by Taylor second by Pottebaum to receive the bids and award the project to per the recommendation of the County Engineer. Carried 5-0. Copy filed.

10. The Board heard reports on committee meetings.

11. There were no citizen concerns.

12. Board concerns were heard.

The Board adjourned the regular meeting until May 29, 2018.

Meeting sign in sheet. Copy filed.

**RESOLUTION #****NOTICE OF PROPERTY SALE****Parcels #894730430003**

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

**The South One-Half of Lot Eight in Block Ten, Riverview Addition, City of Sioux City, Woodbury County, Iowa  
(110 S. John 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 **12<sup>th</sup> Day of June, 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 **12<sup>th</sup> Day of June, 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 \$207.00** plus recording fees.
4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 29<sup>th</sup> Day of May, 2018.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

---

Patrick F. Gill  
Woodbury County Auditor  
and Recorder

---

Rocky De Witt, Chairman



REQUEST FOR MINIMUM BID

Name: Mike Kasotakis Date: 12-10-10  
Address: 100 S. Casselman St. Phone: 204-085

Address or approximate address/location of property interested in:  
110 S. John St.

GIS PIN # 894730430003

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

Legal Description:  
The South one-half of Lot 8 in  
Block Ten, Riverview Addition  
City of Sioux City, Woodbury County, Iowa

Tax Sale #/Date: #1309 6/18/10 Parcel # 436725

Tax Deeded to Woodbury County on: 9-23-09

Current Assessed Value: Land \$100 Building 0 Total \$100-

Approximate Delinquent Real Estate Taxes: \$540-

Approximate Delinquent Special Assessment Taxes: \$18,517-

\*Cost of Services: \$107

Inspection to: George Boykin Date: 12-7-10

Minimum Bid Set by Supervisor: \$100 plus cost of services of \$107 Total:  
\$ 207

Date and Time Set for Auction: Tuesday, June 15<sup>th</sup> @ 4:35

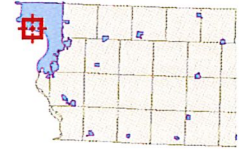
\* Includes: Abstractors costs; Sheriff's costs; publishing costs; and mailing costs.



# Beacon™ Woodbury County, IA / Sioux City



### Overview



### Legend

- Roads
- Corp Boundaries
- Townships
- Parcels

Parcel ID 894730430003  
 Sec/Twp/Rng n/a  
 Property Address 110 S JOHN ST  
 SIOUX CITY

Alternate ID 436725  
 Class R  
 Acreage n/a

Owner Address WOODBURY COUNTY  
 620 DOUGLAS ST  
 RM 104  
 SIOUX CITY IA 51101-1248

District 087  
 Brief Tax Description RIVERVIEW S 1/2 LOT 8 BLK 10  
 (Note: Not to be used on legal documents)

Date created: 5/24/2018  
 Last Data Uploaded: 5/24/2018 12:18:08 AM



Developed by  
 The Schneider Corporation

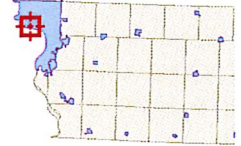




# Beacon™ Woodbury County, IA / Sioux City



### Overview



### Legend

- Roads
- Corp Boundaries
- Townships
- Parcels

Parcel ID 894730430003  
 Sec/Twp/Rng n/a  
 Property Address 110 S JOHN ST  
 SIOUX CITY

Alternate ID 436725  
 Class R  
 Acreage n/a

Owner Address WOODBURY COUNTY  
 620 DOUGLAS ST  
 RM 104  
 SIOUX CITY IA 51101-1248

District 087  
 Brief Tax Description RIVERVIEW S 1/2 LOT 8 BLK 10

(Note: Not to be used on legal documents)

Date created: 5/24/2018  
 Last Data Uploaded: 5/24/2018 12:18:08 AM



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 The Schneider Corporation

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: May 29, 2018

\* PERSONNEL ACTION CODE:

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

TO: WOODBURY COUNTY BOARD OF SUPERVISORS

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Payne, Nathan	Secondary Roads	5-30-18	Temporary Summer Laborer	\$10.00/hour		A	Not to exceed 120 days.
Zellmer, Cody	Secondary Roads	5-30-18	Temporary Summer Laborer	\$10.00/hour		A	Not to exceed 120 days.
Nelson, Brenda	Auditor/Recorder	6-26-18	Clerk II	\$20.56/hour	10.7%=\$1.99/hour	R	Per AFSCME Courthouse Contract agreement, from Grade 3/Step 4 to Grade 3/Step 5.

APPROVED BY BOARD DATE: \_\_\_\_\_

MELISSA THOMAS, HR DIRECTOR: *Melissa Thomas*

**WOODBURY COUNTY**  
**HUMAN RESOURCES DEPARTMENT**

**TO:** Board of Supervisors and the Taxpayers of Woodbury County

**FROM:** Melissa Thomas, Human Resources Director

**SUBJECT:** Memorandum of Personnel Transactions

**DATE:** May 29, 2018

For the May 29, 2018 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

1. Secondary Roads (2) Temporary Summer Laborers, Appointments.
2. Auditor/Recorder Clerk II, from Grade 3/Step 4 to Grade 3/Step 5.

Thank you

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

**#7**

Date: 05/24/2018 Weekly Agenda Date: 05/29/2018

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

**WORDING FOR AGENDA ITEM:**

Consideration of a permit for use of the county right of way for an underground utility

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

Frontier Communications has requested a permit to place underground electric in various county rights of way.

**BACKGROUND:**

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa. New facilities will be constructed in county right of way. This project will bury fiber optic cable along the county roads.

**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 permits for Frontier Communications.

**ACTION REQUIRED / PROPOSED MOTION:**

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



May 22, 2018

Mark Nahra  
County Engineer  
759 E. Frontage Road  
Merville, IA 51039

**RE: Frontier Communications  
2018 Cable Construction - Woodbury County  
2417317 Pierson Rmt 001**

Dear Mr. Nahra,

Enclosed is a permit application for the placement of telecommunications facilities along and across D12 & L25, in Woodbury County. Frontier Communications proposes to place these facilities during the 2018 construction season.

Cable will be placed by vibratory plow and directional bore methods, located in the back of the right-of-way. Minimum cable depths are 36". Pedestals will be placed periodically along the route, by backhoe.

If you have any questions or concerns, feel free to contact me at (920) 896-0564 or [sfox@mscon.com](mailto:sfox@mscon.com). Your attention in this matter is greatly appreciated.

Once the permit is approved, please return it to our office, as we are responsible for putting the permits into one neat packet for construction. The address is:

Mid-State Consultants, 680 E. Fond du Lac St., Ripon, WI 54971.

Sincerely:

A handwritten signature in cursive script that reads "Sean Fox".

Sean Fox  
Mid-State Consultants

**PROVIDING COMMUNICATION  
SYSTEMS ENGINEERING**

CORPORATE OFFICE  
1475 NORTH 200 WEST  
POST OFFICE BOX 311  
NEPHI, UT 84648  
TEL: (435) 623-8601  
FAX: (435) 623-8610

REGIONAL OFFICE  
1222 N. SUPERIOR  
PO BOX 568  
TOMAH, WI 54660  
TEL: (608) 372-4127  
FAX: (608) 372-4934

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

REQUEST BY APPLICANT:

Name Frontier Communications Highway D12 & L25  
 Address 622 1st Ave N, Fort Dodge, IA 50501 Township Union & Rutland  
 City of Pierson  
 Office Phone 515-573-1268 Local Phone \_\_\_\_\_ Section: 1/4 of 1/4 Sec 1, 5  
 Type of Utility Installation Telecommunication Cables/Facilities T 89 N, R 42/43 W  
 Plans Prepared By Frontier Communications Copy Enclosed x Yes \_\_\_\_\_ No  
 Map Showing Location Enclosed x 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  
x jack & bore \_\_\_\_\_ suspend on towers \_\_\_\_\_ trench  
 \_\_\_\_\_ open cut \_\_\_\_\_ plow

Estimated Starting Date 6/1/18 Estimated Restoration Date 12/30/18

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 Sean Fox as an Agent for Frontier Title Permit Specialist  
 (Signature of Authorized Utility Representative) Date 5/22/18

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

- 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.



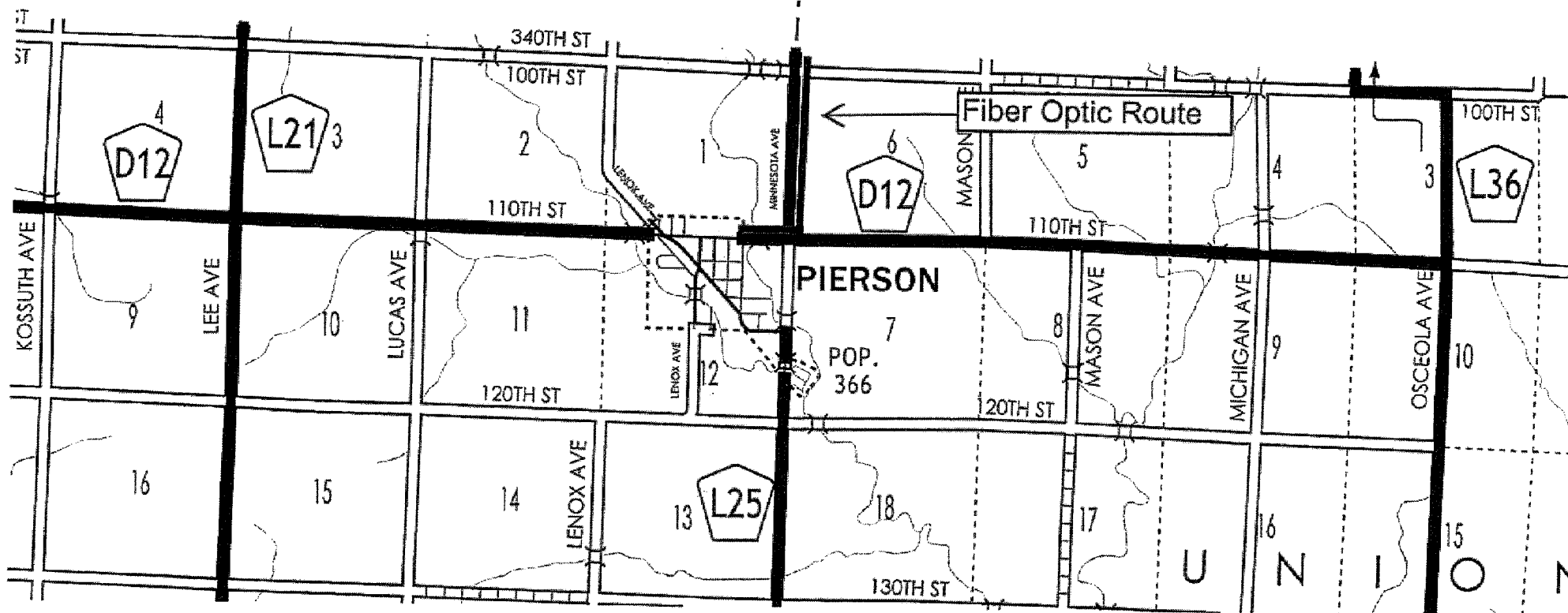
2. The Applicant shall take all reasonable precaution during the construction of said facilities to protect and safeguard the lives and property of the adjacent property owners and the traveling public and shall save the County and the Board of Supervisors harmless of any damages or losses that may be 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.

R-43W

PLYMOUTH CO.

CHEROKEE CO.

R-42W



**RESOLUTION #****NOTICE OF PROPERTY SALE****Parcels #894312251005 & #894312251004**

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

**Lots 6 and 7 (except the Northeasterly 55 feet thereof; and the SE 30 feet) of Lot 8 (except the Northeasterly 55 feet) all in Block 4 in the Town of Pierson, Iowa, Woodbury County, Iowa. Together with an Easement over the Southeasterly 20 feet of the Northeasterly 55 feet of said Lot 6  
(414 Front Street)**

**Northerly 10 feet of Lot 8 in Block 4 in the Town of Pierson, Iowa, Woodbury County, Iowa**

**NOW THEREFORE,**

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

1. That a public hearing on the aforesaid proposal shall be held on the **29<sup>th</sup> Day of May, 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 **29<sup>th</sup> Day of May, 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 \$323.00** plus recording fees.
4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 15<sup>th</sup> Day of May, 2018.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

---

Patrick F. Gill  
Woodbury County Auditor  
and Recorder

---

Rocky De Witt, Chairman

REQUEST FOR MINIMUM BID

Name: Steve Wilson Date: 8/24/17  
Address: 1219 Hackberry St. Phone: 956-491-6750

Address or approximate address/location of property interested in:  
414 Front St. - Pierson

GIS PIN # 894312251005

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

Legal Description:

Lots 6 and 7 except the northeasterly 55 feet thereof; and the SE 30 feet of Lot 8 in Block 4 in the Town of Pierson, Iowa. Together with an Easement over the southeasterly 20 feet of the northeasterly 55 feet of said lots.

Tax Sale #/Date: #1055 6/17/2013 Parcel # 426070

Tax Deeded to Woodbury County on: 4/17/18

Current Assessed Value: Land \$710 Building 0 Total \$710

Approximate Delinquent Real Estate Taxes: \$273

Approximate Delinquent Special Assessment Taxes: 0

\*Cost of Services: \$107

Inspection to: Matthew Ong Date: 8/24/17

Minimum Bid Set by Supervisor: \$100 plus \$107 for cost of services Total \$207

Date and Time Set for Auction: Tuesday, May 29<sup>th</sup> @ 4:35

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

**REQUEST FOR MINIMUM BID**

Name: Jean Jorgensen Date: 12-2-15

Address: 303 Summit St. Pierson, IA Phone: 712-490-6820

Address or approximate address/location of property interested in:

GIS PIN # 894312251004

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

Legal Description:

NW1/4 10 ft Lot 8 Block 4 Pierson, IA

Tax Sale #/Date: 505/1992 Parcel # \_\_\_\_\_

Tax Deeded to Woodbury County on: 11-1-1994

Current Assessed Value: Land \$640 Building - Total \$640

Approximate Delinquent Real Estate Taxes: -

Approximate Delinquent Special Assessment Taxes: -

\*Cost of Services: \$116

Inspection to: Mark Monson Date: 12-2-15

Minimum Bid Set by Supervisor: \$0 plus \$115 cost of services Total \$116

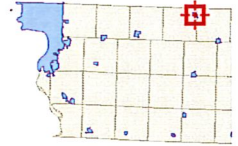
Date and Time Set for Auction: Tuesday, May 29<sup>th</sup> @ 4:35

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





Overview



Legend

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

Parcel ID	894312251005	Alternate ID	626070	Owner Address	MURRAY DALE F
Sec/Twp/Rng	n/a	Class	C		PO BOX 327
Property Address	414 FRONT ST PIERSON	Acreage	n/a		KINGSLEY IA 51028-0327
District	ZPR				
Brief Tax Description	EX NE 55 FT LOTS 6 & 7 AND EX NE 55 FT SELY 30 FT LOT 8 BLK 4 <b>(Note: Not to be used on legal documents)</b>				

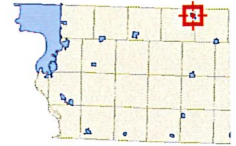
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Last Data Uploaded: 8/23/2017 9:42:10 PM

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Schneider The Schneider Corporation





Overview



Legend

- Roads
- ▭ Corp Boundaries
- ▭ Townships
- ▭ Sections
- Residential Sales
- 2013
- 2014
- 2015
- ▭ Parcels

Parcel ID	894312251004	Alternate ID	00000000626085	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	12-89-43	Class	C		620 DOUGLAS ST
Property Address		Acreage	n/a		SIOUX CITY, IA 51101-0000
	PIERSON				
District	069 PIERSON LL KINGSLEYPIERSON				
Brief Tax Description	PIERSON CITY OF				
	NWLY 10 FT LOT 8 BLK				
	4				
	<b>(Note: Not to be used on legal documents)</b>				

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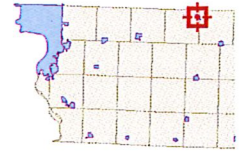
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 The Schneider Corporation



# Woodbury County, IA / Sioux City



### Overview



### Legend

- Roads
- Corp Boundaries
- Townships
- Parcels

Parcel ID	894312251004	Alternate ID	626085	Owner Address	WOODBURY COUNTY
Sec/Twp/Rng	n/a	Class	C		620 DOUGLAS
Property Address		Acres	n/a		SIOUX CITY IA 51101
District	ZPR				
Brief Tax Description	NWLY10' LOT8 BLK4				
	<b>(Note: Not to be used on legal documents)</b>				

Date created: 5/10/2018  
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The Schneider Corporation



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

#9

Date: \_\_\_\_\_ Weekly Agenda Date: \_\_\_\_\_

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** \_\_\_\_\_

**WORDING FOR AGENDA ITEM:**

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

**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:**

**ACTION REQUIRED / PROPOSED MOTION:**

**Dixie Iverson**

---

**From:** Mark Monson [mark@mudflap.com]  
**Sent:** Wednesday, September 13, 2017 8:20 AM  
**To:** Dixie Iverson  
**Subject:** MRHD Grant

September 13, 2017

To the City of Sloan (Dixie Iverson)

Dear MRHD Special Projects Grant Application

This email is to inform you that your grant application has been selected for a 2017 MRHD Special Projects Grant! MRHD has approved \$50,000 for your project. Congratulations! As this is not the total amount you requested we will need an adjusted budget showing the 25% match.

We received \$4.6 million in application requests. Obviously, that far exceeded the MRHD budget for this grant program. No applications received the total amount requested.

On September 27<sup>th</sup>, your representative(s) must be at the Betty Strong Encounter Center before 2:00 p.m. for the presentation. You may bring as many people as you wish!

**We need names and titles of those who will be receiving the grant. This information will be used when awarding the grant. Please email this information as soon as possible to: [mark@mudflap.com](mailto:mark@mudflap.com).**

On September 27<sup>th</sup>, you will receive a Pledge for the amount of the grant. Also, included will be a form you must submit upon completion of your project to receive the actual money. You have until September 27, 2018 to complete this project. One extension may be granted. Make sure you review the form so you start tracking before submitting the request for funds!

Again, Congratulations! This information is not public information until September 27th. Please help us keep this information private (and within your organization) until that time.

Sincerely,

Mark Monson, President

Missouri River Historical Development, Inc.

Box 565

Sgt. Bluff, Iowa 51054

712-204-1015

[mark@mudflap.com](mailto:mark@mudflap.com)

# MRHD

MISSOURI RIVER HISTORICAL DEVELOPMENT

September 27, 2017

Dixie Iverson  
City of Sloan  
428 Evans Street  
Sloan, IA 51055  
Pledge: \$50,000

The MRHD Board of Directors has approved the 2017 Special Grant recipients in the form of pledges. Congratulations!!!!

Since no application received the amount requested, please revise your budget to reflect the amount of the match with the pledge and send it to [mark@mudflap.com](mailto:mark@mudflap.com) as soon as possible.

(How to figure the match: If you will receive \$25,000 that would be 75%. \$25,000 divided by 75% would be \$333.33 per each percentage.  $333.33 \times 100\% = \$33,333.00$ . Your match would be \$8,333.00)

*one share = \$16,667<sup>00</sup>*

If your organization is not capable of funding the entire project up front please contact Mark Monson (712-204-1015 or [mark@mudflap.com](mailto:mark@mudflap.com)) and we can arrange for an advance.

(Example: A past recipient received a \$50,000 pledge for an HVAC system. The contractor required nearly \$30,000 for materials up front. We advanced the money to cover the materials so the project could be completed.)

Please look over the completion form (enclosed) before you start the project so you will save the needed documents.

You have one year to complete your project. If something requires more time you could get an extension. We don't encourage extensions so do all you can.

Thank you and Good Luck. If you have any questions, feel free to contact me.

This may be used to verify that you have received the pledge.



Mark Monson, President  
Missouri River Historical Development, Inc.  
P.O. Box 565  
Sgt. Bluff, IA 51054  
[mark@mudflap.com](mailto:mark@mudflap.com)  
712-204-1015



**OFFICIAL GRANT PROGRAM APPLICATION FOR 2017  
\$25,000.00 TO \$250,000.00 PER APPLICATION**

- ✓ Applications must be dated **NO LATER** than **August 14, 2017 - 4:30 pm**. Grants will be awarded on Wednesday September 27, 2017 at the Lewis & Clark Interpretive Center.
- ✓ **DO NOT ALTER THIS FORM!**

RETURN TO: **MISSOURI RIVER HISTORICAL DEVELOPMENT, INC.**  
**Mark Monson, President**  
 by email – [mark@mudflap.com](mailto:mark@mudflap.com)

ORGANIZATION  EIN#

CONTACT PERSON  Email

PERSON COMPLETING APPLICATION

STREET ADDRESS

CITY  STATE  ZIP

PHONE NUMBER (DAYTIME 9AM-5PM)  Cell?

1. APPLICANT CATEGORY (CHECK ONLY ONE CATEGORY ITEM)

- Category 1  ECONOMIC DEVELOPMENT/COMMUNITY IMPROVEMENT/ TOURISM
- Category 2  HUMAN SERVICES/ HEALTH SERVICES
- Category 3  CIVIC/ PUBLIC/ CHARITABLE/ PATRIOTIC/ RELIGIOUS
- Category 4  LEISURE/ CULTURAL/ HISTORICAL
- Category 5  EDUCATION

2. PROJECT: What is the funding for? Be specific and direct.

3. AMOUNT REQUESTED:

**ALL THE RESPONSES FROM 4 THROUGH 8 ARE TO BE IN A WORD DOCUMENT AND CONTINUOUS. LABEL EACH ANSWER ACCORDINGLY. BE CONCISE! LESS IS MORE! CREATE A FOLDER ON YOUR DESK TOP FOR THE APPLICATION, WORD DOCUMENT, BOARD LIST AND ATTACHMENTS. SEND THE FOLDER WHEN COMPLETED.**

4. APPLICANT AGENCY HAS PREVIOUSLY RECEIVED GRANT/GRANTS OR SPECIAL PROJECT FUNDING FROM M.R.H.D. YES  NO  IF YES; WHEN, AMOUNT AND WHAT WAS THE PROJECT? (Use a word document and number this answer #4)
5. ARE ALL THE PROJECTS COMPLETED? YES  NO  IF NO - WHY NOT AND WHERE OR HOW ARE THE MONIES BEING SECURED? (Use the same word document and number this answer #5)
6. BRIEF DESCRIPTION OF ORGANIZATION (1/2 TYPED PAGE) (Use the same word document and Number this answer #6).
7. PROJECT NARRATIVE- (NO MORE THAN ONE TYPED PAGE)
- A) WHAT IS THE PROJECT (PLEASE BE SPECIFIC WITH DIRECT EXAMPLES:  
Use of this grant must be segregated with bids or explanations. Funds may not go to the general fund, staffing or ongoing expenses.
  - B) PROJECT PURPOSE, GOALS AND COMMUNITY IMPACT.
  - C) TARGET POPULATION
  - D) TIME FRAME (all projects should be started within one [1] year of the grant award)  
(Use the same word document and number answers 7A, 7B, 7C, 7D.)
8. PROJECT BUDGET (NOT ORGANIZATION-AGENCY BUDGET) BE SPECIFIC
- A) LINE-ITEM COSTS, EXPENDITURES for this specific project.
  - B) ACTUAL BID OR WRITTEN INVOICE OR DOCUMENTED PROOF OF LINE-ITEM COSTS. If this is a separate document number it and place in folder.
  - C) SUBMIT A SAMPLE DRAWING, PICTURE, BROCHURE OR ILLUSTRATION OF EACH ITEM OR WHAT THE COMPLETED PROJECT WILL LOOK LIKE. **In determining grant recipients, MRHD may take into consideration whether grant funds will be expended for Iowa resources, good and services.**
  - D) LIST OTHER GRANTS/FUNDS TO BE USED TO COMPLETE THIS PROJECT.
  - E) DISCRIBE THE 25% MATCHING FUNDS. (THIS COULD INCLUDE SWEAT EQUITY)  
(Use the same word document and number each answer 8A, 8B, 8C, 8D AND 8E.)
9. DESCRIBE THE CEREMONY TO BE HELD UPON COMPLETION OF THE PROJECT. M.R.H.D. WILL HAVE A BOARD MEMBER PRESENT. HOW WILL THE ORGANIZATION RECOGNIZE THE M.R.H.D. GRANT ON THEIR PROJECT? (M.R.H.D will provide their Logo for reproduction.) Please do not have a plaque or certificate made for MRHD. We want the public to know about your organization. (Use the same word document and number it 8.)
10. Include a list of your Board members (Use the same word document or include it in the folder.

## THANK YOU! THE APPLICATION IS NOW COMPLETED.

- ✓ Email the Application form, word document and attachments in a folder to: [mark@mudflap.com](mailto:mark@mudflap.com)
- ✓ DO NOT eMAIL THE DOCUMENTS SEPARATELY
- ✓ MRHD IS REQUIRED TO REPORT THE EMPLOYER'S IDENTIFICATION NUMBER TO THE IRS IF YOU GET A GRANT! IT MUST BE LISTED AT THE BEGINNING OF THE APPLICATION.

4. The City of Sloan received a grant from M.R.H.D. in May of 2010 for \$10,000.00 to repair the roof at the Sloan Community Hall, in 2012 another \$10,000.00 towards the purchase of an outdoor warning siren and again in 2015 for \$9,599.00 to build a new concession stand at the City ball fields. These were not **"SPECIAL"** Grants.

5. Yes, all projects are complete.

6. Sloan is a growing community of approximately 973 residents and is located approximately 23 miles south of Sioux City. Our city has residential and commercial lots available with an urban revitalization plan that allows a tax break for 3 years. Sloan has annexed additional property west of old highway 75 and south and north of highway 141. In that area, a new Kum & Go convenience store and Winn-a-Vegas Inn motel was built. In 2012, a new sewer/lagoon facility was built. In 2015, the City purchased the Golf Course property (we do not operate the golf course...we own the property only). Just last month, we annexed property to accommodate a new Dollar General Store that is to be built in the next month or so.

**7A)** Provide/install a Splash Pad in the Sloan City Park.

**7B)** The purpose of this project is to add much needed playground equipment to our City Park. A Splash Pad would be a great update to the park and provide fun entertainment for all.

**7C) Target population: 973 plus.** We feel that a Splash Pad would be used by not only Sloan kids but by all the children in the Westwood School district which includes other communities like Smithland, Hornick and Salix and other surrounding towns like Whiting and country kids as well.

**7D)** As this would be a major project, and the grant would not be awarded until September, the start of the project may not be until next Spring. So it should be completed late next Spring or early Summer, 2018.

**8A) Total cost of project - \$152,614.21. \$50,000.00 Grant asking + \$16,667.00 (25% City Match).**

**8B)** See proposal attached. The \$152,614.21 includes \$40,000.00 for labor.

**8C)** See attached picture of the proposed Splash Pad.

**8D)** Last December, a group of young couples with children, organized and held a soup supper and a lighted parade with free-will donations that will go towards this project. Also, we received the \$5,000.00 community celebration money that will pay for a catered meal, games and other family type entertainment to be held in the City Park in August. Again a free-will donation will be taken and that money will be used towards the cost of the Splash Pad.

**8E) Per the 25% matching funds:** The City has a Splash Pad fund line item in the budget. All donations towards the Splash Pad are posted to this fund. In addition, there is a Community Improvement Fund. That money can/will be used to fund the 25% match.

**9. Upon completion of the project, Sloan will have a reception at the City Park with refreshments. There will be a written recognition to M.R.H.D. for the grant money. A thank-you will be published in our local paper (Sloan Starlet). The time and date of the reception will also be published in the local paper, on the City's web and facebook pages.**

**A) Board of Directors...City of Sloan**

Mayor – Charles Thorpe

Council Members – Jeff Redmond

Scott Brekke

Sandy Thorpe

Darrel Iverson

Jill Smith



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

**#10**

Date: \_\_\_\_\_ Weekly Agenda Date: \_\_\_\_\_

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** \_\_\_\_\_

**WORDING FOR AGENDA ITEM:**

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

**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:**

**ACTION REQUIRED / PROPOSED MOTION:**

<b>COUNTY NAME:</b> <b>Woodbury County</b>	<b>RECORD OF HEARING AND DETERMINATION ON THE AMENDMENT TO COUNTY BUDGET</b>	<b>COUNTY NO:</b> <b>97</b>
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Date budget amendment was adopted: May 29, 2018	For Fiscal Year Ending: June 30, 2018
--	--

The County Board of Supervisors met on the date specified immediately above to adopt an amendment to the current County budget as summarized below. The amendment was adopted after compliance with the public notice, public hearing, and public meeting provisions as required by law.

Iowa Department of Management Form 653 A-R Sheet 2 of 2 (revised 05/01/14)		Total Budget as Certified or Last Amended	Adopted Current Amendment	Total Budget After Current Amendment
<b>REVENUES &amp; OTHER FINANCING SOURCES</b>				
Taxes Levied on Property	1	30,255,190	0	30,255,190
Less: Uncollected Delinquent Taxes - Levy Year	2	0	0	0
Less: Credits to Taxpayers	3	1,694,436	0	1,694,436
Net Current Property Taxes	4	28,560,754	0	28,560,754
Delinquent Property Tax Revenue	5	11,240	0	11,240
Penalties, Interest & Costs on Taxes	6	394,000	0	394,000
Other County Taxes/TIF Tax Revenues	7	5,924,475	0	5,924,475
Intergovernmental	8	10,112,505	0	10,112,505
Licenses & Permits	9	55,000	0	55,000
Charges for Service	10	3,214,600	0	3,214,600
Use of Money & Property	11	294,000	0	294,000
Miscellaneous	12	265,860	28,225	294,085
<b>Subtotal Revenues</b>	13	48,832,434	28,225	48,860,659
Other Financing Sources:				
General Long-Term Debt Proceeds	14	1,646,380	0	1,646,380
Operating Transfers In	15	9,987,470	0	9,987,470
Proceeds of Fixed Asset Sales	16	0	0	0
<b>Total Revenues &amp; Other Sources</b>	17	60,466,284	28,225	60,494,509
<b>EXPENDITURES &amp; OTHER FINANCING USES</b>				
Operating:				
Public Safety & Legal Services	18	17,112,446	84,962	17,197,408
Physical Health & Social Services	19	5,107,929	0	5,107,929
Mental Health, ID & DD	20	2,297,926	0	2,297,926
County Environment & Education	21	2,766,917	58,760	2,825,677
Roads & Transportation	22	8,708,179	346,368	9,054,547
Government Services to Residents	23	2,671,897	0	2,671,897
Administration	24	6,669,153	51,497	6,720,650
Nonprogram Current	25	20,000	25,000	45,000
Debt Service	26	1,710,778	0	1,710,778
Capital Projects	27	5,886,580	1,061,000	6,947,580
<b>Subtotal Expenditures</b>	28	52,951,805	1,627,587	54,579,392
Other Financing Uses:				
Operating Transfers Out	29	9,987,470	0	9,987,470
Refunded Debt/Payments to Escrow	30	0	0	0
<b>Total Expenditures &amp; Other Uses</b>	31	62,939,275	1,627,587	64,566,862
<b>Excess of Revenues &amp; Other Sources over (under) Expenditures &amp; Other Uses</b>	32	(2,472,991)	(1,599,362)	(4,072,353)
Beginning Fund Balance - July 1,	33	13,337,129	0	13,337,129
Increase (Decrease) in Reserves (GAAP Budgeting)	34	0	0	0
Fund Balance - Nonspendable	35	0	0	0
Fund Balance - Restricted	36	6,352,574	(846,368)	5,506,206
Fund Balance - Committed	37	0	0	0
Fund Balance - Assigned	38	0	0	0
Fund Balance - Unassigned	39	4,511,564	(752,994)	3,758,570
<b>Total Ending Fund Balance - June 30,</b>	40	10,864,138	(1,599,362)	9,264,776

Date original budget adopted: 05/28/17	Date(s) current budget was subsequently amended:
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The below-signed certify that proof of publication of the hearing notice and proposed amendment is on file for each official County newspaper, that all public hearing notices were published not less than 10, nor more than 20 days prior to the public hearing, and that adopted expenditures do not exceed published amounts for any of the 10 individual expenditure classes, or in total.

Board Chairperson (signature)

County Auditor (signature)

<b>COUNTY NAME:</b> <b>Woodbury County</b>	<b>NOTICE OF PUBLIC HEARING</b> <b>AMENDMENT OF CURRENT COUNTY BUDGET</b>	<b>CO NO:</b> <b>97</b>
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The County Board of Supervisors will conduct a public hearing on the proposed amendment to the current County budget as follows:

Meeting Date: May 29, 2018	Meeting Time: 4:45 p.m.	Meeting Location: Board of Supervisors, Courthouse
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At the public hearing any resident or taxpayer may present objections to, or arguments in favor of, the proposed amendment. An approved budget amendment is required in order to permit increases in any class of expenditures as last certified or last amended.

County Telephone No.: 712-234-2910		For Fiscal Year Ending: 6/30/2018	
Iowa Department of Management Form 653 A-R Sheet 1 of 2 (Publish) (revised 05/01/14)			
	Total Budget as Certified or Last Amended	Proposed Current Amendment	Total Budget After Current Amendment
<b>REVENUES &amp; OTHER FINANCING SOURCES</b>			
Taxes Levied on Property	1 30,255,190		30,255,190
Less: Uncollected Delinquent Taxes - Levy Year	2		0
Less: Credits to Taxpayers	3 1,694,436		1,694,436
Net Current Property Taxes	4 28,560,754	0	28,560,754
Delinquent Property Tax Revenue	5 11,240		11,240
Penalties, Interest & Costs on Taxes	6 394,000		394,000
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Charges for Service	10 3,214,600		3,214,600
Use of Money & Property	11 294,000		294,000
Miscellaneous	12 265,860	28,225	294,085
<b>Subtotal Revenues</b>	<b>13 48,832,434</b>	<b>28,225</b>	<b>48,860,659</b>
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Operating Transfers In	15 9,987,470		9,987,470
Proceeds of Fixed Asset Sales	16		0
<b>Total Revenues &amp; Other Sources</b>	<b>17 60,466,284</b>	<b>28,225</b>	<b>60,494,509</b>
<b>EXPENDITURES &amp; OTHER FINANCING USES</b>			
Operating:			
Public Safety & Legal Services	18 17,112,446	84,962	17,197,408
Physical Health & Social Services	19 5,107,929		5,107,929
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<b>Subtotal Expenditures</b>	<b>28 52,951,805</b>	<b>1,627,587</b>	<b>54,579,392</b>
Other Financing Uses:			
Operating Transfers Out	29 9,987,470		9,987,470
Refunded Debt/Payments to Escrow	30		0
<b>Total Expenditures &amp; Other Uses</b>	<b>31 62,939,275</b>	<b>1,627,587</b>	<b>64,566,862</b>
<b>Excess of Revenues &amp; Other Sources over (under) Expenditures &amp; Other Uses</b>	<b>32 (2,472,991)</b>	<b>(1,599,362)</b>	<b>(4,072,353)</b>
Beginning Fund Balance - July 1,	33 13,337,129		13,337,129
Increase (Decrease) in Reserves (GAAP Budgeting)	34		0
Fund Balance - Nonspendable	35		0
Fund Balance - Restricted	36 6,352,574	(846,368)	5,506,206
Fund Balance - Committed	37		0
Fund Balance - Assigned	38		0
Fund Balance - Unassigned	39 4,511,564	(752,994)	3,758,570
<b>Total Ending Fund Balance - June 30,</b>	<b>40 10,864,138</b>	<b>(1,599,362)</b>	<b>9,264,776</b>

Explanation of changes: Unanticipated expenditures for FY 2018



To: Woodbury County Supervisors

From: Dennis D. Butler, Finance/Budget *DOB*

Date: May 24, 2018

RE: Budget Amendment #1 FY 2018

Following is a summary for the FY 2018 Budget Amendment #1.

**Resources (Revenues):**

Miscellaneous:		
Sheriff - Deputy Gun Program		28,225
Current FY 18 Cash Reserves	724,629	
Previous FY 17 Cash Reserves	874,733	1,599,362
		<u>1,627,587</u>
Total Resources		<u>1,627,587</u>

**Requirements (Expenditures):**

Public Safety:		
Sheriff:		
Deputy Gun Purchase Program		28,225
County Attorney:		
New Employee		56,737
County Environment & Education:		
Conservation:		
Conservation Administration	28,365	
County Parks	25,795	
Nature Center	4,600	58,760
Roads & Transportation:		
Road Maintenance	216,000	
Grounds	130,368	
Capital Projects	500,000	846,368
Supervisors:		
Refunds	25,000	
Land Acquisition	561,000	
Board Expense	12,500	
Board Administration	3,497	601,997

Human Resources:  
Administration

35,500

Total Appropriation Increases

1,627,587

**Woodbury County**  
**FY 2018 Budget Amendment #1**  
**May 29, 2018**

County Fund

<u>Item#</u>	<u>Dept./Div. Name</u>	<u>Dept./Div. Appropriation Change</u>	<u>Budget</u>	<u>Funding</u>
		<u>Source of Revenue</u>	<u>Increase</u>	<u>Source</u>
<b>General Basic Fund:</b>				
<b>#1</b>	Sheriff - Administration			
	001-1061-410-2936 = Deputy Gun Program		28,225	
	Payroll Deductions			28,225
<b>#2</b>	County Attorney Collections			
	001-1105-411-1014 = Organized Employees		40,373	
	001-1105-411-1116 = Matching FICA		3,322	
	001-1105-411-1117 = Matching IPERS		3,564	
	001-1105-411-1118 = Employee Hospitalization		8,606	
	001-1105-411-1121 = Life Insurance		53	
	001-1105-411-1123 = Dental Insurance		352	
	001-1105-411-1126 = LTD Insurance		467	
	Cash Reserves			56,737
<b>#3</b>	Conservation - Administration			
	001-6101-461-1003 = Department Heads		20,500	
	001-6101-461-1116 = Matching FICA		1,568	
	001-6101-461-1117 = Matching IPERS		2,334	
	001-6101-461-1118 = Employee Hospitalization		1,634	
	001-6101-461-1123 = Dental Insurance		29	
	001-6101-461-2940 = Wearing Apparel		300	
	001-6101-461-4440 = Motor Vehicle Equipment		2,000	
	Cash Reserves - Past YF 17 and Current FY 18			28,365
<b>#4</b>	Conservation - County Parks			
	001-6111-461-2935 = Arms/Ammunition		5,795	
	001-6111-461-4310 = Electric Light & Power		20,000	
	Cash Reserves			25,795
<b>#5</b>	Conservation - Nature Center			
	001-6121-461-4141 = Cell Phone		600	
	001-6121-461-4310 = Electric Light & Power		4,000	
	Cash Reserves			4,600

#6	Supervisors - Refunds		
	001-0031-400-2955 = Unspecified	25,000	
	Cash Reserves		25,000
#7	Supervisors - Capital Improvements		
	001-0201-402-6000 - Land Acquisition	561,000	
	Cash Reserve		561,000
#8	Supervisors - Board Expense		
	001-9001-490-4202 = Audit Expense	12,500	
	Cash Reserve		12,500
#9	Supervisors - Administration		
	001-9002-490-1019 = Overtime	3,000	
	001-9002-490-1116 = Matching FICA	230	
	001-9002-490-1117 = Matching IPERS	267	
	Cash Reserves		3,497
#10	Human Resources		
	001-9003-490-4005 = Official Publications & Legals	18,000	
	001-9003-490-4201 = Professional Fees	14,000	
	001-9003-490-4202 = Medical Fees	3,500	
	Cash Reserves		35,500

**Secondary Roads**

#11	Secondary Roads		
	220-7111-471-9454 = Road Grade Replacement	26,000	
	220-7117-471-9466 = Asphalt Concrete 8 Inch+	150,000	
	220-7117-471-9463 = Dust Palliative	40,000	
	220-7232-472-9830 = Grounds	130,368	
	221-0304-403-9352 = Excavation and Entrances	500,000	
	Cash Reserve & Carryover Reserves		846,368

Grand Total of Budget Increases		1,627,587	1,627,587
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**Appropriation Transfer Adjustments for FY 18 Amendment #1**

#1	Sheriff - Civil Division		
	From: 001-1063-410-1014 = Organized Employees	20,000	
	To: 111-1002-410-1019 = Overtime		20,000
#2	Sheriff - Civil Division		
	From: 001-1063-410-1014 = Organized Employees	20,000	
	To: 001-1065-410-1019 = Overtime		20,000
#3	Sheriff - Investigations		



	From: 001-1011-410-1014 = Organized Employees	45,000	
	To: 001-1001-410-1016 = Supervised Organized		45,000
<b>#4</b>	Sheriff - Court Security		
	From : 002-1422-414-1014 = Organized Employees	150,000	
	To: 001-1051-410-1019 = Overtime		150,000
<b>#5</b>	Sheriff - Court Security		
	From : 002-1422-414-1014 = Organized Employees	50,000	
	To: 001-1061-410-1005 = Overtime		50,000



## Woodbury County Sheriff's Office

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

DAVID A. DREW, SHERIFF

PHONE: 712.279.6010  
E-MAIL: [ddrew@woodburycountyiowa.gov](mailto:ddrew@woodburycountyiowa.gov)  
FAX: 712.279.6522

25 Apr 2018

To: Dennis Butler, Finance/Operations Controller

Re: Woodbury County Sheriff's Office Budget Amendment 2018

### Additional Funds Requested

✓ To Line Item: 001 1061 410 2936 Deputies Gun Program  
Amount: \$28,225.00 (Revenue from payroll deductions for Rifles)

### Other Requests:

- ✓ Please move \$20,000.00 from 001 1063 410 1014 to 111 1002 410 1019 (From Civil to Rural Patrol)
- ✓ Please move \$20,000.00 from 001 1063 410 1014 to 001 1065 410 1019 (From Civil to Crime Prevention)
- ✓ Please move \$45,000.00 from 001 1011 410 1014 to 001 1001 410 1016 (From Investigations to Patrol)
- ✓ Please move \$150,000.00 from 002 1422 414 1014 to 001 1051 410 1019 (From Court Security to Jail)
- ✓ Please move \$50,000.00 from 002 1422 414 1014 to 001 1061 410 1005 (From Court Security to Administration)

## Dennis Butler

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**From:** Cathy Warner  
**Sent:** Wednesday, April 25, 2018 8:43 AM  
**To:** Patrick Jennings; Dennis Butler; Michelle Skaff  
**Subject:** Budget Amendments

PJ, Dennis called me this morning and gave me numbers that we need to do a budget amendment for on our fine collections department. Even though the Auditors office did not put the numbers in correctly our department still needs to request this. Dennis said that he will explain it to the Board what happen when it goes in front of them.

This is all payroll related:

001-1105-411:

1014---\$40,373  
1116----\$3,322  
1117----\$3,564  
1118----\$8,606  
1121-----\$53  
1123-----\$352  
1126-----\$467

Total: \$56,737

Thank you,

Catherine J. Warner  
Manager of Administrative Services  
Woodbury County Attorney  
620 Douglas St, Rm 300  
Sioux City IA 51101  
[cwarner@woodburycountyiowa.gov](mailto:cwarner@woodburycountyiowa.gov)  
712-279-6516

## Budget Amendment FY 18-19

### Revenues

001-	FY 16 Conservation Carry Over ( General Basic Fund)	\$7,590.00
001-	FY 17 Conservation Carry Over ( General Basic Fund)	\$24,315.00
667-6101	Reserve Fund Cash Balance	\$435,000.00
001-	General Basic Cash Fund Reserves	<u>\$26,855.00</u>
<b>Total</b>		<b>\$493,760.00</b>

### General Basic Budget

#### Disbursements

Expenditure Codes	Explanation	Amount
001-6101-461-1003 ✓	Dept. Head Salary, overlap and payout	\$20,500.00 ✓
001-6101-461-1116	Matching Fica	\$1,568.00 ✓
001-6101-461-1117	Matching IPERS	\$2,334.00 ✓
001-6101-461-1118	Employee Hospitalization	\$1,634.00 ✓
001-6101-461-1123	Dental Insurance	\$29.00 ✓
001-6101-461-2940	Wearing Apparel	\$300.00 ✓
001-6111-461-2935	Arms/Ammunition, rifle, vest, plus 3 Ranger vests	\$5,795.00 ✓
001-6121-461-4141 ✓	Cell Phone	\$600.00 ✓
001-6101-461-4440	Motor Vehicle Equipment	\$2,000.00 ✓
001-6111-461-4310	Electricity - Parks	\$20,000.00 ✓
001-6121-461-4310	Electricity - Nature Center	\$4,000.00
667-6101-461-6105	Buildings	<u>\$435,000.00</u>
<b>Total Disbursements</b>		<b>\$493,760.00</b>

## **Rick Schneider - Conservation Director replacement status**

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**From:** Rick Schneider  
**To:** DeWitt, Rocky; Pottebaum, Marty; Radig, Keith; Taylor, Jeremy; Ung, ...  
**Date:** 7/21/17 11:49 AM  
**Subject:** Conservation Director replacement status  
**BC:** Abell, Tonia; Gilliland, Ed

---

Members of the Board of Supervisors,

I am writing this communication to provide a status report on the Conservation Board's progress toward replacing their current Executive Director and anticipated training time needed for the new director.

As you have been aware, I will be retiring near the end of 2017 with my last official day as December 17, 2017. The Conservation Board has been discussing succession plans for more than a year, and have been following a tentative time schedule to have a new director in place prior to my retirement. The Conservation Board wanted to have this process completed by early summer if possible.

Working with our Human Resources Department, the position description was reviewed and plans made to advertise the position in our Midwest region from May 15 through June 23. Twelve applications were received and reviewed by the Conservation Board. At their July 6, 2017 monthly meeting, the Conservation Board, along with the entire interview committee, chose three individuals to interview on Monday, July 17. The three candidates included a local individual working for The Nature Conservancy, an individual from Eagan, MN working for St. Paul - Ramsey County Public Health, and an individual who is the current conservation director for the Clay County Conservation Board in Iowa (Spencer). Following interviews, the committee discussed in detail their thoughts on each candidate and came to unanimous consensus that Dan Heissel, Clay County Conservation Director, should be offered the position.

Board President, Suzan Boden, communicated an offer to Mr. Heissel which was accepted and he is currently in the process of completing the County's pre-employment requirements. Mr. Heissel has 27 years as a county conservation director, twelve with Pocahontas County and the last fifteen as director for Clay County. He is very experienced and well respected by his peers across the state. He should be an excellent director for Woodbury County and great addition to your fine group of department heads.

Due to the early selection of a new director, our Board does not expect to make a major announcement until closer to Mr. Heissel's start date. His start date is scheduled to be Monday, November 6, 2017 which will allow for approximately six weeks of training with me. You may recall our discussion on overlap training and providing for the cost of two directors during that time. Please know that I anticipate a \$25,000 carryover from our current Conservation budgets which can be used to cover this expense. I would anticipate with my vacation and sick leave payout along with the new director's salary and benefits for six weeks, the cost will total between \$25,000 and \$28,000. Our budget also had a \$7,000 carryover from the FY 16 budget, so we have planned accordingly to be able to have these costs covered but it will require a budget amendment in May 2018 to apply those funds to the FY 18 budget.

Selection and hiring of conservation employees is one of those unique sections of the Iowa Code found within Chapter 350, also known as the County Conservation Law. I want to be certain that as Supervisors you understand that the Conservation Board is not circumventing your authority, but that employment of their director and other conservation employees is under the auspices of Chapter 350. The position of director, however, is a significant change since it has not experienced a turnover since 1975. I would be happy to answer any questions or concerns you may have regarding Conservation Board authority to ensure a good understanding of the law and the responsibilities that lie with the Conservation Board. You have numerous boards, commissions and department heads to keep track of, so I hope you find this information helpful.



	Exp	Rev.
001-0031-400-2955 ✓ Tax Redemptions	25,000	Misc.
001-0201-402-0001 ✓ Land Acquisition	561,000	Loan
001-9001-490- <del>400</del> <sup>4202</sup> ✓ Audit - extra work	12,500	CR
001-9002-490-1019 } ✓ 1116 } overtime - Bid Meetings 230 267	3,000 230 267	CR

## Dennis Butler

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**From:** Melissa Thomas  
**Sent:** Wednesday, April 25, 2018 9:29 AM  
**To:** Dennis Butler  
**Subject:** Budget Amendment

Human Resources will need a budget amendment of \$35,500 out of reserves.

- ✓ <sup>4005</sup> \$18,000 – Official Publications and Legals. With the hiring of the new directors in 2017 advertising for those positions were done in Omaha, Des Moines, and Sioux Falls to exceed the budgeted amount.
- ✓ <sup>4201</sup> \$14,000 – Professional Services The amount of \$500 budgeted was insufficient to cover the cost of background checks done on new employees.
- ✓ <sup>4282</sup> \$3,500 – Medical Fees The amount of physicals for new employees, including reservists, were greater than anticipated.

Melissa M. Thomas  
Human Resources Director  
Woodbury County  
ph [\(712\) 234-2901](tel:(712)234-2901)  
cell [\(712\) 253-6534](tel:(712)253-6534)  
fax [\(712\) 279-6597](tel:(712)279-6597)  
[melissathomas@woodburycountyiowa.gov](mailto:melissathomas@woodburycountyiowa.gov)

## Dennis Butler

---

**From:** Mark Nahra  
**Sent:** Friday, April 20, 2018 10:34 AM  
**To:** Dennis Butler  
**Subject:** Budget Amendment 2018

Dennis:

Please add the following items to a budget amendment for my department:

Expenditures:

220-7111-471-9454	Road Grade Replacement	add \$26,000 ✓	New total line item	\$26,000
220-7117-471-9466	Asphalt Concrete 8 Inch +	add \$150,000 ✓	New total line item	\$250,000
220-7117-471-9463	Dust Palliative	add \$ 40,000 ✓	New total line item	\$90,000
220-7232-472-9830	Grounds	add \$130,368 ✓	New total line item	\$150,368
221-0304-403-9352	Excavation and Entrances	add \$500,000 ✓	New total line item	\$500,000

Income:

220-7011-322-2284	State Reimbursement	add \$711,503	New total line item:	\$711,503
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Explanation:

Most expenditures will be funded with secondary road fund carry over balance. Some projects were delayed from FY 2017 and had expenditures in FY 2018, so expenditure ceilings must be adjusted to allow those expenditures to be covered.

The income item reflects reimbursement of the state share of the RISE project to improve the road to AGP. The audit for the project has been completed and final repayment to the county was made.

Please contact me if you have any questions. I will be out of town next week, but can respond to email while I am away. Thank you for your help.

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



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

**#11**

Date: \_\_\_\_\_ Weekly Agenda Date: \_\_\_\_\_

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** \_\_\_\_\_

**WORDING FOR AGENDA ITEM:**

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

**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:**

**ACTION REQUIRED / PROPOSED MOTION:**



# Woodbury County Board of Supervisors

Courthouse • Room 104  
620 Douglas Street • Sioux City, Iowa 51101  
Telephone (712) 279-6525 • Fax (712) 279-6577

## MEMBERS

ROCKY L. DE WITT  
LAWTON

MARTY POTTEBAUM  
SIOUX CITY

KEITH W. RADIG  
SIOUX CITY

JEREMY J. TAYLOR  
SIOUX CITY

MATTHEW A. UNG  
SIOUX CITY

FINANCE / BUDGET DIRECTOR  
DENNIS BUTLER

ADMINISTRATIVE ASSISTANT  
KAREN JAMES

EXECUTIVE SECRETARY / PUBLIC BIDDER  
HEATHER SATTERWHITE

To: Woodbury County Supervisors

From: Dennis D. Butler, Finance/Budget *DDB*

Date: May 23, 2018

RE: Mental Health Funding

On March 13, 2018 the Board of Supervisors certified to the Department of Management a tax rate equivalent to \$30.49 per capita or a tax asking of \$3,133,335. The Sioux Rivers per capita was set at \$22.58. The State Director of Human Services has stated that Woodbury County must belong to a region and that he cannot exempt a county, a decision has been appealed by Woodbury County. The difference between the two per capita's will generate additional revenue in the amount of \$813,005. The Department of Management is giving Woodbury County May 31, 2018 to decide what to do with this additional revenue.

There are three different options that the Board of Supervisors will be presented to help determine the use of these additional revenues. Again the State Department of Management has given the County May 31, 2018 as the deadline date to make any changes.

Option #1 is to reduce the per capita to \$22.58 or a decrease of \$813,005 in revenue. Doing this would result in a tax rate decrease of 18.6 cents per thousand for FY 19, but then shown below for FY 20 under this scenario (July 1, 2019 Woodbury is officially a Rolling Hills Region member) the projected per capita would be \$37.11 or a projected tax increase of \$1,493,072. This "yo-yo effect" is one of the objections Woodbury County had in artificially lowering the levy so much in the past.

FY 20 (Rolling Hills Region)

<u>Requirements</u>		<u>Resources</u>	
Estimated Budget FY 20	3,313,000	Per Capita \$37.11	3,813,890
25% Cash Reserve	828,250	Woodbury County share of	
Cash Reserve Parity	<u>1,000,000</u>	Distribution from Sioux Rivers	<u>1,327,360</u>
Total	<u>5,141,250</u>	Total	<u>5,141,250</u>

Option #2 would reduce the tax asking in the Mental Health Fund by \$813,005 and increase the tax asking in the Debt Service Fund which would allow the early retirement of a CIP Loan during FY 2019. This would leave the tax rate basically the same as certified in March. Then the projected results

using this option would be as follows.

FY 20 (Rolling Hills Region)

<u>Requirements</u>		<u>Resources</u>	
Estimated Budget FY 20	3,313,000	Per Capita at \$37.11	3,813,890
25% Cash Reserve	828,250	Woodbury County share of	
Cash Reserve Parity	<u>1,000,000</u>	Distribution from Sioux Rivers	<u>1,327,360</u>
Total	<u>5,141,250</u>	Total	<u>5,141,250</u>

It should be remembered that under this option the tax asking increase to the Debt Service Fund in FY 2019 would now be reversed back to a tax asking increase to the Mental Health Fund in FY 20. The tax asking would still have to increase \$1,493,072 ( includes the \$813,005) in the Mental Health Fund for FY 20, but by lowering the Debt Service levy, the net result would be a overall increase of 17 cents with the combination of the Mental Health fund and the Debt Service fund.

Option #3 would leave all the tax askings and tax rates the same as certified to the Department of Management on March 13, 2018. This will result in additional revenue (\$813,000) received in the Mental Health Fund. The 28E Agreement would need to be amended to allow Woodbury County to retain the additional \$813,005 as otherwise Woodbury County would have to send the additional revenue to the Fiscal Agent. This will inflate the ending cash balance at June 30, 2019 which will inappropriately effect Woodbury County's share of the cash distribution.

This option will have the following results.

FY 20 (Rolling Hills Region)

<u>Requirements</u>		<u>Resources</u>	
Estimated Budget FY 20	3,313,000	Per Capita at \$29.20	3,000,885
25% Cash Reserve	828,250	Woodbury County share of	
Cash Reserve Parity	<u>1,000,000</u>	Distribution from Sioux Rivers	<u>2,140,365*</u>
Total	<u>5,141,250</u>	Total	<u>5,141,250</u>

\*Includes \$813,005 additional funds generated by using a per capita of \$30.49 which was budgeted for FY 19 instead of \$22.58 requested by Sioux Rivers Region of FY 19.

This is the worst case situation on the per capita estimate. Rolling Hills is projecting a per capita for FY 20 at \$27.00. This is obtained by drawing down on cash reserves after we have met all the stipulations Woodbury County has agreed to.

After options are reviewed and discussed it is recommended to accept option 3 provided that a agreed-upon 28E Agreement is reached by July 1, or Option 2 as the best options for the taxpayers.

## Dennis Butler

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**From:** Johnson, Carrie <carrie.johnson@iowa.gov>  
**Sent:** Friday, May 18, 2018 9:13 AM  
**To:** Dennis Butler  
**Subject:** FY19 Levy Changes in the County Budget

Dennis,

We have spoken about Woodbury County's plan for potential reduction of the MHDS levy for FY19. I just want to share a little background on the process to better communicate the time constraints.

DOM has a statutory deadline of June 15 to certify tax rates back out to county auditors. Then counties auditors, by statute, have to prepare the county tax list by June 30 to allow the county treasurer to prepare tax statements for the next fiscal year.

Prior to DOM's consolidated rates certification, we need to provide all levy authorities (cities, counties, schools, assessors, township, etc.) and their county auditors a copy of all the individual tax certifications and provide them with time for review. We will start sending out individual tax certifications next week.

After we give levy authorities and auditors an opportunity to review, we then run a time consuming data process at DOM to consolidate all levy authority rates into a list of the 12,000+ tax districts in the state. After that but before we provide these rates out to counties, we need to run a variety of audits and checks to ensure correctness of rates. The important part here is that we cannot *begin* the consolidated rates process until we have all individual rates of all levy authorities (including Woodbury County) audited and ready.

I know Woodbury County has a meeting scheduled for May 29. **Please provide me with your decision regarding your levy by May 31 so as not to delay the consolidated rates process for the remainder of the counties.**

Please let me know if you have any questions.

Thank you,

Carrie

Carrie Johnson  
Iowa Department of Management  
State Capitol Building, Room 13  
1007 East Grand Avenue  
Des Moines, IA 50319  
Phone: (515) 281-5598  
Email: [carrie.johnson@iowa.gov](mailto:carrie.johnson@iowa.gov)  
Web site: <https://dom.iowa.gov/>

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

**#12**

Date: 5/25/2018

Weekly Agenda Date: 5/29/2018

**ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN:** Jeremy Taylor

**WORDING FOR AGENDA ITEM:**

Approve authorization for the chairman to sign the attached Memorandum of Understanding

**ACTION REQUIRED:**

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

**EXECUTIVE SUMMARY:**

This places approval authority for utilization of sick leave for care of family with the Sheriff or Sheriff's designee for those who it pertains to in this contract. Separate MOUs would need to pertain to each contract in order to make this equitable for each elected official, which is the intention here. In short, each elected official can grant such leave subject to a final review by the Board of Supervisors if necessary.

**BACKGROUND:**

This helps streamline a process whereby the elected official designated with oversight can grant or deny sick leave for family care in excess of 120 hours. Either party could appeal this decision to the Board of Supervisors for final approval, both as a protection for the employee and employer.

**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:**

Approve the attached MOU

**ACTION REQUIRED / PROPOSED MOTION:**

Approve authorization for the chairman to sign the attached MOU.

**Memorandum of Understanding**

This Memorandum of Understanding entered into by and between Woodbury County, Iowa (employer) and Communication Workers of America, AFL-CIO, Deputy Sheriff's-CWA 7177, effective as of the date signed below, and continuing until such time as the parties shall agree otherwise, Article XI (Leaves of Absence), Paragraph C, shall be modified as follows:

C. Family Leave

An employee may be granted up to 120 hours of family leave per contract year chargeable to accumulated sick leave when it is necessary for them to provide care for a spouse, child or parent with a serious health condition. The employee requesting family leave will be required to provide a written statement of the reason family leave is needed and may be required to provide a physician's statement concerning the illness or injury of the spouse, child or parent. This leave shall be non-accumulative. If the leave is granted it may be treated as leave time under the Family Medical Leave Act. However, the Board of Supervisors shall not be bound by any of the terms, conditions or interpretations of the Family Medical Leave Act in deciding whether or not to grant the leave. The decision to grant or deny this leave is in the sole discretion of the ~~Board of Supervisors or its designee after full consultation with the Sheriff~~ Sheriff and/or the Sheriff's designee. Any leave request which is going to be denied by the ~~designee of the Board~~ Sheriff or the Sheriff's designee shall be presented to the Board of Supervisors and the employee will be invited to present his/her situation to the Board. Any decision to grant or deny leave may be brought by the employee, Human Resources, or any other interested party to the Board of Supervisors for review and final decision. The decision of the Board of Supervisors is final and is not subject to a grievance under the terms of this contract.

IN WITNESS WHEREOF, the parties hereto have caused this Memorandum of Understanding to be executed by their duly-authorized representatives this \_\_\_\_ day of \_\_\_\_\_, 2018.

WOODBURY COUNTY, IOWA

COMMUNICATION WOKERS OF AMERICA

By: \_\_\_\_\_  
Chair, Board of Supervisors

By: \_\_\_\_\_  
CWA Representative

By: \_\_\_\_\_  
CWA Local 7177 President



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

Date: 5/24/2018 Weekly Agenda Date: 5/29/2018

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

**WORDING FOR AGENDA ITEM:**

Consider approval of farm lease for Briese farm property for 2018

**ACTION REQUIRED:**

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

**EXECUTIVE SUMMARY:**

The county received bids for farming 41 acres of the Briese property near Correctionville. Josh Albers was the successful bidder for the lease and has signed the lease with the county.

**BACKGROUND:**

The rental of the farm ground on the Briese property will help the secondary road department recoup some of its investment in the purchase of the farm, which has been primarily purchased for its gravel reserves. Bids were received by the board for cash rental of the farm ground. The lease must be approved by the Board of Supervisors.

**FINANCIAL IMPACT:**

The cash rental of the farm ground on the Briese property will help the secondary road department offset the purchase price of the property.

**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 the farm lease for the Briese farm with Josh Albers and direct the chair to sign said lease.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion to approve the farm lease for the Briese farm with Josh Albers and direct the chair to sign said lease.

# FARM LEASE CASH RENT

THIS LEASE ("Lease") is made between Woodbury County, Iowa, Board of Supervisors ("Landlord"), and **Josh Albers**, ("Tenant") whose address is 4767 220<sup>th</sup>, Battle Creek, Iowa 51006.

THE PARTIES AGREE AS FOLLOWS:

**1. PREMISES AND TERM.** Landlord leases to Tenant the following real estate situated in

Woodbury County, Iowa (the "Real Estate"):

41 acres of tillable land of Woodbury County property located in Sections 1, Township 88 N, Range 43 W, Kedron Township, Southeast of Iowa Highway 31 and described legally as follows:

Lots 3, 4, 5 of Briese 1<sup>st</sup> Addition to Woodbury County, Iowa according to plat thereof; and Parcel C of Government Lot 10 of Section 1, Township 88 North, Range 43 West of the 5<sup>th</sup> PM, Woodbury County, Iowa; and Parcel B of Government Lot 3 of Section 1, Township 88 North, Range 43 West of the 5<sup>th</sup> P.M., Woodbury County, Iowa.

Said Real Estate containing 41 tillable acres, more or less, with possession by Tenant for a term of 1 crop years to commence on the 22<sup>nd</sup> day of May, 2018, and end on the 31<sup>st</sup> day of December, 2018. At the expiration of this lease Tenant will yield possession to Landlord without further notice in as good condition as when the Real Estate was entered upon by the Tenant.

**2. RENT.** Tenant shall pay to Landlord as rent for the Real Estate (the "Rent"):

Total annual cash Rent of \$11,480.00 payable as follows:

One-half (1/2) of the total Rent equaling \$ 5,740.00 due on June 11, 2018, and the remaining One-half (1/2) equaling \$ 5,740.00 due on December 1, 2018. All Rent is to be paid in person or by mail to Landlord at the Woodbury County Engineer's Office at 759 E. Frontage Road, Merville, IA 51039. Rent must be in Landlord's possession on or before the due date. All sums past due under this Lease shall draw interest at ten percent per annum, payable from the date they become due.

**3. PROPER HUSBANDRY; HARVESTING OF CROPS; CARE OF SOIL, TREES, SHRUBS AND GRASS.** Tenant shall farm the Real Estate in a manner consistent with good husbandry, seek to obtain the best crop production that the soil and crop season will permit, properly care for all growing crops in a manner consistent with good husbandry, and harvest all crops on a timely basis. In the event Tenant fails to do so, Landlord reserves the right, personally or by designated agents, to enter upon the Real Estate and properly care for and harvest all growing crops, charging the cost of the care and harvest to the Tenant, as part of the Rent. Tenant shall timely control all weeds, including noxious weeds, weeds in the fence rows, along driveways and around buildings throughout the premises. Tenant shall comply with all terms of the conservation plan and any other required environmental plans for the leased premises. Tenant shall do what is reasonably necessary to control soil erosion including, but not limited to, the maintenance of existing watercourses, waterways, ditches, drainage areas, terraces and tile drains, and abstain from any practice which will cause damage to the Real Estate.

Upon request from the Landlord, Tenant shall by August 15 of each lease year provide to the Landlord a written listing showing all crops planted, including the acres of each crop planted, fertilizers, herbicides and insecticides applied showing the place of application, the name and address of the applicator, the type of application and the quantity of such items applied on the lease premises during such year.

Tenant shall distribute upon the poorest tillable soil on the Real Estate, unless directed otherwise by Landlord, all of the manure and compost from the farming operation suitable to be used. Tenant shall not remove from the Real Estate, nor burn, any straw, stalks, stubble, or similar plant materials, all of which are recognized as the property of Landlord. Tenant may use these materials, however, upon the Real Estate for the farming operations. Tenant shall protect all trees, vines and shrubbery upon the Real Estate from injury by Tenant's cropping operation or livestock. Tenant shall not keep livestock on the property without Landlord's written consent. Landlord may withhold consent for any reason.

Tenant shall maintain accurate yield records for the real estate, and upon request, during or after lease term, shall disclose to Landlord, all yield base information required for participation in government programs, if applicable.

**4. ENVIRONMENTAL.** Tenant. Tenant shall comply with all applicable environmental laws concerning application, storage and handling of chemicals (including, without limitation, herbicides and insecticides) and fertilizers. Tenant shall apply any chemicals used for weed or insect control at levels not to exceed the manufacturer's recommendation for the soil types involved. Farm chemicals may not be stored on the premises for more than one year. Farm chemicals for use on other properties may not be stored on this property. Chemicals stored on the premises shall be stored in clearly marked, tightly closed containers. No chemicals or chemical containers will be disposed of on the premises. Application of chemicals for agricultural purposes per manufacturer's recommendation shall not be construed to constitute disposal.

Tenant shall employ all means appropriate to ensure that well or ground water contamination does not occur, and shall be responsible to follow all applicator's licensing requirements. Tenant shall properly post all fields (when posting is required) whenever chemicals are applied by ground or air. Tenant shall haul and spread all manure on appropriate fields at times and in quantities consistent with environmental protection requirements. Tenant shall not dispose of waste oil, tires, batteries, paint, other chemicals or containers anywhere on the premises. Solid waste may not be disposed of on the premises. Dead livestock may not be buried on the premises. Tenant shall not use waste oil as a means to suppress dust on any roads on or near the premises.

Tenant shall immediately notify Landlord of any chemical discharge, leak, or spill which occurs on premises. Tenant shall assume liability and shall indemnify and hold Landlord harmless for any claim or violation of standards which results from Tenant's use of the premises. Tenant shall assume defense of all claims, except claims resulting from Landlord's negligence, in which case each party

shall be responsible for that party's defense of any claim. After termination, Tenant shall remain liable for violations which occurred during the term of this Lease.

**6. TERMINATION OF LEASE.** Landlord intends to terminate Lease at the expiration of its term. The tenancy shall not continue because of an absence of notice in the event there is a default in the performance of this Lease. All notices of termination of this Lease shall be as provided by law (Iowa Code § 562.7).

**7. POSSESSION AND CONDITION AT END OF TERM.** At the termination of this Lease, Tenant will relinquish possession of the Real Estate to the Landlord. If Tenant fails to do so Tenant agrees to pay Landlord \$150 per day, as liquidated damages until possession is delivered to Landlord. At the time of delivery of the Real Estate to Landlord, Tenant shall assure that the Real Estate is in good order and condition, and substantially the same as it was when received by Tenant at the commencement of this Lease, excusable or insurable loss by fire, unavoidable accidents and ordinary wear, excepted.

**8. LANDLORD'S RIGHT OF ENTRY AND INSPECTION.** In the event notice of termination of this Lease has been properly served, Landlord may enter upon the Real Estate or authorize someone else to enter upon the Real Estate to conduct any normal tillage or fertilizer operation after Tenant has completed the harvesting of crops even if this is prior to the date of termination of the lease. Landlord may enter upon the Real Estate at any reasonable time for the purpose of viewing or seeding or making repairs, or for other reasonable purposes.

**9. VIOLATION OF TERMS OF LEASE.** If Tenant or Landlord violates the terms of this Lease, the other may pursue the legal and equitable remedies to which each is entitled. Tenant's failure to pay any Rent when due shall cause all unpaid Rent to become immediately due and payable, without any notice to or demand upon Tenant.

**10. REPAIRS.** Tenant shall maintain the fences on the leased premises in good and proper repair. Landlord shall furnish necessary materials for repairs that Landlord deems necessary within a reasonable time after being notified of the need for repairs. Tenant shall haul the materials to the repair site without charge to Landlord.

**11. EXPENSES INCURRED WITHOUT CONSENT OF LANDLORD.** No expense shall be incurred for or on account of the Landlord without first obtaining Landlord's written authorization. Tenant shall take no actions that might cause a mechanic's lien to be imposed upon the Real Estate.

**12. NO AGENCY.** Tenant is not an agent of the Landlord.

**13. ATTORNEY FEES AND COURT COSTS.** If Landlord prevails in a proceeding to enforce any of the terms of this Lease, Landlord shall be entitled to recover its court costs and reasonable attorneys' fees from the Tenant.

**14. CHANGE IN LEASE TERMS.** This Lease contains the entire agreement between the parties. The conduct of either party, by act or omission, shall not be construed as a material alteration of this

Lease until such provision is reduced to writing and executed by both parties as addendum to this Lease.

**15. CONSTRUCTION.** Words and phrases herein, including the acknowledgment, are construed as in the singular or plural and as the appropriate gender, according to the context.

**16. NOTICES.** The notices contemplated in this Lease shall be made in writing and shall either be delivered in person, or be mailed in the U.S. mail, certified mail to the recipient's last known mailing address, except for the notice of termination set forth in Section 6, which shall be governed by the Code of Iowa.

**17. ASSIGNMENT.** Tenant shall not assign this Lease or sublet the Real Estate or any portion thereof without prior written authorization of Landlord.

DATED: \_\_\_\_\_, 2018.

TENANT:

LANDLORD:

\_\_\_\_\_  
Josh Albers  
4476 220<sup>th</sup>  
Battle Creek, IA 51006  
712-369-0973

\_\_\_\_\_  
Rocky DeWitt  
Chairperson, Board of Supervisors  
Woodbury County, Iowa

STATE OF IOWA:     }  
                              }ss.  
WOODBURY COUNTY}

This instrument was acknowledged before me on \_\_\_\_\_, 2018, by Josh Albers.

\_\_\_\_\_  
Notary Public for State of Iowa

This instrument was acknowledged before me on \_\_\_\_\_, 2018, by, Rocky DeWitt,  
Chairperson of Board of Supervisors, Woodbury County, Iowa.

\_\_\_\_\_  
Notary Public for Woodbury County,  
State of Iowa

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

Date: 5/24/2018 Weekly Agenda Date: 5/29/2018

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

**WORDING FOR AGENDA ITEM:**

Consider approval of Iowa DOT Budget Amendment for FY 2018

**ACTION REQUIRED:**

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

**EXECUTIVE SUMMARY:**

Due to unanticipated revenues and projects in the construction program that carried from FY 2017 into FY 2018, an amendment to the county secondary road budget is necessary.

**BACKGROUND:**

The Board of Supervisors approved the FY 2018 county secondary road budget for Iowa DOT in April 2018. Following approval of that budget, project carryover from FY 2017 to FY 2018 required changes to the construction and maintenance line items require amending the FY 2018 budget. The county also acquired a new gravel pit for which the first payment to the general fund must be made this fiscal.

**FINANCIAL IMPACT:**

This budget reports to the Iowa DOT planned expenditures and income for the secondary road department, as adjusted following the closure of FY 2017. Projects added to the county construction program and carried over from the prior fiscal year require adjustment to budget line items.

**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 2018 Woodbury County Secondary Road Department Budget Amendment to be submitted to the Iowa DOT.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion to approve the FY 2018 Woodbury County Secondary Road Department Budget Amendment number 1.

# Iowa Department of Transportation

	<b>SECONDARY ROAD</b>	<b>County:</b>	<b>Woodbury County</b>
	<b>BUDGET</b>	<b>Fiscal Year:</b>	<b>2018</b>
		<b>Version:</b>	<b>Amended #1</b>

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



F. Y. **2018** SECONDARY ROAD BUDGET for **Woodbury County**  
**Amended #1**

		Actual Receipts Prior Years		Estimated Receipts	
		2 <sup>nd</sup> Prior	1 <sup>st</sup> Prior	Actual	Next
		From: 01-Jul-2014	From: 01-Jul-2015	From: 01-Jul-2016	From: 01-Jul-2017
		To: 30-Jun-2015	To: 30-Jun-2016	To: 30-Jun-2017	To: 30-Jun-2018
1. County Auditor's Secondary Road Fund Beginning Balance		\$3,254,615	\$3,219,128	\$3,507,981	\$4,383,371
2. Receipts from Property Tax Levies	<b>2.19349</b> Dollars on all taxable property in county except on that within cities and towns. (Rural Basic levy rate)	\$2,328,000	\$1,915,357	\$2,475,381	\$2,328,000
	<b>0.00000</b> Dollars on all taxable property in (General Basic levy rate)				
2A. Local Option Sales Tax		\$1,979,191	\$2,336,477	\$2,364,743	\$1,900,000
3. Regular Road Use Tax Received	(Don't include transfer of local R.U.T. to FM account for const. on FM routes)	\$4,362,960	\$5,281,043	\$5,482,082	\$5,105,342
3b. Amount for 306.4(a3)	(Senate File 451 - FM Ext. in City <=500)	\$48,923	\$58,144	\$58,409	\$56,224
3c. Time 21		\$500,970	\$576,937	\$531,855	\$593,019
4. RISE Funds		\$236,887	\$985,363	\$493,770	\$711,503
5. Bridge Replacement Funds		\$56,943	\$31,037	\$36,732	\$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)		\$4,649	\$6,378	\$6,315	\$0
8. Miscellaneous Receipts	Permits	\$552,418	\$126,725	\$1,710,000	\$30,000
	Used Materials	- \$18	\$0	\$6,619	\$30,000
Donations, sale of used materials, Special Assessments, etc.	Real Estate/ROW/UST	\$0	\$0	\$6,951	\$3,000
	Reimbursements	\$0	\$0	\$29,975	\$100,000
	State Grants/Hungry Canyons	\$0	\$0	\$10,071	\$150,000
Itemize for Next Year	Miscellaneous	\$0	\$0	\$7,233	\$90,000
9. Total of Miscellaneous Receipts (Sum of 7a through 7f)		\$552,400	\$126,725	\$1,770,849	\$403,000
10. TOTAL RECEIPTS (Add Lines 1, 2, 3, 4, 5, 6, & 8)		<b>\$13,325,538</b>	<b>\$14,536,589</b>	<b>\$16,728,117</b>	<b>\$15,480,459</b>
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. **2018** SECONDARY ROAD BUDGET for **Woodbury County** COUNTY  
**Amended #1**

Summary of Actual and Proposed Expenditures	Actual Expenditures Prior Years		Estimated Expenditures	
	2 <sup>nd</sup> Prior From: 01-Jul-2014 To: 30-Jun-2015	1 <sup>st</sup> Prior From: 01-Jul-2015 To: 30-Jun-2016	Actual From: 01-Jul-2016 To: 30-Jun-2017	Next From: 01-Jul-2017 To: 30-Jun-2018
<b>70X * Administration and Engineering</b>				
700 Administration Expenditures (100)	\$254,366	\$258,628	\$274,910	\$306,000
701 Engineering Expenditures (100)	\$741,980	\$762,062	\$746,501	\$866,000
<b>TOTAL - ADMINISTRATION &amp; ENGINEERING :</b>	<b>\$996,346</b>	<b>\$1,020,690</b>	<b>\$1,021,411</b>	<b>\$1,172,000</b>
<b>020 * Construction</b>				
Adjusted Construction Program Expenditures (300) on FM and Local Sec. Roads <i>(With other than FM funds ---See Accomplishment Year projects)</i>	<b>\$3,285,440</b>	<b>\$2,881,468</b>	<b>\$3,793,237</b>	<b>\$5,000,000</b>
<b>71X * Roadway Maintenance</b>				
710 Bridges and Culverts (420, 430)	\$178,137	\$402,703	\$672,119	\$316,000
711 Roads (4250, 460, 480)	\$2,272,692	\$3,427,340	\$3,255,402	\$3,550,000
712 Snow and Ice Control (520)	\$377,648	\$492,380	\$340,266	\$441,000
713 Traffic Controls (590)	\$263,417	\$243,479	\$323,653	\$383,000
714 Road Clearing (490)	\$189,315	\$124,694	\$289,777	\$275,000
<b>TOTAL - ROADWAY MAINTENANCE :</b>	<b>\$3,281,209</b>	<b>\$4,690,596</b>	<b>\$4,881,217</b>	<b>\$4,965,000</b>
<b>72X * General Roadway</b>				
720 New Equipment (610)	\$759,613	\$677,042	\$826,134	\$810,000
721 Equipment Operations (620, 630, 650)	\$1,533,525	\$1,628,684	\$1,605,345	\$1,752,000
722 Tools, Materials and Supplies (655, 660, 670, 680, 690)	\$176,603	\$97,248	\$129,859	\$226,000
723 Real Estate and Buildings (800)	\$73,674	\$32,880	\$87,543	\$235,368
<b>TOTAL - GENERAL ROADWAY :</b>	<b>\$2,543,415</b>	<b>\$2,435,854</b>	<b>\$2,648,881</b>	<b>\$3,023,368</b>
<b>TOTAL EXPENDITURES (70X + 020 + 71X + 72X)</b>	<b>\$10,106,410</b>	<b>\$11,028,608</b>	<b>\$12,344,746</b>	<b>\$14,160,368</b>
County Auditor's Bal. of Sec. Road Fund at end of Fiscal Year	\$3,219,128	\$3,507,981	\$4,383,371	\$1,320,091
<b>TOTAL</b> (Must equal receipts) [Does not include transfer of Road Use Tax to FM Fund]	<b>\$13,325,538</b>	<b>\$14,536,589</b>	<b>\$16,728,117</b>	<b>\$15,480,459</b>

\* Control items

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

Date: 05/25/2018 Weekly Agenda Date: 05/29/2018

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

**WORDING FOR AGENDA ITEM:**

Consideration of a Resolution to set a road closure hearing

**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:**

Plymouth County, in response to resident requests, has requested a joint vacation of a county line road in Section 2 Arlington Township

**BACKGROUND:**

The Board of Supervisors has the authority to establish, alter, or vacate roads per section 306.10 of the Code of Iowa. A petition was filed with Plymouth County to vacate a portion of the county line road east of Highway 140. A joint hearing is being scheduled to vacate the road and Woodbury County must also schedule and publish the date for the hearing.

**FINANCIAL IMPACT:**

The county, with this vacation, may save the cost of replacement of a small span bridge located on the roadway. The county line road vacated is maintained by Plymouth 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 resolution to set a road closure hearing.

**ACTION REQUIRED / PROPOSED MOTION:**

Motion to approve the resolution to set a road closure hearing for a portion of Woodbury-Plymouth County Line Road.

## PETITION TO VACATE

**COMES NOW**, the undersigned and requests that Woodbury County Board of Supervisors, vacate a portion of secondary road right of way which is more formally described as follows:

A parcel of land described as the South 33.00 feet of the South Half of the Southeast Quarter of Section 35, Township 90 North, Range 44 West of the 5<sup>th</sup> P.M., Plymouth County, Iowa.

EXCEPT: the East 33 feet thereof, (both measured at the Right Angle).

Contains 1.97 acres and is subservient to any and all Easements, be they of record of not.

For the purpose of this Survey the South line of the SE1/4 of said section 35 is assumed to bear N89°40'03"W;

AND

A parcel of land described as the East 33.00 feet of the South 33.00 feet, (both measured at a Right Angle) of the Southeast Quarter of the Southwest Quarter of Section 35, Township 90 North, Range 44 West of the 5<sup>th</sup> P.M., Plymouth County, Iowa. Contains 0.03 acres and is subservient to any and all Easement, be they of record of not.

For the purpose of this Survey the East line of the SW1/4 of said Section 35 is assumed to bear S 00°01'09"E;

AND

A parcel of land described as the North Half of the Northeast Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M., Woodbury County, Iowa, further described as follows:

Commencing at the Southwest corner of the NW1/4 of the NE1/4 of said Section 2; thence N 01°45'31"E on the West line of the NW1/4 of the NE1/4 of said Section 2, a distance of 262.22 feet to the POINT OF BEGINNING; thence continuing N 01°45'31" E on said West line, a distance of 764.90 feet to the Northwest corner of the NE1/4 of said Section 2; then S 89°40'43" E on the North line of said NE1/4; a distance of 2606.77 feet, thence S 00°27'02"W, a distance of 33.00 feet to a point on the South Right of Way Line of 100<sup>th</sup> Street (the following two courses are common to said Right of Way Line); thence N 89°40'03"W, a distance of 2574.51 feet; thence S 01°45'31"W, a distance of 735.52 feet; thence N 83°22'33"W, a distance of 33.12 feet to the POINT OF BEGINNING; contains 2.53 acres and is subservient to any and all Easements, be they of record or not.

For the purpose of this Survey the West line of the NW1/4 of the NE1/4 of said Section 2 is assumed to bear N 01°45'31"E;

AND

A parcel of land described as the Northwest Quarter of the Northeast Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M.; Woodbury County, Iowa, further described as follows:

Commencing at the Southwest corner of the NW1/4 of the NE1/4 of said Section 2; thence N 01°45'31"E on the West line of the NW1/4 of the SW1/4 of said Section 2, a distance of 126.84 feet to the POINT OF BEGINNING; thence continuing N 01°45'31"E, a distance of 135.38 feet; thence S 83°22'33"E, a distance of 33.12 feet to a point on the East Right of way Line of 100<sup>th</sup> Street; then S 01°45'31"W on said Right of Way Line, a distance of 131.75 feet; thence N 89°40'03"W, a distance of 33.01 feet to the POINT OF BEGINNING; contains 0.10 acres and is subservient to any and all Easement, be they of record of not.

For the purpose of this Survey the West line of the NW1/4 of the NE1/4 of said Section 2 is assumed to bear N 01°45'31"E;

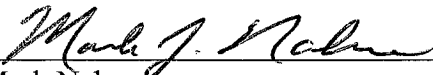
AND

A parcel of land described as the East 33.00 feet of the North 900.00 feet, (both measured at a Right Angel) of the Northeast Quarter of the Northwest Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M. Woodbury County, Iowa. Containing 0.68 acres and is subservient to any and all Easements, be they of record of not.

For the purpose of this Survey the East line of the NE1/4 of the NW1/4 of said Section 2 is assumed to bear S 01°45'31"W.

If the Woodbury County governing Board of Supervisors adopts a resolution to vacate this road, it will be necessary to publish notice of a hearing of the resolution to vacate, stating the time and place of the hearing and the exact location of the road and area to be vacated pursuant to the provision of the Code of Iowa Section 306.13. The notice of hearing should be published preferably in the newspaper of general circulation in the county or that area at least twenty (20) days prior to and not less than four (4) days before the date for hearing.

Dated this 25th day of May, 2018.

  
\_\_\_\_\_  
Mark Nahra  
Woodbury County Engineer

**NOTICE SETTING TIME AND PLACE OF HEARING ON PROPOSAL  
TO VACATE AND CLOSE A PORTION OF SECONDARY ROAD  
IN WOODBURY COUNTY, IOWA**

**TO:** All owners of property adjoining portions of the secondary road herein described, to all utility companies whose facilities adjoin the right of way of said described portion of said secondary road, and to all other persons interested in portions of secondary road described in this notice.

You and each of you are hereby notified that the Board of Supervisors of Woodbury County, Iowa, on the 29<sup>th</sup> day of May, 2018, adopted a resolution to vacate and close the following portions of Secondary Right of Way in Woodbury County, to wit:

A parcel of land described as the South 33.00 feet of the South Half of the Southeast Quarter of Section 35, Township 90 North, Range 44 West of the 5<sup>th</sup> P.M., Plymouth County, Iowa.

EXCEPT: the East 33 feet thereof, (both measured at the Right Angle).

Contains 1.97 acres and is subservient to any and all Easements, be they of record or not. For the purpose of this Survey the South line of the SE1/4 of said section 35 is assumed to bear N89°40'03"W;

AND

A parcel of land described as the East 33.00 feet of the South 33.00 feet, (both measured at a Right Angle) of the Southeast Quarter of the Southwest Quarter of Section 35, Township 90 North, Range 44 West of the 5<sup>th</sup> P.M., Plymouth County, Iowa. Contains 0.03 acres and is subservient to any and all Easement, be they of record or not.

For the purpose of this Survey the East line of the SW1/4 of said Section 35 is assumed to bear S 00°01'09"E;

AND

A parcel of land described as the North Half of the Northeast Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M., Woodbury County, Iowa, further described as follows:

Commencing at the Southwest corner of the NW1/4 of the NE1/4 of said Section 2; thence N 01°45'31"E on the West line of the NW1/4 of the NE1/4 of said Section 2, a distance of 262.22 feet to the POINT OF BEGINNING; thence continuing N 01°45'31" E on said West line, a distance of 764.90 feet to the Northwest corner of the NE1/4 of said Section 2; then S 89°40'43" E on the North line of said NE1/4; a distance of 2606.77 feet, thence S 00°27'02"W, a distance of 33.00 feet to a point on the South Right of Way Line of 100<sup>th</sup> Street (the following two courses are common to said Right of Way Line); thence N 89°40'03"W, a distance of 2574.51 feet; thence S 01°45'31"W, a distance of 735.52 feet; thence N 83°22'33"W, a distance of 33.12 feet to the POINT OF

BEGINNING; contains 2.53 acres and is subservient to any and all Easements, be they of record or not.

For the purpose of this Survey the West line of the NW1/4 of the NE1/4 of said Section 2 is assumed to bear N 01°45'31"E;

AND

A parcel of land described as the Northwest Quarter of the Northeast Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M.; Woodbury County, Iowa, further described as follows:

Commencing at the Southwest corner of the NW1/4 of the NE1/4 of said Section 2; thence N 01°45'31"E on the West line of the NW1/4 of the SW1/4 of said Section 2, a distance of 126.84 feet to the POINT OF BEGINNING; thence continuing N 01°45'31"E, a distance of 135.38 feet; thence S 83°22'33"E, a distance of 33.12 feet to a point on the East Right of way Line of 100<sup>th</sup> Street; then S 01°45'31"W on said Right of Way Line, a distance of 131.75 feet; thence N 89°40'03"W, a distance of 33.01 feet to the POINT OF BEGINNING; contains 0.10 acres and is subservient to any and all Easement, be they of record of not.

For the purpose of this Survey the West line of the NW1/4 of the NE1/4 of said Section 2 is assumed to bear N 01°45'31"E;

AND

A parcel of land described as the East 33.00 feet of the North 900.00 feet, (both measured at a Right Angel) of the Northeast Quarter of the Northwest Quarter of Section 2, Township 89 North, Range 44 West of the 5<sup>th</sup> P.M. Woodbury County, Iowa. Containing 0.68 acres and is subservient to any and all Easements, be they of record of not.

For the purpose of this Survey the East line of the NE1/4 of the NW1/4 of said Section 2 is assumed to bear S 01°45'31"W.

It is proposed to vacate and close a portion of road right of way adjacent to the existing secondary road commonly known as 340<sup>th</sup> Street, Section 35, of Elkhorn Township, Plymouth County, Iowa and also commonly known as 100<sup>th</sup> Street, Section 2, of Arlington Township, Woodbury County, Iowa for the reason that the same is no longer needed or usable as a public highway or public right of way, and that the vicinity of said right of way is adequately served by other existing highways, and that the best public interest will be promoted by vacating a portion of right of way as described above.

You are further notified that the Board of Supervisors of Plymouth and Woodbury County, Iowa, have fixed a hearing on the proposal to close said road(s) for **10:00 a.m. on the 5th day of June, 2018**; that the hearing will be held in the Board of Supervisors room, in the Plymouth County Courthouse, in Le Mars, Iowa; and that at said time all persons interested may appear and object and be heard. At or prior to said hearing any person owning land abutting said road(s) to be vacated shall have the right to file, in writing, a claim for damages with the Board of Supervisors of Woodbury County, Iowa, will consider the same and make final decision with respect of said proposal to vacate and close said road and the claims of damages, if any, that you believe may result.



Dated at Sioux City, Iowa, this \_\_\_\_ day of May, 2018.

BY ORDER OF THE BOARD OF SUPERVISORS  
WOODBURY COUNTY, IOWA.

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Rocky DeWitt, Chairman

Please publish one time, and mail the affidavit of publication and statement to Patrick Jennings, Woodbury County Attorney, Woodbury County Courthouse, Sioux City, Iowa.

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Woodbury County Attorney's Office