



**NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(JUNE 25, 2019) (WEEK 26 OF 2019)**

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Rocky L. De Witt 253-0421 rdewitt@woodburycountyiowa.gov	Marty J. Pottebaum 251-1799 mpottebaum@woodburycountyiowa.gov	Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov	Jeremy J. Taylor 333-1714 jtaylor@woodburycountyiowa.gov	Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov
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You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held June 25, 2019 at **4:30 p.m.** in the basement of the courthouse, 620 Douglas Street, Sioux City, Iowa for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Board.

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

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

AGENDA

4:00 p.m. 1. Closed Session General Relief Appeal Hearing for M.H. Iowa Code Section 21.5 (1) (a)
First Floor Boardroom

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

- | | |
|---------------------------|-------------|
| 2. Citizen Concerns | Information |
| 3. Approval of the agenda | Action |

Consent Agenda

Items 4 through 10 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.

4. Approval of the minutes of the June 17, 2019 special meeting
Approval of the minutes of the June 18, 2019 meeting
5. Approval of claims
6. Board Administration – Karen James
Approval to reappoint John Mansfield and Emily Clayton to the Veteran Affairs Commission
7. County Auditor – Patrick Gill
Receive appointments of Tim Skidmore and Denise Burkhart to the Salix City Council

8. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Authorization to Initiate Hiring Process
 - c. Approval for the date and financial impact of the 2019 Annual Health and Wellness Fair
9. County Auditor – Patrick Gill & Board Administration – Dennis Butler
Approval of Certification of Cost Allocation Plan with Cost Advisory Services
10. Secondary Roads – Mark Nahra
 - a. Approval of permit to work in the county right of way for the City of Cushing
 - b. Approval of permit to work in the county right of way for the City of Cushing

End Consent Agenda

11. Jim Jung
Presentation of Preservation Iowa award for the Woodbury County Courthouse webpage Information
12. Board Administration – Dennis Butler
 - a. Approval of Appropriation Resolution for FY 2020 Action
 - b. Approval of resolutions for Inter-Fund Operating Transfers for FY 2020 Action
13. Secondary Roads – Mark Nahra
 - a. Consider approval of a Federal-aid Swap project agreement for project number BRS-SWAP-6012 (601)—FF-97 Action
 - b. Consider approval of a city/county agreement for project number BRS-SWAP-6012(601)—FF-97 Action

**Recess Board of Supervisors Meeting
Convene Wolf Creek Drainage District Trustees Meeting**

14. Approval of the minutes of the June 18, 2019 meeting Action

**Adjourn Wolf Creek Drainage District Trustees Meeting
Continue Board of Supervisors Meeting**

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

ADJOURNMENT

CALENDAR OF EVENTS

- THUR., JUNE 20** **4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- TUE., JUNE 25** **1:00 p.m.** Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars, Iowa
- WED., JUNE 26** **6:30 p.m.** Woodbury County Solid Waste Agency (Sanitary Landfill) Executive Committee Meeting, Public Safety Center, Climbing Hill
- 7:30 p.m.** Emergency Management Commission Meeting, Public Safety Center, Climbing Hill
- THUR., JUNE 27** **11:00 a.m.** Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.
- MON., JULY 1** **6:00 p.m.** Board of Adjustment meeting, First Floor Boardroom
- TUES., JULY 2** **4:45 p.m.** Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
- WED., JULY 10** **8:05 a.m.** Woodbury County Information Communication Commission, First Floor Boardroom
- 10:00 a.m.** STARComm Board Meeting, The Security Institute, WIT Campus
- 6:30 p.m.** 911 Service Board Meeting, Public Safety Center, Climbing Hill
- 8:00 p.m.** County's Mayor Association Meeting, Public Safety Center, Climbing Hill
- THUR., JULY 11** **12:00 p.m.** SIMPCO Board of Directors, 1122 Pierce St.
- 4:00 p.m.** Conservation Board Meeting, Southwood Conservation Area
- WED., JULY 17** **10:00 a.m.** Siouxland Center for Active Generations Board of Directors Meeting, 313 Cook St.
- 12:00 p.m.** Siouxland Economic Development Corporation Meeting, 617 Pierce St., Ste. 202
- THUR., JULY 18** **4:30 p.m.** Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
- MON., JULY 22** **6:00 p.m.** Zoning Commission Meeting, First Floor Boardroom
- TUES., JULY 23** **1:00 p.m.** Sioux Rivers Regional Governance Board Meeting, Plymouth County Courthouse Annex Building, 215 4th Ave. S.E., Le Mars, Iowa
- THUR., JULY 25** **11:00 a.m.** Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce St.

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.

JUNE 17, 2019, SPECIAL MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Monday, June 17, 2019 at 9:30 a.m. Board members present were Radig, De Witt, and Ung; Pottebaum and Taylor were absent. Staff member present was Michelle K. Skaff, Deputy Auditor/Clerk to the Board

The meeting was called to order.

Motion by Radig second by De Witt to approve claims totaling \$407,950.31. Carried 3-0. Copy filed.

The Board adjourned the meeting.

JUNE 18, 2019, TWENTY-FIFTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, June 18, 2019 at 4:30 p.m. Board members present were Ung, Radig, Pottebaum, and De Witt; Taylor was absent. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, Human Resources Director, Dennis Butler, Budget/Tax Analyst, and Patrick Gill, Auditor/Clerk to the Board.

The regular meeting was called to order at 4:30 p.m. with the Pledge of Allegiance to the Flag and a Moment of Silence.

1. Motion by Radig second by De Witt to receive a check from Advanced Correctional Healthcare for overage costs refund monies. Carried 4-0.

2. Motion by Radig second by Ung to approve the agenda for June 18, 2019. Carried 4-0. Copy filed.

Motion by Radig second by Ung to approve the following items by consent:

3. To approve minutes of the June 11, 2019 meeting. Copy filed.

4a. To approve the resignation of Abby Riesberg, Clerk III, County Treasurer Dept., effective 6-21-19. Resignation. Copy filed.

4b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Clerk III, County Treasurer Dept. AFSCME: \$19.90/hour. Copy filed.

4c. To approve the Personnel Contracts between Rolling Hills Community Services Region and Woodbury County. Copy filed.

Carried 4-0.

5. A public hearing was held at 4:35 p.m. for the sale of parcel #894823253013, 1900 Riverside Blvd. The Chairperson called on anyone wishing to be heard.

Motion by Radig second by De Witt to close the public hearing. Carried 4-0.

Motion by Radig second by Pottebaum to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894823253013, 1900 Riverside Blvd., to Bargain Bedding Inc., 698 Prairie Blvd., Dakota Dunes, SD, for \$1,500.00 plus recording fees. Carried 4-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #12,860**

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

By Bargain Bedding Inc. in the sum of One Thousand Five Hundred Dollars & 00/100 (\$1,500.00)-----
-----dollars.

For the following described real estate, To Wit:

**Parcel #894823253013
Lot One in Block Two of North Riverside Addition to Sioux City and Woodbury County, Iowa
(1900 Riverside Blvd.)**

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

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

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

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

SO DATED this 18th Day of June, 2019.
 WOODBURY COUNTY BOARD OF SUPERVISORS
 Copy filed.

- 6. Motion by Radig second by Pottebaum to approve the request of \$2,000.00 from LOST funds in FY20 to the City of Sioux City for the purpose of being a financial sponsor of the NW IA Regional Marketing Group. Carried 4-0. Copy filed.

The Board recessed for a meeting of the Wolf Creek Drainage District.

The Supervisors meeting was called back to order.

- 8. Motion by Radig second by Pottebaum to approve and authorize the Chairperson to sign a Resolution adding the D25 PCC Patching project to the Woodbury County Five Year Construction Plan. Carried 4-0.

**RESOLUTION TO REVISE WOODBURY COUNTY
 2020 FIVE YEAR ROAD PROGRAM
 RESOLUTION #12,861**

Unforeseen circumstances have arisen since adoption of the approved Secondary Road Construction Program, and previous revisions, requiring changes to the sequence, funding and timing of the proposed work plan,

The Board of Supervisors of Woodbury County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year 2020), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 309.23 and Iowa DOT Instructional Memorandum 2.050.

The following approved Priority Year projects shall be ADDED to the Program's Accomplishment year:

Project Number Local ID TPMS #	Project Location Description of work	AADT Length NBIS #	Type Work Fund basis	Accomplishment Year (\$1000's of dollars)	
					New amount
ER-C097(D-25)--58-97 PCC Pavement Patching TPMS ID: 39466	On D 25, from 400 East of the Wolf Creek Bridge East 350 Feet to End of road damage, S14 & 15 TR86N RR45W	501 0.398	PCC Paving ER		\$70
Totals					\$70
Fund ID	Accomplishment year (\$1000's of dollars)				
	Previous Amount	New Amount	Net Change		
Local Funds	\$2,260	\$2,260	\$0		
Farm to Market Funds	\$1,600	\$1,614	\$14		
Special Funds	\$2,120	\$2,120	\$0		
Federal Aid Funds	\$0	\$56	\$56		
SWAP Funds	\$2,250	\$2,250	\$0		
Total construction cost (All funds)	\$8,230	\$8,300	\$70		

Local 020 Construction cost totals (Local Funds + BROS-8J FA funds)	\$2,260	\$2,260	\$0
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SO DATED this 18th Day of June, 2019.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

9. The Board heard reports on committee meetings.
10. There were no citizen concerns.
11. Board concerns were heard.

The Board adjourned the regular meeting until June 25, 2019.

Meeting sign in sheet. Copy filed.

**WOODBURY COUNTY, IOWA
BOARD ADMINISTRATION**

MEMORANDUM

TO: Board of Supervisors
FROM: Karen James, Board Administrative Assistant
RE: Consideration of Appointment
DATE: June 20, 2019

A letter was sent to John Mansfield and Emily Clayton informing them that their term on the Veteran Affairs Commission will expire on June 30, 2019 and asking if they would be interested in serving another term. Board Administration received Mr. Mansfield's response on June 10th and he is interested in serving another term. Talked with Lisa Robinson from Veteran Affairs, she said that Ms. Clayton is interested in serving another term.

This is on the agenda for the Board of Supervisors consideration to reappoint John Mansfield and Emily Clayton to the Veteran Affairs Commission.

WOODBURY COUNTY
SIOUX CITY, IOWA 51101

Office of Commissioner of Elections

620 DOUGLAS ST., ROOM 103



Patrick F. Gill
Commissioner
Phone 712-279-6465
Fax 712-279-6629
pgill@woodburycountyiowa.gov

Steve Hofmeyer
Deputy Commissioner
Phone 712-279-6465
Fax 712-279-6629
shofmeyer@woodburycountyiowa.gov

To: Board of Supervisors

From: Patrick F. Gill, Auditor/Recorder & Commissioner of Elections

Date: June 18, 2019

Re: City of Salix Council Appointments

Please receive the following appointments to the Salix City Council:

- (1) Tim Skidmore, 902 Poplar Street, Salix, IA, appointed as Mayor. The appointment was made on June 12, 2019, to fill a vacancy until the next regular election. The position was previously held by Stanley Johnson.
- (2) Denise Burkhart, 308 Travis Street, Salix, IA, appointed as Council Member. The appointment was made on June 12, 2019, to fill a vacancy until the next regular election. The position was previously held by Tim Skidmore,

NOTICE OF APPOINTMENT TO FILL A VACANCY

TO: Patrick F. Gill, Woodbury County Auditor/Recorder & Commissioner of Elections

From: _____ CITY OF SALIX _____ School/City/Township/
Extension/Soil & Water
_____ KATHY BROUILLETTE _____ Secretary/Clerk
_____ JUNE 13, 2019 _____ Date

This is to notify you and the Board of Supervisors of Woodbury County that the following person has been appointed until the next regular/general election:

For the office of _____ CITY COUNCIL _____
Name _____ DENISE BURKHART _____
Address _____ 308 TRAVIS ST _____
City/Zip _____ SALIX, IA 51052 _____
Date of appointment _____ 06/12/19 _____

PATRICK F. GILL
WOODBURY COUNTY
AUDITOR/RECORDER
COM. OF ELECTIONS
219 JUN 17 AM 9 31

This appointment is to fill the office previously held by:

_____ TIM SKIDMORE _____
(Name of previous official)

RETURN TO: Patrick F. Gill
Woodbury County Commissioner of Elections
620 Douglas St, Rm 103
Sioux City, IA 51101

NOTICE OF APPOINTMENT TO FILL A VACANCY

TO: Patrick F. Gill, Woodbury County Auditor/Recorder & Commissioner of Elections

From: CITY OF SALIX School/City/Township/
KATHY BROUILLETTE Extension/Soil & Water
Secretary/Clerk
JUNE 13, 2019 Date

This is to notify you and the Board of Supervisors of Woodbury County that the following person has been appointed until the next regular/general election:

For the office of MAYOR
Name TIM SKIDMORE
Address 902 POPLAR ST.
City/Zip SALIX, IA 51052
Date of appointment 06/12/19

PATRICK F. GILL
WOODBURY COUNTY
AUDITOR RECORDER
COM. OF ELECTIONS
19 JUN 17 AM 9 31

This appointment is to fill the office previously held by:

STANLEY JOHNSON
(Name of previous official)

RETURN TO: Patrick F. Gill
Woodbury County Commissioner of Elections
620 Douglas St, Rm 103
Sioux City, IA 51101

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: June 25, 2019

* 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
Blair, Larry	County Sheriff	6-17-19	P/T Courthouse Safety & Security Officer			S	Resignation.
Harman, Nancy	Juvenile Detention	6-17-19	Asst. Director			S	Resignation.
Trimpe, Janet	County Treasurer	7-01-19	% Deputy	\$73,082/year	12.5%= \$8,212.64/yr	R	Per County Treasurer, from 75% to 80% Deputy.
Speed, Katelyn	County Sheriff	7-08-19	Civilian Jailer	\$19.86/hour		A	Job Vacancy Posted 5-15-19. Entry Level Salary: \$19.86/hour.

APPROVED BY BOARD DATE: _____

MELISSA THOMAS, HR DIRECTOR: Melissa Thomas HR Director

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: June 25, 2019

For the June 25, 2019 meeting of the Board of Supervisors and the Taxpayers of Woodbury County the Memorandum of Personnel Transactions will include:

1. County Sheriff P/T Courthouse Safety & Security Officer, Resignation.
2. Juvenile Detention Asst. Director, Resignation.
3. County Treasurer Percentage Deputy, from 75% to 80%.
4. County Sheriff Civilian Jailer, Appointment.

Thank you

**HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA**

DATE: June 25, 2019

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
Juvenile Detention	Assistant Director	Wage Plan: \$60,050/year		

Chairman, Board of Supervisors

Melissa Thomas

To: Ryan Weber
Subject: RE: request

From: Ryan Weber
Sent: Tuesday, June 18, 2019 8:37 AM
To: Melissa Thomas <melissathomas@woodburycountyiowa.gov>
Subject: request

I am requesting to authorize the hiring process for (1) evening assistant director.

Thanks

Ryan M. Weber

Director
Woodbury County Juvenile Detention Center
rweber@woodburycountyiowa.gov
Phone: (712) 279-6622
Fax: (712) 234-2900

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

Date: 6/20/2019 Weekly Agenda Date: 06/25/2019

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Melissa Thomas

WORDING FOR AGENDA ITEM:

Approval for the date and financial impact of the 2019 Annual Health and Wellness Fair.

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 type="checkbox"/> |

EXECUTIVE SUMMARY:

The annual Health and Wellness Fair, schedule for September 25th, will include benefit information, health and wellness booths, a healthy lunch and other door prizes.

BACKGROUND:

This event has been approved in the past for the benefit of the employees and to further County goals.

FINANCIAL IMPACT:

The lunch will be served at an approximate cost of \$1,395.00

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

Yes No

RECOMMENDATION:

Approve the motion.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the date and financial impact of the Health and Wellness Fair

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

Date: 6/14/19 Weekly Agenda Date: 6/25/19

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: BOS - Dennis Butler, County Auditor - Pat Gill

WORDING FOR AGENDA ITEM:

Approve Certification of Cost Allocation Plan with Cost Advisory Services.

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:

In order to maximize indirect cost for Woodbury County, a Certification of Cost Allocation Plan uses FY 18 data to recover costs during FY 20.

BACKGROUND:

This cost allocation plan has been used in the past for documentation to recover local administrative expenses, targeted case management indirect costs, and indirect costs reimbursed from various grants. This is the FY 18 portion of our 3 year contract with Cost Advisory Services.

FINANCIAL IMPACT:

The annual fee is \$6,900 for 3 year contract

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 motion to accept and sign the Cost Advisory Services Certification of Cost Allocation Plan.

ACTION REQUIRED / PROPOSED MOTION:

Motion to receive a Certification of Cost Allocation Plan with Cost Advisory Services.



May 24, 2019

The Board of Supervisors
Woodbury County Courthouse
620 Douglas Street
Sioux City, Iowa 51101

RE: Completed FY 2018 Cost Allocation Plan

Dear Board Members:

We have completed the Woodbury County cost allocation plan based on actual expenditures for the year ended June 30, 2018. One bound copy of the plan is enclosed for your files. Additional copies of the plan are being provided to the County Auditor. Also enclosed herein is a standard federal Certification Statement that is required where reimbursement is claimed from federal grant programs. The statement says that to the best of the County's knowledge, the cost allocation plan is correct and was prepared in accordance with the federal cost principles contained in 2 CFR, Part 200. Please have the Board Chairperson sign the statement, retain a copy on file and return the original to me. A copy of the plan will also be placed on file at the central office of the Iowa Department of Human Services (DHS).

The FY 2018 cost allocation plan will result in the following indirect cost recoveries during **FY 2020**:

DHS Local Administrative Expenses

This category relates to the indirect costs that the county incurs for the local DHS office. These indirect costs include expense items such as audit fees, liability and property insurance, un-billed building space costs, accounting services and legal services. The total indirect costs to be claimed on quarterly Local Administrative Expense (LAE) reports for FY 2020 is \$637,993. This amount includes the required carry-forward adjustment to reconcile actual and projected costs for FY 2018 and is shown on Exhibit B near the beginning of the cost allocation plan. Your actual reimbursement will depend upon the FFP (Federal Financial Participation) rate that is in effect for each quarter. We estimate that about 33 percent of the total claims for the year will be reimbursed to the County from federal funds. Accordingly, the total reimbursement for the year should be about \$210,538. We will track these payments each quarter and report the actual results to you after the close of the year. A copy of our correspondence to the local office of DHS which provides guidance for claiming these costs on the LAE reports is also enclosed herein for your reference.

PATRICK F. GILL
WOODBURY COUNTY
2019 MAY 28 PM 12 38
AUDITOR RECORDER
COMM OF ELECTIONS

The Board of Supervisors
May 24, 2019
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Sheriff Department Indirect Cost Rate

We have prepared an indirect cost rate proposal for the Sheriff's Department which may be used to recover indirect costs from eligible grant programs. A copy of the rate proposal is included with this letter for your reference. Please contact the Sheriff's office if you have any questions in this regard.

Please contact us if you have any questions relating to the cost allocation plan. We are pleased for the confidence that you have placed in us and look forward to being of continuing service to you.

Sincerely,
Cost Advisory Services, Inc.


Roger Stirlor
Senior Associate

Enclosures

Cc: Mr. Patrick Gill, County Auditor/Recorder



CERTIFICATION OF COST ALLOCATION PLAN

This is to certify that to the best of my knowledge and belief regarding the cost allocation plan submitted herewith:

- (1) All costs included in this proposal based on the Fiscal Year ended June 30, 2018, to establish cost allocations or billings for use in FY 2020, are allowable in accordance with the requirements of 2 CFR, Part 200, et al. "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards", and the Federal award(s) to which they apply. Unallowable costs have been adjusted for in allocating costs as indicated in the cost allocation plan.

- (2) All costs included in this proposal are properly allocable to Federal awards on the basis of a beneficial or causal relationship between the expenses incurred and the awards to which they are allocated in accordance with applicable requirements. Further, the same costs that have been treated as indirect costs have not been claimed as direct costs. Similar types of costs have been accounted for consistently.

I declare that the foregoing is true and correct to the best of my knowledge.

Governmental Unit: Woodbury County

Signature: _____

Printed Name of Official: _____

Title: _____

Date of Execution: _____

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

#10a

Date: 6/20/2019 Weekly Agenda Date: 6/25/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permit to work in the county right of way

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

City of Cushing has requested a permit to work in the right of way to hold "Old Fashion Wednesday Night" in Cushing.

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa. This event will be held on June 26th and would require closing L43/Main Street in Cushing.

FINANCIAL IMPACT:

No impact

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

Yes No

RECOMMENDATION:

Recommend approval of the permits for the City of Cushing.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permit to work in the right of way for the City of Cushing and to direct the chair to sign the permits.



Woodbury County Secondary Roads Department

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

COUNTY ENGINEER
Mark J. Nagra, P.E.
mnagra@sioux-city.org

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

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

Name of Permittee: City of Cushing Phone No.: 712-384-2189

Mailing Address: PO Box 14 Cushing, IA 51018

Township: Rock Section: _____

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

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

close county road L43/Main St - June 26th for
city event - "Old Fashioned Wednesday Night"

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

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

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

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

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

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

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

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

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

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

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

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

.....

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

.....

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the _____ day of _____, 2015.

Entered into this _____ day of _____, 2015.


Signature of Property Owner or Authorized Representative

Woodbury County Engineer

Chair, Woodbury County Board of Supervisors

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

#10b

Date: 6/20/2019 Weekly Agenda Date: 6/25/2019

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

WORDING FOR AGENDA ITEM:

Consideration of permit to work in the county right of way

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

City of Cushing has requested a permit to work in the right of way to hold street dance in Cushing.

BACKGROUND:

Work in county ROW requires permit by Board of Supervisors per section 318.8 of the Code of Iowa. This event will be held on July 2 and would require closing L43/Main Street in Cushing.

FINANCIAL IMPACT:

No impact

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

Yes No

RECOMMENDATION:

Recommend approval of the permits for the City of Cushing.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the permit to work in the right of way for the City of Cushing and to direct the chair to sign the permits.



Woodbury County Secondary Roads Department

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

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

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

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

Name of Permittee: City of Cushing Phone No.: 712-384-2189

Mailing Address: PO Box 14 Cushing, IA 51018

Township: Rock Section: _____

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

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

close county road L43/main st - July 27th for
street dance sponsored by Old 20 Bar & Grill in
Cushing.

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

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

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

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

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

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

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

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

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

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

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

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

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

M. All work done by property owner, organization or authorized representative pursuant to this agreement shall be completed prior to the _____ day of _____, 2015.

Entered into this _____ day of _____, 2015.


Signature of Property Owner or Authorized Representative

Woodbury County Engineer

Chair, Woodbury County Board of Supervisors

Woodbury County, Iowa

Appropriation Resolution

For Fiscal Year 2020

Resolution

Whereas, it is desired to make appropriations for each Service Area and Program Activity of County Government for the Fiscal Year 2020, beginning July 1, 2019, and

Now, therefore, be it resolved by the Woodbury County Board of Supervisors that the amounts detailed by Service Area on the Adopted FY 2020 Woodbury County Budget Summary Form 638-R constitute the authorization to make expenditures from the County's funds beginning July 1, 2019 and continuing until June 30, 2020, and

Futhermore, this Appropriation Resolution extends the spending authority of each County Program Activity to the amount appropriated to it as follows:

<u>Fund/Dept</u> <u>Division</u>	<u>Amount</u>	<u>Fund/Dept</u> <u>Division</u>	<u>Amount</u>	<u>Fund/Dept</u> <u>Division</u>	<u>Amount</u>	<u>Fund/Dept</u> <u>Division</u>	<u>Amount</u>
001-0031	672,581	001-1001	1,422,124	001-1011	434,686	001-1014	20,503
001-1051	6,993,586	001-1061	1,563,802	001-1063	619,506	001-1064	25,096
001-1065	138,002	001-1101	2,221,966	001-1102	92,526	001-1103	112,229
001-1104	567,109	001-1105	220,176	001-1106	72,468	001-1107	44,114
001-1111	179,396	001-3041	2,786,640	001-3101	120,800	001-3102	26,950
001-3112	120,200	001-3201	305,354	001-3203	10,000	001-3211	42,900
001-6101	483,312	001-6111	1,082,628	001-6113	346,344	001-6121	53,500
001-8101	1,065,662	001-8111	733,862	001-9001	381,957	001-9002	364,032
001-9003	362,029	001-9006	11,821	001-9011	306,035	001-9021	534,392
001-9032	4,000	001-9034	63,650	001-9101	1,296,564	001-9102	390,311
001-9103	448,551	001-9104	2,000	001-9105	17,517	001-9106	3,500
001-9108	60,089	001-9109	5,495	001-9111	1,128,791	001-1040	666,913
002-1211	576,820	002-1238	123,123	002-1240	67,364	002-1402	25,750
002-1422	863,312	002-1430	300,058	002-1501	31,000	002-1621	326,000
002-3301	1,990,171	002-3302	200,000	002-8001	399,101	002-8002	75,490
002-8011	24,485	002-8013	23,305	002-8014	29,770	002-9202	1,100,000
003-0227	287,476	007-1061	113,923	008-1051	30,000	009-1051	160,000
110-4413	4,478,207	111-0031	201,579	111-1002	991,715	111-6011	94,631
111-6021	210,501	111-6115	39,000	111-6201	7,067	111-6321	271,280
111-8021	8,000	113-8112	220,000	114-8112	18,600	220-0200	735,000
220-0300	80,000	220-7002	15,500	220-7003	3,000	220-7011	935,230
220-7012	16,500	220-7013	14,000	220-7014	76,000	220-7015	65,000
220-7101	100,000	220-7102	100,000	220-7111	25,000	220-7112	3,560,174
220-7117	1,080,000	220-7118	89,000	220-7121	1,000	220-7131	210,000
220-7201	962,500	220-7211	457,000	220-7212	764,500	220-7213	85,000
220-7221	7,000	220-7222	15,000	220-7223	120,000	220-7231	5,000
220-7232	55,000	220-7233	120,000	221-0304	1,000,000	229-1211	169,472

231-0221	582,645	259-1211	5,000	261-6401	207,220	262-1201	257,130
266-6101	100,000	274-1101	134,000	278-1066	25,000	280-1006	1,064
283-1101	45,000	360-1061	88,278	360-1211	220,000	360-6011	35,000
360-6101	475,000	360-9011	37,078	360-9101	30,000	360-9102	160,000
360-9103	100,000	360-9104	3,000	360-9105	60,000	360-9106	24,000
360-9108	4,500	360-9109	300,000	360-9110	6,000	360-9111	225,000
448-0102	100,000	448-0104	371,740	448-0106	156,923	448-0109	375,000
448-0110	272,852	448-0112	15,920	448-0114	59,181	448-0116	31,385
448-0119	28,500	448-0120	28,922	667-6101	800,000	667-6102	3,500
667-6103	116,390						

Accordingly, until such time as a Service Area is identified as progressing to a spending level challenging its appropriation, a budget amendment per 331.435 will not be implemented,

However, should a Program Activity approach a spending level challenging its appropriation level, and the Service Area continues balanced, the Board of Supervisors will be requested to increase the Program's spending authority by resolving to permit such, and,

Additionally, the Board of Supervisors may be requested to decrease a Program's appropriation by 10% or \$5,000, whichever is greater, to appropriate a like amount to a Program Activity requesting same: 331.434 sub 6 will govern actions in this regard.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County on June 25th, 2019 and certified as follows:

Woodbury County Board of Supervisors

Ayes: _____

Nayes: _____

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the General Supplemental to the General Basic Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to fund the appropriations for the matching FICA, IPERS, Health Insurance, Life Insurance and LTD costs expended from the General Basic Fund.

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the General Supplemental Fund to the General Basic Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 6,666,384

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019 the vote being as follows:

Ayes:

Nays:

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Rural Basic Services Fund to the County Library Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move the taxes, levied on the township valuations, to the County Library Fund to pay the their share of the expenses of the County Library.

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Rural Basic Services Fund to the County Library Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 141,973.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes:

Nayes:

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Rural Basic Services Fund to the Secondary Roads Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move the taxes, levied on the township valuations, to the Secondary Roads Fund to pay their share of the expenses of the Secondary Roads Fund.

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Rural Basic Services Fund to the Secondary Roads Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 1,450,000.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes:

Nayes:

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Gaming Fund to the General Basic Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Gaming revenues to the General Basic Fund for property tax reductions,

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Gaming Fund to the General Basic Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 209,627.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes: _____

Nays: _____

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Local Option Sales Tax Fund to the Rural Basic Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Local Option Sales Tax Fund revenues to the Rural Basic Fund for the funding of the Economic/Community Development department,

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Local Option Sales Tax Fund to the Rural Basic Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 271,280.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes:

Nays:

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Local Option Sales Tax Fund to the Rural Basic Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Local Option Sales Tax revenues to the Rural Basic Fund for the funding of Soil Conservation,

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Local Option Sales Tax Fund to the Rural Basic Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 39,000.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019 the vote being as follows:

Ayes:

Nays:

**Resolution for Interfund Operating Transfers
Resolution #**

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Gaming Revenues Fund to the Sheriff's Training Center Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Gaming Revenues to the Sheriff's Training Center Fund to pay in part the lease/purchase for the new Center,

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Gaming Revenues Fund to the Sheriff's Training Center Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 74,344.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes:

Nayes:

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the General Basic Fund to the Emergency Paramedic Services Fund during the Fiscal Year 2019-20 budget, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move General Basic revenues to the Emergency Paramedic Services Fund to pay half of the new paramedics salaries and benefits.

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the General Basic Fund to the Emergency Paramedic Services Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 128,565.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes: _____

Nays: _____

Resolution for Interfund Operating Transfers
Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Rural Basic Fund to the Emergency Paramedic Services Fund during the Fiscal Year 2019-20 budget, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Rural Basic revenues to the Emergency Paramedic Services Fund to pay half of the new paramedics salaries and benefits.

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Rural Basic Fund to the Emergency Paramedic Services Fund for the fiscal year beginning July 1, 2019, shall not exceed the sum of \$ 128,565.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes: _____

Nays: _____

Resolution for Interfund Operating Transfers

Resolution #

Whereas, it is desired to authorize the Auditor to periodically transfer sums from the Tax Increment Fund to the Debt Service Fund during the Fiscal Year 2019-20 budget year, and

Whereas, said transfers must be in accordance with Section 331.432 Code of Iowa,

Whereas, the purpose of the transfers are to move Tax Increment Fund revenues to the Debt Service Fund to pay FY 2020 principal and interest for the 2017 Tax Increment G.O. .

Now, therefore be it resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

The total maximum transfers from the Tax Increment Fund to the Debt Service Fund for the fiscal year beginning July 1, 2018, shall not exceed the sum of \$ 390,138.

The Auditor is directed to correct his books when said operating transfers are made and to notify the Treasurer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Woodbury County Iowa, on June 25th, 2019, the vote being as follows:

Ayes: _____

Nayes: _____

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

Date: 6/20/2019 Weekly Agenda Date: 6/25/2019

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

WORDING FOR AGENDA ITEM:

Consider approval of a Federal-aid Swap project agreement for project number BRS-SWAP-6012 (601)--FF-97

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The City of Pierson and Woodbury County is receiving Federal-aid Swap for a bridge replacement project at 4th St. & D12 in Pierson. A federal aid agreement is presented for board approval.

BACKGROUND:

The board is required to sign a project agreement with the Iowa DOT for projects involving federal-aid swap bridge funds awarded through the Iowa DOT. The project will receive an 80% reimbursement up to \$1,000,000. The county will be providing approximately \$200,000 in farm to market fund match money.

FINANCIAL IMPACT:

Federal-aid Swap is providing 80% of the estimated project cost. The county is paying 20% of the estimate project cost from its farm to market fund.

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

- Yes
- No

RECOMMENDATION:

Recommend that the board approve the federal aid project agreement with the Iowa DOT and direct the chair to sign the agreement.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the federal aid project amendment for project BRS-SWAP-6012(601)--FF-97 and direct the chair to sign said agreement.

**IOWA DEPARTMENT OF TRANSPORTATION
AGREEMENT FOR CITY BRIDGE FEDERAL-AID SWAP FUNDING**

CITY: Pierson

PROJECT NO.: BRS-SWAP-6012(601)--FF-97

AGREEMENT NO.: 3-19-HBP-SWAP-14

This is an agreement between the City of Pierson, Iowa (hereinafter referred to as the CITY) and Woodbury County, Iowa (hereinafter referred to as the COUNTY) and the Iowa Department of Transportation (hereinafter referred to as the Department), for funding through the Federal-aid Swap City Highway Bridge Program (HBP) under 761 Iowa Administrative Code (IAC) Chapter 161. The CITY and COUNTY shall collectively be referred to as the Recipient).

The parties agree as follows:

1. The COUNTY shall be the lead local governmental agency for carrying out this agreement.
2. All notices required under this agreement shall be in writing to the Department and the Recipient's contact person. The Department's contact persons shall be the Local Systems Project Development Engineer, Christy VanBuskirk, and Western Region Local Systems Field Engineer, Brian J. Catus. The Recipient's contact person shall be the County Engineer.
3. The COUNTY shall be responsible for the development and completion of the following bridge project:
 - A. FHWA Structure Number: 354765
 - B. Location: 4th Street/County Route over Creek
 - C. Preliminary Estimated Total Eligible Costs: \$1,005,000
4. The eligible project construction limits shall include the bridge plus grading and paving to reach a "touchdown point" determined by the Department. Eligible project costs include construction costs. Non-construction costs incurred for engineering, inspection, and right-of-way, may be applied towards the local match for Construction. Certain activities necessary to comply with Federal or State environment or permit requirements, including studies and mitigation of the project's environmental impacts, are also eligible. Costs associated with permitting and studies may be applied towards the local match for Construction. With prior approval of the Department utility relocations, construction of items related to mitigation activities, and Railroad activities that are associated with work inside the eligible project construction limits, but performed outside of the Prime Contractor's contract may be reimbursed as construction costs.
5. Costs associated with work outside the eligible project construction limits, routine maintenance activities, operations, and monitoring expenses are not eligible. In addition, administrative costs, and fees or interest associated with bonds or loans are not eligible.
6. 80% of the eligible construction project costs incurred after the effective date of this agreement shall be paid from Federal-aid Swap funds up to a maximum of \$1,000,000. At no time will the reimbursed amount exceed \$1,000,000. Non-construction costs related to the development of the construction project may be applied toward the 20% match required for the Recipient. Non-construction costs are identified in paragraph 4. Eligible non-construction costs may be used to decrease the 20% local match for Construction. Any reduction in the 20% local match for Construction will be reimbursable after the Prime Contractor's retainage is paid and the local Construction contract is closed. The maximum amount paid to the Recipient will be the total actual construction cost after non-construction costs are applied to the 20% match or \$1,000,000 whichever is less. The Recipient shall pay 100% of the non-eligible project costs. Reimbursed costs will be limited to state funds that are made available to cities through the County and City Bridge Construction Funds outlined in 761 Iowa Administrative Code, Chapter 161
7. The COUNTY shall conduct project development and implementation in compliance with applicable laws, ordinances, and administrative rules. For projects which also include Farm-to-Market funds, the Recipient shall follow all administrative and contracting procedures required for Farm-to-Market projects.

June 2018

**IOWA DEPARTMENT OF TRANSPORTATION
Highway Administration**

By _____ Date _____, 20____

Brian J. Catus, P.E.
Local Systems Field Engineer
Western Region

EXHIBIT 1

General Agreement Provisions for use of Federal-aid Swap Funds on Non-primary Projects

Unless otherwise specified in this agreement, the Recipient shall be responsible for the following:

1. General Requirements.

- a. The Recipient shall take the necessary actions to comply with applicable State and Federal laws and regulations. To assist the Recipient, the Department has provided guidance in the Instructional Memorandums to Local Public Agencies (I.M.s), available on-line at: https://iowadot.gov/local_systems/publications/im/lpa_ims. The Recipient shall follow the applicable procedures and guidelines contained in the I.M.s in effect at the time project activities are conducted.
- b. In accordance with Iowa Code Chapter 216 and associated subsequent nondiscrimination laws and regulations, the Recipient shall not discriminate against any person on the basis of race, color, creed, age, sex, sexual orientation, gender identity, national origin, religion, pregnancy, or disability.
- c. The Recipient shall comply with the requirements of Title II of the Americans with Disabilities Act of 1990 (ADA), Section 504 of the Rehabilitation Act of 1973 (Section 504), the associated Code of Federal Regulations (CFR) that implement these laws, and the guidance provided in I.M. 1.080, ADA Requirements. When pedestrian facilities are constructed, reconstructed, or altered, the Recipient shall make such facilities compliant with the ADA and Section 504.
- d. The Recipient agrees to indemnify, defend, and hold the Department harmless from any action or liability arising out of the design, construction, maintenance, placement of traffic control devices, inspection, or use of this project. This agreement to indemnify, defend, and hold harmless applies to all aspects of the Department's application review and acceptance process, plan and construction reviews, and funding participation.
- e. Termination of funds. Notwithstanding anything in this agreement to the contrary, and subject to the limitations set forth below, the Department shall have the right to terminate this agreement without penalty and without any advance notice as a result of any of the following: 1) The Federal government, legislature or governor fail in the sole opinion of the Department to appropriate funds sufficient to allow the Department to either meet its obligations under this agreement or to operate as required and to fulfill its obligations under this agreement; or 2) If funds are de-appropriated, reduced, not allocated, or receipt of funds is delayed, or if any funds or revenues needed by the Department to make any payment hereunder are insufficient or unavailable for any other reason as determined by the Department in its sole discretion; or 3) If the Department's authorization to conduct its business or engage in activities or operations related to the subject matter of this agreement is withdrawn or materially altered or modified. The Department shall provide the Recipient with written notice of termination pursuant to this section.

2. Programming

- a. The Recipient shall be responsible for including the project in the appropriate Regional Planning Affiliation (RPA) or Metropolitan Planning Organization (MPO) Transportation Improvement Program (TIP). The Recipient shall also ensure that the appropriate RPA or MPO, through their TIP submittal to the Department, includes the project in the Statewide Transportation Improvement Program (STIP). If the project is not included in the appropriate fiscal year of the STIP, funds cannot be obligated.
- b. Before beginning any work for which funding reimbursement will be requested, the Recipient shall submit a written request for acceptance to the Department. The Department will notify the Recipient when acceptance is granted. The cost of work performed prior to acceptance will not be reimbursed. The turning in of plans for letting by the Department's administering bureau shall be considered acceptance for construction. The Department will notify the Recipient when acceptance is granted.

3. Design and Consultant Services

- a. The Recipient shall be responsible for the design of the project, including all necessary plans, specifications, and estimates (PS&E). The project shall be designed in accordance with the design guidelines provided or referenced by the Department in the Guide and applicable I.M.s.

4. Environmental Requirements and other Agreements or Permits.

- a. The Recipient shall obtain project permits and approvals, when necessary, from the Iowa Department of Cultural Affairs (State Historical Society of Iowa; State Historic Preservation Officer), Iowa Department of Natural Resources, U.S. Coast Guard, U.S. Army Corps of Engineers, the Department, or other agencies as required. The Recipient shall follow the applicable procedures in the Instructional Memorandums to Local Public Agencies Table of Contents, Chapter 4 – Environmental Regulations.

5. Right-of-Way, Railroads, and Utilities.

- a. The Recipient shall acquire the project right-of-way, whether by lease, easement, or fee title, and shall provide relocation assistance benefits and payments in accordance with the procedures set forth in I.M. 3.600, Right-of-Way Acquisition, and the Department's Right of Way Bureau Local Public Agency Manual. The Recipient shall contact the Department for assistance, as necessary, to ensure compliance with the required procedures.
- b. If a railroad crossing or railroad tracks are within or adjacent to the project limits, the Recipient shall obtain agreements, easements, or permits as needed from the railroad. The Recipient shall follow the procedures in I.M. 3.670, Work on Railroad Right-of-Way.
- c. The Recipient shall obtain agreements from utility companies as needed. The Recipient shall comply with the "Policy for Accommodating Utilities on the County and City a Non-Primary Federal-aid Road System" for projects on non-primary Federal-aid highways. For projects connecting to or involving some work inside the right-of-way for a primary highway, the Recipient shall follow the Department's "Policy for Accommodating and Adjustment of Utilities on the Primary Road System" The Recipient should also use the procedures outlined in I.M. 3.640, Utility Accommodation and Coordination, as a guide to coordinating with utilities.

6. Contract Procurement.

- a. The following provisions apply only to projects involving physical construction or improvements to transportation facilities:
- b. The project plans, specifications, and cost estimate (PS&E) shall be prepared and certified by a professional engineer or architect, as applicable, licensed in the State of Iowa.
- c. The Recipient shall be responsible for the following:
 - i. Prepare and submit the PS&E and other contract documents to the Department for review and acceptance in accordance with I.M. 3.700, Check and Final Plans and I.M. 3.500, Bridge or Culvert Plans, as applicable.
 - ii. The contract documents shall use the Department's Standard Specifications for Highway and Bridge Construction. Prior to their use in the PS&E, specifications developed by the Recipient for individual construction items shall be approved by the Department.
 - iii. Follow the procedures in I.M. 5.030, Iowa DOT Letting Process, to analyze the bids received; make a decision to either award a contract to the lowest responsive bidder or reject all bids; and if a contract is awarded, execute the contract documents and return to Department.

Note: The Department may not be able to allow a project to be let in the scheduled letting due to possible issues with cash flow availability.

- d. The Recipient shall forward a completed Project Development Certification (Form 730002) to the Department in accordance with I.M. 5.050, Project Development Certification Instructions. The project will not be turned in for bid letting until the Department has reviewed and accepted the Project Development Certification.
- e. If the Recipient is a city, the Recipient shall comply with the public hearing requirements of the Iowa Code section 26.12.
- f. The Recipient shall not provide the contractor with notice to proceed until after receiving written notice that the Department has concurred in the contract award.

7. Construction.

- a. The Recipient shall follow the procedures in I.M. 6.000, Construction Inspection, and the Department's Construction Manual, as applicable, for conducting construction inspection activities. The Recipient's engineer shall at all times be responsible for inspection of the project.
- b. A full-time employee of the Recipient shall serve as the person in responsible charge of the project. For cities that do not have any full time employees, the mayor or city clerk will serve as the person in responsible charge, with assistance from the Department.
- c. Traffic control devices, signing, or pavement markings installed within the limits of this project shall conform to the "Manual on Uniform Traffic Control Devices for Streets and Highways" per 761 IAC Chapter 130. Proper protective measures and devices such as fences, barricades, signs, flood lighting, and warning lights as needed.
- d. The project shall be constructed under the Department's Standard Specifications for Highway and Bridge Construction and the Recipient shall comply with the procedures and responsibilities for materials testing according to the Department's Materials I.M.s. Available on-line at: <https://www.iowadot.gov/erl/index.html>.
- e. If the Department provides any materials testing services to the Recipient, the Department will bill the Recipient for such testing services according to its normal policy as per Materials I.M. 103.

8. Reimbursements.

- a. The Recipient will be initially responsible for all project costs. After costs have been incurred, the Recipient shall submit to the Department periodic itemized claims for reimbursement for eligible project costs. Requests for reimbursement shall be made at least semi-annually but not more than bi-weekly.
- b. To ensure proper accounting of costs, reimbursement requests for costs incurred prior to June 30 shall be submitted to the Department by August 1, if possible, but no later than August 15.
- c. Reimbursement claims shall include a certification that all eligible project costs, for which reimbursement is requested, have been reviewed by an official or governing board of the Recipient, are reasonable and proper, have been paid in full, and were completed in substantial compliance with the terms of this agreement.
- d. The Department will reimburse the Recipient for properly documented and certified claims for eligible project costs. The Department may withhold up to 5% of the total funds available for the project. Reimbursement will be made either by State warrant or by crediting other accounts from which payment was initially made. If, upon final review or audit selected by the Administering Bureau, the Department determines the Recipient has been overpaid, the Recipient shall reimburse the overpaid amount to the Department. After the final review is complete and after the Recipient has provided all required paperwork, the Department will release the funds withheld.
- e. The total funds collected by the Recipient for this project shall not exceed the total project costs. The total funds collected shall include any funds received; for example, Federal funds not received through FHWA, any special assessments made by the Recipient (exclusive of any associated interest or penalties) pursuant to Iowa Code Chapter 384 (cities) or Chapter 311 (counties), proceeds from the sale of excess right-of-way, and any other revenues generated by the project. The total project costs shall include all costs that can be directly attributed to the project. In the event that the total funds collected by the Recipient do exceed the total project costs, the Recipient shall either:
 - i. in the case of special assessments, refund to the assessed property owners the excess special assessments collected (including interest and penalties associated with the amount of the excess), or
 - ii. refund to the Department all funds collected in excess of the total project costs (including interest and penalties associated with the amount of the excess) within 60 days of the receipt of any excess funds.

9. Project Close-out.

- a. Acceptance of the completed construction shall be with the concurrence of the Department. Within 30 days of completion of construction or other activities authorized by this agreement, the Recipient shall provide written notification to the Department. The Recipient shall follow and request a final review, in accordance with the procedures in I.M. 6.110, Final Review, Audit, and Close-out Procedures for Federal-aid, Federal-aid Swap, and Farm-to-Market Projects. Failure to comply with the procedures may result in loss of funds and the ability to let future projects through the Department; reimbursed funds shall be returned and a possible suspension may be placed on the Recipient from receiving funds from the Department on future projects until the Recipient has demonstrated responsible management of funds on roadway projects.
- b. For construction projects, the Recipient shall provide a certification by a professional engineer, architect, or landscape architect as applicable, licensed in the State of Iowa, indicating the construction was completed in substantial compliance with the project plans and specifications.
- c. Final reimbursement of funds shall be made only after the Department accepts the project as complete.
- d. The Recipient shall maintain all books, documents, papers, accounting records, reports, and other evidence pertaining to costs incurred for the project. The Recipient shall also make this documentation available at all reasonable times for review by the Department. Copies of this documentation shall be furnished by the Recipient if requested. Such documentation shall be retained for at least 3 years from the date of the Department's signature of the Department's Final Payment Form (Form 830436) or the bottom part of the Certificate of Completion and Final Acceptance of Agreement Work (Form 640003).

The Recipient shall maintain, or cause to be maintained, the completed improvement in a manner acceptable to the Department.

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

Date: 6/20/2019 Weekly Agenda Date: 6/25/2019

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

WORDING FOR AGENDA ITEM:

Consider approval of a city/county agreement for project number BRS-SWAP-6012(601)--FF-97

ACTION REQUIRED:

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

EXECUTIVE SUMMARY:

The City of Pierson and Woodbury County is receiving Federal-aid Swap for a bridge replacement project at 4th St. & D12 in Pierson. A city/county agreement is presented for board approval.

BACKGROUND:

The agreement allows the county to administer and become the contracting authority for the Federal-aid Swap bridge funds awarded through the Iowa DOT to the City of Pierson. The project will receive an 80% reimbursement up to \$1,000,000. The county will be providing approximately \$200,000 in the Farm to Market Fund match money.

FINANCIAL IMPACT:

Federal-aid Swap is providing 80% of the estimated project cost. The county is paying 20% of the estimate project cost from its Farm to Market Fund

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

Yes No

RECOMMENDATION:

Recommend that the board approve the agreement with the City of Pierson and direct the chair to sign the agreement.

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the city/county project agreement for project BRS-SWAP-6012(601)--FF-97 and direct the chair to sign said agreement.

2018-18

AGREEMENT BETWEEN WOODBURY COUNTY AND THE CITY OF
PIERSON, IOWA

This Agreement is entered into on this _____ day of _____, 2019 by and between Woodbury County, Iowa, hereafter referred to as "County", and the City of Pierson, Iowa, hereafter referred to as "City", pursuant to Section 331.429(2) of the Code of Iowa.

The parties to this Agreement hereby agree as follows:

1. Woodbury County is preparing plans for a project to replace a corporate line bridge, designated as project number BRS-SWAP-6012(601)--FF-97, for the 4th Street/County Route D12 bridge over an unnamed creek, designated with FHWA Structure No. 354765 and hereafter referred to as the "Project".
2. The County will be the administrating and contracting authority for this Project. All rights of the County under the construction contract within the corporate limits of the City shall inure to the benefit of the City as if it was also the contracting authority, except for any penalty that may be assessed the Contractor due to late performance of the contract work.
3. The Office of the Woodbury County Engineer shall be responsible for all office and field engineering services in connection with Project. The Project shall be constructed in accordance with the standards of the Iowa Department of Transportation and in compliance with Iowa DOT funding agreements. The County shall inspect the project for compliance of said standards and requirements.
4. The City, to the extent required by law, agrees to indemnify the County, its officials and employees for any resulting damages related to the project which are caused by the City that are assessed against the County or its officials and employees, and for any resulting costs associated with the damages related to the project which are caused by the City which the county or any of its officials or employees become liable to pay third parties, other than the amount due the Contractor under the construction contract. The County, to the extent required by law, agrees to indemnify the City, its officials and employees for any resulting damages related to the project which are caused by the County that are assessed against the City or its officials and employees, and for any resulting costs associated with the damages related to the project which the City or any of its officials or employees become liable to pay third parties.
5. The County shall be responsible for procuring all permits and approvals that are necessary to construct this project.
6. The County shall be responsible for signing within the limits of this Project and shall properly place all necessary advance warning and detour signs.
7. At the time that construction of the Project is completed and upon written notice of completion by the County, the City shall conduct its own inspection and report any perceived problems to the Woodbury County Engineer within ten (10) days of receiving

notice. The City waives any and all claims of problems to the project not provided to the County Engineer thereafter.

8. Upon final acceptance of the Project, continuing maintenance on the road within the corporate limits will be in compliance with the 2004 Chapter 28E agreement signed by the city and county.
9. The City of Pierson will not be asked to any make financial contribution to the cost of the bridge replacement project. The County shall pay the 20% local match for the project and all costs exceeding the \$1,000,000 in city bridge funds for the project from its Farm to Market funds for bridge replacement and costs associated with the bridge replacement project. The bridge replacement project is deemed to be the work and cost of said work to replace the bridge and replace bridge approaches and pavement up to the bridge necessary to connect the bridge to the existing roadway. The county will not be responsible for the cost of any sidewalks, trails, utility extension or other requested work beyond that work which is necessary to maintain a stream crossing on county route D12/4th Street.
10. The terms of this agreement shall be in perpetuity or until such time as the project is complete, accepted by the county board of supervisors and approved by Iowa DOT and all obligations contained in this Agreement are fully complied with.

11. The Agreement may be amended from time to time by written agreement of both parties.

WOODBURY COUNTY

Keith Radig, Chairperson, Board of Supervisors

Date

I hereby certify that the above and foregoing agreement was duly and legally passed by the Board of Supervisors of Woodbury County, Iowa, and properly included in the minutes of the meeting on the _____ day of _____, 2019

Patrick Gill, County Auditor

Date

CITY OF PIERSON

Doyle Struve

Mayor, City of Pierson

6/17/19

Date

I, Jeanette Beekman, certify that I am the Clerk of the CITY, and that Doyle Struve Who signed said Agreement for and on behalf of the CITY was authorized to execute the same by virtue of a formal Resolution passed and adopted by the CITY, on the 17 day of June, 2019.

Jeanette Beekman

City Clerk of Pierson

6/17/19

Date

JUNE 18, 2019 — MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS AS TRUSTEES FOR THE WOLF CREEK DRAINAGE DISTRICT IN WOODBURY COUNTY

The Board of Supervisors met on Tuesday, June 18, 2019 as Trustees for Wolf Creek Drainage District in Woodbury County. Board members present were De Witt, Radig, Pottebaum, and Ung; Taylor was absent. Staff members present were Karen James, Board Administrative Assistant, Patrick Jennings, County Attorney, Mark Nahra, County Engineer's Office, Dennis Butler, Finance/Operations Controller and Patrick Gill, Auditor/Clerk to the Board.

The Chair called to order a Wolf Creek Drainage District Trustee meeting.

A public hearing was held at 4:45 p.m. to receive comments and consider approval of the Commissioner's report for reclassification of the Wolf Creek Drainage District. The Chairperson called on anyone wishing to be heard.

Brian Blomme, presented a Commissioner's report on the reclassification of the Wolf Creek Drainage District.

A written objection filed by Timothy Dahms was presented.

Timothy Dahms and Doug Wiggs addressed the Board.

Motion by Radig second by Ung to close the public hearing. Carried 4-0.

Motion by Radig second by Ung to deny the written objection from Timothy Dahms. Carried 3-1, De Witt opposed.

Motion by Radig second by Pottebaum to approve the Commissioner's report for reclassification of the Wolf Creek Drainage District. Carried 4-0.

The Wolf Creek Drainage District meeting was adjourned.