



NOTICE OF MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS
(OCTOBER 19 2021) (WEEK 42 OF 2021)

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

Agenda and Minutes available at:
www.woodburycountyiowa.gov

Live telephonic access at: 712-224-6014

Rocky L. DeWitt 253-0421 rdewitt@woodburycountyiowa.gov
Keith W. Radig 560-6542 kradig@woodburycountyiowa.gov
Mark A. Monson 204-1015 mmonson@woodburycountyiowa.gov
Matthew A. Ung 490-7852 matthewung@woodburycountyiowa.gov
Justin Wright 899-9044 jwright@woodburycountyiowa.gov

You are hereby notified a meeting of the Woodbury County Board of Supervisors will be held October 19, 2021 at 4:30 p.m. in the Basement of the Courthouse, 620 Douglas Street, Sioux City, Iowa for the purpose of taking official action on the agenda items shown hereinafter and for such other business that may properly come before the Board.

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

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

AGENDA

- 4:00 p.m. 1. Closed Session {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 8 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 October 12, 2021 meeting
5. Approval of claims
6. County Auditor - Patrick Gill
a. Receive County Recorder's Report of Fees Collected
b. Approval of agreement for electronic provision of Woodbury County Recorder's office public record images

7. Receive Commission of Veteran Affairs Quarterly Report
8. Human Resources – Melissa Thomas
 - a. Approval of Memorandum of Personnel Transactions
 - b. Authorization to Initiate Hiring Process

End Consent Agenda

- | | | |
|-------------------|--|-------------|
| 4:35 p.m. | 9. Board Administration – Heather Satterwhite | |
| (Set time) | Public hearing and sale of property parcel #894721355021 (1619 Pierce Street) | Action |
| | 10. Rolling Hills Community Services Region – Dawn Mentzer
Rolling Hills Regional Update | Information |
| | 11. Secondary Roads – Mark Nahra | |
| | a. Approve the contract for overburden removal in the Little Sioux Park gravel pit with Leroy and Sons, Inc. for \$85,600 | Action |
| | b. Approve the contract for gravel production with Bedrock Gravel for \$469,000 | Action |
| | 12. County Sheriff – Chad Sheehan
Approve the reclassification of three AFSCME Senior Clerks to Clerk III within the Sheriff’s Office | Action |
| | 13. Reports on Committee Meetings | Information |
| | 14. Citizen Concerns | Information |
| | 15. Board Concerns | Information |

ADJOURNMENT

Subject to Additions/Deletions

CALENDAR OF EVENTS

WED., OCT. 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.
THU., OCT. 21	4:30 p.m.	Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
MON., OCT. 25	6:00 p.m.	Zoning Commission Meeting, First Floor Boardroom
TUE., OCT. 26	2:00 p.m.	Decat Board Meeting, Western Hills AEA, Room F
WED., OCT. 27	2:30 p.m.	Rolling Hills Community Services Region Governance Board Meeting
THU., OCT. 28	11:00 a.m.	Siouxland Regional Transit Systems (SRTS) Board Meeting, SIMPCO Office, 1122 Pierce
MON., NOV. 1	6:00 p.m.	Board of Adjustment meeting, First Floor Boardroom
WED., NOV. 3	9:00 a.m.	Loess Hills Alliance Protection Meeting, Pisgah, Iowa
	10:30 a.m.	Loess Hills Alliance Stewardship Meeting
	1:00 p.m.	Loess Hills Alliance Executive Meeting
	3:45 p.m.	Veteran Affairs Meeting, Veteran Affairs Office, 1211 Tri-View Ave.
THU., NOV. 4	10:00 a.m.	COAD Meeting, The Security Institute
WED., NOV. 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
	12:00 p.m.	District Board of Health Meeting, 1014 Nebraska St.
	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
THU., NOV. 11	12:00 p.m.	SIMPCO Board of Directors, 1122 Pierce St.
	4:00 p.m.	Conservation Board Meeting, Dorothy Pecaut Nature Center, Stone Park
WED., NOV. 17	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.
THU., NOV. 18	4:30 p.m.	Community Action Agency of Siouxland Board Meeting, 2700 Leech Avenue
FRI., NOV. 19	12:00 p.m.	Siouxland Human Investment Partnership Board Meeting Northwest AEA, Room G

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

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

OCTOBER 12, 2021, FORTY-FIRST MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, October 12, 2021 at 4:30 p.m. Board members present were Monson, Ung (phone), De Witt and Radig; Wright was absent. Staff members present were Karen James, Board Administrative Coordinator, 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 Radig second by Monson to approve the agenda for October 12, 2021. Carried 4-0. Copy filed.

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

3. To approve minutes of the October 05, 2021 meeting. Copy filed.
4. To approve the claims totaling \$2,831,205.52. Copy filed.
- 5a. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Tavain Hatfield, VIN #GE10233281, 1975 New Moon.

WOODBURY COUNTY, IOWA
RESOLUTION #13,350
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Tavain Hatfield is the titleholder of a mobile home VIN #GE10233281 located in Woodbury County, Iowa and legally described as follows:

VIN #GE10233281 1975 New Moon

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

WHEREAS, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above mobile home according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5b. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Paul & Vicki Pollard, VIN #0507746403AB, 1980 Champion.

WOODBURY COUNTY, IOWA
RESOLUTION # 13,351
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Paul & Vicki Pollard is the titleholder of a mobile home VIN #0500746403AB, located in Woodbury County, Iowa and legally described as follows:

VIN #0500746403AB 1980 Champion

WHEREAS, the above-stated mobile homes has taxes payable including special assessments and the mobile homes are owned by Paul & Vicki Pollard.

WHEREAS, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above mobile home according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5c. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Keith Ryan, VIN #39A20955S, 1993 Colt.

WOODBURY COUNTY, IOWA
RESOLUTION #13,352
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Keith Ryan is the titleholder of a mobile home VIN #39A20955S located in Woodbury County, Iowa and legally described as follows:

VIN #39A20955S 1993 Colt

WHEREAS, the above-stated mobile homes has taxes payable including special assessments and the mobile homes are owned by Keith Ryan.

WHEREAS, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above parcel according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5d. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Marco Diaz Lopez, VIN #27154, 1969 Trl Enterprises.

WOODBURY COUNTY, IOWA
RESOLUTION #**13,353**
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS Marco Diaz Lopez is the titleholder of a mobile home VIN #27154 located in Woodbury County, Iowa and legally described as follows:

VIN #27154 1969 Trl Enterprises

WHEREAS, the above-stated property has taxes payable including special assessments and the property is owned by Marco Diaz Lopez.

WHEREAS, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above parcel according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5e. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Lidia Angel, VIN #AP11378, 1978 Artcraft.

WOODBURY COUNTY, IOWA
RESOLUTION #13,354
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Lidia Angel is the titleholder of a mobile home VIN #AP11378 located in Woodbury County, Iowa and legally described as follows:

VIN #AP11378 1978 Artcraft

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

WHEREAS, these taxes are uncollectable or impractical to pursue collection through personal judgment or tax sale.

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes and;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above parcel according to Code of Iowa, 445.16 for the taxes owed and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO, RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5f. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for City of Sioux City, Parcel #894813429011.

WOODBURY COUNTY, IOWA
RESOLUTION #13,355
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, the City of Sioux City is the titleholder of real estate parcel #894813429011 and located in Woodbury County, Iowa and legally described as follows:

Parcel #894813429011

LL-SC COMM 89-48 W ½ VAC CLEVELAND ST; N ½ VAC W 31ST ST; INTERSECTION OF W ½ VAC CLEVELAND ST & N ½ W 31ST ST; INTERSECTION OF W ½ VAC FOX ST & N ½ VAC W 31ST ST; AND INTERSECTION W ½ VAC CLEVELAND ST AND VAC W 30TH ST

WHEREAS, the above-stated property has an unpaid balance of taxes owing, and the parcels are owned by a political subdivision of the state; and

WHEREAS, the City of Sioux City requests the Board of Supervisors abate the balance of \$22.00, tax representing that part of the taxes after which the City of Sioux City was in sole possession; and

WHEREAS, the political subdivision, namely the City of Sioux City is failing to immediately pay the taxes due; and

WHEREAS, the Board of Supervisors sees that good cause exists for the abatement of these taxes;

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the balance of \$22.00 of the taxes owing on the above parcel according to Code of Iowa, 445.63 for the taxes owed for the 2021-2022 tax year and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 12th day of October, 2021.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6. To receive the Juvenile Detention’s September population report. Copy filed.
- 7. To receive the Auditor’s Quarterly report for July 1, 2021 thru September 30, 2021. Copy filed.

Carried 4-0.

- 8. Barbara Sloniker, Siouxland Chamber about the Sioux City Regional Convention and Visitor Bureau introduced Kristi Franz, new Executive Director of the Sioux City Regional Convention and Visitor Bureau.

- 9a. A public hearing was held at 4:40 p.m. for Zoning District Map Amendment to rezone GIS parcel #894634300004, owned by Flewelling Farms, LC, to Agricultural Estates. The Chairperson called to anyone wishing to be heard.

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

- 9b. Motion by Monson second by Radig to conduct the second reading and waive the third reading of the ordinance for zoning district map amendment and adopt as proposed Ordinance #59. Carried 4-0. Copy filed.

- 10a. A public hearing was held at 4:45 p.m. to approve the establishment of a Level B Road System. The Chairperson called on anyone wishing to be heard.

Motion by Radig second by Monson to close the public hearing. Carried 4-0. Copy filed.

Motion by Radig second by Monson to approve the establishment of a Level B Road System. Carried 4-0. Copy filed.

- 10b. Motion by De Witt second by Monson to approve the plans for the Oak Ridge Park Project. Carried 4-0. Copy filed.

- 10c. Motion by Monson second by De Witt to approve Uretek for \$82,000.00 for culvert repair. Carried 4-0. Copy filed.

- 10d. Bid letting was held for gravel production. The bids are as follows:

Bedrock Gravel	\$469,000.00
Hallett Materials	\$648,000.00

Motion by Radig second by De Witt to receive the bids and return them to the County Engineer for recommendation. Carried 4-0. Copy filed.

- 10e. Motion by Radig second by Monson to award the bid for gravel production to Bedrock Gravel for \$469,000.00. Carried 4-0. Copy filed.
11. The Board heard reports on committee meetings.
12. There were no citizen concerns.
13. Board concerns were heard.

The Board adjourned the regular meeting until October 19, 2021.

Meeting sign in sheet. Copy filed.

COUNTY RECORDER'S REPORT OF FEES COLLECTED
(See Chapter 342, Code)

State of IOWA) SS:
County of WOODBURY)

To the Board of Supervisors of WOODBURY County:

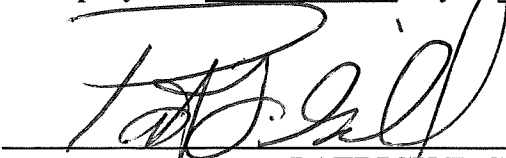
I, DIANE SWOBODA PETERSON, Real Estate/Recorder Deputy of the above-named County and State, do hereby certify that the following is a true and correct statement of the fees collected by me in my office for the period of 7/01/2021 through 9/30/2021 and the same has been paid to the County Treasurer.

	Fees Collected
R.E. Transfer Tax State-Monthly	63,160.76
County Share R.E. Transfer Tax—Quarterly	42,282.23
Recording of Instruments—Quarterly	104,980.00
Auditor's Transfer Fee—Quarterly	6,755.00
Records Management Fees—Quarterly	4,493.00
Elec Tran Fee State Untransferred (Quarterly)	4,493.00
Copy Money-Quarterly	560.00
Vitals Stats State-Monthly	10,243.00
Vitals Stats County-Quarterly	10,336.00
Accts. Receivable Payment-Quarterly	2,598.00
Transfer to Checking Account	0
Previous Qtr. Acct. Receivable Balance	(4,223.00)
Bad Check Adjustment—Quarterly	0
Recorder Over/Short—Quarterly	54.00
Vitals Over/Short—Quarterly	2.00
Refunds--Quarterly	46.00
Adjustment—Quarterly	(32.99)
Total	245,747.00

All of which is respectfully submitted.


DIANE SWOBODA PETERSON Real Estate/Recorder Deputy

Subscribed and sworn to before me by DIANE SWOBODA PETERSON, Woodbury County Real Estate/Recorder Deputy this 8 day of October, 2021.


PATRICK F. GILL County Auditor

Agreement for Electronic Provision of Woodbury County Recorder's Office Public Record Images

THIS AGREEMENT ("Agreement"), effective as of the date the last Party signs this Agreement (the "Effective Date"), is made and entered into by and between Record Information Services, Inc., having its principal offices at 2 South 101 Harter Road, Kaneville, IL 60144 ("RIS"), and Woodbury County, Iowa, a political subdivision of the State of Iowa having its principal offices at 620 Douglas St., Sioux City, IA 51101 ("County"). RIS and County are each individually referred to herein as a "Party" and jointly as the "Parties."

1. RECITALS:

1.1 County's recorded documents are stored in a digitized image format in County's electronic document management system. Certain recorded documents are public records under Iowa's Open Records law.

1.2 RIS desires to obtain the digitized images on an ongoing basis and also possibly obtain certain historical digitized image files.

1.3 RIS desires to obtain and County desires to provide the Services, as described herein, to RIS in accordance with the terms and conditions of this Agreement.

NOW, THEREFORE, the Parties hereto do hereby mutually promise, covenant and agree as follows:

2. SERVICES.

County shall provide electronic access to RIS to County's recorded digitized images subject to the terms and conditions of this Agreement. County shall have the sole discretion to determine the frequency, method, manner and location of the performance of its Services under this Agreement. County may, at its convenience and sole discretion, suspend or terminate electronic access to the digitized images. RIS' use of digitized images obtained under this Agreement shall comply with applicable state and federal law.

3. COMPENSATION.

Access to images on an ongoing basis in a format determined by County shall be provided at no charge to RIS. However, RIS shall pay the reasonable actual costs for:

- 1.) Provision of historical digitized images;
- 2.) Data in a specific format requested by RIS.

No fees shall be incurred under this Agreement without prior authorization from RIS. RIS shall prepay any fees due under this Agreement prior to County performing the Services.

4. PERSONALLY IDENTIFIABLE INFORMATION.

Pursuant to Iowa Code Section 331.606A, "personally identifiable information" means one or more of the following specific unique identifiers when combined with an individual's name: (1) social security number. (2) Checking, savings, or share account number, credit, debit, or charge card number. Digitized images provided under this agreement have been redacted through a system created by the Iowa County Recorders Association. However, no redaction system has been shown to be completely accurate. Any personally identifiable information which may be found on a digitized image is confidential. If RIS discovers any personally identifiable information in an image provided under this agreement, RIS shall immediately notify the Woodbury County Recorder's Office so that the information can be restricted or redacted. Additionally, RIS is expressly prohibited from distributing, sharing, or publicizing any personally identifiable information which may be found.

5. DISCLAIMER OF WARRANTY:

RIS AGREES THAT WOODBURY COUNTY HAS MADE NO EXPRESS WARRANTIES, ORAL OR WRITTEN, TO RIS REGARDING THE PRODUCTS AND DATA AND THAT THE PRODUCTS AND DATA ARE BEING PROVIDED TO RIS "AS IS" WITHOUT WARRANTY OF ANY KIND. WOODBURY COUNTY DISCLAIMS ANY AND ALL OTHER WARRANTIES, WHETHER EXPRESSED, IMPLIED, OR STATUTORY, INCLUDING, BUT WITHOUT LIMITATION, THE IMPLIED WARRANTIES OF NONINFRINGEMENT OF THIRD PARTY RIGHTS, MERCHANTABILITY, SECURITY, AND FITNESS FOR A PARTICULAR PURPOSE.

6. INDEMNITY AND LIMITATION OF LIABILITY:

6.1 INDEMNITY

RIS agrees to indemnify, defend and hold Woodbury County, Iowa and its officials, employees, contractors, suppliers, and agents harmless from any and all claims and/or demands, including reasonable attorneys' fees, made by any third party in connection with or arising out of (a) any use or misuse by RIS (or anyone using your account) of the Services or data; (b) any act or omission to act by RIS related to this Agreement; or (c) harm of any kind caused to any third party in any way involving the Agreement.

6.2 LIMITATION OF LIABILITY

RIS assumes the entire risk of using the services provided. IN NO EVENT SHALL WOODBURY COUNTY BE LIABLE TO RIS FOR ANY DAMAGES, INCLUDING ANY LOST PROFITS, LOST SAVINGS, OR OTHER INCIDENTAL, INDIRECT OR CONSEQUENTIAL DAMAGES OF ANY KIND ARISING OUT OF THE USE OF THE SERVICE OR DATA, EVEN IF WOODBURY COUNTY HAS BEEN ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. IN NO EVENT WILL WOODBURY COUNTY'S LIABILITY FOR ANY CLAIM, WHETHER IN CONTRACT, TORT, OR ANY OTHER THEORY OF LIABILITY, EXCEED THE FEE PAID BY RIS, PROVIDED, HOWEVER, IF THE RELEVANT PRODUCT WAS PROVIDED TO RIS AT NO CHARGE RIS AGREES WOODBURY COUNTY SHALL NOT BE LIABLE TO RIS FOR ANY DAMAGES.

7. TERM AND TERMINATION:

This Agreement shall continue in full force and effect until terminated as provided in this section. Either party may terminate this agreement as follows:

7.1 Upon failure or neglect of RIS to pay any undisputed amounts payable pursuant to this Agreement when due, if default continues for thirty (30) days after written notice to RIS;

7.2 Upon the failure of either Party to perform any of its obligations under this Agreement if continuing for ten (10) days after written notice to such breaching Party;

7.3 For the convenience of either Party upon thirty (30) days written notice.

If either Party shall breach the terms of this Agreement, the other Party shall reasonably and in good faith attempt to reduce and mitigate damages and injuries. County shall be paid for all work completed prior to termination of this Agreement. The payment, indemnity, and disclaimer of warranty provisions of this Agreement shall survive termination of the Agreement.

8. MISCELLANEOUS:

8.1 SOFTWARE TERMS OF USE AND ELECTRONIC ACCESS

RIS agrees to be bound by the applicable Terms of Use of any software used to provide electronic access to the digitized images. The computer system is for authorized use only. Users have no explicit or implicit expectation of privacy. Any or all uses of this system and all data on this system may be monitored, recorded, or audited and disclosed to authorized personnel and authorized officials of other agencies.

By using this system, the user consents to such disclosure at the discretion of authorized personnel. Unauthorized or improper use of this system may result in termination of the contract, and civil and criminal penalties.

8.2 SEVERABILITY

In the event of invalidity of any provision of this Agreement, the Parties agree that such invalidity shall not affect the validity of the remaining portions of this Agreement.

8.3 GOVERNING LAW

This Agreement will be governed by Iowa law, without regard to choice of law principles. Venue for litigation shall be in Woodbury County, Iowa.

8.4 ENTIRE AGREEMENT

This is the entire agreement between RIS and Woodbury County, which supersedes any prior agreement, whether written or oral, and all other communications between Woodbury County and RIS relating to the subject matter of this Agreement.

Nothing expressed or implied in this Agreement is intended, or shall be construed, to confer upon or give any person or entity other than RIS and Woodbury County any rights or remedies under or by reason of this Agreement. RIS may not assign this Agreement without the prior written consent of Woodbury County. This Agreement shall be binding on RIS and your affiliates, employees, agents and permitted assigns.

8.5 RESERVATION OF RIGHTS

All rights not expressly granted in this Agreement are reserved by Woodbury County.

8.6 AUTHORITY AND APPROVAL

Each Party has full power and authority to enter into and perform this Agreement and the person signing this Agreement on behalf of each had been properly authorized and empowered to enter into this Agreement. Each Party further acknowledges that it has read this Agreement and agrees to be bound by it.

IN WITNESS WHEREOF, the Parties have executed this Agreement on the date set forth below.

WOODBURY COUNTY, IOWA

By: _____

Print Name: _____

Title: _____

Date: _____

WOODBURY COUNTY AUDITOR/RECORDER

By: *[Signature]*

Print Name: Auditor/Recorder

Title: Patrick F. Gill

Date: 10-9-21

RECORD INFORMATION SERVICES, INC.

By: *[Signature]*

Print Name: Jeffrey A. Metcalf

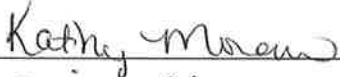
Title: President/CEO


Date: 10/04/21

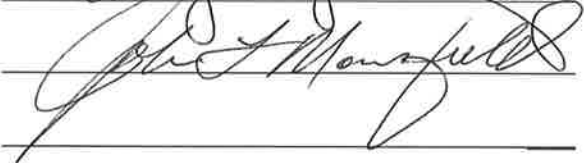
QUARTERLY REPORT
COMMISSION OF VETERAN AFFAIRS

STATE OF IOWA
WOODBURY COUNTY

We, the undersigned, members of the Commission of Veteran Affairs, hereby certify that the following is a correct statement of the initials and amounts of assistance given to persons entitled to relief under Chapter 35 of the Code of Iowa, and for the quarter ending September 30, 2021 – 1st Quarter (July, August and September 2021).







Members of Veteran Affairs Commission

VETERAN	ASSISTANCE AMT
1198	\$800.00
1199	\$216.44
1200	\$200.00
Office Food Pantry	\$454.62
DAV Driver Dinner	\$100.00

TOTAL ASSISTANCE FY 21-22 1st QUARTER: \$ 1,771.06

HUMAN RESOURCES DEPARTMENT

MEMORANDUM OF PERSONNEL TRANSACTIONS

DATE: October 19, 2021

*** PERSONNEL ACTION CODE:**

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

TO: WOODBURY COUNTY BOARD OF SUPERVISORS

NAME	DEPARTMENT	EFFECTIVE DATE	JOB TITLE	SALARY REQUESTED	% INCREASE	*	REMARKS
Wantland, David	County Sheriff	01-31-19	Sheriff Reserve Officer			S	Resignation.
Tadlock, Taylor	County Sheriff	12-31-19	Sheriff Reserve Officer			S	Resignation.
Bennier, Gary	County Sheriff	03-31-20	Sheriff Reserve Officer			S	Resignation.
Worrell, Barry	County Sheriff	09-30-20	Sheriff Reserve Officer			S	Resignation.
Cooper, Austin	County Sheriff	12-31-20	Sheriff Reserve Officer			S	Resignation.
Kim, Christopher	County Sheriff	07-31-21	Sheriff Reserve Officer			S	Resignation.
Nemitz, Madison	Juvenile Detention	10-20-21	Youth Worker	\$20.38/hour	0%	T	Position Transfer from Part-time to Full-time Youth Worker.
Riedemann, Robert	Secondary Roads	10-20-21	Motor Grader Operator	\$24.85/hour		A	Job Vacancy Posted 8-24-21. Entry Level Salary: \$24.85/hour.
Brady, Danielle	County Auditor	11-01-21	Election Clerk II	\$19.53/hour	5%=\$.93/hour	R	Per AFSCME Courthouse Contract agreement, from Grade 3/Step 2 to Grade 3/Step 3.
Zahnley, Dawn	Emergency Services	11-01-21	Clerk II	\$22.80/hour		R	End of Temporary Wage Increase.

APPROVED BY BOARD DATE: _____

MELISSA THOMAS, HR DIRECTOR: Melissa Thomas HR Director

**HUMAN RESOURCES DEPARTMENT
WOODBURY COUNTY, IOWA**

DATE: October 19, 2021

AUTHORIZATION TO INITIATE HIRING PROCESS

DEPARTMENT	POSITION	ENTRY LEVEL	APPROVED	DISAPPROVED
Secondary Roads	Equipment Operator	CWA: \$24.55/hour		

Chairman, Board of Supervisors

RESOLUTION

NOTICE OF PROPERTY SALE

Parcel #894721355021

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

**The South Sixty-eight feet (S 68') of the North One Hundred and Eighteen feet (N 118') of Lot One (1) in Block Nine (9), of Higman's Addition to the City of Sioux City, in the County of Woodbury County and State of Iowa
(1619 Pierce Street)**

NOW THEREFORE,

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

1. That a public hearing on the aforesaid proposal shall be held on the **19th Day of October, 2021 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 **19th Day of October, 2021**, 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 \$374.00** 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 5th Day of October, 2021.

ATTEST:

WOODBURY COUNTY BOARD OF SUPERVISORS

Patrick F. Gill
Woodbury County Auditor
and Recorder

Rocky De Witt, Chairman

REQUEST FOR MINIMUM BID

Name: Danny Robinson Date: 9/29/20
Address: 1515 Goldie Ave Phone: 281-8972

Address or approximate address/location of property interested in:

1619 Pierce St.

GIS PIN # 894721355021

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

Legal Description:

The South 68 feet of the North 118 of
Lot 1 in Block 9 of Higman's Addition to
the City of Sioux City, in the County of
Woodbury and State of Iowa,

Tax Sale #/Date: #958 6/18/2012 Parcel # 245655

Tax Deeded to Woodbury County on: 8/31/21

Current Assessed Value: Land \$24,700 Building 0 Total \$24,700

Approximate Delinquent Real Estate Taxes: \$13,952

Approximate Delinquent Special Assessment Taxes: \$20,328

*Cost of Services: \$124

Inspection to: Matthew Ong Date: 9/29/20

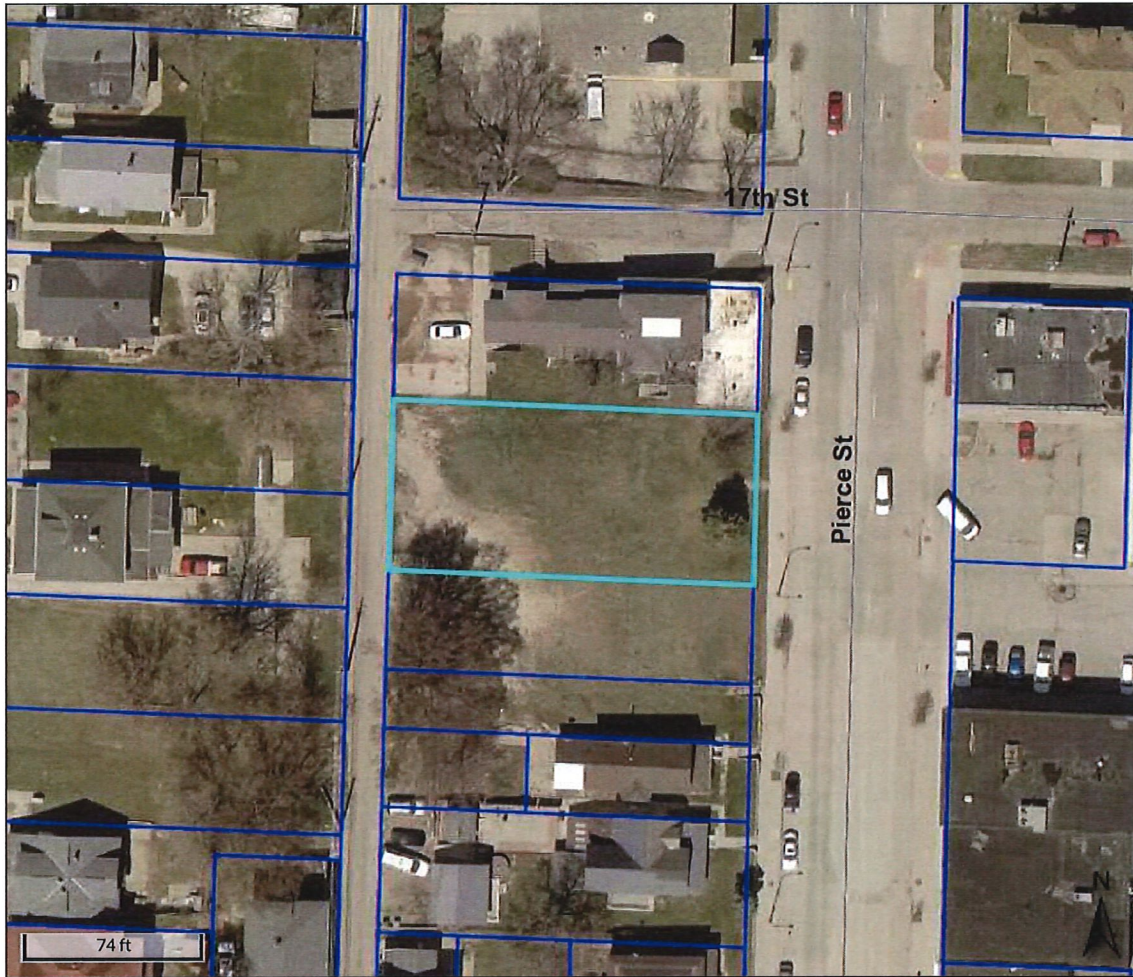
Minimum Bid Set by Supervisor: \$250 plus \$124 in cost of services

Date and Time Set for Auction: Tuesday, October 19th @ 4:35 Total: \$374

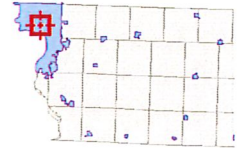
* Includes: Abstractors costs; Sheriff's costs; publishing costs; and mailing costs.



Beacon™ Woodbury County, IA / Sioux City



Overview



Legend

- Roads
- Corp Boundaries
- Townships
- Parcels

Parcel ID	894721355021	Alternate ID	245655	Owner Address	WOODBURY COUNTY IOWA
Sec/Twp/Rng	n/a	Class	C		620 DOUGLAS ST
Property Address	1619 PIERCE ST	Acreage	n/a		SIOUX CITY, 51101
	SIOUX CITY				
District	0087				
Brief Tax Description	HIGMANS S 68 FT N 118 FT LOT 1 BLK 9				
	(Note: Not to be used on legal documents)				

Date created: 9/30/2021
 Last Data Uploaded: 9/29/2021 7:28:49 PM

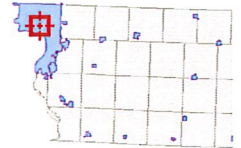
Developed by  Schneider
 GEOSPATIAL



Woodbury County, IA / Sioux City



Overview



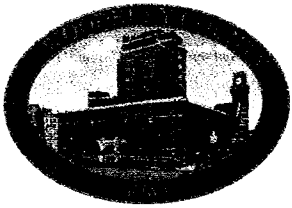
Legend

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Developed by Schneider
 GEOSPATIAL



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.
mnhara@sioux-city.org

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

SECRETARY
Tish Brice
tbrice@sioux-city.org

To: Woodbury County Board of Supervisors
Woodbury County Human Resources

From: Mark J. Nahra, County Engineer

Date: October 8, 2021

Subject: District 5 Equipment Operator Position

Normally, the Secondary Road Department requests that authorization be given for hiring a temporary equipment operator for our department to assist with winter snow removal. With the plan to add four full time employees for our gravel road improvement project, I am instead requesting to instead fill the planned, full time Hornick/District 5 position and bring on our new permanent employee for that district prior to winter.

Please contact me if you have any questions. Thank you for your assistance and attention.

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

Date: 10/14/2021 Weekly Agenda Date: 10/19/2021

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

WORDING FOR AGENDA ITEM:

Approve contract for overburden removal contract at Little Sioux Park gravel pit

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The board of supervisors received and awarded a bid for overburden removal of 60,000 CY to be excavated in preparation for gravel production. Contracts have been returned for approval.

BACKGROUND:

This project is the second phase in excavation and production of gravel in conjunction with 10 million dollars supported by TIFF that was approved by resolution on December 17, 2019.

FINANCIAL IMPACT:

The project is paid for with a 10 million dollar county road improvement bond.

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

Yes No

RECOMMENDATION:

I recommend that the Board approve the contract for overburden removal in the Little Sioux Park gravel pit

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the contract for overburden removal in the Little Sioux Park gravel pit with Leroy and Sons, Inc. for \$85,600.



**WOODBURY COUNTY, IOWA
CONTRACT**

Kind of Work Excavation
 Project No. Little Sioux Gravel Pit Overburden Excavation County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following members: Rocky De Witt, Matthew Ung, Keith Radig, Justin Wright and Mark Monson Contracting Authority, and Leroy & Sons Inc, Contractor.

WITNESSETH: That the Contractor, for and in consideration of Eighty Five Thousand Six Hundred and 00/100 (\$85,600.00)

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

Item No.	Item	Quantity	Unit Price	Amount
Project: Little Sioux Gravel Pit Overburden Excavation				
1.	Excavate, Load and Place Overburden	60,000 CY	\$1.41	\$ 84,600.00
2.	Mobilization	1 LS	\$1,000.00	1,000.00
TOTAL BID				\$85,600.00

Said specifications and plans are hereby made part of and the basis of this agreement and a true copy of said plans and specifications are now on file in the office of the County Engineer under the date of September 17, 2021

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

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. Little Sioux Gravel Pit Overburden Excavation Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

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

Approximate Starting Date	Specified Starting Date	Late Start Date	Liquidated Damages
		November 8, 2021	

That time is the essence of this contract and that said contract contains all of the terms and conditions agreed upon by the parties hereto.
 It is further understood that the Contractor consents to the jurisdiction of the courts of Iowa to hear, determine, and render judgment as to any controversy arising hereunder.

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the _____ day of _____, 20____

Approved: Leroy & Sons Inc.
 By: Bruce Conner
 Contractor: Leroy & Sons, Inc
 Date: 10-11-21

By: _____
 Contracting Authority: Woodbury County Board Chairperson
 Date: _____

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

Date: 10/14/2021 Weekly Agenda Date: 10/19/2021

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

WORDING FOR AGENDA ITEM:

Approve contract for gravel production at Peters Pit.

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

The Board of Supervisors received and awarded a quotation for the excavation and processing of gravel at Peters Pit south of Correctionville. Contracts are returned for approval.

BACKGROUND:

This project is the excavation and production of gravel in conjunction with 10 million dollars supported by TIFF that was approved by resolution on December 17, 2019. Some gravel will be used for normal maintenance, paid for with local secondary road funds.

FINANCIAL IMPACT:

The project is paid for with a 10 million dollar county road improvement bond or local secondary road funds.

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

Yes No

RECOMMENDATION:

I recommend that the Board approve the contract for gravel production

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the contract for gravel production with Bedrock Gravel for \$469,000.



WOODBURY COUNTY, IOWA CONTRACT

Kind of Work Maintenance Gravel Peter's Pit 2021
Project No. Maintenance Gravel Peter's Pit 2021 County Woodbury

THIS AGREEMENT made and entered by and between Woodbury County, Iowa, by its Board of Supervisors consisting of the following members: Rocky De Witt, Matthew Ung, Keith Radig, Justin Wright and Mark Monson Contracting Authority, and Bedrock Gravel, Schleswig, IA, Contractor.

WITNESSETH: That the Contractor, for and in consideration of _____
Four Hundred Sixty Nine Thousand and 00/100 (\$469,000.00)

Payable as set forth in the specifications constituting a part of this contract, hereby agrees to produce in accordance with Woodbury County Gravel gradations and scope of work for gravel production. Payment of work as follows:

Item No.	Item	Quantity	Unit Price	Amount
	Maintenance Gravel Peter's Pit 2021			
1.	Gravel Crushed at Site Section 11-88-43	80,000 Ton	\$5.55	\$444,000.00
2.	Wash Sand at Site Section 11-88-43	10,000 Ton	\$4.00	\$25,000.00
TOTAL BID				\$469,000.00

Said specifications and plans are hereby made part of and the basis of this agreement and a true copy of said plans and specifications are now on file in the office of the County Engineer under the date of October 4, 2021

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

That it is mutually understood and agreed by the parties hereto that the notice to bidders, the proposal, the specifications for Project No. Maintenance Gravel Peter's Pit 2021 in Woodbury County, Iowa, the within contract, the contractor's bond, and the general and detailed plans are and constitute the basis of contract between the parties hereto.

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

Approximate Starting Date	Specified Starting Date	Late Start Date	Number of Working Days
			40

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

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

IN WITNESS WHEREOF the parties hereto have set their hands for the purposes herein expressed to this and three other instruments of like tenor, as the _____ day of _____, 20_____

Approved:

By _____
Contractor: Bedrock Gravel

By _____
Contracting Authority: Woodbury County Board Chairperson

Date _____

Date _____

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

Date: 10/13/21 Weekly Agenda Date: 10/19/21

ELECTED OFFICIAL / DEPARTMENT HEAD / CITIZEN: Sheriff Chad Sheehan

WORDING FOR AGENDA ITEM:

Reclassification of three Sheriff's Office clerks

ACTION REQUIRED:

Approve Ordinance

Approve Resolution

Approve Motion

Public Hearing

Other: Informational

Attachments

EXECUTIVE SUMMARY:

This request is to move three Sheriff's Office clerks from Senior Clerk grade 4 to Clerk III grade 5 on the next pay period starting Monday November 1, 2021.

BACKGROUND:

The responsibilities of the AFSCME Senior Clerks in the Sheriff's Office have increased to the level of a Clerk III.

FINANCIAL IMPACT:

Total increase is \$14,035.62 for all three clerks, including salary and benefits.
Total cost for the remainder of this budget year would be \$9,263.51 including salary and benefits. We will NOT need a budget amendment to cover the added expense in this budget year.

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

Yes No

RECOMMENDATION:

Pass the motion

ACTION REQUIRED / PROPOSED MOTION:

Motion to approve the reclassification of three AFSCME Senior Clerks to Clerk III within the Sheriff's Office.