

#4

**AUGUST 18, 2015 — THIRTYFORTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, August 18th, 2015 at 3:30 p.m. Board members present were Smith, and Ung; Taylor was absent. Staff members present were Karen James, Board Administrator, De Finance/Operations Controller, Ed Gilliland, Human Resources Director, Gloria Mollet, Assistant Human Resources Director and Patrick Gill, Auditor/Clerk to the Board.

1. Motion by Taylor second by Ung to go into closed session per Iowa Code Section 21.5(1)(c). Carried 5-0 on a roll-call vote.  
  
Motion by Clausen second by Taylor to go out of closed session per Iowa Code Section 21.5(1)(c). Carried 5-0 on a roll-call vote.
2. Motion by Clausen second by Taylor to go into closed session per Iowa Code Section 21.5(1)(c). Carried 5-0 on a roll-call vote.  
  
Motion by Clausen second by Taylor to go out of closed session per Iowa Code Section 21.5(1)(c). Carried 5-0 on a roll-call vote.
3. The meeting was called to order – Pledge of Allegiance to the Flag – Moment of Silence.
4. Citizen concerns.
5. Motion by Taylor second by Ung to approve the Agenda for August 18, 2015. Carried 5-0. Copy filed.
6. Motion by Clausen second by Ung to approve the minutes of the August 11, 2015 Board meeting. Carried 4-0; Taylor abstained. Copy filed.
7. Motion by Ung second by Clausen to approve the county's claims totaling \$768,661.63. Carried 5-0. Copy filed.
8. Discussion on Roger Brooks Community Assessment Program.
- 9a. Motion by Clausen second by Ung to approve the agreement with RML Architect for Law Enforcement Center entrance plaza. Carried 5-0. Copy filed.
- 9b. Motion by Smith second by Taylor to approve the agreement with RML Architect for Courthouse passenger elevators. Carried 5-0. Copy filed.
- 10a. Motion by Ung second by Taylor to approve the appointment of Ariel Hudson, Civilian Jailer, County Sheriff Dept., effective 08/21/15, \$17.48/hour. Job Vacancy Posted 7-1-15. Entry Level Salary: \$17.48/hour.; and the appointment of Shawn Mckenna, Equipment Operator, Secondary Roads Dept., effective 8/19/15, \$20.71/hour. Job Vacancy Posted 5-27-15. Entry Level Salary: \$20.71/hour. Carried 5-0. Copy filed.
- 10b. Discussion on the placement of a contaminant mitigation shed behind the Law Enforcement Center for removal of soil and water pollutant from beneath and near the LEC.
- 10c. Motion by Monson second by Ung to approve the Memorandum of Understanding regarding Sheriff Reserve among Sheriff, Board of Supervisors, and CWA subject to the review of the attorney advising the County on this issue. Carried 4-1; Clausen opposed. Copy filed.
- 10d. Motion by Taylor second by Smith to approve and receive for signatures a Resolution thanking and commending Anthony Gaul for his service to Woodbury County. Carried 5-0.

**ANTHONY GAUL FOR HIS SERVICE TO WOODBURY COUNTY**

WHEREAS, Anthony Gaul has demonstrated himself to be an outstanding citizen of Woodbury County by actively participating in many community and county wide activities for the good of all citizens; and

WHEREAS, your service as a Woodbury County citizen, has been characterized by your dedication to the best interests of the citizens of Woodbury County;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA that the undersigned members of the Board thank and commend you for your years of service to Woodbury County; and

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

BE IT SO RESOLVED this 18<sup>th</sup> day of August 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 11a. Motion by Clausen second by Ung to approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date for parcel #228390, 1508 Harris St., Sioux City. Carried 5-0.

**RESOLUTION 12,232  
NOTICE OF PROPERTY SALE**

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

**Lots 10 & 11 in Block 7, Highland Park Addition, City of Sioux City, Woodbury County, Iowa  
(1508 Harris 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 **1<sup>st</sup> Day of September, 2015 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 **1<sup>st</sup> Day of September, 2015,** 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 \$285.00** plus recording fees.

Dated this 18<sup>th</sup> Day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 11b. Motion by Ung second by Clausen to approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date for parcel #175365. Carried 5-0.

**RESOLUTION #12,233  
NOTICE OF PROPERTY SALE**

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

All that part of Lots One (1) and Two (2) in Block One (1), Galbraith's Second Addition to Sioux City, more particularly described as follows; Commencing at a point on the South line of Lot One (1) in Block One (1), of Galbraith's Second Addition, which is fifty-seven (57) feet West of the Southeast corner of said Lot; running thence North parallel to the East lines of said lots One (1) and Two (2) across Lot One (1) and the South Ten (10) feet of Lot Two (2) for sixty and fifteen-hundredths (60.15) feet; thence West parallel to the South line of Lot One (1) for seventeen (17) feet; thence South parallel to the East lines of Lots One (1) and Two (2) for seventeen (17) feet; thence West parallel to the South line of Lot One (1) eight (8) feet; thence South parallel to the East line of Lot One (1) thirty-five and seven-tenths (35.7) feet to the Northerly line of Dale Street; thence Southeasterly on said line nine and four-tenths (9.4) feet to South line of Lot one (1); thence East on the South line of Lot One (1) to the place of commencement, City of Sioux City, Woodbury County, Iowa (1401 ½ Virginia 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 **1<sup>st</sup> Day of September, 2015 at 4:37 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 **1<sup>st</sup> Day of September, 2015**, 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 \$477.00** plus recording fees.

Dated this 18<sup>th</sup> Day of August, 2015.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 12a. Motion by Smith second by Taylor to approve and authorize the Chairperson to sign Resolutions for abatement of taxes for Matt Mead, Parcel #864307129003 & #864306376009, 108 4<sup>th</sup> Ave, Oto, IA, taxes for 2015-16 totaling \$56.00 and \$20.00, taxes for Gary & Mary Olson, Parcel #894823203004, 2220 Riverside Blvd, Sioux City, taxes for 2015-16 totaling \$178.00, for Alexander Zimmerman II & Michelle Zimmerman, Parcel #894730238013, 2005 W. Palmer Ave., Sioux City, taxes for 2015-16 totaling \$104.00, for Victory Education Services, Parcel #894729405019, 117 A Sioux St., Sioux City, taxes for 2015-16 totaling \$36.00, for Misty Monlux, Parcel #894735110012, 3102 Leech Ave., Sioux City, taxes for 2015-16 totaling \$434.00, for Carol Goulette, Parcel #894726109001, 1110 Rustin St., Sioux City, taxes for 2015-16 totaling \$224.00, for Danny Robinson, Parcel #894729157004, 1408 W. 4<sup>th</sup> St., Sioux City, taxes for 2015-16 totaling \$152.00, for Davey & Cathrin Watterson, Parcel #894824841009, 1511 Wabash St., Sioux City, taxes for 2015-16 totaling \$30.00, for Glenda Rae Crooks, Parcel #894729152005, 1510 W. Palmer Ave., Sioux City, taxes for 2015-16 totaling \$102.00, for David & Kathleen Bertrand, Parcel #894726258003, 3800 9<sup>th</sup> St., Sioux City, taxes for 2015-16 totaling \$80.00, taxes for Ralph & Jodee Orr, Parcel #894722127005, 2730 Prospect St., Sioux City, taxes for 2015-16 totaling \$192.00, for Corey Real Estate LLC, Parcel #894721226023, 1209 Hill Ave., Sioux City, taxes for 2015-16 totaling \$186.00, for Waltena Olivares, Parcel #894729438002, 216 W. 2<sup>nd</sup> St., Sioux City, taxes for 2015-16 totaling \$68.00, for Holly Faber, Parcel #864426381004, 308 Main St. W., Smithland, IA, taxes for 2015-16 totaling \$50.00, for Donna Johnson, Parcel #894729181023, 1201 W. 3<sup>rd</sup> St., Sioux City, taxes for 2015-16 totaling \$104.00 and special assessment dues Sept 2015 for \$1116.00, for Don Jolin, Parcel #894823253005, 1930 Riverside Blvd., Sioux City, taxes for 2015-16 totaling \$320.00, for Silverio Palmillas De Leon, Parcel #894729285003, 312 W. 6<sup>th</sup> St., Sioux City, taxes for 2015-16 totaling \$118.00, and for Robert Corey, Parcel #894728111007, 1117 Douglas St., Sioux City, taxes for 2015-16 totaling \$882.00.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,234**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Matt Mead is the titleholder of real estate #864307129003 & 864306376009, located in Woodbury County, Iowa and legally described as follows:

Parcel #864307129003

OTO CITY OF DAYS 1ST ADDN LOT 4 BLK 16

Parcel #864306376009

OTO CITY OF AUD 1 ST PLAT N 1/2 OF S 1/2 LOT 17 6-86

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Matt Mead, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,235**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Gary & Mary Olson; Donna & Dennis Kaiser is the titleholder of real estate #894823203004, located in Woodbury County, Iowa and legally described as follows:

Parcel #894823203004

LL-SC COMM 89-48 AUD SUB DIV PT LOT 1 SW SE AUD SUB DIV 1

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Gary & Mary Olson; Donna & Dennis Kaiser, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

**RESOLUTION #12,236**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Alexander G. Zimmerman II & Michelle R Zimmerman is the titleholder of real estate #894730238013, located in Woodbury County, Iowa and legally described as follows:

Parcel #894730238013

HORNICKS 3RD E 56 FT LOT 9 BLK 32

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Alexander G. Zimmerman II & Michelle R Zimmerman, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,237**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Victory Education Services is the titleholder of real estate #894729405019, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729405019

SIOUX CITY ADDN W 49 FT E 116 FT LOT 17 BLK 18

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Victory Education Services, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,238**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Misty Monlux is the titleholder of real estate #894735110012, located in Woodbury County, Iowa and legally described as follows:

Parcel #894735110012

HEDGES TABLE LOT 24 & E 1/2 LOT 2 5 BLK 2

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Misty Monlux, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,239  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Carol Goulette is the titleholder of real estate #894726109001, located in Woodbury County, Iowa and legally described as follows:

Parcel #894726109001

BOOGES & TAYLOR LOTS 13 & 14 BLK 24

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Carol Goulette, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,240  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Danny Robinson is the titleholder of real estate #894729157004, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729157004

SIOUX CITY DAVIS LOT 4 BLK 5

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Danny Robinson, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,241  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Davey & Cathrin Watterson is the titleholder of real estate #894824841009, located in Woodbury County, Iowa and legally described as follows:

Parcel #894824841009

HIGHLAND PARK LOT 4 BLK 7

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Davey & Cathrin Watterson, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,242  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Glenda Rae Crooks is the titleholder of real estate #894729152005, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729152005

SO SMITHS VILLA LOT 4 BLK 17

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Glenda Rae Crooks, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,243**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, David J. & Kathleen Bertrand is the titleholder of real estate #894726258003, located in Woodbury County, Iowa and legally described as follows:

Parcel #894726258003

COHEN & MARKS LOTS 10-11-12 BLK 11

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by David J. & Kathleen Bertrand, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,244**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Ralph & Jodee Orr is the titleholder of real estate #894722127005, located in Woodbury County, Iowa and legally described as follows:

Parcel #894722127005

LOWELL LOT 4 BLK 10

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Ralph & Jodee Orr, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,245**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Corey Real Estate LLC is the titleholder of real estate #894721226023, located in Woodbury County, Iowa and legally described as follows:

Parcel #894721226023

BOULEVARD PARK LOT 22 BLK 2

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Corey Real Estate LLC, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,246**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Waltena Olivares is the titleholder of real estate #894729438002, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729438002

SIOUX CITY ADDN E 48.25 FT W 96.5 FT LOT 1 BLK 31

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Waltena Olivares, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,247  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Holly Faber is the titleholder of real estate #864426381004, located in Woodbury County, Iowa and legally described as follows:

Parcel #864426381004

SMITHLAND CITY OF SMITHS 3RD ADDN LOT 3 BLK 1

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Holly Faber, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,248  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Donna L Johnson is the titleholder of real estate #894729181023, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729181023

SIOUX CITY DAVIS S 74 FT LOT 14 BLK 3

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Donna L Johnson, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,249**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Don Jolin is the titleholder of real estate #894823253005, located in Woodbury County, Iowa and legally described as follows:

Parcel #894823253005

NORTH RIVERSIDE LOT 8 & EX N 21 FT L OT 9 BLK 2

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Don Jolin, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,250**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Silverio Palmillas De Leon is the titleholder of real estate #894729285003, located in Woodbury County, Iowa and legally described as follows:

Parcel #894729285003

SIOUX CITY ADDN E 50 FT LOTS 1 & 2 BLK 26

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Silverio Palmillas De Leon, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,251  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Robert D Corey & Marlene E Corey is the titleholder of real estate #894728111007, located in Woodbury County, Iowa and legally described as follows:

Parcel #894728111007

SIOUX CITY EAST N 40 FT LOT 11 BLK 6 3 LOT 12 BLK 63

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcels are owned by Robert D Corey & Marlene E Corey, and

**WHEREAS**, the transfer by a county of a parcel acquired by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Carried 5-0

- 12b. Motion by Clausen second by Ung to approve and authorize the Chairperson to sign a Resolution for abatement of taxes for Woodbury County, IA, Parcel #894730102001, 2804 W. 14<sup>th</sup> St., #894730102002, 2820 W 14<sup>th</sup> St., #894730102003, 2816 W 14<sup>th</sup> St., and #89473012004, 2810 W 14<sup>th</sup> St., taxes for 2015-16 totaling \$132.00. \$132.00, \$132.00, and \$134. Carried 5-0.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,252  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Woodbury County, Iowa is the titleholder of real estate parcels #894730102001, #894730102002, #894730102003, #894730102004 located in Woodbury County, Iowa and legally described as follows:

Parcel #894730102001

Parcel #894730102002

GARDEN VIEW LOT 1

GARDEN VIEW LOT 2

Parcel #894730102003

Parcel #894730102004

GARDEN VIEW LOT 3

GARDEN VIEW LOT 4

**WHEREAS**, the above-stated property has taxes payable for 2015-16 and the parcel is owned by Woodbury County, Iowa, and

**WHEREAS**, the county acquired a parcel by tax deed gives the purchaser free title as to previously levied or set taxes, and

**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, 569.8 for the taxes payable for the 2015-16 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 12c. Motion by Taylor second by Ung to approve and authorize the Chairperson to sign Resolutions for abatement of taxes for Jerry Davenport, Parcel #864529431913, Sioux City, taxes for 2015-16 totaling \$2.00, for Kelvin Arthur Martens, Parcel #894407200902, Sioux City, taxes for 2014-15 (1/2 yr) & 2015-16 totaling \$226.00 plus interest, for Theos Steak House, Parcel #884702200902, Sioux City, taxes for 2009-10 thru 2014-15 totaling \$65.00 plus interest, for Christopher Thomas Utesch, Parcel #894432131925, Sioux City, taxes for 2015-16 totaling \$6.00, for United States of America, Parcel #874721100001, Sioux City, Drainage tax due Sept 2015 totaling \$284.89,

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,253**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Jerry Davenport is the titleholder of a mobile home on leased land Parcel #864529431913 located in Woodbury County, Iowa and legally described as follows:

Parcel #864529431913

AUD PLAT 28 & 29-86 MH LOT 7 OF LOT 6 OF THE REPLAT OF OUTLOT 5

**WHEREAS**, the above-stated property has taxes payable Including special assessments and the parcel is owned by Jerry Davenport, and

**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 18th day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,254**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Kelvin Arthur Martens is the titleholder of a mobile home tax on leased land Parcel #894407200902 located in Woodbury County, Iowa and legally described as follows:

Parcel #894407200902

ARLINGTON TOWNSHIP NE NE 7-89-44 MOBILE HOME B/LL

**WHEREAS**, the above-stated property has taxes payable Including special assessments and the parcel is owned by Kelvin Arthur Martens and

**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 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 18th day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,255  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Theos Steak House is the titleholder of a sign on leased land Parcel #884702200902, located in Woodbury County, Iowa and legally described as follows:

Parcel #884702200902

WOODBURY TOWNSHIP LOT 1 JANS SUB DIV 2 -88-47 LAWTON BRONSON

**WHEREAS**, the above-stated property has taxes payable Including special assessments and the parcel is owned by Theos Steak House, and

**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 18th day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,256  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Christopher Thomas Utesch is the titleholder of mobile home #894432131925, located in Woodbury County, Iowa and legally described as follows:

Parcel #894432131925

MOVILLE CITY OF B/LL LOT 14 TRAILS E ND MOBILE HOME PARK UNPLATTED LANDS 689 FT X 230 FT S  
OF BLK 3 HALLS ADDN 32-89- 44

**WHEREAS**, the above-stated property has taxes payable Including special assessments and the parcel is owned by Christopher Thomas Utesch, and

**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 18<sup>th</sup> day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,257  
RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, United States of America is the titleholder of a drainage on leased land Parcel #874721100001, located in Woodbury County, Iowa and legally described as follows:

Parcel #874721100001

LIBERTY TOWNSHIP IRREG STRIP ON NW NE NW 21-87-47 AND IRR EG STRIP ON NORTH N W NW 21-87 - 47

**WHEREAS**, the above-stated property has taxes payable Including special assessments and the parcel is owned by United States of America, and

**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 18th day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.  
Carried 5-0

- 13. Motion by Taylor second by Ung to approve the Amendment #1 to the Intergovernmental Agreement creating the Woodbury County information and Communications Commission. Carried 5-0. Copy filed.
- 14a. Presentation of budget and energy summary.
- 14b. Motion by Ung second by Clausen to approve the purchase of skid loader and attachments from the Sooland Bobcat for \$31,509.87. Carried 5-0. Copy filed.
- 14c. Motion by Clausen second by Taylor to move forward with option #1 design for the LEC entrance plaza. Carried 5-0. Copy filed.
- 15a. Motion by Smith second by Clausen to reapprove the construction plans for project #ER-CO97(124)—58-97, repairs to storm damaged areas on various federal aid county highways. Carried 5-0. Copy filed.
- 15b. Motion by Clausen second by Taylor to approve the construction plans for project #L-C(N48)—73-97, Precast Concrete Box Culvert replacement of an existing structure. Carried 5-0. Copy filed.
- 15c. Motion by Smith second by Ung to approve permit to work in the Highway Right of Way for Greg Smith. Carried 5-0. Copy filed.

- 15d. Motion by Ung second by Taylor to approve permit to work place underground utilities in the right of way for Shcaller Telephone Company. Carried 5-0. Copy filed.
- 16. Motion by Clausen second by Ung to approve and authorize the Chairperson to sign IEDA Economic Development Assistance contract 15-DF/TC-019. Carried 5-0. Copy filed.
- 17. Jim Rixner, addressed the Board in reference to a proposed resolution regarding the operation of the Sioux Rivers Regional MHDS.

Motion by Ung second by Taylor to receive for signatures a Resolution urging the Sioux Rivers Regional MHDS Governance Board to amend recent changes to the 28E Agreement forming the Region to comport with Iowa law. Carried 3-2 on a roll call vote; Clausen and Smith opposed.

**RESOLUTION #12,258**  
**A RESOLUTION URGING THE SIOUX RIVERS REGIONAL MHDS GOVERNANCE BOARD TO AMEND RECENT CHANGES TO THE 28E AGREEMENT FORMING THE REGION TO COMPORT WITH IOWA LAW**

**WHEREAS**, Sioux Rivers Regional Mental Health & Disability Services Governance Board ("Sioux Rivers") promulgated changes to the 28E agreement between Woodbury, Plymouth, and Sioux counties, including section 7.1 which adds "and said Governing Board shall determine the amount of mental health dollars levied by individual counties on behalf of the Region, up to the state levy cap, on an annual basis"; and

**WHEREAS**, the member counties each approved this change, with a divided vote in Woodbury County May 19, 2015; and

**WHEREAS**, the power to levy a tax is not inherent and must be explicitly granted by the legislature; and

**WHEREAS** the Iowa legislature has not granted regional mental health entities the power to certify or levy a tax. Rather, Iowa Code § 331.424A grants that power to the individual counties ("For each fiscal year, the county shall certify a levy for payment of services." Iowa Code § 331.424A(6)); and

**WHEREAS** Chapter 24 of the Code of Iowa requires governmental entities that either certify or levy a tax to hold a public hearing and to comply with certain procedural and public notice requirements when setting and adopting a budget;

**WHEREAS** the Sioux Rivers region does not hold a public hearing on its budget or otherwise comply with Chapter 24. The recent changes to the 28E agreement would leave Woodbury County taxpayers without a forum to be heard concerning the amount of the mental health levy or the mental health budget process; and

**WHEREAS**, Woodbury County Supervisor and Sioux Rivers Board member Matthew Ung brought these concerns to the regular, public meeting of Sioux Rivers on May 26, 2015, and Sioux Rivers admitted possible illegality but refused to immediately address the illegality; and

**WHEREAS**, Woodbury County believes that failure to amend the 28E Agreement to comport with Iowa law could jeopardize the ability to levy and collect funds for mental health services;

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA** that the undersigned members of the Board object to setting this precedent that could later allow counties to set levies in other counties without support from a single elected official of the other county; and

**BE IT FURTHER RESOLVED** that the Woodbury County Board of Supervisors request that the 28E Agreement be amended to comport with Iowa law.

**BE IT SO RESOLVED** this 18th day of August, 2015.  
WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

18. Reports on committee meetings.
19. Citizen's concerns.
20. Board concerns and comments.

The Board adjourned the regular meeting until August 25th, 2015.

Meeting sign in sheet. Copy filed.