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SEPTEMBER 1, 2015 — THIRTYSIXTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, September 1, 2015 at 4:30 p.m. Board members present were Clausen, Monson, Ung and Taylor; Smith is present by phone. Staff members present were Karen James, Board Administrator, Dennis Butler, Finance/Operations Controller, Ed Gilliland, Human Resources Director, Gloria Mollet, Assistant Human Resources Director, Jean Jessen, Deputy Auditor and Patrick Gill, Auditor/Clerk to the Board.

- 1. The meeting was called to order – Pledge of Allegiance to the Flag – Moment of Silence.
- 2. Citizen Concern.

Patrick Gill, County Auditor, reported on an attempt to defraud the County.

- 7a. A public hearing was held at 4:35 p.m. for the sale of property parcel #228390, 1508 Harris St. The Chairperson called on anyone wishing to be heard.

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

Motion by Clausen second by Ung to approve and authorize the Chairperson to sign a Resolution for the sale of this parcel to for real estate parcel #228390, 1508 Harris St., to Jimmy and Kim Reising, 1528 Harris St., Sioux City, for \$285.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF WOODBURY COUNTY, IOWA
RESOLUTION #12,261**

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

By Jimmy Reising & Kim Resing in the sum of Two Hundred Eighty-Five Dollars & 00/100 (\$285.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #228390

**Lots 10 & 11 in Block 7, Highland Park Addition, City of Sioux City, Woodbury County, Iowa
(1508 Harris Street)**

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close of business on the day of passage of this resolution or this sale is null and void and this resolution shall be rescinded.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 2nd Day of September, 2015.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7b. A public hearing was held at 4:37 p.m. for the sale of property parcel #175365, 1401 ½ Virginia St. The Chairperson called on anyone wishing to be heard.

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

Motion by Clausen second by Taylor to approve and authorize the Chairperson to sign a Resolution for the sale of this parcel to for real estate parcel #175365, 1401 ½ Virginia St., to Joseph Snow Jr., 1401 Virginia St., Sioux City for \$477.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF WOODBURY COUNTY, IOWA
RESOLUTION #12,262**

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

By Joseph Snow Jr. in the sum of Four Hundred Seventy-Seven Dollars & 00/100 (\$477.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #175365

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 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 2nd Day of September, 2015.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 3. Motion by Taylor second by Ung to approve the Agenda for September 1, 2015. Carried 5-0. Copy filed.
- 4. Motion by Taylor second by Clausen to approve the minutes of the August 25, 2015 Board meeting. Carried 5-0. Copy filed.

- 5. Motion by Taylor second by Clausen to approve the county's claims totaling \$572,284.10. Carried 5-0. Copy filed.
- 6a. A request for funding of an Agriculture Exposition & Learning Center Board was presented to the Board. Copy filed.
- 6b. There was a discussion of a long range planning proposal for the County. Copy filed.
- 7c. 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 #178875,2820 W. 14th St. , Sioux City. Carried 5-0.

**RESOLUTION 12,263
NOTICE OF PROPERTY SALE**

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

**Lot Two Garden View Addition, City of Sioux City, Woodbury County, Iowa
(2820 W. 14th 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 **15th 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 **15th 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 \$125.00** plus recording fees.

Dated this 1st Day of September, 2015.
WOODUBRY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7d. 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 #781410. Carried 5-0.

**RESOLUTION 12,264
NOTICE OF PROPERTY SALE**

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

**Except Bremer and White tracts of abandoned Railroad Right of Way in Section 4, Township 88, Range 42, Eastwood Rock, Woodbury County, Iowa
(See legal description)**

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 **15th 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 **15th 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 \$26.00** plus recording fees.

Dated this 1st Day of September, 2015.
WOODUBRY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7e. 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 #786375. Carried 5-0.

**RESOLUTION 12,265
NOTICE OF PROPERTY SALE**

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

**Tri. Comm. 228 ft North of N.E. Corner South ½ SW NE SW Anthon-Oto Comm. Kedron Section 34, Township 88 North, Range 43, West of the Fifth Principal Meridian
(See legal description)**

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 **15th Day of September, 2015 at 4:39 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 **15th 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 \$17.00** plus recording fees.

Dated this 1st Day of September, 2015.
WOODUBRY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 7f. Motion by Clausen second by Taylor to approve and authorize the Chairperson to sign a Resolution authorizing tax abatement for Woodbury County, Iowa, parcel #884714300001, #884723100001, #884723100002, and #88472310004. Carried 5-0.

**WOODBURY COUNTY, IOWA
RESOLUTION #12,266
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, the Woodbury County, Iowa are the titleholders of real estate Parcels #884714300001, #884723100001, #884723100002 and #884723100004 located in Woodbury County, Iowa and legally described as follows:

Parcel #884714300001

Woodbury Township NW SW & SW SW 14-88-47

Parcel #884723100001

Woodbury Township NW NW 23-88-47

Parcel #884723100002

Woodbury Township SW NW 23-88-47

Parcel #884723100004

Woodbury Township SW of RD E ½ NW 23-88-47

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

WHEREAS, the political subdivision, namely the Woodbury County, Iowa, 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 and any future taxes that may be levied against this parcel; and

NOW, THEREFORE, BE IT RESOLVED, that the Woodbury County Board of Supervisors hereby abates the taxes owing on the above parcels according to Code of Iowa, 445.63, and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 1st day of September, 2015.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7g. Motion by Smith second by Clausen to approve the termination of farm tenancy. Carried 5-0. Copy filed.
- 8a. Motion by Ung second by Taylor to approve the appointment of Brenda Sopoci, F/T Youth Worker, Juvenile Detention Dept., effective 9-7-15, \$22.05/hour. From Part-time to Full-time Youth Worker; the reclassification of Sasha Downs, Civil Clerk, County Sheriff Dept., effective 9-12-15, \$15.10/hour, 5%=\$.73/hour. Per AFSCME Courthouse Contract agreement, from Grade 2/Step 1 to Grade 2/Step 2.; and the reclassification of Kristine Timmins, Asst. County Attorney, County Attorney Dept., effective 9-17-15, \$85,221/year, 3%=\$2,866/year. Per AFSCME Asst. County Attorney Contract agreement, from Step 10 to Step 11. Carried 5-0. Copy filed.
- 8b. Motion by Clausen second by Taylor to postpone action for one week to approve the contract for Northwest Environmental for LEC Mitigation. Carried 5-0. Copy filed.
- 9. Motion by Taylor second by Ung to approve the Adoption & Endorsement document for Regional Entrepreneurship Project – Woodbury, Plymouth & Monona Counties. Carried 5-0. Copy filed.
- 10a. Motion by Ung second by Taylor to approve the installation of Nebcon fiber and to move Building Service of Operations from the Courthouse to the Eagles Building. Carried 4-1; Smith opposed. Copy filed.
- 10b. Motion by Taylor second by Ung to approve the contract with West Plains Engineering and The Baker Group for \$893,359.64 for implementation for LED lighting to become first all LED County in the State. Carried 3-2; Clausen and Smith opposed. Copy filed.

- 11. Motion by Clausen second by Taylor to approve the lease with Senet Inc. on behalf of Starcomm. Carried 5-0. Copy filed.
- 12a. Motion by Taylor second by Clausen to approve the permit to work place underground utilities in the right of way for Century Link. Carried 5-0. Copy filed.
- 12b. Motion by Clausen second by Ung to approve the permit to work in the Highway Right of Way for Bob Geisinger. Carried 5-0. Copy filed.
- 12c. Motion by Clausen second by Ung to approve and receive for signatures a Resolution to set a road vacation hearing for a portion of Woodbury-Ida County Line Road in Section 12 of Morgan Township. Carried 5-0.

RESOLUTION #12,267
WOODBURY COUNTY, IOWA
A RESOLUTION SETTING DATE FOR PUBLIC
HEARING FOR VACATING ROAD RIGHT-OF-WAY

WHEREAS, the Woodbury County Board of Supervisors in accordance with Section 306.11, (Code of Iowa) 2015, as amended, seeks to set a date for public hearing to vacate a road legally described as follows:

Vacate all that portion of county road right-of-way described as follows.

Woodbury- Ida County Line Road beginning at the NE corner of Section 12 T87N R42W of the 5th P.M. thence south 1.0 miles to the SE corner of said section. Said right of way to be vacated is 66 feet in width and was dedicated to the county by easement

NOW THEREFORE, BE IT RESOLVED by the Woodbury County Board of Supervisors that on Tuesday, September 29 at 4:45 P.M CDT, the County will hold a Public Hearing to vacate the above described right-of-way.

SO RESOLVED this 1st day of September 2015.
 WOODBURY COUNTY BOARD OF SUPERVISORS
 Copy filed.

- 12d. Motion by Ung second by Taylor to approve and receive for signatures a Resolution to establish a stop sign at the intersection of Cass Avenue and 320th St. Carried 5-0.

WOODBURY COUNTY, IOWA
RESOLUTION FOR THE ESTABLISHMENT OF A STOP SIGN AT THE INTERSETION OF
320TH STREET AND CASS AVEUNE
RESOLUTION #12,268

WHEREAS, under the provisions of Section 321.255 and 321.236 (1C)(6) of the 2013 Code of Iowa, the Board of Supervisors and County Engineer are empowered to designate the location and erection of stop signs,

AND WHEREAS, the County Board and County Engineer may designate certain roads as through roads with the erection of stop signs at specified locations furnishing access thereto or designation of any intersection as a stop intersection and erect like signs at one or more locations of access to such intersections.

AND WHEREAS, traffic through the intersection discussed herein have changed due to the establishment of a detour of 310th Street thus increasing traffic and the growth and maturation of windbreak trees at the corner,

AND WHEREAS, there are currently no signs controlling traffic at the intersections,

AND WHEREAS, with the increased level of traffic at the intersections of the routes, it is deemed a safety hazard to allow the traffic to move without some control of traffic movement,

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Woodbury County on this 1st day of September, 2015, recognize as official the location of a stop sign at the intersections described below:

- 1. Located at the intersection of 320th Street and Cass Avenue, causing traffic travelling west on 320th Street to come to a complete stop.

SO RESOLVED this 1st day of September 2015.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

Motion by Ung second by Taylor to approve and receive for signatures a Resolution to establish a yield sign at the intersection of Cass Avenue and 320th St. Carried 5-0.

WOODBURY COUNTY, IOWA
RESOLUTION FOR THE ESTABLISHMENT OF A YIELD SIGN AT THE INTERSECTION OF
320TH STREET AND CASS AVENUE
RESOLUTION #12,269

WHEREAS, under the provisions of Section 321.255 and 321.236 (1C)(6) of the 2013 Code of Iowa, the Board of Supervisors and County Engineer are empowered to designate the location and erection of stop signs,

AND WHEREAS, the County Board and County Engineer may designate certain roads as through roads with the erection of stop or yield signs at specified locations furnishing access thereto or designation of any intersection as a stop or yield intersection and erect like signs at one or more locations of access to such intersections.

AND WHEREAS, traffic through the intersection discussed herein has changed due to the establishment of a detour of 310th Street thus increasing traffic on Cass Avenue and due the seasonal growth of crops at the subject intersection,

AND WHEREAS, there are currently no signs controlling traffic at the intersections,

AND WHEREAS, with the increased level of traffic at the intersections of the routes, it is deemed a safety hazard to allow the traffic to move without some control of traffic movement,

NOW THEREFORE BE IT RESOLVED, that the Board of Supervisors of Woodbury County on this 1st day of September, 2015, recognize as official the location of a yield sign at the intersections described below:

- 1. Located at the intersection of 320th Street and Cass Avenue, causing traffic travelling east on 320th Street to be directed to yield to traffic on Cass Avenue.

SO RESOLVED this 1st day of September 2015.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 13. Motion by Ung second by Taylor to approve the 28E Agreement for the purpose of providing Woodbury County Law Enforcement Services within the City of Anthon, Iowa. Carried 5-0. Copy filed.

Supervisor Smith excused herself at 6:20 P.M.

- 14a. There was a presentation of True Speak Training for Leaders. Copy filed.
- 14b. A Veteran Affairs meeting and event was discussed. Copy filed.
- 14c. There was a presentation of an energy savings program. Copy filed.
- 15. Reports on committee meetings.

16. Citizen's concerns.

17. Board concerns and comments.

The Board adjourned the regular meeting until September 8, 2015.

Meeting sign in sheet. Copy filed.