

**SEPTEMBER 19, 2023, THIRTY-EIGHTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, September 19, 2023, at 3:30 p.m. Board members present were Nelson, Taylor (by phone), Ung, Radig (by phone), and Bittinger II. Staff members present were Karen James, Board Administrative Assistant, Dennis Butler, Finance and Budget Director, and Michelle Skaff, Deputy Auditor/Clerk to the Board.

Motion by Ung second by Nelson to go into closed session per Iowa Code Section 21.5(1)(i). Carried 3-0 on roll-call vote.

Motion by Ung second by Nelson to go out of closed session per Iowa Code Section 21.5(1)(i). Carried 3-0 on roll-call vote.

The regular meeting was called to order with the Pledge of Allegiance to the Flag and a Moment of Silence.

Radig and Taylor joined the meeting by phone.

1. Motion by Ung second by Nelson to approve the agenda for September 19, 2023. Carried 5-0. Copy filed.

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

2. To approve minutes of the September 12, 2023 meeting. Copy filed.  
To approve minutes of the September 14, 2023 Special meeting. Copy filed.
3. To approve the claims totaling \$317,700.35. Copy filed.
- 4a. To approve the separation of Maxwell Stewart, Sheriff Deputy, County Sheriff Dept., effective 09-15-23. Resignation.; the transfer of Michael Murray, P/T Courthouse Safety & Security Officer, County Sheriff Dept., effective 09-18-23, \$21.65/hour, 0%. Transfer from Regular part-time to part-time on-call status; and the transfer of Sandra Williams, P/T Courthouse Safety & Security Officer, County Sheriff Dept., effective 9-18-23, \$18.68/hour, 0%. Transfer from Regular part-time to part-time on-call status. Copy filed.
- 4b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Deputy Sheriff, County Sheriff Dept. CWA Deputy Sheriff: \$28.14/hour. Copy filed.
5. To approve the appointment of Steve Holst, to Hornick City Council, previously held by Julia Byers, until the next city election. Copy filed.
- 6a. To approve property tax refund for Gregory Walz, for parcel #894711304024, 4001 Monroe St., in the amount of \$814.30. Copy filed.
- 6b. To approve property tax refund for Richard Scott for parcel #894711156007, 4127 Monroe St., in the amount of \$1,100.00. Copy filed.
7. To approve and authorize the Chairperson to sign a Resolution approving petition for suspension of taxes for Caressa LaMere, 320 Prescott St., Sioux City, parcel #894730334006. Copy filed.

**WOODBURY COUNTY, IOWA  
RESOLUTION #13,660  
RESOLUTION APPROVING PETITION FOR SUSPENSION OF TAXES**

**WHEREAS**, Caressa LaMere, as titleholder of a property located 320 Prescott St., Sioux City, Woodbury County, Iowa, and legally described as follows:

**Parcel #894730334006**

**HIGHLAND 1 & 2 S 63 FT LOT 68**

**WHEREAS**, Caressa LaMere of the aforementioned property has petitioned the Board of Supervisors for a suspension of taxes pursuant to the 2017 Iowa Code section 427.9, and

**WHEREAS**, the Board of Supervisors recognizes from documents provided that the petitioner is unable to provide to the public revenue; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Woodbury County Board of Supervisors hereby grants the request for a suspension of taxes, and hereby directs the Woodbury County Treasurer to so record the approval of this tax suspension for this property.

**SO RESOLVED** this 19th day of September 2023.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Carried 5-0.

- 8a. Motion by Ung second by Nelson to receive the final staff report and the Zoning Commission’s recommendation from their 9/11/23 meeting to approve the final plat of the Janet Heck Subdivision, a Minor Subdivision to Woodbury County, Iowa. Carried 5-0. Copy filed.
- 8b. Motion by Ung second by Bittinger II to approve and authorize the Chairperson to sign a Resolution accepting and approving the final plat of Janet Heck Subdivision, a Minor subdivision to Woodbury County. Carried 5-0.

**BOARD OF SUPERVISORS  
RESOLUTION #13,661  
ACCEPTING AND APPROVING HECK SUBDIVISION  
A MINOR SUBDIVISION  
WOODBURY COUNTY, IOWA**

WHEREAS, THE OWNERS AND PROPRIETORS DID ON THE 11th DAY OF SEPTEMBER, 2023, FILE WITH THE WOODBURY COUNTY ZONING COMMISSION A CERTAIN PLAT DESIGNATED AS JANET HECK SUBDIVISION, WOODBURY COUNTY, IOWA; AND

WHEREAS, THE ZONING COMMISSION OF WOODBURY COUNTY, IOWA HAS RECOMMENDED THE ACCEPTANCE AND APPROVAL OF SAID PLAT; AND

WHEREAS, THE COUNTY ENGINEER OF WOODBURY COUNTY, IOWA HAS RECOMMENDED THE ACCEPTANCE AND APPROVAL OF SAID PLAT.

NOW THEREFOR, BE, AND IT IS HEREBY RESOLVED BY THE WOODBURY COUNTY BOARD OF SUPERVISORS, WOODBURY COUNTY, STATE OF IOWA, THAT THE PLAT OF JANET HECK SUBDIVISION, WOODBURY COUNTY, IOWA BE, AND THE SAME IS HEREBY ACCEPTED AND APPROVED, AND THE CHAIRMAN AND SECRETARY OF THE WOODBURY COUNTY BOARD SUPERVISORS OF WOODBURY COUNTY, STATE OF IOWA ARE HEREBY DIRECTED TO FURNISH TO THE OWNERS AND PROPRIETORS A CERTIFIED COPY OF THE RESOLUTION AS REQUIRED BY LAW.

PASSED AND APPROVED THIS 19<sup>th</sup> DAY OF SEPTEMBER, 2023.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 9a. Motion by Nelson second by Ung to receive final report from Zoning Commission recommendation to approve rezone from Agricultural Preservation (AP) to the Agricultural Estates (AE) Zoning District on Parcel #884506200006 (Lot 2 Boyle’s Addition) for Richard and Kimberly Luze. Carried 5-0. Copy filed.
- 10. Reports on committee meetings were heard.

- 9b. A public hearing was held at 4:45 p.m. for Zoning Ordinance Map Amendment to rezone parcel #884506200006 from AP to AE. The Chairperson called on anyone wishing to be heard.

Rich Luze spoke in favor of the amendment.

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

- 9c. Motion by Ung second by Bittinger II to approve the first reading of the Zoning Ordinance Map Amendment (Rezone). Carried 5-0. Copy filed.

11. There were no citizen concerns.

12. Board concerns were heard.

The Board adjourned the regular meeting until September 26, 2023.

Meeting sign in sheet. Copy filed.