

**MAY 8, 2018, NINETEENTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, May 8, 2018 at 4:30 p.m. Board members present were Ung, De Witt, Taylor, Pottebaum, and Radig. Staff members present were Dennis Butler, Budget/Tax Analyst, Karen James, Board Administrative Assistant, Melissa Thomas, Human Resources Director, Joshua Widman, Assistant County Attorney, and Michelle Skaff, Deputy 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 Ung second by Taylor to approve the agenda for May 8, 2018. Carried 5-0 Copy filed.  
Motion by Radig second by De Witt to approve the following items by consent:
3. To approve minutes of the May 1, 2018 meeting. Copy filed.
4. To approve the claims totaling \$660,149.44. Copy filed.
- 5a. To receive County Recorder's Report of Fees Collected for the period of 01/01/18 through 03/31/18. Copy filed.
- 5b. To approve and authorize the Chairperson to sign a Resolution adopting and levying special assessment in the Little Sioux Inter-County Drainage District of Monona, Woodbury, and Harrison Counties, Iowa.

**RESOLUTION #12,719**  
**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN**  
**THE LITTLE SIOUX INTER-COUNTY DRAINAGE DISTRICT OF MONONA,**  
**WOODBURY, AND HARRISON COUNTIES, IOWA**

WHEREAS, the Board of Trustees of the Little Sioux Inter-County Drainage District, in session on the 26th day of February, 2018, requested that the Board of Supervisors levy a special assessment of Sixty-five (65%) Percent of the Original Assessment on all tracts of land, lots, public roads, and railroads in the Little Sioux Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

NOW, THEREFORE, BE IT RESOLVED by the Joint Board of Supervisors of Monona, Woodbury and Harrison Counties, Iowa, acting as a Drainage Board for the Little Sioux Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the Little Sioux Inter-County Drainage District of Monona, Woodbury and Harrison Counties, Iowa, a special assessment in the amount of Sixty-five (65%) Percent of the Original Assessment, and the Auditors of Monona, Woodbury and Harrison Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner as general property taxes are collected pursuant to \$445.36 in the year 2018-2019.

PASSED and APPROVED this 8th day of May, 2018  
 WOODBURY COUNTY BOARD OF SUPERVISORS  
 Copy filed.

To approve and authorize the Chairperson to sign a Resolution adopting and levying special assessment in the McCandless Inter-County Drainage District Monona and Woodbury Counties, Iowa.

**RESOLUTION #12,720**  
**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN**  
**THE MCCANDLESS INTER-COUNTY DRAINAGE DISTRICT OF MONONA**  
**AND WOODBURY COUNTIES, IOWA**

WHEREAS, the Board of Trustees of the McCandless Inter-County Drainage District, in session on the 23rd day of March, 2018, requested that the Board of Supervisors levy a special assessment of Ninety Percent (90%) of the

Original Assessment on all tracts of land, lots, public roads, and railroads in the McCandless Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

**NOW, THEREFORE, BE IT RESOLVED** by the Joint Board of Supervisors of Monona and Woodbury Counties, Iowa, acting as a Drainage Board for the McCandless Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the McCandless Inter-County Drainage District of Monona and Woodbury Counties, Iowa, a special assessment in the amount of Ninety Percent (90%) of the Original Assessment, and the Auditors of Monona and Woodbury Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner as general property taxes are collected pursuant to \$445.36 in the year 2018-2019.

PASSED and APPROVED this 8th day of May, 2018  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

To approve and authorize the Chairperson to sign a Resolution adopting and levying special assessment in the Sandhill-Lakeport Inter-County Drainage District of Monona and Woodbury Counties, Iowa.

**RESOLUTION #12,721**  
**RESOLUTION ADOPTING AND LEVYING SPECIAL ASSESSMENT IN**  
**THE SANDHILL-LAKEPORT INTER-COUNTY DRAINAGE DISTRICT OF MONONA AND**  
**WOODBURY COUNTIES, IOWA**

WHEREAS, the Board of Trustees of the Sandhill-Lakeport Inter-County Drainage District, in session on the 14th day of March, 2018, requested that the Board of Supervisors levy a special assessment of Fifty Percent (50%) of the Original Assessment on all tracts of land, lots, public roads, and railroads in the Sandhill-Lakeport Inter-County Drainage District to procure funds from which to pay the costs and expenses of repair and maintenance incurred.

NOW, THEREFORE, BE IT RESOLVED by the Joint Board of Supervisors of Monona and Woodbury Counties, Iowa, acting as a Drainage Board for the Sandhill-Lakeport Inter-County Drainage District, that there be and is hereby levied upon all tracts of land, lots, public roads, and railroads in the Sandhill-Lakeport Inter-County Drainage District of Monona and Woodbury Counties, Iowa, a special assessment in the amount of Fifty Percent (50%) of the Original Assessment, and the Auditors of Monona and Woodbury Counties, Iowa, be directed and ordered to spread such levy upon said lands, to be collected under \$468.55 in semi-annual installments in the same manner as general property taxes are collected pursuant to \$445.36 in the year 2018-2019.

PASSED and APPROVED this 8th day of May, 2018  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 6a. To approve the appointment of Tarsha Shannon, Civilian Jailer, County Sheriff Dept., effective 05-14-18, \$18.72/hour. Job Vacancy Posted 3-21-18. Entry Level Salary: \$18.72/hour.; and the reclassification of Jacklyn Fox, Asst. County Attorney, County Attorney Dept., effective 05-23-18, \$77,864/year, 8%=\$5,759/year. Per AFSCME Asst. County Attorney Contract agreement, from Step 6 to Step 7. Copy filed.
- 6b. To approve the Title VI Non-Discrimination Agreement between the Iowa Department of Transportation and Woodbury County. Copy filed.
7. To approve and authorize the Chairperson to sign a Resolution fixing date for a meeting on the authorization of a loan agreement and the issuance not to exceed \$550,000 General obligation capital loan notes of Woodbury County, State of Iowa (for essential County purposes), and providing for publication of notice thereof.

**RESOLUTION #12,722**  
**RESOLUTION FIXING DATE FOR A MEETING ON THE**  
**AUTHORIZATION OF A LOAN AGREEMENT AND THE**  
**ISSUANCE OF NOT TO EXCEED \$550,000 GENERAL**  
**OBLIGATION CAPITAL LOAN NOTES OF WOODBURY**

**COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY  
PURPOSES), AND PROVIDING FOR PUBLICATOIN OF  
NOTICE THEREOF**

WHEREAS, it is deemed necessary and advisable that Woodbury County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of General Obligation Capital Loan Notes, to the amount of not to exceed \$550,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose projects as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, STATE OF IOWA:

**That this Board meet in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at 4:45 P.M., on the 22nd day of May, 2018, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for essential county purposes, the proceeds of which notes will be used to provide funds to pay the costs of miscellaneous improvement, repair, maintenance and replacement projects at public buildings, including the Courthouse, Law Enforcement Center, Prairie Hills Facility Anthon Courthouse and WCICC, at a total cost of the projects not to exceed \$1,200,000.**

**The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$550,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.**

**That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.**

**The notice of the proposed action to issue notes shall be in substantially the following form:**

**(TO BE PUBLISHED NOT LESS THAN 4 NOR MORE THAN 20 DAYS BEFORE THE HEARING)**

**NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, STATE OF IOWA,  
ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT AND THE  
ISSUANCE OF NOT TO EXCEED \$550,000 GENERAL OBLIGATION CAPITAL LOAN NOTES OF THE  
COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF**

PUBLIC NOTICE is hereby given that the Board of Supervisors of Woodbury County, State of Iowa, will hold a public hearing on the 22nd day of May, 2018, at 4:45 P.M., in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$550,000 General Obligation Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of miscellaneous improvement, repair, maintenance and replacement projects at public buildings, including the Courthouse, Law Enforcement Center, Prairie Hills Facility Anthon Courthouse and WCICC at a total cost of the projects not to exceed \$1,200,000. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of the County thereunder or will abandon the proposal to issue said Notes.

This notice is given by order of the Board of Supervisors of Woodbury County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 8th day of May, 2018.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 8a. To approve the lifting tax suspension for petitioners who failed to re-certify their income or income does not qualify for continues tax suspension. Copy filed.
- 8b. To approve and authorize the Chairperson to sign a Resolution approving petition for suspension of taxes for Linda Gale, parcel #894720377007, 1623 Myrtle St., Sioux City.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,723  
RESOLUTION APPROVING PETITION FOR SUSPENSION OF TAXES**

**WHEREAS**, Linda Gale, is the titleholder of property located at 1623 Myrtle Street, Sioux City, Woodbury County, Iowa, and legally described as follows:

**Parcel # 8947 20 377 007**

**NORTH SIOUX CITY LOT 1 BLK 23**

**WHEREAS**, Linda Gale, is the titleholder of the aforementioned property have 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 8th day of May, 2018  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Carried 5-0.

- 9. A public hearing was held at 4:35 p.m. for the sale of parcel #894729101028, 1621 Villa Ave. The Chairperson called on anyone wishing to be heard.

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

Motion by Radig second by Ung to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894729101028, 1621 Villa Ave., to Natalie Bass, 1619 Villa Ave., Sioux City, IA, for \$189.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD  
OF SUPERVISORS OF WOODBURY COUNTY, IOWA**

**RESOLUTION #12,724**

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

**By Natalie A. Bass** in the sum of One Hundred Eighty-Nine Dollars & 00/100 (\$189.00)-----  
-----dollars.

For the following described real estate, To Wit:

**Parcel #894729101028**

**The East One-half (E ½) of the vacated North/South alley abutting the South One Hundred Feet (S 100') of Lot 5 (5), Block Three (3), South Smith's Villa Addition to Sioux City, Woodbury County, Iowa (1621 Villa Ave.)**

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 8<sup>th</sup> Day of May, 2018.

WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

10. Motion by Radig second by Ung to approve the Woodbury County Police Week Proclamation May 13-19, 2018. Carried 5-0. Copy filed.
12. Motion by Taylor second by Radig to approve the purchase of PC's and monitors and the hiring of two part-time employees. Carried 5-0. Copy filed.
13. Motion by Radig second by Taylor to refund the SSMID Levy amount paid for FY15 and FY16 by individuals that owned residential classed parcels within the SSMID and paid into the SSMID levy during that time. Carried 5-0. Copy filed.
11. A public hearing was held at 4:45 p.m. for 3<sup>rd</sup> Tower Lease Amendment with New Cingular. The Chairperson called on anyone wishing to be heard.

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

Motion by Taylor second by Ung to approve the 3<sup>rd</sup> Tower Lease Amendment with New Cingular. Carried 5-0. Copy filed.

- 14a. Bid letting was held for a pickup truck. The bids are as follows:

Knoepfler Chevrolet, Sioux City, IA                      \$34,478.00

Motion by Radig second by De Witt to receive the bids and award the bid to Knoepfler Chevrolet for \$34,478.00. Carried 5-0. Copy filed.

- 14b. Bid letting was held for a tandem truck. The bids are as follows:

Cornhusker Intl., Sioux City, IA	\$179,961.36
Cornhusker Intl., Sioux City, IA	\$169,383.36
Cornhusker Intl., Sioux City, IA	\$166,763.12
Cornhusker Intl., Sioux City, IA	\$173,846.36
Rees Mack Sales & Service, Lawton, IA	\$171,017.00
Istate Truck Center, Sioux City, IA	\$175,003.00
Boyer Trucks, Sioux Falls, SD	\$164,240.00

Motion by De Witt second by Ung to receive the bids and refer them to the County Engineer for his recommendation. Carried 5-0. Copy filed.

- 14c. Bid letting was held for hydraulic excavator. The bids are as follows:

TranSource Truck & Equipment, Inc., Sioux Falls, SD	\$254,474.00
TranSource Truck & Equipment, Inc., Sioux Falls, SD	\$238,834.00
Murphy Tractor & Equipment, Sioux City, IA	\$256,500.00
Ziegler Caterpillar, Sioux City, IA	\$344,633.93
Rueter's, Sioux City, IA	\$212,150.00

Motion by Ung second by Radig to receive the bids and refer them to the County Engineer for his recommendation. Carried 5-0. Copy filed.

- 14e. Motion by Taylor second by Radig to award the PCC Overlay project to Cedar Valley Corporation, LLC, Waterloo, IA, for \$2,354,844.71. Carried 5-0. Copy filed.
- 14d. Motion by Radig second by Pottebaum to approve the final pay voucher for project #FM-CO97(131)—55-97. Carried 5-0. Copy filed.
15. The Board heard reports on committee meetings.
16. There were no citizen concerns.
17. Board concerns.

The Board adjourned the regular meeting until May 15, 2018.

Meeting sign in sheet. Copy filed.