

DECEMBER 22, 2020, FIFTY-SECOND MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, December 22, 2020 at 4:30 p.m. Board members present were Radig, Ung, Wright, De Witt, and Pottebaum. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, HR Director, Joshua Widman, Board Attorney, Dennis Butler, Budget/Tax Analyst 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 Ung second by Radig to approve the agenda for December 22, 2020, Carried 5-0. Copy Filed.

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

3. To approve minutes of the December 15, 2020 meeting. Copy filed.
4. To approve the claims totaling \$891,846.28. Copy filed.
- 5a. To approve the lifting of tax suspension for Keith DeWayne Baker, parcel #0367430, 2101 Nash St. Copy filed.
- 5b. To approve the lifting of tax suspension for Marshall Uhl, parcel #864208200004, 4395 Liston Blvd. Copy filed.
- 5c. To approve and authorize the Chairperson to sign a Resolution approving petition for suspension of taxes for William Richardson, parcel #884730457901, 509 ½ 2nd St., Sioux City.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,107
RESOLUTION APPROVING PETITION FOR SUSPENSION OF TAXES**

WHEREAS, William Richardson, is the titleholder of property located at 509 ½ - 2nd Street, Sergeant Bluff, IA, Woodbury County, Iowa, and legally described as follows:

Parcel #884730457901

BLL ON PARCEL 884730457012

WHEREAS, William Richardson 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 22nd day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5d. To approve and receive for signatures a Resolution Thanking and Commending Todd Wieck for his years of service to Woodbury County.

**RESOLUTION #13,108
A RESOLUTION THANKING AND COMMENDING
TODD WIECK**

FOR HIS SERVICES TO WOODBURY COUNTY

WHEREAS, Todd Wieck has capably served Woodbury County as an employee of the County Sheriff Department for 30 years from July 5, 1990 to December 31, 2020.

WHEREAS, the service given by Todd Wieck as a Woodbury County employee, has been characterized by his dedication to the best interests of the citizens of Woodbury County; and

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA that the undersigned members of this Board thanks and commends Todd Wieck for his 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, Todd Wieck.

BE IT SO RESOLVED this 22nd day of December 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6a. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Dreamhomes LLC, vin #4794193N119.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,109
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Dreamhomes LLC is the titleholder of a mobile home VIN 4794193N4119 located in Woodbury County, Iowa and legally described as follows:

VIN# 4794193N4119 1994 Huntington

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

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 22nd day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6b. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Louis & Mary Springer, vin #5497.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,110
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Louis & Mary Sprenger is the titleholder of mobile home VIN #5497 located in Woodbury County, Iowa and legally described as follows:

VIN #5497 1976 Clifton

WHEREAS, the above-stated property has taxes payable including special assessments and the property is owned by Louis & Mary Sprenger.

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 22nd day of December, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 6c. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Mary Jo Ahlquist, vin #015603771.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,111
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Mary Jo Ahlquist is the titleholder of mobile home VIN #015603771 located in Woodbury County, Iowa and legally described as follows:

VIN #015603771 1976 Skyline

WHEREAS, the above-stated mobile homes has taxes payable including special assessments and the mobile homes are owned by Mary Jo Ahlquist.

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 22nd day of December, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 6d. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Lucas Celeya, vin #M605142.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,112
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Lucas Celeya is the titleholder of a mobile home VIN #M605142 located in Woodbury County, Iowa and legally described as follows:

VIN #M605142 1978 Holly Park

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

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 22nd day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6e. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Dan Gaiser, vin #M528.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,113
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Dan Gaiser is the titleholder of a mobile home VIN M528 located in Woodbury County, Iowa and legally described as follows:

VIN #M528 1971 Kenwood

WHEREAS, the above-stated mobile home has taxes payable including special assessments and the mobile home is owned by Dan Gaiser

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 22nd day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 6f. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Rosdael Hernandez, vin #0348V.

**WOODBURY COUNTY, IOWA
RESOLUTION #13,114
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Rosdael Hernandez is the titleholder of a mobile home VIN #N0348V located in Woodbury County, Iowa and legally described as follows:

VIN #N0348V 1985 Friendship

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

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 22nd day of December, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 6g. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Affordable Housing, vin #47975767712AB.

WOODBURY COUNTY, IOWA
RESOLUTION #13,115
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, Affordable Housing is the titleholder of a mobile home VIN #47975767712AB located in Woodbury County, Iowa and legally described as follows:

VIN #47975767712AB 1997 Huntington

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

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 22nd day of December, 2020.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7a. To approve the promotion of Pat Hinrichsen, % Deputy Lieutenant-80%, County Sheriff Dept., effective 12-28-20, \$92,170.76/year, 19%=\$14,831.24/yr. Promotion from Deputy Sergeant to % Deputy Lieutenant.; the promotion of Troy Tadlock, Deputy Sergeant, County Sheriff Dept., effective 12-28-20, \$37.04/hour, 8%=\$2.82/hr. Promotion from Master Deputy to Deputy Sergeant.; the promotion of Randy Uhl, Civilian Lieutenant-Jail, County Sheriff Dept., effective 12-28-20, \$74,966/year, 18%=\$11,657.84/yr. Promotion from Jail Sergeant to Lieutenant.; the appointment of Anna Graves, P/T Youth Worker, Juvenile Detention Dept., effective 12-29-20, \$19.83/hour. Job Vacancy Posted 8-5-20. Entry Level Salary: \$19.83/hour.; the separation of Martin Pottebaum, Supervisor, Board of Supervisors. Other.; and the separation of Todd Wieck, % Deputy Major, County Sheriff Dept., effective 12-31-20. Retirement. Copy filed.

- 7b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for % Deputy Lieutenant-80%, County Sheriff Dept. \$92,170.76/year.; and for Deputy Sergeant, County Sheriff Dept. CWA: \$37.04/hour. Copy filed.
- 7c. Presentation of Award Certificate to Alyse Morris. Copy filed.
- 7d. To approve the request of Todd Wieck to remain on the County health and dental insurance. Copy filed.

Carried 5-0.

8. A public hearing was held at 4:35 p.m. for the sale of parcel #894726354003, 3209 3rd St. The Chairperson called on anyone wishing to be heard.

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

Motion by Ung second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894726354003, 3209 3rd St., to Terry Honeycutt, Jr. & Kelsey Clark, 301 Logan St., Sioux City, for \$1.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RSOLUTION #13,116**

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

By Terry A. Honeycutt Jr. and Kelsey J. Clark in the sum of One Dollar & 00/100 (\$1.00)-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894726354003

East Forty-four and two-thirds feet, (E 44 & 2/3') of Lots One (1), Two (2), and Three (3) in Block One (1) of Gaughrans 2nd Addition, City of Sioux City, Woodbury County, Iowa (3209 3rd 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 22nd Day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 9a. Motion by De Witt second by Ung to approve the following applicants to the Planning and Zoning Commission for the following terms:

Corey Meister, effectively immediately, for the partial term ending 12/31/21

Jeffrey O'Tool, effective immediately, for the partial term ending 12/31/23

Chris Zellmer Zant, effective 1/1/21 for the full term ending 12/31/25

Carried 5-0. Copy filed.

- 9b. Motion by Pottebaum second by De Witt to approve the following applicants to the Board of Adjustment for the following terms:

Pam Clark, effective immediately, for the partial term ending 12/31/20

Daniel Hair, effective immediately, for the partial term ending 12/31/23

Pam Clark, effective 1/1/21, for the full term ending 12/31/25

Carried 5-0. Copy filed.

- 9c. Motion by Radig second by De Witt to approve and authorize the Chairperson to sign a Resolution for Construction Evaluation Resolution relating to construction permits for large animal confinement operations. Carried 5-0.

RESOLUTION #13,117
CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2021 and January 31, 2022 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

SO RESOLVED this 22nd day of December, 2020.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

10. The Board heard reports on committee meetings.
11. There were no citizen concerns.

12. Board concerns were heard.

The Board adjourned the regular meeting until December 29, 2020.

Meeting sign in sheet. Copy filed.