

November 7, 2017, FORTY-THIRD MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, November 7, 2017 at 4:30 p.m. Board members present were Radig, Ung, Taylor, De Witt, and Pottebaum. Staff members present were Dennis Butler, Budget/Tax Analyst, Karen James, Board Administrative Assistant, Ed Gilliland, Human Resources Director, Patrick Jennings, County Attorney, 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. Citizen concerns.
2. Motion by Taylor second by Ung to approve the Agenda for November 7, 2017. 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 October 24, 2017 meeting. Copy filed.
4. To approve the claims totaling \$1,607,881.73. Copy filed.
- 5a. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for New Life in Christ Inc., parcel #894730151007

**WOODBURY COUNTY, IOWA
RESOLUTION #12,647
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, New Life in Christ Inc. is the titleholder of real estate Parcel #894730151007 located in Woodbury County, Iowa and legally described as follows:

Parcel #894730151007

BRADSTREET LOTS 3-6 BLK 8

WHEREAS, the above-stated property has taxes owing for the 2017-2018 tax year, and the parcel is owned by New Life in Christ Inc.; and

WHEREAS, the organization, namely New Life in Christ Inc. 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

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, 427.3 for the taxes owed for the tax year 2017-2018, and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

SO RESOLVED this 7th day of November, 2017.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 5b. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for Virasack Phonphiboun, building on leased land for a mobile home that had a junking certificate issued on 5-2-16, the deck and shed were also removed and no longer assessed, parcel #884730301923, taxes dues for 2017-2017, total for \$40.00 plus interest.

**WOODBURY COUNTY, IOWA
RESOLUTION #12,648
RESOLUTION APPROVING ABATEMENT OF TAXES**

WHEREAS, Virasack Phonphiboun is the titleholder of a building on leased land Parcel #884730301923 located in Woodbury County, Iowa and legally described as follows:

Parcel #884730301923

SERGEANT BLUFF CITY B/LL LOT 246 LOC ON P 641374 RAIL ADDN

WHEREAS, the above-stated property has taxes payable including special assessments and the parcel is owned by Virasack Phonphiboun.

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 7th day of November, 2017.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5c. To approve and authorize the Chairperson to sign a Resolution approving abatement of taxes for James Coon, building on leased land for a mobile home that had a junking certificate issued on 6-30-16 and is no longer assessed, parcel #864431100901, taxes due for 2017-2018, total for \$54.00 plus interest.

WOODBURY COUNTY, IOWA
RESOLUTION #12,649
RESOLUTION APPROVING ABATEMENT OF TAXES

WHEREAS, James Coon is the titleholder of a building on leased land Parcel #864431100901 located in Woodbury County, Iowa and legally described as follows:

Parcel #864431100901

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WHEREAS, the above-stated property has taxes payable including special assessments and the parcel is owned by James Coon

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 7th day of November, 2017.
WOODBURY COUNTY BOARD OF SUPERVISORS
Copy filed.

- 5d. To approve the lifting of tax suspension for Kathryn White, 1309 Main St., Sioux City, parcel #894729228009. Copy filed.
- 6a. To approve and authorize the Chairperson to sign a Resolution setting the public hearing date and sale date of parcel #894720160014 & #894720160013, 2211 & 2300 Rebecca St.

RESOLUTION #12,650
NOTICE OF PROPERTY SALE

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

**Southerly 55 feet Lot 10 Block 1 Pendleton Hill Addition to City of Sioux City, Woodbury County, Iowa
(2211 Rebecca Street)**

**Lot 10 except the southerly 55 feet in Block 1 of Pendleton Hill Addition, City of Sioux City, Woodbury County,
Iowa
(2300 Rebecca 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 **21st Day of November, 2017 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 **21st Day of November, 2017**, 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 \$2.00** plus recording fees.

Dated this 7th Day of November, 2017.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 6b. To approve and authorize the Chairperson to sign a Resolution setting the public hearing date and sale date of
parcel #894730257010, 2205 W. 2nd St.

RESOLUTION #12,651
NOTICE OF PROPERTY SALE

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

**E 4 feet Lot 11 & Lot 12 in Block 20, City of Sioux City, Woodbury County, Iowa
(2205 W. 2nd 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 **21st Day of November, 2017 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 **21st Day of November, 2017**, 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 \$183.00** plus recording fees.

Dated this 7th Day of November, 2017.
 WOODBURY COUNTY BOARD OF SUPERVISORS
 Copy filed.

7. To approve the appointment of Likeisha Dotson, Civilian Jailer, County Sheriff Dept., effective 11-10-17, \$18.72/hour. Job Vacancy Posted 9-29-17. Entry Level Salary: \$18.72/hour.; and the reclassification of Kyle Wiig, Civilian Jailer, County Sheriff Dept., effective 11-19-17, \$19.48/hour, 4.6%=\$.76/hour. Per CWA Civilian Officers Contract agreement, from Class 3 to Class 2. Copy filed.

Carried 5-0.

- 8a. A public hearing was held at 4:35 p.m. for the sale of parcel #884332491002. The Chairperson called on anyone wishing to be heard.

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

Motion by Ung second by Taylor to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #884332491002, to Floyd & Charlene Boyer, Box 279, 302 E. Brady St., Anthon, for \$123.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
 OF SUPERVISORS OF WOODBURY COUNTY, IOWA
 RESOLUTION #12,652**

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

By Floyd R. Boyer & Charlene K. Boyer in the sum of **One Hundred Twenty-Three Dollars & 00/100 (\$123.00)**-----dollars.

For the following described real estate, To Wit:

Parcel #884332491002

East 10 feet of West 100 feet of West ½ of Lot 50 of the Auditor's Subdivision, Section 32 and 33, Township 88, Range 43, City of Anthon, in the County of Woodbury and State of Iowa

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 7th Day of November, 2017.
 WOODBURY COUNTY BOARD OF SUPERVISORS
 Copy filed.

- 8b. A public hearing was held at 4:37 p.m. for the sale of parcel #894729128012, 711 Center St. The Chairperson called on anyone wishing to be heard.

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

Motion by Taylor second by De Witt to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894729128012, 711 Center St., to Martin Lastor, 1717 Allan St., Sioux City, for \$199.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD
OF SUPERVISORS OF WOODBURY COUNTY, IOWA
RESOLUTION #12,653**

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

By Martin Lastor in the sum of **One Hundred Ninety-Nine Dollars & 00/100 (\$199.00)**-----
-----dollars.

For the following described real estate, To Wit:

Parcel #894729128012

**Lot 3 Block 2 Tredway's Addition to Sioux City, in the County of Woodbury and State of Iowa
(711 Center 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 7th Day of November, 2017.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

9. Motion by Taylor second by Radig to give Ronald Polly credit in the amount of the cost of the previously installed culvert to be applied to the installation of new access to his property off Kossuth Ave. Carried 3-2 on a roll call vote; De Witt and Ung were opposed. Copy filed.
- 10a. Information was presented by Kenny Schmitz, Building Services, on LEC HVAC compressor failure. Copy filed.
- 10b. Motion by Taylor second by Ung to approve the Woodbury County Courthouse HVAC Project #1, bid contracts, construction fees, and any associated standard contingency repair costs required in the amount of \$735,900.00. Carried 5-0. Copy filed.
- 10c. Motion by Taylor second by Radig to set public hearing date for Woodbury County Courthouse HVAC Project #1 for November 13, 2017 at 4:45 p.m. Carried 5-0. Copy filed.
11. Motion by Radig second by Ung to approve the contract to provide temporary detention beds for youth with Omaha Nation for \$100.00 a day. Carried 5-0. Copy filed.

12. Motion by Taylor second by Ung to approve the hiring of one full-time paramedic at a cost of \$36,500.00 from local option sales tax proceeds immediately due to the changes in operations at Siouxland Paramedics effective January 1, 2018. Failed 2-3 on a roll call vote; De Witt, Pottebaum and Radig were opposed. Copy filed.

Motion by Pottebaum second by Ung to approve the hiring of (2) full-time operations officers, paramedics and (1) ¾ part-time operations officer, paramedic immediately due to the changes in operations at Siouxland Paramedics effective January 1, 2018. Failed 1-4 on a roll call vote; De Witt, Radig, Taylor and Ung were opposed. Copy filed.

13. Motion by Ung second by Taylor to approve and authorize the Chairperson to sign and send the open response letter to the Taxpayers Research Council on behalf of the Woodbury County Board. Carried 5-0. Copy filed.
14. Motion by Ung second by De Witt to approve and authorize the Chairperson to sign a Resolution to join the Rolling Hills Community Services Region. Carried 4-1 on a roll call vote; Pottebaum was opposed.

**RESOLUTION OF THE BOARD OF SUPERVISORS
OF WOODBURY COUTY, IOWA:
RESOLUTION #12,654
RESOLUTION TO JOIN THE ROLLING HILLS COMMUNITY SERVICES REGION**

WHEREAS, on October 3, 2017, the Woodbury County Board of Supervisors approved a Resolution to Withdraw from the Sioux Rivers Regional Mental Health and Disabilities Services and thereafter gave written notice to the Sioux Rivers Regional Mental Health and Disabilities Services ("Sioux Rivers Region") of its intent to withdraw; and

WHEREAS, on October 10, 2017, the Woodbury County Board of Supervisors voted to enter into discussions with the Rolling Hills Community Services Region ("Rolling Hills Region") regarding the possibility of Woodbury County joining the Rolling Hills Region; and

WHEREAS, Woodbury County appreciates the positive and productive discussions with the Rolling Hills Region and the Iowa Department of Human Services regarding the potential for Woodbury County to join the Rolling Hills Region and is committed to continuing to work cooperatively with the Rolling Hills Region to effectuate the proposed joinder; and

WHEREAS, Woodbury County desires to join the Rolling Hills Region as of July 1, 2018. NOW, THEREFORE, BE IT RESOLVED that:

1. Woodbury County hereby makes a written request to the Rolling Hills Region Governing Board to become a member county of the Rolling Hills Region.
2. Woodbury County agrees to abide by the terms of the 28E Agreement of the Rolling Hills Region and has the legal power and authority to do so under applicable law.
3. The Chairman of the Woodbury County Board of Supervisors is authorized to execute the 28E Agreement of the Rolling Hills Region on behalf of Woodbury County and take all other necessary and appropriate action to allow Woodbury County to become a member of the Rolling Hills Region, including but not limited to, appointing one member of the Board of Supervisors to represent Woodbury County on the Rolling Hills Region Governing Board.

SO DATED this 7th day of November, 2017.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

Dick Owens, Sioux City, presented a letter to the Board regarding the withdrawal from the Sioux Rivers Region. Motion by Ung second by Pottebaum to receive the letter. Motion carried 5-0. Copy filed.

15. The Chairperson reported on the day-to-day activities.
16. Board members gave their reports on committee meetings.

17. Kathy Roberts, Siouxland Mental Health, thanked the Board for their support.

18. Board members expressed their concerns.

The Board adjourned the regular meeting until November 14, 2017.

Meeting sign in sheet. Copy filed.