

**SEPTEMBER 27, 2016, THIRTYSIXTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, September 27, 2016 at 4:10 p.m. Board members present were Monson, Ung, Clausen, Taylor, and Smith. Staff members present were Dennis Butler, Budget/Tax Analyst, Karen James, Board Administrative Coordinator, Ed Gilliland, Human Resources Director and Patrick Gill, Auditor /Clerk to the Board.

An informational tour was taken to inspect the repairs to the windows of Courtroom 203.

1. The meeting was called to order with the Pledge of Allegiance to the Flag and a Moment of Silence.
  2. There were no citizen concerns.
  3. Motion by Monson second by Smith to approve the Agenda for September 27, 2016. Carried 5-0. Copy filed.
  4. Motion by Clausen second by Taylor to approve the minutes of the September 20, 2016 Board meeting. Carried 5-0. Copy filed.
  5. Motion by Taylor second by Ung to approve the claims totaling \$681,444.91. Carried 5-0. Copy filed.
  6. There was a presentation of a resolution thanking and commending Jim Clark for his years of service to Woodbury County. Copy filed.
  7. There was a presentation of a resolution thanking and commending Jean Jessen for her years of service to Woodbury County. Copy filed.
  - 8a. A public hearing was held at 4:40 p.m. for the lease/purchase agreement with Motorola, Inc. for the purchase of new Law Enforcement radios. Copy filled.
- Motion by Clausen second by Ung to close the public hearing. Carried 5-0.
- 8b. Motion by Monson second by Smith to approve a resolution authorizing the county to enter into a lease/purchase agreement with Motorola for the purchase of new Law Enforcement radios for the Sheriff's office and to authorize the chairman to sign the agreement. Carried 5-0. Copy filed.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
OF WOODBURY COUNTY, IOWA  
RESOLUTION #12,435**

WHEREAS, the Sheriff's Department proposes to purchase radios compatible with the new statewide radio system using a lease purchase method; and

WHEREAS, it is deemed necessary and advisable that Woodbury County, Iowa should enter into a lease-purchase agreement with Motorola Solutions, Inc. with costs not to exceed \$700,743.33, as authorized by Sections 331.301(10)(d) and 331.443 of the Code of Iowa, for the purpose of providing funds to pay costs of acquiring these radios; and

WHEREAS, the term of the proposed lease does not exceed the economic life of the personal property to be acquired; and

WHEREAS, the first lease payment is not due and payable until October 1, 2017 and thus no appropriation of funds for this lease-purchase agreement is being hereby authorized at this time; and

WHEREAS, pursuant to a notice published as required by Sections 331.301 and 331.443 of the Code of Iowa, this Board held a public hearing and meeting upon the proposal to enter into this lease-purchase agreement and the Board is therefore now authorized to proceed with the authorization of the lease-purchase agreement.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. The County is hereby authorized to enter into the lease-purchase agreement with Motorola Solutions, Inc. for the lease-purchase of radios compatible with the new statewide radio system for the Sheriff's Department with costs not to exceed \$700,743.33 in substantially the same form as was presented at the public hearing and meeting. The County designates and authorizes the Chairman of the Board of Supervisors to execute on behalf of the County the subject lease-purchase agreement and any other related documents necessary to the consummation of the transaction contemplated by the lease-purchase agreement.

Section 2. The Board has determined that a true and very real need exists for the acquisition of the personal property described in the lease-purchase agreement between the County and Motorola Solutions, Inc. and that entering into the lease-purchase agreement is in the best interests of the County.

SO DATED this 27<sup>th</sup> day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 8c. Motion by Taylor second by Monson to approve and authorize the Chairperson to sign a Resolution fixing date for a public hearing on the proposition of a lease/purchase agreement for new radio equipment for the Conservation and Emergency Services departments. Carried 5-0.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
OF WOODBURY COUNTY, IOWA  
RESOLUTION #12,428**

WHEREAS, the Emergency Services and Conservation Departments propose to purchase radios compatible with the new statewide radio system using a lease purchase method; and

WHEREAS, it is deemed necessary and advisable that Woodbury County, Iowa should enter into a lease-purchase agreement with Motorola Solutions, Inc. with costs not to exceed \$156,824.88, as authorized by Sections 331.301(10)(d) and 331.443 of the Code of Iowa, for the purpose of providing funds to pay costs of acquiring these radios; and

WHEREAS, the term of the proposed lease does not exceed the economic life of the personal property to be acquired; and

WHEREAS, the lease-purchase agreement shall be payable from the debt service fund; and

WHEREAS, before a lease-purchase agreement may be authorized, it is necessary to comply with the provisions of the Code, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposed to take action for the authorization of the lease-purchase agreement and to receive oral and/or written objections from any resident or property owner of Woodbury County, Iowa to such action.

NOW, THEREFORE, BE IT RESOLVED a Public Hearing on this proposal to execute a lease-purchase agreement for radios compatible with the new statewide radio system for the Emergency Services and Conservation Departments shall be held at 4:40 p.m. on Tuesday, October 4, 2016 at the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa; and

BE IT FURTHER RESOLVED that the Woodbury County Auditor is directed to publish the attached Notice of Public Hearing.

SO DATED this 27<sup>th</sup> day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

9. Information was presented to change medical service provider in jail and request further information with submitted proposals. Copy filed.

10. Motion by Smith second by Clausen to approve request of \$1,000.00 from the Rural Economic Development department budget to support the regional entrepreneur grant competition, "Swimming with the Sharks". Carried 3-2; Taylor and Ung opposed. Copy filed.
- 11a. Motion by Clausen second by Taylor to approve the reclassification of Georgeann Pettigrew, Clerk II, Building Service Dept., effective 10-09-16, \$17.18/hour, 5%=\$.82/hr. Per AFSCME Courthouse Contract agreement, from Grade 3/Step 2 to Grade 3/Step 3. Carried 5-0. Copy filed.
- 11b. Motion by Monson second by Taylor to authorize the Chairperson to sign the Authorization to initiate the hiring process for Secretary III, County Attorney Dept., AFSCME Courthouse: \$18.94/hour. Carried 5-0. Copy filed.
- 11c. Motion by Taylor second by Ung to approve a new employee handbook. Carried 5-0. Copy filed.
- 12a. Motion by Monson second by Clausen to approve the lifting of tax suspension of Michael Chaussee, parcel #894723385012, 3534 Park View Blvd. Carried 5-0. Copy filed.
- 12b. Motion by Clausen second by Taylor to approve and authorize the Chairperson to sign a Resolution for tax suspension for Richard Morgan, parcel #884707427004, 4218 Natalia Way. Carried 5-0.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,429  
RESOLUTION APPROVING PETITION FOR SUSPENSION OF TAXES**

**WHEREAS**, Richard Morgan, is the titleholder of property located at 4218 Natalia Way, Sioux City, IA, Woodbury County, Iowa, and legally described as follows:

**Parcel 8847 07 427 004**

**LINCOLNSHIRE ADDN 1S LOT 18**

**WHEREAS**, Richard Morgan, is the titleholder of the aforementioned properties have petitioned the Board of Supervisors for a suspension of taxes pursuant to the 2009 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 27th day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 12c. Motion by Clausen second by Smith to approve and authorize the Chairperson to sign a Resolution for abatement of taxes for parcels #884714300001, #884723100001, #884723100002, and #88472310004. Carried 5-0.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,430  
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 27th day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 12d. Motion by Ung second by Monson to receive for signatures a Resolution thanking and commending Gene Hacker for his service to Woodbury County. Carried 5-0.

**WOODBURY COUNTY, IOWA  
RESOLUTION #12,431  
A RESOLUTION THANKING AND COMMENDING  
GENE HACKER  
FOR HIS SERVICE TO WOODBURY COUNTY**

**WHEREAS**, Gene Hacker has capably served Woodbury County as an employee of the Woodbury County Sheriff's Office for 17 years from January 29, 1999 to October 4, 2016; and

**WHEREAS**, the service given by Gene Hacker 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 Gene Hacker 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, Gene Hacker.

**BE IT SO RESOLVED** this 27th day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 13a. Motion by Smith second by Taylor to approve and authorize the Chairperson to sign a Resolution authorizing tax abatement for Sioux City Riverboat Corp, Inc., the boat was removed in November 2014 and should not be assessed for 2015, parcel #894733209901, taxes for 2016-17 \$78,578.00. Carried 5-0.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,432**  
**RESOLUTION APPROVING ABATEMENT OF TAXES**

**WHEREAS**, Sioux City Riverboat Corp. Inc. is the titleholder of a building on leased land Parcel #894733209901 located in Woodbury County, Iowa and legally described as follows:

Parcel #894733209901

SIoux CITY EAST AUD 1943 PLAT PT GOV T LOTS 1-2 33-89-47

**WHEREAS**, the above-stated property has taxes payable including special assessments and the parcel is owned by Sioux City Riverboat Corp. Inc.

**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 27th day of September, 2016  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 13b. Motion by Taylor second by Monson to approve and authorized the Chairperson to sign a Resolution authorizing tax abatement for James Coon, building on leased land for mobile home that has been junked, parcel #864431100901, taxes for 2016-17 \$54.00. Carried 5-0.

**WOODBURY COUNTY, IOWA**  
**RESOLUTION #12,433**  
**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

LITTLE SIOUX TOWNSHIP EX AN IRREG TCT BEING 1627.43 FT ON N X 1409.8 FT ON S E 1/2 W 1/2 N  
1/2 SEC 3 1-86-44 MOBILE HOME

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

**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 and hereby directs the Woodbury County Treasurer to abate these aforementioned taxes from the tax records.

**SO RESOLVED** this 27th day of September, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 14a. Motion by Clausen second by Smith to award the contract for project #P-76 RCB extension project to Dixon Construction for \$107,799.00. Carried 5-0. Copy filed.
- 14b. Motion by Monson second by Clausen to approve to approve and authorize the Chairperson to sign the certificate of the RISE project #RC-CO97(119)---9A-97. Carried 5-0. Copy filed.

The Board recessed for a meeting of the Orton Slough Drainage District.

The Supervisors meeting was called back to order.

The Board recessed for a meeting of the Wolf Creek Drainage District.

The Supervisors meeting was called back to order.

17. There was information presented on Iowa Policy Project data on raising the minimum wage in Woodbury County. Copy filed.
18. Motion by Ung second by Taylor to receive for signatures a Resolution explaining Woodbury County's position on raising wages. Motion by Smith second by Clausen to amend the resolution to include the formation of a task force to study the impact of a raise of the minimum wage in Woodbury County. Failed 2-3; Monson, Taylor and Ung opposed. Original motion carried 3-2; Clausen and Smith opposed.

**RESOLUTION OF THE BOARD OF SUPERVISORS  
OF WOODBURY COUNTY, IOWA  
RESOLUTION #12,434**

WHEREAS, wages and income affect the ability of individuals and families to provide for themselves and the freedom to pursue their own happiness; and

WHEREAS, the proper role of Woodbury County as a local government is to provide the conditions for sound economic growth and act as partners with other local jurisdictions and governmental bodies in the region; and

WHEREAS, Woodbury County has recently renewed a cooperative relationship with increased communication and cooperation with the City of Sioux City on a major economic development project with the Ag Expo Center as part of a transformative Reinvestment District; and

WHEREAS, a majority of Woodbury County's employers reside in the City of Sioux City and the City of Sergeant Bluff and the county respects the right of self-governance and "government closest to the people," a city council, to decide if a historically state or federal issue should be decided otherwise; and

WHEREAS, other valued communities within rural Woodbury County — Merville, Sloan, Lawton, Correctionville, Anthon, Pierson, Salix, Danbury, Bronson, Hornick, Smithland, Cushing, and Oto— who desire to increase higher minimum wages in their respective cities have the ability to do so without the imposition of the County; and

WHEREAS, many job creators in Woodbury County pay far above the state and federal minimum wage, which are entry-level wages into the workforce; and

WHEREAS, Woodbury County focuses on entrepreneurial conditions wherein job creators desire to startup, expand, or relocate with partners like the Siouxland Initiative and other private industry that has contributed to the conditions wherein job creators have created unprecedented capital investment in our region and high-paying jobs far above the state or federal minimum wage; and

WHEREAS, the current data for Woodbury County/Sioux City "laborshed" according to the Iowa Economic Development Authority has risen for five years consecutively and is now on average \$16.81 per hour regionally and \$18.72 per hour in Sioux City; and

NOW, THEREFORE, BE IT RESOLVED that the Woodbury County Board of Supervisors champions economic growth and higher living wages for all residents in keeping with the best tradition of improving quality of life and the pursuit of economic and individual prosperity.

BE IT SO RESOLVED this 27<sup>th</sup> day of September, 2016.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 19a. Motion by Monson second by Taylor to approve the reallocation of \$3,485.00 CIP funding from CIP #A13-17 to LEC Courtroom audio/video and to subsequently approve the repair/upgrade LEC Courtroom audio/video upgrade in the amount of \$3,485.00. Carried 5-0. Copy filed.
- 19b. Motion by Monson second by Taylor to approve a contract with Mid-Continental Restoration for the emergency repair of terra cotta on the exterior of the Courthouse and the reallocate \$50,000.00 from 2017 CIP #C1-17 Trosper Hoyt tuck-pointing to Courthouse exterior terra cotta repair. Carried 5-0. Copy filed.
20. The Chairperson reported on day to day activities.
21. The Board members reported on their committee meetings.
22. There were no citizen concerns.
23. Board members presented their concerns and comments.

The Board adjourned the regular meeting until October 4, 2016.

Meeting sign in sheet. Copy filed.