

**DECEMBER 19, 2017, FORTY-NINTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, December 19, 2017 at 2:00 p.m. Board members present were Ung, De Witt, and Pottebaum; Radig and Taylor joined the meeting late. Staff members present were Dennis Butler, Budget/Tax Analyst, Karen James, Board Administrative Assistant, Ed Gilliland, Human Resources Director, Joshua Widman, Assistant County Attorney, and Patrick Gill, Auditor/Clerk to the Board.

1a. Motion by Pottebaum second by Ung to receive the General Relief administration budget as submitted. Carried 3-0.

Motion by Ung second by De Witt to receive the General Relief assistance budget as submitted. Carried 3-0.

1b. Motion by Ung second by De Witt to receive the Department of Human Services budget as submitted. Carried 3-0.

1c. Motion by Ung second by De Witt to receive the Board of Supervisors Woodbury County Solid Waste budget as submitted. Carried 3-0.

Motion by Ung second by De Witt to receive the County Supervisors Refunds budget as submitted. Carried 3-0.

Radig arrived at 2:12 p.m.

Motion by Ung second by Pottebaum to receive the County Supervisors Medical Examiner budget as submitted. Carried 4-0.

Motion by De Witt second by Ung to receive the County Supervisors Soil Conservation budget as submitted. Carried 4-0.

Motion by Ung second by De Witt to receive the County Supervisors Public Bidder budget as submitted. Carried 4-0.

Motion by Ung second by Radig to receive the County Supervisors Mail Services budget as submitted. Carried 4-0.

Motion by Ung second by De Witt to receive the County Supervisors District Court Operations budget as submitted. Carried 4-0.

Motion by Ung second by Pottebaum to receive the County Supervisors Court Appointment Juvenile budget as submitted. Carried 4-0.

Motion by Radig second by Ung to receive the County Supervisors Risk Management Services budget as submitted. Carried 4-0.

Motion by Ung second by Pottebaum to receive the County Supervisors Board of Supervisors Expense budget as submitted. Carried 4-0.

Motion by Ung second by Radig to receive the County Supervisors Board Administration budget as submitted. Carried 4-0.

Motion by Radig second by Ung to receive the County Supervisors Starcomm Program budget as submitted. Carried 4-0.

1d. Motion by Ung second by Radig to receive the County Library budget as submitted. Carried 4-0.

1e. Motion by Ung second by Radig to receive the Motor Vehicle budget as submitted. Carried 4-0.

Motion by Radig second by De Witt to receive the Tax Department budget as submitted. Carried 4-0.

1f. Motion by Radig second by Ung to receive the Civil Service budget as submitted. Carried 4-0.

1g. Motion by De Witt second by Radig to receive the County Supervisors Emergency Management budget as submitted. Carried 4-0.

1h. Motion by Ung second by Pottebaum to receive the Human Resources budget as submitted. Carried 4-0.

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

Taylor joined the meeting by telephone at 4:30 p.m.

2. Connie Barrett, Sioux City, addressed the Board with concerns about changing mental health regions.

3. Motion by Ung second by De Witt to approve the Agenda for December 19, 2017. Carried 5-0. Copy filed.

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

4. To approve minutes of the December 12, 2017 meeting. Copy filed.

5. To approve the claims totaling \$1,011,115.79. Copy filed.

6. To approve the separation of John Pylelo, Planning & Zoning Administrator, Community & Economic Development Dept., effective 12-31-17. Laid Off.; the appointment of Katin Romero, Civilian Jailer, County Sheriff Dept., effective 1-03-18, \$18.72/hour. Job Vacancy Posted 11-1-17. Entry Level Salary: \$18.72/hour.; the reclassification of Athena Ladeas, Asst. County Attorney, County Attorney Dept., effective 1-05-18, \$86,947/year, 3.6%=\$3,030/year. Per AFSCME Asst. County Attorney Contract agreement, from Step 9 to Step 10.; and the reclassification of Angelique Kelly, P/T Youth Worker, Juvenile Detention Dept., effective 01-13-18, \$19.80/hour, 3.3%=\$.65/hr. Per AFSCME Juvenile Detention Contract agreement, from Grade 1/Step 2 to Grade 1/Step 3. Copy filed.

7a. To appoint Adam Lloyd, 605 N. 4<sup>th</sup> St, Merville, IA and Judy Turner, 1511 Carline Ave., Sioux City, IA to Siouxland District Health Board of Health. Copy filed.

7b. To appoint Thomas Ulrich, 819 Brown St., Sloan, IA, and Debbie DeForrest, 1861 Buchanan Ave., Sioux City to Commission to Assess Damages Category A – Owner/operators of Agricultural property. Copy filed.

To appoint Bob Batcheller, PO Box 3311, Sioux City, IA, Ruth Groth, 305 North Cauley Ave., Anthon, IA, to Commission to Assess Damages Category B – Owners of City Property. Copy filed.

To appoint Colleen Baker, 3422 Jackson St., Sioux City, IA, Anita Small, 4629 46<sup>th</sup> St., Sioux City, IA, Nancy Henry CRS, PO Box 2484, Sioux City, IA, and Tori Jackson, 103 Virginia St., Ste. 100, Sioux City, IA, to Commission to Assess Damages Category C – Licensed Real Estate Salesman or Real Estate Broker. Copy filed.

To appoint Patrick Curry, 502 Huntington Court, Sergeant Bluff, IA, Linda Mathison, 5008 Ravine Park Lane, Sioux City, IA, and Doug Lehman, PO Box 1381, Sioux City, IA to Commission to Assess Damages Category D – Persons Having Knowledge of Property Values in the County by Reason of their Occupation. Copy filed.

8a. To approve the reappointment of Tom Bride to the Planning & Zoning Commission, and Robert Brouillette to the Board of Adjustment each for another term. Copy filed.

8b. To approve and authorize the Chairperson to sign the construction evaluation resolution for Construction permits for large animal confinement operations.

**RESOLUTION #12,664**  
**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, 2018 and January 31, 2019 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).

WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Carried 5-0.

9a. A public hearing was held at 4:35 p.m. for the sale of parcel #894716384010, 714 29th St. The Chairperson called on anyone wishing to be heard.

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

Motion by Ung second by Radig to approve and authorize the Chairperson to sign a Resolution for the sale of real estate parcel #894716384010, 714 29th St., to Prairie Hill Properties LLC, 2900 Jones St, Sioux City, IA, for \$367.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD  
OF SUPERVISORS OF WOODBURY COUNTY, IOWA  
RESOLUTION #12,665**

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

By Prairie Hill Properties LLC in the sum of Three Hundred Sixty-Seven Dollars & 00/100 (\$367.00)-----  
-----dollars.

For the following described real estate, To Wit:

**Parcel #894716384010**  
**Middle One-third of Lots 1, 2 and 3 in Block 8, Peirce's Addition to Sioux City, in the County of Woodbury and State of Iowa**  
**(714 29<sup>th</sup> 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 19<sup>th</sup> Day of December, 2017.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.5-0

9b. A public hearing was held at 4:37 p.m. for the sale of parcel #884706107011, 3105 Orleans Ave. The Chairperson called on anyone wishing to be heard.

Motion by Ung second by Radig 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 #884706107011, 3105 Orleans Ave., to Melissa & Larry Jones, 3101 Orleans Ave, Sioux City, IA, for \$357.00 plus recording fees. Carried 5-0.

**RESOLUTION OF THE BOARD  
OF SUPERVISORS OF WOODBURY COUNTY, IOWA  
RESOLUTION #12,666**

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

**By Melissa A. Jones and Larry L. Jones** in the sum of **Three Hundred Fifty-Seven Dollars & 00/100** (~~\$357.00~~)-----dollars.

For the following described real estate, To Wit:

**Parcel #884706107011**

**Lot 11 in Block 20, in Henrietta Place, an addition to Sioux City, in the County of Woodbury and State of Iowa (3105 Orleans 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 19<sup>th</sup> Day of December, 2017.  
WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 10a. Motion by Radig second by Ung to approve the final pay voucher for project #FM-Co97(126)—55-95. Carried 5-0. Copy filed.
- 10b. Motion by Radig second by De Witt to approve the final pay voucher for project #BROS-CO97(120)—5F-97. Carried 5-0. Copy filed.
- 10c. Motion by Radig second by Ung to receive the 2017 report of the Weed Commissioner. Carried 5-0. Copy filed.
- 11a. Motion by Radig second by Ung to receive and open the Trosper Hoyt Master Control Security Electronics and Elevator Project at 3:00 p.m. in the Board of Supervisors office 1<sup>st</sup> floor Woodbury County Courthouse on January 16, 2018. Carried 5-0. Copy filed.  
  
Motion by Radig second by Ung to set a public hearing for January 16<sup>th</sup>, 2018 at 4:45 p.m. Carried 5-0. Copy filed.
- 11b. Motion by Radig second by Ung to approve Building Services project, Energy, & construction manager position and authorize to begin the hiring process. Carried 5-0. Copy filed.
- 12a. Motion by Ung second by Radig to approve the de-authorization of Clerk II., Building Services Dept. and Maintenance Worker - Grounds Keeper, Building Services Dept. Carried 5-0. Copy filed.
- 12b. Motion by De Witt second by Radig to approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Project, Energy, & Construction Manager, Building Services Dept., Wage Plan: \$79,000 - \$83,000/year. Carried 5-0. Copy filed.
13. Motion by Radig second by Ung to approve the contract extension for 2018 with Bureau of Indian Affairs. Carried 5-0. Copy filed.
- 14a. Motion by Radig second by Pottebaum to authorize the hire of a part-time attorney not to exceed the grant funded three year period. Carried 5-0. Copy filed.
- 14b. Motion by Radig second by De Witt to postpone action until 1/2/18 to approve the court administration to take over the north conference room on the 6<sup>th</sup> floor and that the 4<sup>th</sup> floor be converted to office space for the needs of the County Attorney's fine collection division. Carried 4-1; Ung was opposed. Copy filed.
15. Motion by Ung second by Radig to rescind the county policy titled Woodbury County Vehicle Title Policy approved August 23, 2011 and to direct all motor vehicle titles issued in the ownership of Woodbury County be stored in a fireproof safe located in the County Auditor's Office. Carried 5-0. Copy filed.
16. The Chairperson reported on the day-to-day activities.
17. Board members gave reports on their committee meetings.
18. Judge Duane Hoffmeyer, Chief Judge in Woodbury County, discussed a new Courthouse Security Supervisory Order.
19. Board concerns were heard.

The Board adjourned the regular meeting until January 2, 2018.

Meeting sign in sheet. Copy filed.