

**SEPTEMBER 17, 2024, THIRTY-EIGHTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS**

The Board of Supervisors met on Tuesday, September 17, 2024, at 4:30 p.m. Board members present were Ung, Radig, Taylor, Bittinger II, and Nelson. Staff members present were Karen James, Board Administrative Assistant, Melissa Thomas, Human Resources Director 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. Motion by Radig second by Ung to approve the agenda for September 17, 2024. Carried 5-0. Copy filed.  
Motion by Taylor second by Ung to approve the following items by consent:
2. To approve minutes of the September 10, 2024, meeting. Copy filed.
3. To approve the claims totaling \$705,923.28. Copy filed.
4. To approve the lifting of tax suspension for petitioners who failed to re-certify their income or income does not qualify for continued tax suspension. Copy filed.
5. To approve the items to be auctioned per Personal Property Disposition Policy. Copy filed.
- 6a. To approve the appointment of Andrew DeMers, Assistant County Attorney, County Attorney Dept., effective 09-18-2024, \$79,069.00/year. Job Vacancy Posted on 03/26/2023. Entry Level Salary: \$79,069.00.; the separation of Laura Kinnaman, Custodian, Building Services Dept., effective 09-27-24. Retired.; the separation of Jose Perez, Civilian Jailer, County Sheriff Dept., effective 10-04-2024. Resignation.; the separation of Delayne Folsom, Equipment Operator, Secondary Roads Dept., effective 01-10-2025. Retired.; and the separation of Tracy Nelson, Court Security Officer, County Sheriff Dept., effective 01-06-2025. Retired. Copy filed.
- 6b. To approve and authorize the Chairperson to sign the Authorization to initiate the hiring process for Equipment Operator, Secondary Roads Dept. CWA Roads: \$27.04/hour.; Custodian, Building Services Dept. AFSCME: \$17.29/hour.; and Civilian Jailer (2), County Sheriff Dept. CWA Civilian: \$24.57/hour. Copy filed.
- 7a. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date for parcel #894726178006, 900 Cornelia St.

**WOODBURY COUNTY, IOWA  
RESOLUTION #13,793  
NOTICE OF PROPERY SALE**

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

**Lot Forty (40) Block Seven (7) Eden Park Addition, City of Sioux City, Woodbury County, Iowa  
(900 Cornelia 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 **1<sup>st</sup> Day of October, 2024 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 **1<sup>st</sup> Day of October, 2024**, 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 \$100.00** plus recording fees.

- 4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 17<sup>th</sup> Day of September, 2024.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7b. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date for parcel #894726177013, 931 Cornelia St.

**RESOLUTION COUNTY, IOWA  
RESOLUTION #13,794  
NOTICE OF PROPERTY SALE**

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

**Lot Fourteen (14) Block Six (6) Eden Park Addition, City of Sioux City, Woodbury County, Iowa (931 Cornelia 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 **1<sup>st</sup> Day of October, 2024 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 **1<sup>st</sup> Day of October, 2024**, 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 \$100.00** plus recording fees.
- 4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 17<sup>th</sup> Day of September, 2024.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7c. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date of parcel #894726178011, 917 Glass St.

**WOODBURY COUNTY, IOWA  
RESOLUTION #13,795  
NOTICE OF PROPERTY SALE**

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

**Lot Fourteen (14) Block Seven (7) Eden Park Addition, City of Sioux City, Woodbury County, Iowa  
(917 Glass 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 **1<sup>st</sup> Day of October, 2024 at 4:39 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 **1<sup>st</sup> Day of October, 2024**, 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 \$100.00** plus recording fees.
4. That this resolution, preceded by the caption "Notice of Property Sale"  
and except for this subparagraph 4 be published as notice of the  
aforesaid proposal, hearing and sale.

Dated this 17<sup>th</sup> Day of September, 2024.

WOODBURY COUNTY BOARD OF SUPERVISORS

Copy filed.

- 7d. To approve and authorize the Chairperson to sign a Resolution setting the public hearing and sale date of parcel  
#894728102006, 208 14<sup>th</sup> St.

**WOODBURY COUNTY, IOWA  
RESOLUTION #13,796  
NOTICE OF PROPERTY SALE**

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

**The West Twenty-five feet (W 25') of the East Fifty feet (E 50') of Lot One (1) and the West Twenty-five feet (W 25') of the East Fifty feet (E 50') of the North Eighteen and one-half feet (N 18 ½') of Lot Two (2), Block Seventy-nine (79), Sioux City East Addition, City of Sioux City, Woodbury County, Iowa  
(208 14<sup>th</sup> 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 **1<sup>st</sup> Day of October, 2024 at 4:41 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 **1<sup>st</sup> Day of October, 2024**, 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 \$224.00** plus recording fees.

4. That this resolution, preceded by the caption "Notice of Property Sale" and except for this subparagraph 4 be published as notice of the aforesaid proposal, hearing and sale.

Dated this 17<sup>th</sup> Day of September, 2024.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

Carried 5-0.

- 8a. Motion by Taylor second by Ung to approve the plans for project #L-B(K19)—73-97. Carried 5-0. Copy filed.
- 8b. Motion by Nelson second by Taylor to approve the plans for project #FM-CO97(152)—55-97. Carried 5-0. Copy filed.

The Board recessed for a meeting of the Bennett McDonald Levee & Wolf Creek Drainage Districts Trustees meeting.

The Supervisors meeting was called back to order.

- 10a. Motion by Nelson second by Ung to receive the county staff report concerning proposed amendments to Ordinance #56: An Ordinance Regulating Commercial Wind Energy Conversion Systems. Carried 5-0. Copy filed.

Motion by Nelson second by Taylor to receive written comments from MidAmerican Energy Company regarding the Woodbury County wind ordinance. Carried 5-0. Copy filed.

- 10b. A public hearing was held at 4:45 p.m. for proposed revisions to Woodbury County ordinance #56, including amending Sections 5.2.D, 6.1.A, 6.2, 7 and 7.1.C, which regulate Commercial Wind Energy Conversion Systems (C-WECS) in unincorporated Woodbury County. The amendments address changes to the C-WECS application process, submission requirements, siting and design standards, including setbacks, protected areas, setback waiver limitations, as well as updates to discontinuance and decommissioning plan requirements. The Chairperson called on anyone wishing to be heard.

Larry Fillipi, Anthon, presented documents to the Board regarding wind turbines.

Motion by Taylor second by Ung to receive documents from Larry Fillipi. Carried 5-0.

Tim Hoy, Anthon, Steve Corey, Salix, Jacob Joliet, Urbandale, Doyle Turner, Merville, Daniel Hair, Hornick, Ron Bohle, Pierson and Kim Alexander, Smithland, addressed the Board in regards to the proposed wind ordinance.

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

- 10c. Motion by Ung second by Bittinger to approve the 1<sup>st</sup> reading. Carried 5-0.
11. Motion by Taylor second by Radig to approve to use the remaining \$2,198.05 Emergency Services Doors CIP balance for a new CIP to make a partial payment for a firefighting skid unit for EMS. Carried 5-0. Copy filed.
12. Daniel Bittinger, Board of Supervisors, and Anna Bertrand and Sierra Mohr, Sky Rance Behavioral Services, presented information on Opioid remediation settlement request and proposal from Sky Rance Behavioral Services for 3 F.T.E. positions. Copy filed.
13. Matthew Ung, Board of Supervisors, and Daniel Bittinger, Board of Supervisors, presented a joint statement regarding MOU with Attorney's union. Copy filed.

14. There was no action taken to give direction for the Chairman to draft a resolution to be approved at a subsequent meeting, regarding the official position of the Woodbury County Board related to the MOU with AFSCME Council 61 Local 3462 (the attorney's union). Copy filed.
15. Motion by Taylor second by Nelson to designate Mark Nelson and Keith Radig to work with the County Attorney's Union (AFSCME representatives) to negotiate a memorandum of understanding to address staffing issues in the County Attorney's Office. Carried 4-1 on a roll call vote; Ung was opposed. Copy filed.
16. Motion by Taylor second by Radig to approve naming the "Old Board of Supervisors Chambers" the "Butler Meeting Room" and dedicate up to \$1,500 in gaming revenue and set the intent for a dedication of that room at a future time certain. Carried 5-0. Copy filed.
17. Reports on committee meetings were heard.
18. There were no citizen concerns.
19. Board concerns were heard.

The Board adjourned the regular meeting until September 24, 2024.

Meeting sign in sheet. Copy filed.