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MAY 17, 2016 —NINETEENTH MEETING OF THE WOODBURY COUNTY BOARD OF SUPERVISORS

The Board of Supervisors met on Tuesday, May 11, 2016 at 4:00 p.m. Board members present were Monson, Ung, Smith, Clausen, and Taylor. 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.

1. There was no general relief appeal hearing held.
2. The meeting was called to order with the Pledge of Allegiance to the Flag and a Moment of Silence.
3. There were no citizen concerns.
4. Motion by Taylor second by Clausen to approve the Agenda for May 17, 2016 with slight changes to accommodate travel time for participants and to remove an item for consideration regarding Courtroom 203 emergency repair. Carried 5-0. Copy filed.
5. Motion by Monson second by Ung to approve the minutes of the May 10, 2016 Board meeting. Carried 4-0; Taylor abstained. Copy filed.
6. Motion by Monson second by Ung to approve the claims totaling \$1,071,367.81. Carried 5-0. Copy filed.
7. Chairman Taylor presented a good news report good news report and thanked the Board for previous support of the Guard and Reserve. Copy filed.
- 8a. Motion by Smith second by Clausen to receive rezoning petition and refer the petition to the Zoning Commission for public hearing and recommendation. Carried 5-0. Copy filed
- 8b. Motion by Monson second by Smith to receive the Zoning Commission recommendation per Iowa Code Section 403-5 Re: 2016 Amendment to Liberty Park Urban Renewal Plan. Carried 5-0. Copy filed.
- 11a. Motion by Monson second by Ung to approve the appointment of Jake Lewis, P/T Youth Worker, Juvenile Detention Dept., effective 5-23-16, \$17.53/hour. Job Vacancy Posted 3-2-16. Entry Level Salary: \$17.53/hour.; and the appointment of Caleb Corbin, Temporary Engineering Aide, Secondary Roads Dept., effective 5-31-16, \$10.00/hour. Not to exceed 120 days. Carried 5-0. Copy filed.
- 11b. Motion by Monson second by Taylor to authorize the Chairperson to sign the de-authorization of Civilian Jail Lieutenant, Position #15008 (Deauthorize to Authorize Civilian Captain), County Sheriff Dept.; Deputy, County Sheriff Dept.; Civilian Jailer, County Sheriff Dept.; and Admin. Assistant-Jail, County Sheriff Dept. Carried 5-0. Copy filed.
- 11c. Motion by Monson second by Ung to authorize the Chairperson to sign the Authorization to initiate the hiring process for Asst. County Attorney, County Attorney Dept., AFSCME Asst. County Attorney: \$55,721-\$64,440/year FY 16/17 Wage.; for Secretary III, County Attorney Dept., AFSCME Courthouse: \$18.94/hour FY 16/17 Wage.; for % Deputy-Captain, County Sheriff Dept., 83% of Sheriff's Salary: \$80,609/year FY 15/16 Wage., for Civilian Captain, County Sheriff Dept., \$71,526/year FY 15/16 Wage., for % Deputy-Lieutenant, County Sheriff Dept., 78% of Sheriff's Salary: \$75,753/year FY 15/16 Wage., for Deputy Sergeant, County Sheriff, CWA: \$31.73/hour FY 15/16 Wage., for Clerk II, County Sheriff Dept., AFSCME Courthouse: \$15.26/hour FY 15/16 Wage., and for Jail Sergeant, County Sheriff Dept., CWA: \$25.91/hour FY 15/16 Wage. Carried 5-0. Copy filed.
- 9a. A public hearing was held at 4:45 p.m. on a proposed urban renewal plan amendment. Copy filed.  
  
Rod Earlywine, Superintendent of Sgt. Bluff – Luton Community School District, discussed the proposed amendment with the Board.  
  
Motion by Ung second by Monson to close the public hearing. Carried 5-0.

- 9b. Motion by Monson second by Smith to approve and authorize the Chairperson to sign a Resolution of 2016 Urban Renewal Plan Amendment for the Liberty Park Urban Renewal Area and Changing the Name of the Area to Grow Woodbury County Urban Renewal Area. Carried 5-0.

**RESOLUTION #12,374**

**A RESOLUTION TO APPROVE 2016 URBAN RENEWAL PLAN AMENDMENT FOR THE LIBERTY PARK URBAN RENEWAL AREA AND CHANGING THE NAME OF THE AREA TO GROW WOODBURY COUNTY URBAN RENEWAL AREA**

WHEREAS, the Board of Supervisors of Woodbury County, Iowa (the "County") has created the Liberty Park Urban Renewal Area (the "Urban Renewal Area") and has approved an urban renewal plan for the Urban Renewal Area; and

WHEREAS, Chapter 403 of the Code of Iowa requires that, before a county approves any new urban renewal project, or adds property to an urban renewal area, a county must amend the existing urban renewal plan to include that new project or new property; and

WHEREAS, an amendment to the urban renewal plan for the Urban Renewal Area (the "2016 Amendment") has been prepared, which (1) proposes to change the name of the Urban Renewal Area to "Grow Woodbury County Urban Renewal Area," (2) describes certain property to be added to the Urban Renewal Area including 143 acres in the City of Sergeant Bluff and 184 acres located between the Missouri River and Port Neal Circle, and (3) sets out the expenditure of incremental property tax revenues pursuant to an agreement between the County and the City of Sergeant Bluff in which the County will provide financing to the City for the construction of the City's Dogwood Trail street improvement project and the County will be reimbursed from incremental property tax revenues that will be generated from property within the City that is being added to the Urban Renewal Area by the 2016 Amendment; and

WHEREAS, notice of a public hearing by the Board on the proposed 2016 Amendment was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Board has conducted said hearing; and

WHEREAS, copies of the 2016 Amendment, notice of public hearing and notice of a consultation meeting with respect to the 2016 Amendment were sent to each School District affected by the 2016 Amendment; the consultation meeting was held and no additional comments were submitted; and

WHEREAS, the Woodbury County Zoning Commission has reviewed the 2016 Amendment and has reported that it conforms to, or is consistent with, the County's 2005 General Development Plan;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Woodbury County, Iowa, as follows:

- Section 1. It is hereby determined by this Board as follows:
  - A. The 2016 Amendment conforms to the general plan of the County;
  - B. County participation in the City of Sergeant Bluff Dogwood Trail street improvement project described in the 2016 Amendment is necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 2. The 2016 Amendment, in the form attached to this Resolution and made a part hereof, is hereby in all respects approved.

Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved May 17, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

9c. Motion by Monson second by Smith to approve and authorize the Chairperson to sign an Ordinance providing for the Division of Taxes Levied on Taxable Property in the 2016 Amendment to the Grow Woodbury County Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa. Carried 5-0. Copy filed.

Motion by Smith second by Monson that the statutory rule requiring an ordinance to be considered and voted for passage at two Board meetings prior to the meeting at which it is to be finally passed be suspended. Carried 5-0. Copy filed.

10a. A public hearing was held at 4:45 p.m. on the authorization of a Loan Agreement and the issuance of Notes to evidence the obligation of the County thereunder.

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

10b. Motion by Monson second by Ung to approve and authorize the Chairperson to sign a Resolution instituting proceedings to take additional action for the issuance of not to exceed \$2,015,000 General Obligation Capital Loan notes. Carried 5-0.

**RESOLUTION #12,375  
RESOLUTION INSTITUTING PROCEEDINGS TO TAKE  
ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO  
EXCEED \$2,015,000 GENERAL OBLIGATION CAPITAL  
LOAN NOTES**

WHEREAS, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$2,015,000 General Obligation Capital Loan Notes, for the essential county purposes, in order to provide funds to pay the costs of:

- a) improvements, equipping, remodeling and reconstruction of the Law Enforcement Center and the Courthouse, in an amount not to exceed \$925,000;
- b) LED lighting for county buildings, in an amount not to exceed \$550,000;
- c) acquisition of optical scan voting machines; and
- d) emergency services communication equipment and systems, including Woodbury County's share of 911 Tower and System improvements,

and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and following action is now considered to be in the best interests of the County and residents thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, STATE OF IOWA

**Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$2,015,000 General Obligation Capital Loan Notes, for the foregoing essential county purposes.**

**Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is**

placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

PASSED AND APPROVED this 17th day of May, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 10c. Motion by Monson second by Taylor to approve an engagement agreement with Ahlers and Cooney. Carried 5-0. Copy filed.
  - 11d. Motion by Clausen second by Ung to approve Reclassification of certain clerical positions in the Sheriff Office from pay grade 3 to pay grade 5 and from pay grade 2 to pay grade 4. Carried 5-0. Copy filed.
  - 12a. The Board discussed, with the Sheriff, proposed language for a new ordinance relating to animal control. Copy filed.
  - 12b. The Board discussed, with the Sheriff, a grant application for the 2016/17 U.S. Department of Justice Cops Hiring Program. Copy filed.
  - 13. Presentation of Iowa Drainage District Association Annual Report by John Torbert. Copy filed.
  - 18f. Motion by Monson second by Taylor to approve the redirection of the Law Enforcement Center expansion contract with Cannon Moss Brygger Architects. Carried 4-1; Clausen was opposed. Copy filed.
  - 14a. Motion by Taylor second by Monson to approve a permit to work in the right of way for Brett Johnston. Carried 5-0. Copy filed.
  - 14b. Motion by Monson second by Smith to approve the contract and bond for project #FEMA 11-73-97 with Niewohner Construction for \$161,796.40. Carried 5-0. Copy filed.
  - 14c. Motion by Monson second by Ung to approve the contract and bond for project #HC 11-9 and HC 11-10 with Niewohner Construction for \$59,732.00. Carried 5-0. Copy filed.
  - 14d. Motion by Clausen second by Ung to approve the contract and bond for project #RC-CO97(130)—9A-97 with Godberson-Smith Inc. for \$1,443,548.72. Carried 5-0. Copy filed.
  - 14e. Motion by Monson second by Clausen to approve the plans for project #L-B(L212)—73-97 for letting. Carried 5-0. Copy filed.
  - 14f. Motion by Monson second by Clausen to approve an Agreement for Professional Consulting Services with McClure Engineering Company. Carried 5-0. Copy filed.
- The Board recessed for a meeting of the Wolf Creek Drainage District.
- The Supervisors meeting was called back to order.
- 16a. Motion by Monson second by Smith to approve the lifting of the tax suspension for Charles Goettsch, 802 Dubuque St., parcel #894727280008. Carried 5-0. Copy filed.
  - 16b. Motion by Taylor second by Ung to approve the appointment of Mark Monson to the Community Action Agency of Siouxland Board of Directors. Carried 4-0; Monson abstained. Copy filed.
  - 16c. Motion by Clausen second by Ung to receive for signatures a Resolution Thanking and Commending Mark Peterson and Rose Griffith for their years of service to Woodbury County. Carried 5-0.

**MARK PETERSON  
FOR HIS SERVICE TO WOODBURY COUNTY**

**WHEREAS**, Mark Peterson has capably served Woodbury County as an employee of the Woodbury County Conservation Department for 26 years from July 1, 1990 to June 30, 2016; and

**WHEREAS**, the service given by Mark Peterson 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 Mark Peterson 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, Mark Peterson.

**BE IT SO RESOLVED** this 17th day of May, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

**RESOLUTION #12,377  
A RESOLUTION THANKING AND COMMENDING  
ROSE GRIFFITH  
FOR HIS SERVICE TO WOODBURY COUNTY**

**WHEREAS**, Rose Griffith has capably served Woodbury County as an employee of the Woodbury County Sheriff's Office for 19 years from January 13, 1997 to June 30, 2016; and

**WHEREAS**, the service given by Rose Griffith as a Woodbury County employee, has been characterized by her 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 Rose Griffith for her 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, Rose Griffith.

**BE IT SO RESOLVED** this 17th day of May, 2016.  
WOODBURY COUNTY BOARD OF SUPERVISORS  
Copy filed.

- 16d. Dennis Butler presented information on "Bank Qualified" bonds or loans. Copy filed.
- 17a. Motion by Clausen second by Ung to approve the 2015 Business Property Tax Credits payable 2016/2017 allowed by the City Assessor. Carried 5-0. Copy filed.
- 17b. Motion by Monson second by Clausen to approve the 2015 Business Property Tax Credits payable 2016/2017 disallowed by the City Assessor. Carried 5-0. Copy filed.
- 17c. Motion by Smith second by Ung to approve the 2015 Business Property Tax Credits payable 2016/2017 allowed by the County Assessor. Carried 5-0. Copy filed.
- 18a. Motion by Taylor second by Clausen to approve the rental contract with Bierschbach Equipment & Supply for 60' High-lift required to conduct repairs to Courtroom #203. Carried 5-0. Copy filed.

- 18c. Motion by Clausen second by Monson to approve the Alloy Specialty expenditures for emergency repair to Courtroom #203. Carried 5-0. Copy filed.
- 18d. Motion by Ung second by Monson to approve the front-end HVAC Alerton Automation System Control panels proposal from Star Control for \$35,259.00. Carried 5-0. Copy filed.
- 18e. Motion by Monson second by Ung to approve the front-end HVAC Alerton Automation System Control panels contract with Baker Group for \$5,250.00. Carried 5-0. Copy filed.
19. Information was provided on proposed county ownership of Anthon Courthouse by Mark Monson. 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 offered concerns and comments.

The Board adjourned the regular meeting until May 24, 2016.

Meeting sign in sheet. Copy filed.