

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON JANUARY 14, 2003

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:30 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Loren Bouma, Vernon Beernink, Mark Sybesma, Bernard L. Smith and Stanley L. De Haan.

Minutes of January 2, 2003 were read and on motion and vote stand approved as read.

Melissa O'Rourke, County Attorney, met with the Board this date to introduce the following new staff members in the County Attorney's office:

Marla McGill, Victim Witness Coordinator
Laurie Bolluyt, Legal Assistant
Ann Juhl, Legal Assistant

Melissa O'Rourke, County Attorney, also stated that Sandi Wegter has been hired as a legal assistant and will start at a later date.

Melissa O'Rourke, County Attorney, reported that the County Board of Supervisors may refuse to accept a low bid for a construction project if it can be shown that the low bidder is not the lowest responsible bidder. She stated that the competitive bidding statutes were enacted for the benefit of the taxpayers and not for the bidders.

Melissa O'Rourke, County Attorney, also reviewed the contents of a Multimedia Telesys, Inc., a Delaware Corporation, Plaintiff v. Sioux County, Defendant, lawsuit filed in the Superior Court of Arizona in and for the County of Maricopa. The lawsuit pertains to an unpaid statement in an amount of \$12,649.80 in connection with the courtroom video connection project in the Court House. Multimedia Telesys, Inc., a Delaware Corporation, Plaintiff is requesting an amount of \$12,649.00 plus interest and attorney fees from Sioux County, Defendant.

The consensus of the Board was to instruct Melissa O'Rourke, County Attorney, to contact the attorney for Multimedia Telesys, Inc., a Delaware Corporation to see if some type of compromise settlement could be reached in the aforementioned lawsuit.

Shane Walter, County Community Services Director, met with the Board this date to report on a Mental Health/Developmentally Disabled Service Expenditure report through December 31, 2002.

Jim Schwiesow, County Sheriff, met with the Board this date to report on findings pertaining to the lowest bids submitted by M & P Utilities of Maple Lake, Minnesota and Schoon Construction, Inc. of Cherokee for the installation of fiber-optics cable from the County Engineer's office to the new County Public Safety Center. He reported that M & P Utilities of Maple Lake, Minnesota has been slow in paying their bills and is experiencing financial difficulties. He also stated that Mike Staudenmeir of Telephone System and Services of Sioux Falls, South Dakota recommended that the County Board of Supervisors award the contract to Schoon Construction, Inc. of Cherokee, because of potential financial difficulties being experienced by M & P Utilities of Maple Lake, Minnesota.

Dan Altena, County Deputy Sheriff, was present for the aforementioned presentation.

Motion by Bouma and supported by Beernink to approve and award the low bid to M & P Utilities of Maple Lake, Minnesota in an amount of \$72,512.21 for the installation of fiber-optics cable from the County Engineer's office to the new County Public Safety Center, contingent upon said company being able to furnish a completion bond in an amount of the total bid submitted.

Carried, unanimous in favor.

Rashel Nixon, Site Manager for the Cherokee Boys and Girls Home and Family Services, Inc., met with the Board this date to report on the services provided by their agency and request

monetary support in an approximate amount of \$30.00 per day for any Sioux County resident staying at the Cherokee Boys and Girls Home and Family Services for fiscal year 2004.

The consensus of the Board was to make a decision on the aforementioned budget request at a later date.

Shane Walter, County Community Services Director; and Julie Carey and Crystal Symens of Buena Vista University were present for the aforementioned presentation.

Dick Sievers, Executive Director of Mid-Sioux Opportunity, Inc. of Remsen, met with the Board this date to submit a budget request in an amount of \$15,000.00 for fiscal year 2004.

Shane Walter, County Community Services Director, was present for the aforementioned presentation.

Cynthia Beauman, Executive Director of Northwest Aging Association, met with the Board this date to review an annual report for fiscal year 2002 and submit a budget request in an amount of \$15,000.00 for fiscal year 2004.

Nancy Dykstra, Executive Director of Community Health Partners; Shane Walter, County Community Services Director; Dick Sievers, Executive Director for Mid-Sioux Opportunity, Inc.; and Mabel Mantel, Sioux County Board of Director member for Northwest Aging Association; and Shelly Peters and Lynda Wilcox, representatives for Northwest Aging Association, were present for the aforementioned presentation.

Jim Schwiesow, County Sheriff, met with the Board this date to report that he had contacted a representative from M & P Utilities of Maple Lake, Minnesota who stated that their company could provide a completion bond but only through another company because the parent company of M & P Utilities of Maple Lake, Minnesota has filed for Chapter 11 bankruptcy.

Dan Altena, County Deputy Sheriff, was present for the aforementioned presentation.

Motion by Bouma and supported by De Haan to determine that M & P Utilities of Maple Lake, Minnesota was not a responsible bidder as required by the statutes for a bid letting held on December 17, 2002 for the installation of fiber-optics from the County Engineer's office to the new County Public Safety Center. Carried, unanimous in favor.

Motion by De Haan and supported by Beernink to approve and accept a bid from the lowest responsible bidder Schoon construction, Inc. of Cherokee in an amount of \$74,048.75 for the installation of fiber-optics from the County Engineer's office to the new County Public Safety Center. Carried, unanimous in favor.

As this was the date and 11:00 o'clock a.m. the time set for opening sealed bids for furnishings for the new Sioux County Public Safety Center site, said bids were opened as follows:

<u>Company</u>	<u>Amount</u>
Standard Office/Perkins Office Solutions, Sioux City	\$114,391.07
Iowa Prison Industries, Des Moines	110,070.30
Iowa Office Supply, Storm Lake	109,037.07
(This bid includes an amount of \$3,271.00 that would be payable to Sioux County if they were not the successful bidder. The amount of \$3,271.00 was for design work and preparation of the bid specifications to assist Sioux County)	
Canfield Interiors, Sioux Falls	107,370.56

The following persons were in attendance for the aforementioned furnishings letting for the new County Public Safety Center:

Jim Schwiesow, County Sheriff
Del Walinga, County Deputy Sheriff
Randy Konradi, Representative for Iowa Office Supply
Bruce Hayes, Representative Pagenkopf Sales

The consensus of the Board was to instruct Jim Schwiesow, County Sheriff; and Dan Altena, County Deputy Sheriff, to further review the bids submitted for furnishings for the new Sioux County Public Safety Center. The Board will make a final decision on January 28, 2003.

Donald Jacobsma, Jim Den Herder, Paul Dykshorn and Ardith Lein, all representatives for the Sioux County Youth Fair Board, met with the Board this date to submit and review an income/expense statement for the Sioux County Youth Fair covering the period from October 1, 2001 through September 30, 2002. The budget request was for an amount of \$15,000.00 for fiscal year 2004.

Doug Julius, County Engineer, met with the Board this date to request approval and a Chairman's signature on two documents.

Motion by Bouma and supported by De Haan to approve and authorize the Chairman to sign the following documents:

Detour Agreement with the Iowa Department of Transportation for the use of Sioux County roads as a detour for Iowa Highway 60 traffic.
2003 County Weed Commissioner Certification Form

Carried, unanimous in favor.

Motion by Bouma and supported by Smith to approve 3.4 as the multiplier of a per acre assessed value for acquisition of Sioux County road right-of-way. Carried, unanimous in favor.

Motion by De Haan and supported by Bouma to accept the following County Officers' Quarterly Reports showing the following fees and fines collected for the period ending December 31, 2002:

County Sheriff	\$108,094.03
County Recorder	74,480.09

Carried, unanimous in favor.

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign a three year Lease Agreement with Gregory P. Lynott and Denise R. Lynott of Hawarden in an amount of \$75.00 per acre on the following described real estate with the stipulation that the rent amount may be adjusted if an adverse crop condition exists:

The East ½ of the Southeast ¼ of Section 28, Township 95 North, Range 48 West of the 5th P.M., Union County, South Dakota, except the Southwest ¼ of the Southeast ¼ of the Southeast ¼ of said Section 28-95-48.

Carried, unanimous in favor.

Motion by Bouma and supported by De Haan to appoint Cal Helmus to the County Board of Health for a three year term ending December 31, 2005. Carried, unanimous in favor.

Motion by Bouma and supported by De Haan to approve and authorize the Chairman to sign Change Order No. 4 with Hoogendoorn Construction, Inc. of Canton, South Dakota, in a total amount of \$7,317.00 for the construction of the new Sioux County Public Safety Center. Carried, unanimous in favor.

Gary Blythe, Assistant Orange City Administrator, met with the Board this date to request Sioux County to commit to an amount of \$2,000.00 as part of a land use and development strategy grant application.

The consensus of the Board pertaining to the aforementioned matter was not to commit an amount of \$2,000.00 as part of an area land use study survey grant application.

The Board approved payment of claims as presented by the County Auditor from all departments this date.

The Chairman adjourned the meeting until Tuesday, January 28, 2003.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor