

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MARCH 1, 2005

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, John Degen and Stanley L. De Haan.

Minutes of Tuesday, February 22, 2005 were on motion and vote stand approved as submitted.

Committee reports were given this date.

Dan Altena, County Sheriff, met with the Board this date to report on the following items:

He stated that there are a total of 39 inmates in the Sioux County Public Safety Center of which 12 are federal prisoners.

He has submitted updated financial information to Duane Walhof from the Federal Marshall's office so that the federal prisoner reimbursement rate may be increased.

He stated that the transition from contracting with CBM Company of Sioux Falls to hiring John Stevens from Alton to prepare and serve the inmate meals has gone well.

He stated that there are three finalists for the two open County Deputy Sheriff positions.

Melissa O'Rourke, County Attorney, met with the Board this date to report on the following items:

Nathan James Muth, age 24, of rural Ireton was sentenced on February 28, 2005 in Sioux County District Court to ten years in prison for the crime of Homicide by Reckless Driving.

Warren Albert Jager, age 48, of Orange City was sentenced on February 28, 2005 in Sioux County District Court to ten years in prison for the crime of Theft in the First Degree.

Alfonso Robles, age 25, of Sioux Center was sentenced on February 28, 2005 in Sioux County District Court to twenty-five years in prison for the charge of Delivery of Amphetamine.

Expressed ideas pertaining to space issue concerns in the Courthouse.

The legislature is discussing which pseudoephedrine cold products should only be sold from behind a pharmacy counter. She is urging tough enforcement legislation on the matter.

Board Member Vernon Beernink introduced the following Resolution entitled

"RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$5,000,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2005, OF SIOUX COUNTY, STATE OF IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF", and moved that the

same be adopted. Board Member Stanley L. De Haan seconded the motion to adopt. The roll was called and the vote was,

AYES: Loren Bouma, Vernon Beernink, Mark Sybesma, John Degen
and Stanley L. De Haan

NAYS: None

Whereupon, the Chairperson declared the Resolution duly adopted as follows:

RESOLUTION NO. 2005-06

RESOLUTION FIXING DATE FOR A MEETING ON THE
AUTHORIZATION OF A LOAN AGREEMENT AND THE
ISSUANCE OF NOT TO EXCEED \$5,000,000 GENERAL OBLIGATION
CAPITAL LOAN NOTES, SERIES 2005, OF SIOUX COUNTY, STATE
OF IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE
THEREOF

WHEREAS, it is deemed necessary and advisable that the County of Sioux, State of Iowa, should provide for the authorization of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, Series 2005, to the amount of not to exceed \$5,000,000, as authorized by Sections 331.402 and 331.443 Code of Iowa, as amended, for the purpose of providing funds to pay costs of carrying out an essential county purpose project as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and General Obligation Capital Loan Notes, Series 2005, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and of the right to petition for an election and to receive oral and/or written objections from any resident or property owner of the County to such action;

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

Section 1. That this Board meet in the Board of Supervisors' Room, Courthouse, 210 Central Avenue SW, Orange City, Iowa, at 10:00 o'clock A.M., on the 22nd day of March, 2005, for the purpose of taking action on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$5,000,000 General Obligation Capital Loan Notes, Series 2005, to evidence the obligations of the County thereunder for an essential county purpose, the proceeds of which will be used to pay costs of aiding in the planning,

undertaking and carrying out of the Urban Renewal District 1 Project Area project, including road improvements in the vicinity of the Center Fresh Egg Facility.

Section 2. The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of General Obligation Capital Loan Notes, Series 2005, evidencing the County's obligations to a principal amount of not to exceed \$5,000,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

Section 3. That the Auditor is hereby directed to cause at least one publication to be made of a notice of said meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in said County, said publication to be not less than ten (10) clear days before the date of said public meeting on the issuance of said Notes.

Section 4. The notice of the proposed action shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF SIOUX COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$5,000,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2005 (FOR AN ESSENTIAL COUNTY PURPOSE) AND THE PUBLIC HEARING ON THE AUTHORIZATION AND ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Sioux County, Iowa, will hold a public hearing on the 22nd day of March, 2005, at 10:00 o'clock A.M., in the Board of Supervisors' Room, Courthouse, 210 Central Avenue SW, Orange City, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement (payable from the debt service fund) and the issuance of not to exceed \$5,000,000 General Obligation Capital Loan Notes, Series 2005, for an essential county purpose, in order to pay costs of aiding in the planning, undertaking and carrying out of the Urban Renewal District 1 Project Area Project, including road improvements in the vicinity of the Center Fresh Egg Facility.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County, to the above action. After all objections have been received and considered, the Board will at this meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of Notes to evidence the obligation of the County thereunder or will abandon the proposal.

At any time before the date of said meeting, a petition, asking that the question of issuing such notes be submitted to the legal voters of said County, may be filed with the Auditor of said County in the manner provided by Section 331.306 of the Code of Iowa, as amended.

This Notice is given by order of the Board of Supervisors of Sioux County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa, as amended.

Dated this 1st day of March, 2005.

County Auditor of Sioux County, State of Iowa

(End of Notice)

PASSED AND APPROVED this 1st day of March, 2005.

/s/ Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Micah Van Maanen, County Information Technology Director, met with the Board this date to request approval and a Chairman's signature on a computer financial software agreement with Tyler Technologies Inc., Incode Division in a grand total amount of \$73,085.00 with one-half payment to be paid in fiscal year 2006 and the other one-half payment to be paid in fiscal year 2007.

Motion by Bouma and supported by Degen to approve and authorize the Chairman to sign a computer financial software agreement with Tyler Technologies Inc., Incode Division in a grand total amount of \$73,085.00 with one-half payment to be paid in fiscal year 2006 and the other one-half payment to be paid in fiscal year 2007.

Carried, unanimous in favor.

Lois Huitink, County Deputy Auditor, was present for the aforementioned discussion on the computer financial software agreement.

Motion by Beernink and supported by De Haan to approve and authorize the Chairman to sign a Class C Liquor License Renewal Application for Sandy Hollow Golf Association effective April 1, 2005. Carried, unanimous in favor.

The Chairman adjourned the meeting until Tuesday, March 8, 2005.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor