

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON MARCH 6, 2012

12-03-06 1 The Board of Supervisors of Sioux County, Iowa, met on March 6, 2012, at 9:00 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Al Bloemendaal, John Degen, Arlyn Kleinwolterink, Mark Sybesma and Dennis Wright.

12-03-06 2 Minutes of the meeting held on February 28, 2012, were submitted and the Chairman declared them approved.

12-03-06 3 Coleman McAllister, Sioux County Attorney

- Informed the Board that the County will be purchasing some land for additional gravel rights.
- Noted that in regard to the decision made at last week's meeting, a legal challenge may be made about the decision within 30 days from last Tuesday. Reported that the decision of the Board is final and a new plan would need to be submitted to Planning and Zoning Board for the sportsman's complex to be reconsidered.

12-03-06 4 Nate Huizenga, Emergency Management Director

- Requested fiscal sponsorship by Sioux County for grants that will be applied for from the Siouxland Community Foundation. The maximum amount that may be requested for these grants is \$10,000. Organizations applying for the grants are the Sioux County Firefighter Association and the Sioux County Dive Team. Motion by Degen and supported by Kleinwolterink to approve and authorize the Chairman to sign fiscal agent agreements for the above mentioned organizations. Motion carried, unanimous in favor.
- Informed the Board that storm spotter training will be held at NCC in April.

12-03-06 5 COMMITTEE REPORTS:

- **Sybesma** – Attended a Third Judicial District meeting. The Third Judicial District will be fully funded by the State; however, funding to provide for staffing is in question at this time. Distributed information from NW Iowa Housing Trust Fund regarding housing improvements for the past 3 years.
- **Wright** – Reported that a meeting was held yesterday with leaders of the Iowa Senate and House in regard to proposed mental health legislation. David VanNingen, Director of Hope Haven gave a presentation about the NW Iowa Consortium.
- **Sybesma and Wright** – attended County Day at the Capital on March 1.

12-03-06 6 Suzanne Haverdink – Zoning Assistant

- As this was the date and 9:30 a.m. the time set for a public hearing on an Iowa Department of Natural Resources Construction Permit Application for Roger Oolman, proposing the removal of three existing swine barns and construction of two new deep pit swine finisher barns at an existing site located in Section 26 of West Branch Township, the Chairman opened said hearing. Eric Oolman was present for this discussion. Haverdink reported that the facility exceeded matrix requirements. No written or oral comments were received from the public. The Chairman closed the

public hearing. Motion by Kleinwolterink and supported by Wright to forward a letter with a favorable recommendation to the DNR. Motion carried, unanimous in favor.

- Asked for approval of a 14 day waiver for beginning the construction for Rolling View Farms. Motion by Wright and supported by Bloemendaal to approve a waiver of construction for Rolling View Farms. Roll call on vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2012-8
Sioux County Board of Supervisors

March 6, 2012

APPROVAL OF WAIVER OF SIOUX COUNTY'S RIGHT TO APPEAL ISSUANCE OF FINAL CONSTRUCTION PERMIT FOR THE CONSTRUCTION OF CONFINED ANIMAL FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES.

BE IT RESOLVED by the Sioux County Board of Supervisors as follows:

Section 1. The Sioux County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that Walt Vander Wal (Rolling View Farms, Inc.-East) has been issued a draft permit for confinement feeding operation facility ID #66576.

Section 2. The Sioux County Board of Supervisors reviewed the construction permit application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules and recommended approval of said application on February 7, 2012.

Section 3. The Sioux County Board of Supervisors hereby waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit.

Section 4. The Sioux County Board of Supervisors encourages the Iowa DNR to issue the Final Permit immediately upon notification of this waiver.

Section 5. The Sioux County Board of Supervisors authorizes the Board Chairman to notify the Iowa DNR of this waiver.

Section 6. This resolution shall take effect immediately.

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

Attest: /s/Lois Huitink
Sioux County Auditor

12-03-06 7 Motion by Bloemendaal and supported by Kleinwolterink to approve the Salary Resolution for 2012/2013. Roll call on vote: Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2012-09
SALARY RESOLUTION 2012/2013

BE IT RESOLVED that the Sioux County Board of Supervisors does hereby approve the following salaries and hourly rates for Sioux County elected officers and employees for fiscal year 2013:

Employee	Annually	Hourly	Employee	Annually	Hourly
Mark Sybesma	\$ 35,032		Daniel Altena	\$ 79,498	
Dennis Wright	\$ 33,032		Jason Bergsma	\$ 67,573	
Al Bloemendaal	\$ 33,032		Jamison Van Voorst	\$ 65,586	
Arlyn Kleinwolterink	\$ 33,032		Douglas Julius	\$103,218	
John Degen	\$ 33,032		Ken Oldenkamp		\$23.41
Lois Huitink	\$ 62,796		Darrell Schuller	\$ 57,735	
Linda Feikema	\$ 53,377		Tim Lancaster	\$ 58,477	
Lisa Rowenhorst	\$ 45,841		Alex Lancaster		\$21.54
Beth Vander Veen		\$17.71	Twila Oolman	\$ 40,824	
Linda Wynia		\$17.71	Brenda Van Peurseem		\$17.71
Kim Dykstra		\$17.71	Michael Kallsen	\$ 51,567	
Joyce Murphy		\$17.71	Brian Newborg	\$ 51,567	
Randy Jacobsma	\$ 61,634		Dean Kollis	\$ 51,567	
Donna Klein	\$ 52,389		Derek Kollis	\$ 51,567	
Jill Lode	\$ 48,075		Darrell Wilson	\$ 51,567	
Beth Wassenaar		\$17.71	Shane Walter	\$ 72,936	
Cynthia Reid		\$18.21	Aaron Haverdink	\$ 44,290	
Jayne Hofmeyer		\$17.96	Kathryn Wetter		\$17.71
Lori Oostra		\$17.71	Suzanne Haverdink		\$15.34
Mavis Anema		\$15.93	Pearl Kellen		\$13.85
Cheryl Sandbulte		\$18.21	Micah Van Maanen	\$ 59,740	
Anita Van Bruggen	\$ 61,634		Ryan Dokter	\$ 43,260	
Jessica Kooiker	\$ 49,924		Dennis Vander Wel	\$ 44,142	
Deborah Mayland		\$17.71	Mimi Kamp		\$17.38
Coleman McAllister	\$104,934		John Lambert		\$17.38
Mary C. Fruge	\$ 51,500		Lisa Groeneweg		\$15.39
Ann Juhl		\$17.71	Roger Oldenkamp		\$17.38
Laurie Bolluyt		\$18.77			
Beverly Clark		\$16.53			
Lindsay Heitritter		\$16.53			

Signed and dated this 6th day of March, 2012.

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

ATTEST: /s/ Lois Huitink
Sioux County Auditor

12-03-06 8 As this was the date and 10:00 a.m. the time set for a public hearing to approve the County Budget for Fiscal Year 2012/2013, said public hearing was opened by the Chairman. Time was given for public comment. The Board heard comment from Ron Van Ravenswaay, Harold Postma and Mark Barinsky. The Chairman closed the public hearing. Motion by Bloemendaal and supported by Kleinwolterink to approve the 2012/2013 Sioux County Budget. Roll call on vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

Form 630 - N
(Sheet 2 of 2)

ADOPTION OF BUDGET & CERTIFICATION OF TAXES

Fiscal Year July 1, 2012 - June 30, 2013

Iowa Department of Management
County Name: Sioux
County Number: 84
Date Budget Adopted: _____

Budget Basis: CASH

At the meeting of the Board of Supervisors of this County, held after the public hearing as required by law, on the date specified above and to the right, the proposed budget for the fiscal year listed above was adopted as summarized and attached hereto, and tax levies, as itemized below, were approved for all taxable property of this County.

There is attached a Long-Term Debt Schedule (Form 703) for the debt service needs, if any.

Maximum MH-DD Services Fund Levy Dollars (Information Only):
 1MH-DD Services Fund Base Year Net Expenditures: 1,950,543
 2MLess Mental Health Property Tax Relief Allocation: 923,152
 3MEqual Maximum MH-DD Services Fund Levy Dollars: 1,027,388

Certification of MH-DD Services Fund Levy Dollars Before and After Application of Property Tax Relief Allocation:
 4MH-DD Services Fund Levy Dollars Before Application of Property Tax Relief Allocation: 2,005,733
 5MLess Mental Health Property Tax Relief Allocation: 923,152
 6MEquals Actual MH-DD Services Fund Levy Dollars: 1,102,578

	(P) UTILITY REPLACEMENT AND PROPERTY TAX DOLLARS	(Q) VALUATION WITH GAS & ELECTRICITIES	(R) LEVY RATE	(S) VALUATION WITHOUT GAS & ELECTRICITIES	(T) PROPERTY TAXES (LEVY)
A. Countywide Levies:		1,318,971.979		1,294,750.787	
General Basic	4,618,402		3.5		4,531,628
+ Cemetery (Fioneer - 331.424R)	0		0		0
= Total for General Basic	4,618,402		3.5		4,531,628
General Supplemental	314,822		0.23862		309,044
MH-DD Services Fund (from RIM certification above)	1,102,578		0.83594		1,082,334
Debt Service (from Form 703, col. 1 Countywide total)	541,692	1,551,842.619	0.34960	1,527,621.427	533,247
Voted Emergency Medical Services (Countywide)	0		0		0
Other (Specify)	0		0		0
Subtotal Countywide (A)	6,575,500		4.9230		6,456,253
B. All Rural Services Only Levies:		702,670.386		686,478.657	
Rural Services Basic	1,686,402		2.4		1,647,544
Rural Services Supplemental	0		0		0
Unified Law Enforcement	0		0		0
Other (Specify)	0		0		0
Other (Specify)	0		0		0
Subtotal All Rural Services Only (B)	1,686,402		2.4		1,647,544
Subtotal Countywide/All Rural Services (A + B)	8,261,902		7.3230		8,103,797
C. Special District Levies:					
Flood & Erosion	0	0	0	0	0
Voted Emergency Medical Services (partial county)	0	0	0	0	0
Other (Specify)	0	0	0	0	0
Other (Specify)	0	0	0	0	0
Other (Specify)	0	0	0	0	0
Other (Specify)	0	0	0	0	0
Township ER Levies (Summary from Form 630-9E)	0	0	0	0	0
Subtotal Special Districts (C)	0	0	0	0	0
GRAND TOTAL (A + B + C)	8,261,902				8,103,797

Compensation Schedule for FY: 2012/2013

Elected Official:	Annual Salary:	Number of Official County Newspapers:	<u>3</u>
Attorney	<u>104,933</u>	Names of Official County Newspapers:	
Auditor	<u>82,796</u>	1 <u>Cadet-Campana</u>	
Recorder	<u>61,634</u>	2 <u>Sioux Center News</u>	
Treasurer	<u>61,634</u>	3 <u>Siouxland Press</u>	
Sheriff	<u>79,460</u>	4 _____	
Supervisors	<u>33,032</u>	5 _____	
Supervisor Vice Chair, if different		6 _____	
Supervisor Chair, if different	<u>35,032</u>		

The County Auditor represents the following to be true:
 The prescribed Budget Hearing Notice and Proposed Budget Estimate (Form 630) was lawfully published in all official newspapers, with said publication(s) being individually evidenced by verified and filed proof(s) of publication. If applicable, there was lawful publication of any rates exceeding statutory maximums.
 All budget hearing notices were published not less than 10 days, nor more than 20 days, prior to the budget hearing.
 Adopted property taxes do not exceed published amounts.
 Adopted expenditures do not exceed published amounts for any of the 10 individual expenditure classes, or in total.
 This budget was certified on or before March 15 unless otherwise documented to the Department of Management.

Board Chairperson (signature) _____ County Auditor (signature) _____

12-03-06 9 As this was the date and 10:15 a.m. the time set for a public hearing to approve the sale of Sioux County's interest in certain excess right of way real property to Floral Plant Growers, L.L.C., the Chairman opened said public hearing. A portion of Natural Beauty Greenhouse is located in the County Right-of-Way. The land was appraised at .275 acres and will be sold at fair market value (\$3,354.20). Motion by Bloemendaal and supported by Wright to approve the sale of the aforementioned property. Roll call on vote: Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION NO. 2010-10

**APPROVING THE SALE OF SIOUX COUNTY'S LEGAL INTEREST IN
CERTAIN EXCESS RIGHT OF WAY REAL PROPERTY TO FLORAL PLANT GROWERS
L.L.C.**

WHEREAS, Sioux County has legal title to certain real property consisting of approximately 0.275 acres located adjacent to Jackson Avenue consisting of excess right of way easement legally described as follows:

A survey of excess right of way in the southeast quarter (SE ¼) of Section 29 (Sec. 29), Township 97 North (T97N), Range 44 West (R44W) of the Fifth Principal Meridian, in Sioux County, State of Iowa; more particularly described as follows:

Commencing at the SE cor. of Sec. 29, T97N, R44W of the Fifth Principal Meridian; thence N00°00'17"E, 49.58 Feet along the easterly line of SE ¼ of said Sec.; thence N88°42'18"W, 50.00 feet, to the point of beginning; thence continuing N88°42'18"W, 25.00 feet; thence N00°00'17"E, 348.72 feet; thence S89°59'43"E, 15.00 feet; thence N00°00'17"E, 325.00 feet; thence S89°59'43"E, 10.00 feet, to a point which is S00°00'17"W, 98.48 feet of the southeasterly lot corner of address 3181 Jackson Ave. having a county P.I.N. number of 05-29-476-010; thence S00°00'17" W, 674.28 feet, to the point of beginning, containing 11,979.3 Sq. Ft. or 0.275 acres.

WHEREAS, Sioux County has further negotiated an agreement with Floral Plant Growers L.L.C., a Delaware Limited Liability Company, whereby Sioux County would dispose of its interest in the above legally described property by transferring ownership to Floral Plant Growers L.L.C. in return for Sioux County receiving \$3,354.20 in cash.

WHEREAS, the Board, by prior resolution (2012-06), as required by Iowa Code Section 331.361, described the proposed property disposition set forth above; set a public hearing on the proposed property disposition; timely published notice of the time and place of the public hearing on the proposed property disposition; and the Board conducted a public hearing on March 6, 2012, to solicit public comment and input on the proposed property disposition prior to finally acting on such proposal.

WHEREAS, the Board has further complied with the requirements of Iowa Code Section 306.23 and further the purchase price equals or exceeds the fair market value of the land as determined by an independent appraisal of the property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Sioux County that the proposed property disposition, as described above, is in the best interest of the citizens of Sioux County and all parties concerned; that the proposed property disposition as drafted, advertised, heard, and discussed be adopted; that the above described property conveyance be approved and authorized by the Board. The Chairman of the Board of Supervisors is hereby authorized to execute and deliver documents and pay any related costs necessary to follow through with the disposal of Sioux County's property interest in the above legally described property. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of said conflict.

PASSED AND APPROVED this 6th day of March, 2012.

/s/ Mark Sybesma
Chairman, Board of Supervisors

ATTEST: /s/Lois Huitink, Sioux County Auditor

12-03-06 10 Doug Julius, Sioux County Engineer

- Requested authorization to proceed with the purchase of a motor grader replacement. Motion by Degen and supported by Wright to authorize the County Engineer to proceed with the purchase of a new motor grader. Motion carried, unanimous in favor.
- Informed the Board that he is planning to purchase some property adjoining Keehn Pit. The County Attorney will review the contract for purchase and asked that approval of the contract be put on the agenda for March 20.
- Discussed a parcel of property in Carmel that is partially built on County Right-of-Way. The County Attorney told the Board that the law requires that this property be sold at market value.
- Reported that County roads are ratty, muddy and wet. Road workers will begin to blade the roads earlier in the morning. Crews may need to work on Saturday to blade and gravel heavily traveled roadways.

12-03-06 11 Claims as submitted by the Auditor were approved for payment.

12-03-06 12 The Chairman adjourned the meeting at 10:25 a.m. so that the Board could attend the Assessors Conference Board Public Hearing to approve the Assessor's 2012/2013 Budget.

12-03-06 13 The Chairman reconvened the meeting at 10:45 a.m. A conference call was held with O'Brien County's Board of Supervisors, Auditor and Engineers office regarding the resignation of the O'Brien County Engineer. O'Brien County has a letting coming up in April and needs to have an engineer sign off on projects. The O'Brien County Board of Supervisors requested that Sioux County allow County Engineer, Doug Julius to help out with matters that require an Engineers signature. Attorneys from both counties will draft 28E Agreements to enable the Sioux County Engineer to perform some necessary duties in O'Brien County until a replacement can be hired.

12-03-06 14 The meeting was adjourned at 10:55 a.m. The next meeting will be held on March 20, 2012, beginning at 9:00 a.m.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Lois Huitink
Sioux County Auditor