

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MARCH 9, 2004

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 March 2, 2004 were submitted and on motion and vote stand approved as submitted.

Rob Klocke, Executive Director of County Conservation Board; and John Degen, member of County Conservation Board, met with the Board this date to discuss a matter of whether to allow Lyon-Sioux Rural Water System to take over the city of Boyden water wells located at the existing Boyden Pit area owned by Sioux County. The City of Boyden would like to transfer an easement that was acquired from Sioux County to Lyon-Sioux Rural Water System because of what it would cost to update their current water treatment facility. He stated that the matter will be further discussed at the next County Conservation board meeting to be held on March 10, 2004.

Rob Klocke, Executive Director of County Conservation Board, also requested a Chairman's signature on two Purchaser's Affidavits pertaining to the following described real estate:

That part of the NE1/4SW1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel A" as shown by Plat of Survey recorded in the 2002 File – Card No. 3867;

That part of the SW1/4SW1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel B" as shown by Plat of Survey recorded in the 2002 File – Card No. 3868, subject to public highway; AND

That part of the SW1/4NE1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel A" as shown by Plat of Survey recorded in the 2002 File – Card No. 3869.

The Board authorized the Chairman to sign two Purchaser's Affidavits pertaining to the following described real estate:

That part of the NE1/4SW1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel A" as shown by Plat of Survey recorded in the 2002 File – Card No. 3867;

That part of the SW1/4SW1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel B" as shown by Plat of Survey recorded in the 2002 File – Card No. 3868, subject to public highway; AND

That part of the SW1/4NE1/4 of Section 10, Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa, designated "Parcel A" as shown by Plat of Survey recorded in the 2002 File – Card No. 3869.

Melissa O'Rourke, County Attorney, met with the Board this date to report on various pleadings and pending criminal court cases in Sioux County District Court.

Be it remembered that on the 9th day of March, 2004 at 10:00 o'clock a.m., the Board of Supervisors of Sioux County, met in session for the purpose of hearing upon the budget estimate for fiscal year 2005, and as filed with the Board. There was a quorum as required by law.

Thereupon, the Board investigated and found that the notice and place of county budget hearing has according to law and as directed by the Board been published during the week of February 23, 2004 in the three official newspapers in said county, and that Affidavits of Publication thereof were on file with the County Auditor. Thereafter, and on said day the expenditures were taken up and considered and taxpayers heard for and against same as follows:

No one personally appeared to object to the county budget estimate for fiscal year 2005.

Lois Huitink, Deputy Auditor; and Kim Vegter, Accounting/Real Estate Clerk, were present for the aforementioned county budget hearing

Dennis Lange, County Auditor, received no written comments either for or against said budget estimate for fiscal year 2005.

The Chairman closed the county budget hearing.

Motion by Smith and supported by Bouma to adopt and authorize the Chairman to sign the following Sioux County Budget Summary including the county compensation board recommendations for fiscal year 2005 as follows:

(Exhibit)

(Exhibit)

| <u>Funds</u> | <u>Tax Levies</u> | <u>Tax Rates</u> |
|----------------|-------------------|------------------|
| General Basic | \$3,245,729 | \$3.50000 |
| MH-DD Services | 1,000,668 | 1.07906 |
| Debt Service | 0 | 0 |
| Rural Basic | <u>1,146,334</u> | <u>2.21414</u> |
| Totals | \$5,392,731 | \$6.79320 |

The property tax rates for the General Basic, MH-DD Services and Rural Basic Funds were calculated using the following 2003 taxable valuations without gas and electric utilities:

| | |
|-------|--------------------|
| Rural | \$ 517,733,109 |
| Urban | <u>409,618,152</u> |
| Total | \$ 927,351,261 |

Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, Yes.

Carried, unanimous in favor.

Shane Walter, County Community Services Director, met with the Board this date to review a Monthly MH/DD Service Expenditure Report for the period from July 1, 2003 to February 29, 2004.

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

Motion by Beernink and supported by De Haan to approve and authorize the Chairman to sign the following document:

Permit Agreement with Frontier Communications of Iowa, Inc. of Orange City for numerous road right-of-way crossings around the City of Orange City.

Carried, unanimous in favor.

Doug Julius, County Engineer, also reviewed a Secondary Road construction map showing proposed projects for fiscal year 2009 that would be incorporated into the Secondary Road five year construction program.

As this was the date and 10:30 o'clock a.m. the time set for consideration and review of an Iowa Department of Natural Resources confinement operation construction permit application submitted by Evan Blom of We-Three-Egg. LLC, and located in the SW1/4SW1/4 of Section 26 in Plato Township, said consideration and review was held according to law.

Mark Dunlop, County Emergency Management Services Director and Zoning Administrator, met with the Board this date to review the contents of the aforementioned Iowa Department of Natural Resources egg laying operation expansion construction permit application submitted by Evan Blom of We-Three-Egg. He stated that the Iowa Department of Natural Resources notified him on March 8, 2004 and that they will conduct a matrix score review at the proposed construction site on March 11, 2004. He further stated that the application submitted to the Iowa Department of Natural Resources contained a matrix score of 450 which meets the 440 minimum matrix score requirement. However, the Iowa Department of Natural Resources stated that they may not approve all 450 matrix points submitted in the application and that additional points must be found elsewhere in the matrix in order for the application to be approved.

The following persons were in attendance for the consideration and review of the aforementioned egg laying operation construction permit application matter:

Evan Blom, representative for We-Three-Egg

No written comments were received by the County Auditor's office or County Zoning Office.

The Chairman closed the consideration and comment period.

Motion by Smith and supported by Beernink to approve a favorable recommendation to the Iowa Department of Natural Resources for an egg laying operation expansion construction permit application submitted by Evan Blom of We-Three-Egg, subject to approval by the Iowa Department of Natural Resources. Carried, unanimous in favor.

Motion by De Haan and supported by Bouma to approve and authorize the Chairman to sign a Data Collection Form for Reporting on Audits of States, Local Governments, and Non-Profit Organizations for fiscal year 2003. Carried, unanimous in favor.

Motion by Beernink and supported by De Haan to approve and authorize the Chairman to sign an Interfund Operating Transfer Resolution for fiscal year 2004 as follows:

RESOLUTION 2004-03

WHEREAS, it is desired to make the following inter-fund operating transfers:

\$100,000 from the General Basic Fund to the General Supplemental Fund

WHEREAS, said operating transfers are made in accordance with Section 331.432, 2003 Iowa Code,

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

Section 1. The following inter-fund operating transfer is to be made effective March 9, 2004.

\$100,000 from the General Basic Fund to the General Supplemental Fund

Section 2. The County Auditor is directed to correct his books accordingly and to notify the County Treasurer of this inter-fund operating transfer, accompanied with a copy of this resolution and the record of its adoption.

Signed and dated this 9th day of March, 2004.

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

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, Yes.

Carried, unanimous in favor.

Motion by Bouma and supported by Smith to approve and authorize the Chairman to sign an Interfund Operating Transfer Resolution for fiscal year 2004 as follows:

RESOLUTION 2004-04

WHEREAS, it is desired to make the following inter-fund operating transfers:

\$790,416 from the Rural Basic Fund to the Secondary Road Fund

WHEREAS, said operating transfers are made in accordance with Section 331.432 2003 Iowa Code,

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

Section 1. The following inter-fund operating transfer is to be made effective March 9, 2004.

\$790,416 from the Rural Basic Fund to the Secondary Road Fund

Section 2. The County Auditor is directed to correct his books accordingly and to notify the County Treasurer of these inter-fund operating transfers, accompanied by a copy of this resolution and the record of its adoption.

Signed and dated this 9th day of March 2004.

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

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Bouma, Yes; Beernink, Yes; Sybesma, Yes; Smith, Yes; and De Haan, Yes.

Carried, unanimous in favor.

The Chairman of the Board appointed a task force committee comprised of personnel from the Court House and County Department of Human Services/Public Health facility to make a recommendation on how to best utilize space in the Court House and County Department of Human Services/ Public Health facility and to specifically address space concerns in the Clerk of Court Office, Court House second floor and Sioux County Department of Human Services building as follows:

Vernon Beernink, County Supervisor – Chairman
Bernard L. Smith, County Supervisor
Melissa O'Rourke, County Attorney
Dennis Lange, County Auditor
Robert Hagey, County Treasurer
Anita Van Bruggen, County Recorder
Ross Simmelink, County Assessor
Deb Fischer, Judicial Clerk III in Clerk of Court Office
Shane Walter, County Community Services Director
Harley Kleinwolterink, Superintendent of Buildings and Grounds

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

The Chairman adjourned the meeting until Tuesday, March 23, 2004.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor