

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON APRIL 11, 2000

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

Committee reports were given this date.

Mark Dunlop, County Emergency Management Services Director and Zoning Administrator, met with the Board this date to report that the State Fire Marshall has issued a proclamation to ban open burning in Sioux County effective April 6, 2000. He also reviewed Section 100.40, 1999 Iowa Code, that addresses the procedure to implement and rescind an open burning ban.

Motion by Beernink and supported by Vander Maten to approve and authorize the Chairman to sign the following Northwest Iowa Planning and Development Commission Administration and Assistance Resolution:

RESOLUTION NO. 2000-08

A RESOLUTION OF THE BOARD OF SUPERVISORS OF SIOUX COUNTY, IOWA TO REQUEST THE ASSISTANCE OF THE STAFF OF THE NORTHWEST IOWA PLANNING AND DEVELOPMENT COMMISSION.

WHEREAS, Sioux County has agreed to the Intergovernmental Cooperation Agreement creating the Northwest Iowa Planning and Development Commission (hereinafter called the Planning Agency) and is a member in good standing; and

WHEREAS, the County wishes to engage the Planning Agency to provide certain technical and professional services in connection with the...

Administration of a Community Development Block Grant

WHEREAS, Article III.E of the Intergovernmental Cooperation Agreement gives the Planning Agency the responsibilities outlined in Chapters 28H and 28I, Code of Iowa;

NOW, THEREFORE, it is hereby resolved by the Board of Supervisors of Sioux County, Iowa that the Planning Agency be requested to provide staff assistance in the above mentioned project; and

THAT, the Board of Supervisors understands and will comply with Policy Council guidelines regarding the assessments of costs of the Planning Agency staff assistance.

Passed, approved and adopted this 11th day April, 2000.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign an Agreement between the Northwest Iowa Planning and Development Commission and Sioux County, Iowa to provide and perform the necessary services required to carry out the local planning assistance for a Community Development Block Grant for the Southern Sioux Rural Water System. Carried, unanimous in favor.

Motion by Vander Maten and supported by Beernink to accept the following County Officers' reports showing fees for the period ending March 31, 2000:

<u>Quarterly</u>	
County Sheriff	\$104,340.98
County Recorder	35,733.99

Carried, unanimous in favor.

Motion by Smith and supported by Beernink to approve and authorize the Chairman to sign a three year Farm Cash Lease with Gregory P. and Denise R. Lynott of Hawarden for the following described real estate:

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 Vander Maten and supported by De Haan to approve and authorize the Chairman to sign the following Inter-fund Operating Transfer Resolution:

RESOLUTION NO. 2000-09

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

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

WHEREAS, said operating transfers are made in accordance with Section 331.432, 1999 Iowa Code,

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

Section 1. The following inter-fund operating transfers are to be made effective April 11, 2000.

\$100,000 from General Basic Fund to General Supplemental 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 with a copy of this resolution and the record of its adoption.

Signed and dated this April 11, 2000.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

Shane Walter, County Central Point of Coordination Administrator, met with the Board this date to review a Sioux County Performance Improvement Proposal pertaining

to incentive fund measures for fiscal year 2001. He also reported that a consortium of 11 counties will be approving and signing a 28E agreement to facilitate a unified approach in negotiating rates with mental health providers.

As this was the date and 10:00 o'clock A.M. the time set for hearing on a proposal to convey to Janice McMurray, Carol Groeneweg, Paula Krumm, Linda Eastlick, and David Bomgaars as tenants in common as to the remainder, all of Sioux County's right, title, and interest under a lease dated September 19, 1932, and recorded in the Office of the Sioux County Recorder on June 12, 1935, in Book 112 at Page 548, legally described as:

Commencing at the North Quarter (N¼) Corner of Section Nineteen (19), Township Ninety-six (96) North, Range Forty-four (44) West of the 5th P.M., thence East on the Section Line 933 feet; thence South 672.9 feet to the Point of Beginning; thence West 50 feet; thence South 435 feet; thence East 53 feet; thence North 58°54' East 67.7 feet; thence North 243 feet; thence 12°23' West, 84 feet; thence North 29°50' West 86.4 feet to the Point of Beginning, and including any right of way for access thereto from the public highway adjoining said Section on the North,

said hearing was held after the Board was informed that notice had been published according to law.

Doug Julius, County Engineer; and Mark Schouten, County Attorney, were present for the hearing.

The Board discussed whether releases for cleanup should be signed by all prospective grantees before signing and issuing a Quit Claim Deed.

No comments were received in writing and no one present expressed themselves against said proposal.

The consensus of the Board was to not require releases for cleanup from the prospective grantees before issuing a signed Quit Claim Deed.

The Chairman closed the hearing.

Motion by Vander Maten and supported by Beernink to authorize the Chairman to approve and sign the following Real Estate Conveyance Resolution:

RESOLUTION NO. 2000-10

WHEREAS, the Board of Supervisors of Sioux County, Iowa, has held a hearing on the 11th day of April, 2000, at 10:00 o'clock a.m., in the Board of Supervisors room of the Sioux County Courthouse in Orange City, Iowa, on a proposal to convey to Janice McMurray, Carol Groeneweg, Paula Krumm, Linda Eastlick, and David Bomgaars as tenants in common, all of Sioux County's right, title, and interest under a lease dated September 19, 1932, and recorded in the Office of the Sioux County Recorder on June 12, 1935, in Book 112 at Page 548, legally described as:

Commencing at the North Quarter (N¼) Corner of Section Nineteen (19), Township Ninety-six (96) North, Range Forty-four (44) West of the 5th P.M., thence East on the Section Line 933 feet; thence South 672.9 feet to the Point of Beginning; thence West 50 feet; thence South 435 feet; thence East 53 feet; thence North 58°54' East 67.7 feet; thence North 243 feet; thence 12°23' West, 84 feet; thence North 29°50' West 86.4 feet to the Point of Beginning, and including any right of way for access thereto from the public highway adjoining said Section on the North.

WHEREFORE, duly published notice has been made concerning this hearing and the Board has determined that this property containing a gravel pit has been entirely worked out, that it would be in the best interest of Sioux County that this property be conveyed to the heirs or assignees of the original grantors of this interest in property to Sioux County.

THEREFORE, BE IT RESOLVED that Sioux County, by and through the authority of its Board of Supervisors, shall convey the foregoing real estate to Janice McMurray, Carol Groeneweg, Paula Krumm, Linda Eastlick, and David Bomgaars as tenants in common, and convey title to the same through Quit Claim Deed.

Dated and signed this 11th day of April, 2000.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

Motion by Beernink and supported by Vander Maten to approve and authorize the Chairman to sign a Quit Claim Deed to Janice McMurray, Carol Groeneweg, Paula Krumm, Linda Eastlick, and David Bomgaars as tenants in common to the following described real estate:

Commencing at the North Quarter (N¼) Corner of Section Nineteen (19), Township Ninety-six (96) North, Range Forty-four (44) West of the 5th P.M., thence East on the Section Line 933 feet; thence South 672.9 feet to the Point of Beginning; thence West 50 feet; thence South 435 feet; thence East 53 feet; thence North 58°54' East 67.7 feet; thence North 243 feet; thence 12°23' West, 84 feet; thence North 29°50' West 86.4 feet to the Point of Beginning, and including any right of way for access thereto from the public highway adjoining said Section on the North.

Carried, unanimous in favor.

Don Lanke, Plant Manager for Pella Windows Corporation, met with the Board this date to review the plant operation schedule for the new Pella Window Corporation Plant in Sioux Center. He stated that the plant facility is approximately 263,000 square feet in size and lies on a 51 acre site with room for future expansion to the east.

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

Motion by Smith and supported by Beernink to approve and authorize the Chairman to sign the following documents:

Iowa Department of Natural Resources Quarterly Reporting and Billing Form Under the Private Water Well – Grants to Counties Program in a total amount of \$527.70 for the quarter ending on December 31, 1999.
Sioux County Plans for Project Numbers L-2-99--73-84 CULV., L-1-2000--73-84 CULV. EXT., L-2-2000--73-84, L-5-2000--73-84, and L-1-91--73-84 CULV. EXT.

Contracts and Contractor's Bonds with Rohlin Construction Company,
Estherville, for the Project Numbers STP-S-CO84(83)--5E-84, STP-S-CO84(84)--
5E-84, FM-C)84(85)--5-84 and FM-CO84(86)--55-84.

Iowa Department of Transportation Secondary Road Program for Sioux County
for fiscal year 2001.

Iowa Department of Transportation Secondary Road Budget for Sioux County for
fiscal year 2001.

Carried, unanimous in favor.

The Board approved payment of claims as presented by the County

Auditor from all departments this date.

The Chairman adjourned the meeting until Tuesday, April 18, 2000.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor