

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MAY 27, 1997

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 Hubert Schuller.

The minutes of May 13, 1997, were read and on motion and vote stand approved as read. Committee reports were given this date.

Mark Schouten, County Attorney; and Mark Dunlop, County Emergency Management Services Director/Zoning Administrator, met with the Board this date to discuss the increasing number of livestock confinement feeding facilities in Sioux County. There was a concern that a certain number of these livestock confinement feeding facilities are not being reported to the County Assessor.

The Board reviewed a fact sheet prepared by Iowa Citizens for Community Improvement pertaining to Humbolt County Ordinances 22, 23, 24 and 25. The consensus of the Board was to instruct Mark Schouten, County Attorney; Mark Dunlop, County Emergency Management Director/Zoning Administrator; and Phylliss Kroon, County Assessor, to draft and also investigate the feasibility of implementing an amendment to the existing County Zoning Ordinance that would require building permits for livestock confinement feeding facilities and provide for a penalty for noncompliance.

Mark Schouten, County Attorney, also reviewed the rationale behind the County Attorney budget amendment request.

Be it remembered on this 27th day of May, 1997, that the Board of Supervisors of Sioux County, Iowa, met in session for the purpose of amending the current operating budget adopted on March 5, 1996. There was present a quorum as required by law. Thereupon, the Board of Supervisors found that a notice of time and place of hearing has been published during the week of May 12, 1997, and that Affidavits of Publication thereupon were on file with the County

Auditor according to law. Thereafter and on said day, the amendment was taken up and considered and taxpayers heard for and against said amendment as follows:

Jan Cain, County Public Health Nurse/Administrator, was present for the hearing. No one appeared at this public hearing to object to the proposed service area amendments. No statements were received in writing.

Thereafter and after hearing all taxpayers to be heard, the Board took up the amendment to the budget for final consideration.

The Chairman closed the hearing.

Motion by Beernink and supported by Schuller to approve the following Service Area Amendments to the fiscal year 1996-97 County budget:

I hereby certify the above to be a true and correct copy of the proceedings of the Sioux County Board of Supervisors relating to the consideration of amendments to the budget adopted on March 5, 1996.

/s/ Dennis Lange
Sioux County Auditor

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

Motion by Schuller and supported by Vander Maten to approve and authorize the Chairman to sign the following Department Appropriation and Amendment Resolution:

RESOLUTION NO. 97-7

WHEREAS, it is unlawful for a department head to authorize the expenditure of a sum for a department larger than the amount which has been appropriated for that department by the Board; and

WHEREAS, proposed expenditures for the County Attorney Department and the Health Board Department will cause these departments to exceed the amount appropriated for the fiscal year 1996-97; and

WHEREAS, it is deemed necessary to increase the appropriations for the County Attorney Department and the Health Board Department, to not be in violation of Section 331.437, 1997 Iowa Code; and

WHEREAS, a Service Area Amendment hearing was held on May 27, 1997, to increase the Public Safety Service Area an additional \$44,375, the Physical Health & Education Service Area an additional \$30,000, and Social Services Service Area an additional \$15,000;

THEREFORE, BE IT RESOLVED by the Board of Supervisors that the appropriation for the County Attorney's Department is increased from \$209,978 to \$254,353, the appropriation for the Health Department is increase from \$1,039,040 to \$1,084,040 because of the Service Area hearing.

The above and foregoing resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on May 27, 1997.

/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 Schuller, Yes. Carried, unanimous in favor.

Robert Hagey, County Treasurer, met with the Board this date to submit and discuss proposed guidelines for suspension/abatement of property taxes in Sioux County. The Board will make a final decision at a later date.

Dennis Sassman, Community Services Director, met with the Board this date to report that a Sioux County resident has incurred a total of \$24,097.56 in unpaid medical bills from various medical providers. He stated that a maximum allowable amount of \$3,000.00 according to the Sioux County Home Rule Ordinance would be paid and prorated to the unpaid medical providers.

Motion by Smith and supported by Vander Maten to approve and authorize the Chairman to sign upon the recommendation of Dennis Sassman, Community Services Director, a Case Management Contract with the Iowa Department of Human Services for fiscal year 1997-98 to provide case management services to twenty Sioux County residents. Carried, unanimous in favor.

Dennis Sassman, Community Services Director, reported that Shawn Walters has been hired to fill the County Central Point of Coordination/Decategorization position opening.

Pat Braesch, Case Manager Supervisor; and Marliss Vander Zwaag, County Case Manager, met with the Board this date to give an update on the case management program in Sioux County.

Dennis Sassman, Community Services Director; and Joan Roghair, Payroll /Accounting Clerk and Central Point of Coordination, were present for the aforementioned presentation.

Doug Julius, County Engineer, met with the Board this date to report that Hagedorn & Avery Construction Company, Spirit Lake, will excavate gravel at the Shoemaker Pit at a price of \$1.29 per ton.

Motion by Schuller and supported by Beernink to approve and authorize the Chairman to sign the following Weed Resolution:

RESOLUTION NO. 97-8

TO ALL PROPERTY OWNERS:

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SIOUX COUNTY, IOWA;

That pursuant to provisions of Chapter 317, 1997 Iowa Code, it is hereby ordered

1) That each owner and each person in the possession or control of any lands in Sioux County shall cut, burn or otherwise destroy all noxious weeds thereon, as defined in this Chapter, at such times in each year and in such manner as shall prevent said weeds from blooming or coming to maturity, and shall keep said lands free from such growth of any other weeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut or otherwise destroyed on or before the following dates and as often thereafter as necessary to prevent seed production:

Group 1. July 1 for Leafy Spurge; Marijuana Plants; Perennial Pepper-grass; Buckthorn (Rhamnus, not to include Rhamnus Frangula); Sour Dock Perennial, Smooth Dock Perennial and Sheep Sorrel Perennial.

Group 2. July 1 for Canada Thistle; Russian Knapweed; Buckhorn; Perennial and Wild Mustard Annual.

Group 3. July 15 for European Morning Glory or Field Bindweed; Wild Carrot Biennial, also known as Queen Anne's Lace; Poison Hemlock and Multifora Rose.

Group 4. July 15 for Horse Nettle; Perennial Sow Thistle; Quack Grass; Butterprint Annual; Cocklebur; Bull Thistle; Wild Sunflower Annual; Teasel Biennial; Puncture Vine Annual; Shattercane Annual and all other species of thistles belonging in genera of Cirsium and Carduus.

2) That each owner and each person in the possession or control of any land including right of way in Sioux County infested with any noxious weeds listed above shall adopt a program of weed destruction described by the Weed Commissioner which in five years may be expected to destroy and will immediately keep under control such infestations of said noxious weeds.

3) That if the owners or persons in possession or control of any land including right of way in Sioux County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work including cost of serving notice and other cost, if any, to be assessed against the real estate.

4) Sioux County will be spraying noxious weeds growing in designated secondary road ditches. It will be the responsibility of adjacent property owners to destroy said weeds in all remaining road ditches not sprayed by Sioux County.

5) That the County Auditor be and is hereby directed to cause notice of the making and entering the foregoing the order by one publication in each of the official newspapers of the County.

BE IT FURTHER RESOLVED that Sioux County be designated as a weed control unit.

BY ORDER OF THE SIOUX COUNTY BOARD OF SUPERVISORS.

Signed and dated this 27th day of May, 1997.

/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 Schuller, Yes. Carried, unanimous in favor.

Doug Julius, County Engineer, reported on correspondence received from Bernard L. Schiefen, Secondary Road employee, stating that he would be willing to take early retirement effective July 1, 1997, if Sioux County would agree to pay for his health insurance through July 4, 2002.

The consensus of the Board pertaining to the aforementioned insurance request matter was to not enter into an agreement with Bernard L. Schiefen, Secondary Road employee, to avoid setting a precedence for presently planned and future retirements.

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

The Chairman adjourned the meeting until Tuesday, June 10, 1997.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor