

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON AUGUST 12, 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 July 28, 1997, were read and on motion and vote stand approved as read. Committee reports were given this date.

Mark Schouten, County Attorney, met with the Board this date.

Motion by Smith and supported by Beernink to go into executive session upon the recommendation of Mark Schouten, County Attorney, according to Section 21.5(1g & 1h), 1997 Iowa Code, to avoid disclosure of specific law enforcement, such as current or proposed investigations, inspection or auditing techniques or schedules, which if disclosed would enable law violators to avoid detection, and to avoid disclosure of specific law enforcement matters, such as allowable tolerances or criteria for the selection, prosecution or settlement of cases, which if disclosed would facilitate disregard of requirements imposed by law. Mark Schouten, County Attorney; and Jeff Peters, CPA for Williams & Company, Le Mars, were present for the executive session. Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and Schuller, Yes. Carried, unanimous in favor.

Motion by Smith and supported by Beernink to go out of executive session according to Section 21.5(1g & 1h), 1997 Iowa Code. Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and Schuller, Yes. Carried, unanimous in favor.

Mark Schouten, County Attorney; and Jim Schwiesow, County Sheriff, met with the Board this date to request permission to apply for a Local Law Enforcement Assistance Grant in an amount of \$11,100 with Sioux County matching an amount equal to 10% of the grant. Jim Schwiesow, County Sheriff, would apply for the grant which would be used for community policing projects and payment of computer equipment for the County Attorney's office.

The consensus of the Board was to approve and authorize the Chairman to sign the aforementioned Local Law Enforcement Assistance Grant application.

Jim Schwiesow, County Sheriff, reported that Sioux County would be required to reimburse JWF Specialty Company, Inc. an amount of \$6,000.00 which is the deductible amount according to language in the Law Enforcement Liability Policy, to defend Sioux County in a lawsuit where the total costs amounted to \$6,145.00 paid to the defense attorneys.

Jim Schwiesow, County Sheriff, requested permission to organize and fund a reserve law enforcement unit with all of the accompanying costs of providing uniforms and applicable insurance coverage to be paid by Sioux County.

Motion by Schuller and supported by Vander Maten to approve and allow Jim Schwiesow, County Sheriff, to organize and fund a reserve law enforcement unit with all of the accompanying costs of providing uniforms and applicable insurance coverage to be paid by Sioux County. Carried, unanimous in favor.

Jim Schwiesow, County Sheriff, submitted a formal request for consideration by Board Members of a proposal to construct a new jail facility, and to relocate the site of the jail from its present location to a place better suited for such a structure. He stated that the location should be of sufficient size to accommodate a secure zone surrounding the jail building. This area should be enclosed by a security fence and be well lighted in the night time by security lights.

The consensus of the Board was to instruct Jim Schwiesow, County Sheriff, to proceed with compiling information from various sources about proposed jail construction costs and ongoing operating costs to maintain such a facility. He would then report to the Board on the findings.

Mike Allen, Deferred Compensation Plan Administrator for PEBSO, met with the Board this date to introduce them to the Public Employees Benefit Services Corporation (PEBSO) deferred compensation plan that is exclusively endorsed by the National Association of Counties and Iowa State Association of Counties.

The consensus of the Board was to allow county employees to participate in a deferred compensation plan with Public Employees Benefit Services Corporation (PEBSCO) as the plan administrator.

Robert Hagey, County Treasurer, met with the Board this date to request approval on a tax abatement on real estate owned by Richard A. & Paula L. Roos, Orange City, in a total amount of \$48.00 for taxes payable in 1996-97 because of an erroneous assessment.

Motion by Schuller and supported by Beernink to approve a tax abatement on real estate owned by Richard A. & Paula L. Roos, Orange City, in a total amount of \$48.00 for taxes payable in 1996-97 because of an erroneous assessment. Carried, unanimous in favor.

Robert Hagey, County Treasurer, reported on a utility replacement tax proposal that was recently discussed at an Iowa State Association of Counties Taxation and Finance Steering Committee meeting.

Doug Julius, County Engineer, met with the Board this date.

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

Permit Agreements with Pioneer Holdings LLC, Sergeant Bluff, for Sioux County road right-of-way crossings in Sections 24 & 26 of Buncombe Township, and in Sections 4, 9, 16, 19, 20 & 21 of Eagle Township.

Carried, unanimous in favor.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign a Software Support Agreement with "Solutions", Inc., Spencer, for fiscal year 1997-98.

Carried, unanimous in favor.

Motion by Smith and supported by Beernink to not adopt a proposed ordinance that would provide for the establishment of a volume based fee for the collection and disposal of refuse, defining and classifying solid waste for this purpose, prohibiting certain acts, and establishing penalties for variance violations. Northwest IA Area Solid Waste Agency was

required by Senate File No. 2300 to prepare an ordinance and mail it to all the cities and counties in the plan area. Carried, unanimous in favor.

Motion by Smith and supported by Schuller to approve and authorize the Chairman to sign a Sioux County Cost Allocation Plan prepared by David M. Griffith & Associates, LTD, based on actual expenditures in the Sioux County Department of Human Services office for fiscal year 1995-96. Carried, unanimous in favor.

Motion by Schuller and supported by Smith to acknowledge receipt of an agricultural area petition that was filed with the County Auditor on August 11, 1997, and contains property located in Section 31 of Nassau Township. A hearing will be scheduled for 10:00 o'clock A.M. on August 26, 1997. 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, August 26, 1997.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor