

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON SEPTEMBER 25, 2006

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Loren Bouma, Vernon Beernink, Mark Sybesma, John Degen and Stanley L. De Haan.

Minutes of the meeting held on September 15, 2006, were submitted and the Chairman declared them approved.

Lisa Rowenhorst, Sioux County Assistant Commissioner of Elections, reported on the canvass of election returns for the regular Merged Area IV School Election held on September 12, 2006.

Motion by De Haan and supported by Degen to approve the following canvass of regular Merged Area IV School Election returns for the School Election held on September 12, 2006:

MERGED AREA IV SCHOOL DISTRICT

Director District I

Ken Vande Brake	Sioux County	156 votes	Elected
-----------------	--------------	-----------	---------

Director District IV

Craig Struve	Sioux County	25 votes	
	Cherokee County	160 votes	
	O'Brien County	<u>93</u> votes	
		278 Total Votes	Elected

Director District V (To Fill Vacancy)

Mark Brown	Lyon County	186 votes	
	O'Brien County	94 votes	
	Scattering	<u>2</u> votes	
		280 Total Votes	Elected

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

Motion carried, unanimous in favor.

Melissa O'Rourke, County Attorney, addressed the Board regarding the matter of per meeting payment to members of the Sioux County Planning & Zoning Commission and members of the Board of Adjustment. The Board received her comments for information.

Lois Huitink, County Auditor, informed the Board that the maintenance agreement for the elevator in the Courthouse is due for renewal in January. A 90 day notice has been given to Schumacher Elevator Company informing them that they will need to submit a bid for providing service for 2007.

Deb Fischer, Assistant Clerk of District Court, addressed the Board on courthouse space needs. She stated that she and the County Auditor recognize the need in each of their offices for additional space. Chairman Sybesma stated that people have priority over machines and that the Board room will not be considered for additional space. The third floor space will be utilized for storage of election equipment and for election setup. The Clerk of District Court will use the area on the lower level of the Courthouse for storage of files.

Shane Walter, Community Services Director, told the Board that the State is striving to take over control of mental health services. DHS and other providers are also pushing for State control. The Iowa Counties, through Community Services, have provided services and want to urge the legislature to maintain local control. Walter asked for support in keeping the mental health services at the local level. He urged the Board to invite legislators to a meeting to inform them of the County's position.

As this was the date and 9:45 o'clock a.m. the time set for hearing on an Iowa Department of Natural Resources construction permit application submitted by Myron Klarenbeek for one new finisher building with below-building deep pit, said hearing was held according to law. No written or oral objections were received.

The Chairman closed the hearing.

A Certificate of Appreciation was presented to Del Beyer for serving on the Board of Adjustment.

Certificates of Appreciation will be delivered to:

Ernest Moss	Planning & Zoning Board
Ross Vernon	Communications
Lloyd Te Brink	Planning & Zoning Board

A petition was received from Gene Hiemstra requesting that the East 660 feet of the North 357 feet of the NE 1/4 NE 1/4 of Section 20, West Branch Township 95 North, Range 45 West of the 5th P.M., subject to Public Highways, Sioux County, Iowa be rezoned from Agricultural to Light Industrial. Mr. Hiemstra was present for the discussion. No comments have been received regarding this request. Raymond reported that the Zoning Board recommended that the petition be granted. Motion by Beernink and supported by De Haan that a resolution be signed changing the aforementioned zoning designation.

RESOLUTION No. 2006-27

WHEREAS, a petition has been received from Gene Hiemstra, requesting an amendment to the Sioux County Zoning Ordinance and the Sioux County Zoning Map to change the Zoning Classification of the property described herein, from an Agricultural district to a Light Industrial District,

PROPERTY DESCRIPTION

The East 660 feet of the North 357 feet of the NE ¼ NE ¼ of Section 20, West Branch Township 95 North, Range 45 West of the 5th P.M., subject to Public Highways, Sioux County, Iowa

WHEREAS, the above described property has suitable highway access suitable for Light Industrial use and is adjacent to other industrial use areas, and is not in major conflict with the Sioux County Land Use Plan, and,

WHEREAS, said change does not appear to have a detrimental effect on other properties adjacent to this site, and no major effect on the majority of the property owners in the area, and,

WHEREAS, the Sioux County Zoning Commission has recommended approval of the proposed zoning classification change on the property described and shown on the area site plan attached to this petition.

THEREFORE, it is hereby resolved by the Sioux County Board of Supervisors, that the Zoning Classification of said property be changed from an Agricultural District to a Light Industrial District, and that said change shall be effective on publication of this resolution.

RESOLVED, this 25th day of September, 2006

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

ATTEST: /s/ Lois Huitink
Sioux County Auditor

Roll Call on Vote: De Haan, Yes; Degen, Yes; Beernink, Yes; Bouma, Yes; Sybesma, Yes. Motion carried, unanimous in favor.

Bernie Punt, representing Siouxland Energy & Livestock Coop, explained a petition that was received from that cooperative to rezone, from Ag to Heavy Industrial, an area that will be used for expanding their existing facility. The planning & zoning commission recommends that the entire facility be zoned as Heavy Industrial. A hearing with the Board of Adjustment is scheduled for tomorrow night to issue a special exception permit. Motion by Beernink and supported by Bouma to approve a resolution granting this amendment.

RESOLUTION No. 2006-28

WHEREAS, a petition has been received from Siouxland Energy & Livestock, requesting an amendment to the Sioux County Zoning Ordinance and the Sioux County Zoning Map to change the Zoning Classification of the property described herein, from an Agricultural district to a Heavy Industrial District.

PROPERTY DESCRIPTION

A 43.25 acre parcel in the SW ¼ of Section 36, Plato Township, Sioux County, Iowa

WHEREAS, the above described property is a suitable area for industrial development, and is not in major conflict with the Sioux County Land Use Plan, and,

WHEREAS, said change does not appear to have a detrimental effect on other properties adjacent to this site, and no major effect on the majority of the property owners in the area, and,

WHEREAS, the Sioux County Zoning Commission has recommended approval of the proposed zoning classification change on the property described and shown on the area site plan attached to this petition.

THEREFORE, it is hereby resolved by the Sioux County Board of Supervisors, that the Zoning Classification of said property be changed from an Agricultural District to a Heavy Industrial (HI) District, and that said change shall be effective on publication of this resolution.

RESOLVED, this 25th day of September, 2006

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

ATTEST: /s/ Lois Huitink
Sioux County Auditor

Roll Call on Vote: De Haan, Yes; Degen, Yes; Beernink, Yes; Bouma, Yes; Sybesma, Yes. Motion carried, unanimous in favor.

Douglas Julius, County Engineer, met with the Board and requested signatures on various documents.

Douglas Julius, County Engineer, met with the Board and requested signatures on various documents.

- Final Acceptance of Project No. L-URD1-06—73-84-Pipe Culvert with **Midwest Contracting LLC of Marshall, MN**
- Iowa DOT Construction Progress Voucher for BRS-C084 (119) –60-84 Bridge Replacement with **Graves Construction Co. Inc. of Melvin, IA**
- **Frontier Communications** – Beneath 390th St between Sec 34 Capel Twp and Sec 3 Holland Twp along the west side of the NW1/4,NW1/4 Sec. 3 Holland Twp and along the west side of SW1/4 Sec. 34 Capel Twp
- **Hickory Tech** – Beneath Eagle Ave between Sec. 31 & 32 Center Twp. Near residence at 4489 Eagle Ave and along the east side of the SE1/4 Sec. 31 Center Twp. North for approx. 2000 feet.
- **Hickory Tech** – Beneath 440th St. between Sec. 29 & 32 Eagle Twp East of the intersection of 440th St. and Chestnut Ave and along the West side of the NW 1/4, NW 1/4, Sec 32, Eagle Twp. South for approx. 600 feet.
- **NW REC** – Set poles just outside the fence line on the County right-of way eastside of SE 1/4 Section 14 of Reading Township and above 480St west of the intersection of 480th and Garfield Ave.
- **City of Orange City-** gas line going North 400' on West side of St. Paul Avenue from intersection of Hwy 10 and St. Paul Ave.

Motion by De Haan and supported by Degen to approve and authorize the Chairman to sign documents as submitted by the County Engineer. Motion carried, unanimous in favor.

Julius updated the Board concerning ongoing construction projects in the County.

Committee Reports: Sybesma reported on progress being made on the Regional airport. Degen reported that the building committee is still waiting for a bid on the handicapped accessible doors in the Treasurer's building.

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

The Chairman adjourned the meeting at 11:00 a.m. until Tuesday, October 10, 2006.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Lois Huitink
Sioux County Auditor