

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON NOVEMBER 9, 2004

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, Bernard L. Smith and Stanley L. De Haan.

Minutes of Tuesday, October 26, 2004 were on motion and vote stand approved as submitted.

Committee reports were given this date.

Dennis Lange, County Auditor, reported on the canvass of General Election returns for the election held on Tuesday, November 2, 2004.

Motion by Smith and supported by De Haan to approve the canvass of General Election returns including provisional and late absentee ballots that were received and properly postmarked after the polls closed in accordance with Section 53.17, Code of Iowa, showing the following election returns in Sioux County.

Shall the following judges be retained in office?

	<u>Votes</u>	
<u>SUPREME COURT JUDGE</u>	Yes	No
David S. Wiggins	5,867	1,281
Jerry L. Larson	5,982	946
Louis A. Lavorato	5,520	1,470
<u>COURT OF APPEALS</u>		
Robert E. Mahan	5,912	919
Gayle Vogel	6,149	805
<u>DISTRICT COURT JUDGE DISTRICT 3B</u>		
John D. Ackerman	6,175	798
Jeffrey A. Neary	3,646	6,329
<u>ASSOCIATE JUVENILE JUDGE DISTRICT 3B</u>		
Brian L. Michaelson	6,144	807
President/Vice President		
George W. Bush/Dick Cheney	Republican	14,229
John F. Kerry/John Edwards	Democratic	2,259
Michael Anthony Peroutka/ Chuck Baldwin	Constitution	19
David Cobb/Patricia La Marche	Iowa Green	10
Michael Badnarik/Richard Cam-	Libertarian	7

Pagna			
James Harris/Margaret Trowe	Socialist Workers	2	
Ralph Nader/Peter Miguel Camejo	Nominated by Petition	42	
Bill Van Auken/Jim Lawrence	Nominated by Petition	2	
United States Senator			
Chuck Grassley	Republican	14,437	
Arthur Small	Democratic	1,166	
Daryl A. Northrop	Iowa Green	33	
Christy Ann Welty	Libertarian	19	
Edward B. Fruit	Socialist Workers Party	7	
United States Representative (District 5)			
Steve King	Republican	13,517	
E. Joyce Schulte	Democratic	1,688	
State Senator (District 2)			
Dave Mulder	Republican	13,021	
State Representative (District 3)			
Chuck Soderberg	Republican	4,387	
State Representative (District 4)			
Dwayne Alons	Republican	8,346	
State Representative (District 5)			
Royd E. Chambers	Republican	930	
Steven Gifford	Democratic	214	
Board of Supervisors (District 1)			
John Degen	Republican	2,429	Elected
Board of Supervisors (District 3)			
Vern Beernink	Republican	2,887	Elected
Board of Supervisors (District 4)			
Mark Sybesma	Republican	2,591	Elected
County Auditor			
Dennis Lange	Republican	13,964	Elected
County Sheriff			
Dan Altena	Republican	14,385	Elected
Township Officers:			
Buncombe Township			
Trustee, Leonard R. Zoeller	Republican	16	Elected
Trustee, Robert Hodoway	Democratic	12	Elected
Capel Township			
Trustee, Ben Koerselman	Republican	242	Elected
Trustee, Robert De Jong	Republican	237	Elected
Center Township			
Trustee, William R. Davelaar	Republican	184	Elected
Trustee, Roger Feekes	Republican	181	Elected
Eagle Township			
Clerk (To Fill Vacancy)			
Fred Koopmans	Democratic	48	Elected
Trustee		0	
Trustee		0	
East Orange Township			
Trustee, Gary Hansen	Democratic	54	Elected

Trustee, Lyle Schroeder	Democratic	54	Elected
Floyd Township			
Trustee, Peter L. Van Kley	Republican	114	Elected
Trustee		0	
Garfield Township			
Trustee, Jeff Rehder	Republican	79	Elected
Trustee, Merle Solberg	Democratic	4	Elected
Grant Township			
Trustee, Leroy A. Kreykes	Republican	81	Elected
Trustee, Jeen Boer	Republican	87	Elected
Holland Township			
Trustee, Ronald Van Kalsbeek	Republican	283	Elected
Trustee, Phil Kleinhesselink	Republican	291	Elected
Lincoln Township			
Trustee, Stanley Zylstra	Republican	157	Elected
Trustee, Ronald Boote	Republican	173	Elected
Logan Township			
Clerk (To Fill Vacancy)		0	
Trustee (To Fill Vacancy)		0	
Trustee, Lorna Easton	Republican	20	Elected
Trustee, Dallas Huebner	Democratic	21	Elected
Lynn Township			
Trustee, Esther Warntjes	Democratic	138	Elected
Trustee, Alvin Stuit	Republican	110	Elected
Nassau Township			
Trustee, Dave Aalbers	Republican	109	Elected
Trustee, Lee Palsma	Republican	108	Elected
Trustee (To Fill Vacancy)			
Scattering		1	
Plato Township			
Trustee, John Miller	Democratic	182	Elected
Trustee, Paul Kleyer	Republican	25	
Trustee, Steve Roseboom (Write-in)		3	
Scattering		11	
Reading Township			
Trustee, Wesley Westra	Republican	81	Elected
Trustee, Douglas Houlton	Republican	90	Elected
Rock Township			
Trustee, Rolland L. Mulder	Republican	196	Elected
Trustee, Carl L. Vande Weerd	Republican	221	Elected
Settlers Township			
Trustee, Gilbert Van De Stroet	Republican	11	Elected
Trustee			
Scattering		7	Elected
Sheridan Township			
Trustee, Wallace Winter	Democratic	80	Elected
Trustee		0	
Trustee (To Fill Vacancy)		0	
Sherman Township			

Trustee, Lloyd Cleveringa	Republican	126	Elected
Trustee, Ryan Hawkins	Republican	122	Elected
Sioux Township			
Trustee			
Scattering		2	
Trustee, William Termaat	Republican	85	Elected
Washington Township			
Clerk (To Fill Vacancy)			
Trustee, Paul M. Trageser	Republican	99	Elected
Trustee, Sylvan Byker	Republican	104	Elected
Welcome Township			
Trustee, William J. Heynen	Republican	343	Elected
Trustee			
West Branch Township			
Clerk (To Fill Vacancy)			
Kirk Den Herder	Republican	949	Elected
Trustee (To Fill Vacancy)			
Matt Schuiteman	Republican	927	Elected
Trustee, Dennis Oolman	Republican	872	Elected
Trustee, Arlin Franken	Republican	918	Elected

SOIL AND WATER CONSERVATION DISTRICT COMMISSIONERS

Howard Hulshof	2,863	Elected
Jerry Muilenburg	2,942	Elected
James A. Verdoorn	2,963	Elected

SOIL AND WATER CONSERVATION DISTRICT COMMISSIONERS (TO FILL VACANCY)

Orval Uden	2,877	Elected
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COUNTY AGRICULTURAL EXTENSION COUNCIL

Harlan De Haan	2,950	Elected
Marlene De Weerd	2,810	Elected
Craig Hoftyzer	2,815	Elected
Fred Sick	2,879	Elected

COUNTY AGRICULTURAL EXTENSION COUNCIL (TO FILL VACANCY)

Shane D Kirschten	3,010	Elected
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Carried, unanimous in favor.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign a joint letter with Duane Feekes, Orange City Administrator; and Harold Schiebout, Sioux Center Administrator, and addressed to Russell Van Peurse, Jon Van Peurse and Marc Van Peurse of Orange City urging their cooperation with delaying construction of a confinement operation given the likely construction of a Sioux County Regional airport at this location. Carried, unanimous in favor.

Shane Walter, County Community Services Director, met with the Board this date to request approval and a Chairman's signature on an amendment to an Iowa Beginners Program. He also reviewed a Monthly MH/DD Service Expenditure Report through the month of October, 2004.

Motion by Bouma and supported by Beernink to approve and authorize the Chairman to sign an amendment to an Iowa Beginners Program. Carried, unanimous in favor.

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

Motion by De Haan and supported by Bouma to approve and authorize the Chairman to sign the following documents:

Permit Agreement with Hickory Tech for road right-of-way crossings in Sections 4 and 5 of Rock Township.

Permit Agreement with Lyle Remmerde for a road right-of-way crossing in Section 10 of Plato Township.

Carried, unanimous in favor.

Motion by Beernink and supported by Bouma to approve and authorize the Chairman to sign the following RISE Endorsement Resolution:

RESOLUTION NO. 2004-28

A RESOLUTION OF THE SIOUX COUNTY BOARD OF SUPERVISORS OF SIOUX COUNTY, IOWA, APPROVING AND ENDORSING THE SUBMISSION OF A RISE APPLICATION TO THE IOWA DEPARTMENT OF TRANSPORTATION

WHEREAS, the Sioux County Board of Supervisors of Sioux County, Iowa has reviewed the project and endorses this project for job creation through the improvements of certain roadways in the Urban Renewal District 1 which is zoned agricultural, and

WHEREAS, through the improvements of the roadways in this Urban Renewal District 1, opportunities exist for job creation, and it has been found that it is essential to the RISE Competitive Rating Funding for the proposed project and job creation, and

WHEREAS, the roadways to be improved in and about the Urban Renewal District 1 are dedicated to public use and Sioux County, Iowa will have responsibility for and maintain the proposed project, and

WHEREAS, the Sioux County Board of Supervisors of Sioux County, Iowa proposes to assist in the financing of said project upon its approval by the Department of Transportation,

NOW THEREFORE, BE IT RESOLVED that the Sioux County Board of Supervisors of Sioux County, Iowa, submit the above described project to the State, and upon its approval, provide at least twenty percent (20%) of the project as non-RISE financial participation as further outlined in the project application.

Passed and approved this 9th day of November, 2004.

/s/ Mark Sybesma, Chairperson,
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.

Doug Julius, County Engineer, also reported on the status of various Secondary Road construction and bridge projects and the old Sioux County Jail asbestos removal project.

As 10:00 o'clock a.m. is the time and November 9, 2004 the date for a public hearing on a Community Development Block Grant Application for the Lyon County/Sioux County/Boyden Water/Sewer project, said hearing was held according to law.

Steve Hallgren, Grant Writer for the Northwest Iowa Planning and Development Commission, read the following prepared Citizen Participation Plan at the public hearing for the Lyon County/Sioux County/Boyden Community Development Block Grant Water/Sewer Application in accordance with Section 507 of the Housing and Community Development Act of 1987:

The need for the project was identified by the Sioux County with assistance Lyon and Sioux Rural Water System in order to identify and offer the necessary and appropriate level of water services to the residents of the county. The estimated funding for the project will be comprised of \$1,500,000 in CDBG assistance and approximately \$2,053,000 in local funding supported by USDA-Rural Development and committed by Lyon and Sioux Rural Water System, which equals a total project cost estimated to be \$3,553,000.

The proposed project benefiting Sioux and Lyon counties will consist of infrastructure improvements to Lyon & Sioux Rural Water's Boyden and George well fields, installation of approximately 11.5 miles of raw and finished water main, and construction of a new water treatment facility to enhance both the quantity and quality of the water serving the rural water customers in Sioux and Lyon counties. Furthermore, a second project activity will be to connect the City of Boyden onto the Lyon & Sioux Rural Water System and a third and final project activity will include water system infrastructure improvements made internally by the City of Boyden. An application for CDBG funding will be submitted to the Iowa Department of Economic Development by December 8, 2004.

According to a CDBG income survey for the Lyon & Sioux Rural Water System users in Lyon and Sioux Counties, at least 65% of the CDBG funding will benefit persons of low-to-moderate income. Furthermore, within portions of the project affecting the City of Boyden, at least 65% of the CDBG funding will benefit persons of low-to-moderate income. The portion of the CDBG funding that will benefit low-to-moderate income persons is \$975,000. The percentage of CDBG funding targeting specifically low-to-moderate income persons represents approximately 27.4% of the total project costs.

The recommended project activity 1 will occur within the Lyon and Sioux Rural Water System service territory located in Lyon and Sioux Counties. Project activity 2 will include the connecting of the City of Boyden onto the Lyon/Sioux Rural Water System, and project activity 3 will occur entirely within the city limits of the City of Boyden.

No persons or businesses shall be displaced as a result of the recommended project. In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

The public hearing was then opened for public questions or comments.

There were no written objections received or oral objections expressed in connection with said aforementioned project.

The Chairman closed the public hearing.

Steve Hallgren, Grant Writer for Iowa Northwest Iowa Planning and Development Commission, read a prepared Community Development Public Housing Needs Assessment statement which is a federal requirement for the aforementioned Community Development Block Grant Application.

Motion by Bouma and supported by Beernink to approve a read and prepared Community Development Public Housing Needs Assessment which is a federal requirement to be included in the Community Development Block Grant Application for the Lyon County/Sioux County/Boyden Water/Sewer project. Carried, unanimous in favor.

As 10:15 o'clock a.m. is the time and date set for a public hearing to be held on Ordinance No. 16 for Urban Renewal District 1 Project, said public hearing was held.

There were no written objections received or oral objections expressed in connection with said aforementioned project.

The Chairman closed the public hearing.

Motion by Smith and supported by De Haan to approve the following Urban Renewal

Ordinance:

ORDINANCE NO.16

AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE URBAN RENEWAL DISTRICT 1 PROJECT AREA, IN THE COUNTY OF SIOUX, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF SIOUX, SIOUX CENTER COMMUNITY SCHOOL DISTRICT AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID COUNTY IN CONNECTION WITH SAID URBAN RENEWAL REDEVELOPMENT PROJECT.

WHEREAS, the Board of Supervisors of Sioux County, Iowa, after public notice and hearing as prescribed by law and pursuant to Resolution No. 27 passed and approved on the 26th day of October, 2004, adopted an Urban Renewal Plan (the "Urban Renewal Plan") for an urban renewal area known as the Urban Renewal District 1 Project Area (the "Urban Renewal Project Area"), which Urban Renewal Project Area includes the lots and parcels located within the area legally described as follows:

Sections 26 and 35, in Township 96 North, Range 46 West of the 5th P.M., Sioux County, Iowa; and Sections 1 and 2, 11 and 12, 13 and 14, all in Township 95 North, Range 46 West of the 5th P.M., Sioux County, Iowa; and Sections 6 and 7, in Township 95 North, Range 45 West of the 5th P.M., Sioux County, Iowa; and, the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$), and the West Half of the Southwest Quarter (W $\frac{1}{2}$ SW $\frac{1}{4}$), all in Section 5, Township 95 North, Range 45 West of the 5th P.M., Sioux County, Iowa; and, the West Half of Section 8, Township 95 North, Range 45 West of the 5th P.M., Sioux County, Iowa; and, all of the right-of-way for roads and highways adjacent to the above described property; and, the right-of-ways for roads and highways located between Section 25 and 26, and 35 and 36, all in Township 97 North, Range 46 West of the 5th P.M., Sioux County, Iowa; and, the right-of-ways for roads and highways located between Sections 1 and 2, 11 and 12, 13 and 14, 23 and 24, all in Township 96 North, Range 46 West of the 5th P.M., Sioux County, Iowa.

WHEREAS, agricultural land owners in the above described area have not signed agreements with the county, to be included in the Urban Renewal area, the areas legally described as follows will be excluded from the area unless and until such time as consent from the owners of such property is obtained, or until such property is no longer classified as Agricultural Land. Upon the occurrence of either, the County may, at the discretion of the Board of Supervisors, amend this ordinance to include such property.

The Southeast Quarter of the Southwest Quarter (SE1/4 SW1/4) of Section 13, Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M.

The Northwest Quarter (NW 1/4) and the North Half of the Southwest Quarter (N1/2 SW1/4) of Section Fourteen (14), Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M. Except the South 150 Feet of the North 500 Feet of the West 175 feet of the Northwest Quarter of the Northwest Quarter (NW1/4 NW 1/4); and except that part of the Northwest Quarter (NW1/4) described as commencing at the Northwest Corner of the North Half of the Northwest Quarter (N1/2 NW1/4); thence East 1100 feet to the point of beginning; thence South 180 feet; thence East 250 feet; thence North 180 feet; thence West 280 feet to the point of beginning.

The South Half of the Southeast Quarter (S1/2 SE1/4) of Section 14, Township Ninety-Five (95) North, Range Forty- Six (46) West of the 5th P.M.

The Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) except the East 170 feet of the South 256.5 feet of the West 896.5 feet thereof, and the Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4) all in Section 13, Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M.

The Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) and the South 13 1/3 acres of the West Half of the Northwest Quarter (W1/2 NW1/4) of Section Thirteen (13), Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M.

The South Half of the Northeast Quarter (S1/2 NE1/4) and the Southeast Quarter of the Northwest Quarter (SE1/4 NW1/4) and the North Half of the Southeast Quarter (N1/2 SE1/4) except the South 792 feet of the East 792 feet of the Northeast Quarter of the Southeast Quarter (NE1/4 SE1/4) thereof, all in Section One (1), Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M.

The North Half of the Fractional Northeast Quarter (N1/2 NE1/4) of Section One (1), Township Ninety-Five (95) North, Range Forty-Six (46) West of the 5th P.M.

The North Half of the Northeast Quarter (N1/2 NE 1/4) and the North Half of the Northwest Quarter (N 1/2 NW 1/4) of section Thirty-Five (35), Township Ninety-Six (96) North, Range Forty-Six (46) West of the 5th P.M.

The South Half of the Northwest Quarter (S1/2 NW1/4) of Section Thirty-Five (35), Township Ninety-Six (96) North, Range Forty-Six (46) West of the 5th P.M.

The Southwest Quarter (SW1/4) of Section Twenty-Six (26) Township Ninety-Six (96) North, Range Forty-Six (46) West of the 5th P.M., except Lots 1, 2, & 3 of We3Egg Subdivision in the Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) and except that part of the Southwest Quarter of the Southwest Quarter (SW1/4 SW 1/4) described as "Parcel A" as shown by a Plat of Survey Recorded in the 2004 File – Card No. 2320.

The Fractional East Half of the Northwest Quarter (E1/2 NW1/4) of Section Six (6), Township Ninety-Five (95) North, Range Forty-Five (45) West of the 5th P.M.

The West Half of the Northwest Fractional Quarter (W1/2 NW1/4) of Section Six (6), Township Ninety-Five (95) North, Range Forty-Five (45) of the 5th P.M. except the West 140 Feet of the North 225 Feet of the Northwest Quarter of the Northwest Quarter (NW1/4 NW 1/4) and except that part designated as "Parcel A" as shown by Plat of Survey Recorded in the 1999 File – Card No. 2206.

That part of the Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) of Section Eight (8), Township Ninety-Five (95) North, Range Forty-Five (45) West of the 5th P.M. described as follows: Beginning at a point 970 feet North of the Southwest Corner of said Northwest Quarter of the Southwest Quarter(NW1/4 SW1/4); thence East 226 feet; thence North 193 Feet; thence West 226 feet; thence South 193 feet to the point of beginning.

The Southwest Quarter of the Northwest Quarter (SW1/4 NW1/4) of Section Five (5), Township Ninety-Five (95) North, Range Forty-Five (45) West of the 5th P.M. except that part designated "Parcel D" as shown by Plat Of Survey Recorded In 2003 File – Card 9236.

The North Half of the Southeast Quarter (N1/2 SE1/4) and the Southeast Quarter of the Northeast Quarter (SE1/4 NE1/4), and the Southwest Quarter (SW1/4) of Section Seven (7), Township Ninety-Five (95) North, Range Forty-Five (45) West of the 5th P.M. except that part of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) described as beginning at a point on the South line thereof, 326 feet East of the Southwest Corner thereof; thence North 616 feet; thence East parallel with the South line of said Southwest Quarter 787.5 feet; thence South 616 feet to the South line of said Southwest Quarter; thence West 787.5 feet to the Point of Beginning.

The South 4/9th of the South Half of the Northwest Quarter (S1/2 NW1/4) and the North Half of the Southwest Quarter (N1/2 SW1/4) of Section 8, Township Ninety-Five (95)North, Range Forty-Five (45)West, except that part of the Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) described as follows: beginning at a point 970 feet North of the Southwest corner of said Northwest Quarter of the Southwest Quarter; thence East 226 feet; thence North 193 feet; thence West 226 Feet; thence South 193 feet to the point of beginning.

The Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) of Section Five (5), Township Ninety-Five (95) North, Range Forty-Five (45) West of the 5th P.M.

WHEREAS, expenditures and indebtedness are anticipated to be incurred by Sioux County, Iowa in the future to finance urban renewal project activities carried out in furtherance of the objectives of the Urban Renewal Plan; and

WHEREAS, the Board of Supervisors of Sioux County, Iowa desires to provide for the division of revenue from taxation in the Urban Renewal Project Area, as above described, in accordance with the provisions of Section 403.19 of the Code of Iowa, as amended

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SIOUX, STATE OF IOWA:

Section 1. That the taxes levied on the taxable property in the Urban Renewal Project Area legally described in the preamble hereof, by and for the benefit of the State of Iowa, County of Sioux, Sioux Center Community School District, and all other taxing districts from and after the effective date of this Ordinance shall be divided as hereinafter in this Ordinance provided.

Section 2. That portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts upon the total sum of the assessed value of the taxable property in the Urban Renewal Project Area, as shown on the assessment roll as of January 1 of the calendar year preceding the first calendar year in which the County certifies to the County Auditor the amount of loans, advances, indebtedness, or bonds payable from the division of property tax revenue described herein, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for the taxing district into which all other property taxes are paid.

Section 3. That portion of the taxes each year in excess of the base period taxes determined as provided in Section 2 of this Ordinance shall be allocated to and when collected be paid into a special tax increment fund of Sioux County, Iowa hereby established, to pay the principal of and interest on loans, monies advanced to, indebtedness, whether funded, refunded, assumed or otherwise, including bonds or obligations issued under the authority of Section 403.9 or 403.12 of the Code of Iowa, as amended, incurred by Sioux County, Iowa, to finance or refinance, in whole or in part, urban renewal projects undertaken within the Urban Renewal Project Area pursuant to the Urban Renewal Plan, except that taxes for the regular and voter-approved physical plant and equipment levy of a school district imposed pursuant to Section 298.2, but only to the extent authorized in Section 403.19(2), and taxes for the payment of bonds and interest of each taxing district shall be collected against all taxable property within the Urban Renewal Project Area without any limitation as hereinabove provided.

Section 4. Unless or until the total assessed valuation of the taxable property in the Urban Renewal Project Area exceeds the total assessed value of the taxable property in the Urban Renewal Project Area as shown by the assessment roll referred to in Section 2 of this Ordinance, all of the taxes levied and collected upon the taxable property in the Urban Renewal Project Area shall be paid into the funds for the respective taxing districts as taxes by or for said taxing districts in the same manner as all other property taxes.

Section 5. At such time as the loans, advances, indebtedness, bonds and interest thereon of Sioux County, Iowa referred to in Section 3 hereof have been paid, all monies thereafter received from taxes upon the taxable property in the Urban Renewal Project Area shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

Section 6. All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to fully implement the provisions of Section 403.19 of the Code of Iowa, as amended, with respect to the division of taxes from property within the Urban Renewal Project Area as described above. In the event that any provision of this Ordinance shall be determined to be contrary to law, it shall not affect other provisions or application of this Ordinance which shall at all times be construed

to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Urban Renewal Project Area and the territory contained therein.

Section 7. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

/s/ Mark Sybesma
Chairperson, Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Read First Time: November 9, 2004 Vote for passage:
In favor 5, Opposed 0, Absent or abstained 0

Read Second Time: Suspended,
In favor 5, Opposed 0, Absent or abstained 0

Read Third Time: Suspended,
In favor 5, Opposed 0, Absent or abstained 0

PASSED AND APPROVED: November 9, 2004

I, Dennis Lange, County Auditor of Sioux County, State of Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No.16 passed and approved by the Board of Supervisors of said County at a meeting held November 9, 2004, signed by the Chairperson of the Board of Supervisors on November 9, 2004, and published in "The Sioux County Capital-Democrat", "Siouxland Press" and "Sioux Center News" on November 16, 2004.

/s/ Dennis Lange
Sioux County Auditor

Motion by De Haan and supported by Bouma to approve and authorize the following One Hundred Year Court House Rededication Resolution:

RESOLUTION NO. 2004 -29

PROCLAMATION

WHEREAS the State of Iowa joined the union in the year 1846 and adopted the State Motto, "Our liberties we prize and our rights we will maintain!"; and

WHEREAS the County of Sioux was organized and established within the State of Iowa in the year 1860; and

WHEREAS the county seat of Sioux County, by a vote of the county residents, was permanently established at the City of Orange City in the year 1872; and

WHEREAS the people of Sioux County voted to construct a new and grand courthouse in the year 1901 and the construction was completed in the year 1904; and

WHEREAS the dedication of this courthouse was celebrated by the enthusiastic people of Sioux County on November 14, 1904, with a crowd of 5,000 residents joining in the celebration which included bands, singing, fireworks, and the roast of two 1,400-pound oxen; and

WHEREAS the Governor of the Great State of Iowa addressed the throng of Sioux County citizens, noting that the building had been constructed for “high and noble purposes” and proclaimed his expectation that the building would be the location for “ever-increasing lessons of integrity and intelligence”; and

WHEREAS the Governor concluded his remarks by proclaiming, “I forever dedicate this building to the cause of justice!”; and

WHEREAS one hundred years have passed since the dedication of this building to the cause of justice, and it is fitting and proper that we rededicate this building to said cause.

THEREFORE BE IT RESOLVED that on the 12th day of November, 2004 . . .

The people of Sioux County and the Great State of Iowa shall be invited to commemorate the 100th Anniversary of the dedication of the Sioux County Courthouse; and

We shall mark that day with the opportunity for our citizens to observe the administration of justice by the Honorable Iowa Court of Appeals in the Sioux County Courthouse, which Honorable Court is a chief means by which our liberties are prized and our rights maintained; and

We shall on that day rededicate the Sioux County Courthouse, and ourselves as citizens of the Great State of Iowa, County of Sioux, to public service to the people of this Great County, and to the administration of liberty and justice for all.

IN WITNESS WHEREOF, the Sioux County Board of Supervisors has unanimously passed this resolution, and the Chairperson of said Board has hereunto set his hand this 9th day of November in the Year of Our Lord 2004.

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

Carried, unanimous in favor.

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

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

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor