

**MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS**

**MEETING HELD ON MARCH 9, 1999**

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.

Dennis Sassman, County Community Services Director, met with the Board this date to request approval and a Chairman's signature on a form with the Iowa Department of Human Services for reimbursement of the monthly salary expense for the County Decategorization employee.

The Board approved and authorized the Chairman to sign a form with the Iowa Department of Human Services for reimbursement of the monthly salary expense for the County Decategorization employee.

Dennis Sassman, County Community Services Director, also requested approval and the Chairman's signature on correspondence addressed to Jim Demuth, Executive Director of Plains Area Mental Health Center, Le Mars; and Jackie Kibbie-Williams, CEO of Village Northwest Unlimited, Sheldon.

Motion by Beernink and supported by Vander Maten to approve and authorize the Chairman to sign correspondence addressed to Jim Demuth, Executive Director of Plains Area Mental Health Center, Le Mars, upon the recommendation of Dennis Sassman, County Community Services Director, which states that Sioux County has approved a budget amount of \$100,000.00 for Plains Area Mental Health Center, Le Mars, for fiscal

year 2000. The rate increase of \$7,519.96 for fiscal year 2000 and any subsequent rate increases for the agency will be based upon proper documentation of clients served as required by the County Management Information System. Carried, unanimous in favor.

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign correspondence addressed to Jackie Kibbie-Williams, CEO of Village Northwest Unlimited, Sheldon, notifying them that Sioux County will pass along to them the percentage increase that is allowed through the Legislative Purchase of Service Process. Carried, unanimous in favor.

Mark Schouten, County Attorney, met with the Board this date to review the contents of a proposed two year Lease Agreement with the State of Iowa for space occupied in the County Department of Human Services/Public Health Facility for Iowa Department of Human Services Case Management in Sioux County.

Motion by Vander Maten and supported by De Haan to approve and authorize the Chairman to sign a two year Lease Agreement with the State of Iowa for space occupied in the County Department of Human Services/Public Health Facility for Iowa Department of Human Services Case Management in Sioux County at a rate of \$121.00 per month through fiscal year 2001. Carried, unanimous in favor.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign a letter of support in an amount of \$2,500.00 for Mid-Sioux Opportunity, Inc., to assist them with applying and obtaining a Family Development and Self Sufficiency Grant. The amount of \$2,500.00 would be payable contingent upon the award of an approved grant. Carried, unanimous in favor.

Be it remembered that on the 9<sup>th</sup> day of March, 1999, at 10:00 o'clock A.M., the Board of Supervisors of Sioux County, met in session for the purpose of hearing upon the budget estimate for fiscal year 2000, and as filed with the Board. There was a quorum as required by law.

Thereupon, the Board investigated and found that the notice and place of county budget hearing had according to law and as directed by the Board, been published during the week of February 22, 1999, in the three official newspapers in said county, and that Affidavits of Publication thereof were on file with the County Auditor. Thereafter, and on said day the expenditures were taken up and considered and taxpayers heard for and against same as follows:

John Jongma, Hawarden, read a prepared statement objecting to the County Sheriff's investigation expenditures being budgeted in the Rural Basic Fund.  
Jan Vander Zwaag, Deputy Auditor; Lois Huitink, Data Processing/Real Estate Clerk; Robert Hagey, County Treasurer; Mark Schouten, County Attorney; Dennis Sassman, County Community Services Director; and Bob Hulstein, representative for Pluim Publishing, Inc., were also present for the hearing.

No written comments either for or against said budget estimate were received by Dennis Lange, County Auditor.

The Chairman closed the hearing.

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign the following Sioux County Budget Summary for fiscal year 2000 as follows:

(Exhibit)

<u>Funds</u>	<u>Tax Levies</u>	<u>Tax Rates</u>
General Basic	\$2,020,000	\$2.06146
MH-DD Services	1,027,388	1.04848
Rural Basic	<u>1,009,647</u>	<u>1.66888</u>
Total	\$4,057,035	\$4.77882

The property tax rates were calculated using the following 1998 taxable valuations:

Rural	\$604,985,918
Urban	<u>374,900,229</u>
Total	\$979,886,147

The County tax rate against cities will be \$3.10994 per thousand dollars of taxable valuation and yields \$1,165,917.

The County tax rate against rural areas will be \$4.77882 per thousand dollars of taxable valuation and yields \$2,891,118.

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 the following Property Tax Relief Resolution:

### **RESOLUTION NO. 99-6**

#### **ADDITIONAL TAX CREDIT REIMBURSEMENT**

WHEREAS, House File 726, as passed by the 77th General Assembly and signed into law May 15, 1997, by the Governor, requires the State of Iowa to fully fund the homestead, military, and low income elderly/disabled property tax credits; and

WHEREAS, the law requires that at least 50 percent of the additional reimbursement above the base year amount will be used toward property tax relief as determined by the county and the remaining amount to be used for infrastructure needs; and

WHEREAS, the County of Sioux will receive \$11,920.26 in additional tax credit reimbursement; and

WHEREAS, the County of Sioux will earmark \$11,920.26 of the \$11,920.26 received in additional tax credit reimbursement for property tax relief and no dollars for infrastructure needs; and

WHEREAS, the County Board of Supervisors has determined that using the \$11,920.26 earmarked for property tax relief in the General Basic Fund levy is the best practical use;

THEREFORE, BE IT RESOLVED that the County Board of Supervisors directs that \$11,920.00 be reserved for the purpose of providing property tax relief to the General Basic Fund levy and no dollars be reserved for the purposes of infrastructure funding in the 1999-2000 budget.

APPROVED AND ADOPTED this 9th day of March, 1999.

/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.

Mark Schouten, County Schouten, reported that by purchasing CD roms instead of certain law library books would save Sioux County approximately \$2,500.00.

Jane Goeken, Consultant for Iowa Workforce Development; and Bob Top, Director of Rock Rapids Community Affairs Corporation, met with the Board this date to review a summary of federal legislation pertaining to the new Workforce Investment Act which replaces the Job Training Partnership Act.

Dennis Sassman, County Community Services Director, was present for the aforementioned presentation.

As this was the date and 11:15 o'clock A.M. the time set for hearing on the proposal to vacate and close the following portion of Secondary Road in Sioux County, to wit:

A strip of land 66 ft. wide running parallel with and adjoining the right of way of the C.

St. P. M. and O. Ry. Co. (Presently known as the Chicago Northwestern Transportation Company) to the East Southeast the center line of which commences at a point 181.1 ft. west of the quarter Cor. common to Sec. 3 and Sec. 10 in Township 95 North, Range 43 West of the 5<sup>th</sup> P.M. in Sioux County, Iowa and on a straight line between said quarter corner and a point 281 ft. and 4 in. west on the center line of the Railway track where it intersects said section line; thence running north 31 degrees and 26 min. E. (taking north at right angle with said section line) 348.86 ft. to the center line of the 12<sup>th</sup> Street in the city of Hospers, Sioux County, Iowa according to the recorded plat thereof, and containing forty-two hundredths (.42 A) more or less, in Sioux County, Iowa.

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

The following persons were present for the hearing.

Bill Brandt, Hospers  
Jake Walgenbach, Hospers  
Jim Pottebaum, Hospers

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

The Chairman declared the hearing closed.

Motion by Vander Maten and supported by Beernink to approve and authorize the Chairman to sign the following Road Closure Resolution:

#### **RESOLUTION NO. 99-7**

WHEREAS, this being the date and time set for hearing on the proposed vacation and closure of the portion of Sioux County secondary road described as follows:

A strip of land 66 ft. wide running parallel with and adjoining the right of way of the C. St. P. M. and O. Ry. Co. (Presently known as the Chicago Northwestern Transportation Company) to the East Southeast the center line of which commences at a point 181.1 ft. west of the quarter Cor. common to Sec. 3 and Sec. 10 in Township 95 North, Range 43 West of the 5<sup>th</sup> P.M. in Sioux County, Iowa and on a straight line between said quarter corner and a point 281 ft. and 4 in. west on the center line of the Railway track where it intersects said section line; thence running north 31 degrees and 26 min. E. (taking north at right angle with said section line) 348.86 ft. to the center line of the 12<sup>th</sup> Street in the city of Hospers, Sioux County, Iowa according to the recorded plat thereof, and containing forty-two hundredths (.42 A) more or less, in Sioux County, Iowa.

WHEREAS, no objections have been received, either in writing or by persons present. NOW, THEREFORE, IT IS RESOLVED by the Sioux County Board of Supervisors that the above described road is hereby ordered vacated and closed.

Signed and dated this 9<sup>th</sup> day of March, 1999.

/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.

As this was the date and 11:30 o'clock A.M. the time set for hearing on the intention to sell Sioux County owned property, said hearing was held after the Board was informed that the notice of hearing had been published according to law.

The following persons were present for the hearing:

Bill Brandt, Hospers  
Jake Walgenbach, Hospers  
Jim Pottebaum, Hospers

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

The Chairman declared the hearing closed.

Motion by Vander Maten and supported by Beernink to approve and authorize the Chairman to sign the following Sioux County Property Sale Authorization Resolution:

#### **RESOLUTION NO. 99-8**

WHEREAS, the Board of Supervisors of Sioux County, Iowa, has held a hearing, after duly published notice, on the 9th day of March, 1999, at 11:30 o'clock A.M. in the Board of Supervisors' room of the Sioux County Court House in Orange City, on a proposal to sell by public auction the following described real estate:

A strip of land 66 ft. wide running parallel with and adjoining the right of way of the C. St. P. M. and O. Ry. Co. (Presently known as the Chicago Northwestern Transportation



Company) to the East Southeast the center line of which commences at a point 181.1 ft. west of the quarter Cor. common to Sec. 3 and Sec. 10 in Township 95 North, Range 43 West of the 5<sup>th</sup> P.M. in Sioux County, Iowa and on a straight line between said quarter corner and a point 281 ft. and 4 in. west on the center line of the Railway track where it intersects said section line; thence running north 31 degrees and 26 min. E. (taking north at right angle with said section line) 348.86 ft. to the center line of the 12<sup>th</sup> Street in the city of Hospers, Sioux County, Iowa according to the recorded plat thereof, and containing forty-two hundredths (.42 A) more or less, in Sioux County, Iowa.

WHEREAS, the Board has determined that the same is not needed for county purposes and that it would be in the best interest of the county that same should be sold,

WHEREAS, THEREFORE, BE IT RESOLVED that Sioux County, by its Board of Supervisors, shall sell the foregoing real estate to the highest bidder, Jim Pottebaum, Hospers, for an amount of \$600.00.

Dated and signed this 9th day of March, 1999.

/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.

The Board approved and authorized the Chairman to sign a Quit Claim Deed conveying the Sioux County owned property as follows:

A strip of land 66 ft. wide running parallel with and adjoining the right of way of the C. St. P. M. and O. Ry. Co. (Presently known as the Chicago Northwestern Transportation Company) to the East Southeast the center line of which commences at a point 181.1 ft. west of the quarter Cor. common to Sec. 3 and Sec. 10 in Township 95 North, Range 43 West of the 5<sup>th</sup> P.M. in Sioux County, Iowa and on a straight line between said quarter corner and a point 281 ft. and 4 in. west on the center line of the Railway track where it intersects said section line; thence running north 31 degrees and 26 min. E. (taking north at right angle with said section line) 348.86 ft. to the center line of the 12<sup>th</sup> Street in the city of Hospers, Sioux County, Iowa according to the recorded plat thereof, and containing forty-two hundredths (.42 A) more or less, in Sioux County, Iowa.

Jim Pottebaum, Hospers - \$600.00

As this was the date and 11:00 o'clock A.M. the time set for the hearing on the proposed hard surfacing of Project No. FM-84(80)--5-84, said hearing was held according to law.

No comments were received in writing and no one appeared in person against said proposal.

Doug Julius, County Engineer, was present for the aforementioned hearing.

Motion by Beernink and supported by De Haan to instruct Doug Julius, County Engineer, to proceed with the following proposed construction project:

FM-84(80)--55-84

The hard surfacing of the Secondary Road from the SE Corner of Section 3, T95N, R45 W (West Branch Township) thence north 3.0 miles on Hickory Avenue to the NW Corner of Section 27, T96N, R45W (Welcome Township) or located 2.0 miles east of Sioux Center, Iowa on Hickory Avenue from 400<sup>th</sup> Street (B40) north 3.0 miles to 370<sup>th</sup> Street (B30).

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 Beernink to approve and authorize the Board to sign the following Sioux County Title Sheets for the following projects:

L-3-98--73-84

BROS-84(66)--F-84

L-4-98--3-84

L-9-99--3-84

Carried, unanimous in favor.

Motion by Smith and supported by Beernink to appoint John Collenbaugh, Rock Valley, to the County Veteran Affairs Commission to fill an unexpired term ending June 30, 2001. Carried, unanimous in favor.

Dennis Lange, County Auditor, requested approval to purchase a new 425 John Deere 20 horse power garden tractor including a two stage snow blower and 54 inch mower deck less trade-in for a net amount of \$6,830.00; and a new Snapper 21 inch push mower with swivel wheel kit less trade-in for a net amount of \$395.00.

Motion by Beernink and supported by De Haan to approve the purchase of a new 425 John Deere 20 horse power garden tractor including a two stage snow blower and 54 inch mower deck less trade-in for a net amount of \$6,830.00; and a new Snapper 21 inch push mower with swivel wheel kit less trade-in for a net amount of \$395.00. Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Abstained; and De Haan, Yes. Carried, unanimous in favor with one abstention.

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

The Chairman adjourned the meeting until March 23, 1999.

Loren Bouma, Chairman  
Sioux County Board of Supervisors

ATTEST: Dennis Lange  
Sioux County Auditor