

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MAY 17, 2016

16-05-17 1 The Board of Supervisors of Sioux County, Iowa, met on Tuesday, May 17, 2016, at 9:00 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Al Bloemendaal, John Degen, Arlyn Kleinwolterink, Mark Sybesma and Dennis Wright.

16-05-17 2 Minutes of the meeting held on May 3, 2016, were submitted and the chairman declared them approved.

16-05-17 3 Tom Kunstle, Sioux County Attorney, 1) discussed the resentencing hearing of John Mulder from the previous week. Mulder was resentenced to serve a life sentence with the possibility of parole after a term of 42 years. Mulder has served 37 years of his previous sentence. Mulder has filed an appeal of this sentence. 2) The City of Rock Valley is proposing to annex part of Rock Township and Kunstle has worked with the township trustees with that situation.

16-05-17 4 Shane Walter, Sioux County Zoning Administrator addressed the Board with the following matters:

- As this was the date at 9:15 the time set for a Public Hearing to approve a construction permit for one new 1,000 head deep pit swine finishing unit to replace existing buildings, the Chairman opened said hearing. The owner is Steve Schroeder and facility is located in Section 32 of East Orange Township. No public input for or against this proposed construction was received. The Public Hearing was closed. Motion by Degen and supported by Wright to recommend that this permit be approved by the DNR. Motion carried, unanimous in favor.
- Walter distributed a brochure from the Sioux Rivers Regional Assessment & Stabilization Center. Discussed the purpose and future goals for the facility.

16-05-17 5 Steve Simons, Lyon County Economic Director, Kathy Macbeth, Director of Sales for Eco-Engineers, Shashi Menon, Managing Partner, Eco-Engineers, presented a study that was completed in regards to the potential of placing a bio-methane plant within the county. A deeper study and return on investment analysis will need to be completed if the County chooses to pursue this further.

16-05-17 6 Doug Julius, Sioux County Engineer, presented contracts and bonds for the following:

- L-3-2014-73-84, Motion by Wright and supported by Bloemendaal to sign the contracts and bonds with Kooiker Inc. Motion carried, unanimous in favor.
- L-3-2017-73-84, Motion by Bloemendaal and supported by Degen to sign the contracts and bonds with Kooiker Inc. Motion carried, unanimous in favor.
- Title sheets were distributed for signatures for projects M-46-2016 and L-4-2017. June 14, 2016 at 10:00 am is the date and time of the letting for these two projects.

- Distributed a title sheet and table of contents of the Agricultural Impact Mitigation Plan for Dakota Access, LLC (DAPL) that was adopted and approved by the Iowa Utilities Board.
- Updated the Board on secondary road work. Keen Pit will need to be drained down in order to extract gravel from that pit and is working on options for doing that.
- Presented a Weed Control Resolution to the Board, Motion by Kleinwolterink and supported by Degen to approve said resolution. Roll call on vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION No. 2016 - 22

WEED CONTROL RESOLUTION

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

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

- 1) That each owner and each person in the possession or control of any land 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 bearing seeds 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, burned 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 Peppergrass; 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 Multiflora 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 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 costs, if any, to be assessed against the real estate.
- 4) **Sioux County has discontinued the Annual Spot Spraying Program of noxious weeds and other weed types growing in Sioux County Secondary Road ditches. It will be the responsibility**

of each owner and each person in the possession or control of land to destroy said weeds in Sioux County Secondary Road Ditches.

- 5) That the County Auditor be and is hereby directed to cause notice of the making and entering the foregoing 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 17th day of May, 2016

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

ATTEST: /s/Ryan Dokter
Sioux County Deputy Auditor

16-05-17 7 Ryan Dokter, Sioux County Deputy Auditor,

- Requested approval of a Resolution to transfer \$200,000 from the General Basic Fund to the General Supplemental Fund. Motion by Bloemendaal and supported by Kleinwolterink to approve the transfer. Roll call on vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2016-19

GENERAL SUPPLEMENTAL FUND TRANSFER

WHEREAS, it is desired to make the following inter-fund operating transfer:

\$200,000 from the General Basic Fund to the General Supplemental Fund,

WHEREAS, said operating transfer is made in accordance with Section 331.432 Iowa Code,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County as follows:

Section 1. The following inter-fund operating transfer is to be made effective May 17, 2016.

\$200,000 from the General Basic Fund to the General Supplemental Fund

Section 2. The County Auditor is directed to correct her books accordingly and to notify the County Treasurer of these inter-fund operating transfers, accompanied by a copy of this resolution and the record of its adoption.

Signed and dated this 17th day of May 2017.

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

ATTEST: /s/Ryan Dokter
Sioux County Deputy Auditor

- Requested approval of a Resolution to transfer funds from the Urban Renewal TIF Fund to the Urban Renewal Debt Service Fund in the amount of \$237,000. Motion by Wright and supported by Degen to approve the transfer of \$237,000 from the Urban Renewal TIF Fund to the Urban Renewal Debt Service Fund. Roll Call on Vote: Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes, and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2016-20

URBAN RENEWAL FUND TRANSFER

WHEREAS, it is desired to make the following inter-fund operating transfer:

\$237,000 from the Urban Renewal Tax District #1 Fund to the Urban Renewal Debt Service Fund,

WHEREAS, said operating transfer is made in accordance with Section 331.432 Iowa Code,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County as follows:

Section 1. The following inter-fund operating transfer is to be made effective May 17, 2016.

\$237,000 from the Urban Renewal Tax District #1 Fund to the Urban Renewal Debt Service Fund

Section 2. The County Auditor is directed to correct her books accordingly and to notify the County Treasurer of these inter-fund operating transfers, accompanied by a copy of this resolution and the record of its adoption.

Signed and dated this 17th day of May, 2016.

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

ATTEST: /s/ Ryan Dokter
Sioux County Deputy Auditor

- Requested approval of a Resolution to transfer funds from the Urban Renewal Debt Service Fund to the Secondary Road Fund in the amount of \$100,000. Motion by Bloemendaal and supported by Kleinwolterink to approve the transfer of \$100,000 from the Urban Renewal Debt Service Fund to the Secondary Road Fund. Roll Call on Vote: Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes, and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2016-21

SECONDARY ROAD FUND TRANSFER

WHEREAS, it is desired to make the following inter-fund operating transfer:

\$100,000.00 from the Urban Renewal Debt Service Fund to the Secondary Road Fund,

WHEREAS, said operating transfer is made in accordance with Section 331.432 Iowa Code,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County as follows:

Section 1. The following inter-fund operating transfer is to be made effective May 17, 2016.

\$100,000.00 from the Urban Renewal Debt Service Fund to the Secondary Road Fund

Section 2. The County Auditor is directed to correct her books accordingly and to notify the County Treasurer of these inter-fund operating transfers, accompanied by a copy of this resolution and the record of its adoption.

Signed and dated this 17th day of May, 2016.

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

ATTEST: /s/Ryan Dokter
Sioux County Deputy Auditor

16-05-17 8 The Board discussed on wages and salaries for county employees. A resolution will be prepared for signature at the next Board meeting.

16-05-17 9 The Wellness Committee is requesting 8 hours of paid time off for employees who have successfully completed four activities in calendar year 2016 and record those on the Wellness web site. Motion by Kleinwolverink and supported by Wright to approve granting 8 hours of paid time off for Sioux County employees who successfully complete four wellness activities and record them on the Wellness web site in calendar year 2016. Motion carried, unanimous in favor.

16-05-17 10 Motion by Kleinwolverink and supported by Wright to approve the application for use of the Courthouse Grounds by the Orange City Art's Council. Motion carried, unanimous in favor.

16-05-17 11 Jack Reed, Union Negotiator, presented the Sioux County Secondary Roads Union Tentative Agreement for the Board's review. Reed explained the changes in the contract. The contract is for 2 years, which are fiscal year 2017 through fiscal year 2018, and the only item for negotiation for fiscal year 2018 is health insurance. Motion by Kleinwolverink and supported by Wright to accept the 2 year agreement beginning fiscal year 2017. Motion carried, unanimous in favor.

16-05-17 12 Committee Reports:

- **Bloemendaal** –Distributed a Sioux County Trails brochure. The Trails Committee is looking for direction on who will take responsibility for a potential trail connecting Sandy Hollow to Orange City.
- **Degen**—1) Reported that Conservation is getting a new seeder operating. 2) Reported that the office space swap between the Auditor’s Office and the Clerk of Court is now completed.
- **Kleinwolterink**—1) Attended a trails meeting. 2) Attended a Landfill meeting.
- **Wright**—Attended a Compass Pointe meeting and reported that Phil Bootsma is now chairman. A profit was shown for the month of March.

16-05-17 13 Claims submitted by the County Deputy Auditor were approved for payment.

16-05-17 14 The Chairman adjourned the meeting at 11:30 am until 9:00 a.m. Tuesday, May 24, 2016.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Ryan Dokter
Sioux County Deputy Auditor