

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON MAY 30, 2000

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.

The consensus of the Board pertaining to approval of a proposed Amendment to a 28E Agreement for the Provision of Hazardous Materials Response Services Between the City of Sioux City, Iowa and Sioux County was to delay making a final decision on said amendment upon the recommendation of Mark Schouten, County Attorney.

Motion by De Haan and supported by Beernink to approve and authorize the Chairman to sign a certificate appointing the required number of real estate owners in townships, real estate owners in cities, real estate brokers and bankers in Sioux County to serve on the Compensation Commission for Eminent Domain in compliance with Section 6B.4, 1999 Iowa Code. Carried, unanimous in favor.

Motion by Beernink and supported by Vander Maten to approve and authorize the Chairman to sign the following Inter-fund Operating Transfer Resolution:

RESOLUTION NO. 2000-12

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

\$748,424 from Rural Basic Fund to Secondary Road Fund

WHEREAS, said operating transfer is made in accordance with Section 331.432, 1999 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 30, 2000

\$748,424 from Rural Basic Fund to Secondary Road Fund

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

Signed and dated this 30th day of May, 2000.

/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.

Motion by Vander Maten and supported by De Haan to approve the following Department Appropriation Resolution for Fiscal Year 2001:

RESOLUTION NO. 2000-13

WHEREAS, it is desired to make appropriations for each of the different officers and departments for fiscal year 2000 in accordance with Section 331.434(6), 1999 Iowa Code.

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

SECTION 1. The amounts itemized by fund and by department or office on the attached schedule are hereby appropriated at 100% of total expenditures for each department from the resources of each fund so itemized, to the department or office listed in the first column on the same line of the attached schedule.

SECTION 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized funds.

SECTION 3. In accordance with Section 331.437, 1999 Iowa Code, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditures of money for a purpose in excess of the amounts appropriated pursuant to this resolution.

SECTION 4. If at any time during the fiscal year 2001 budget year the Auditor shall ascertain that the available resources of a fund for that year will be less than said fund total appropriations, he or she shall immediately so inform the Board and recommend appropriate corrective action.

SECTION 5. The auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The auditor shall report the status of such accounts to the applicable departments and officers monthly during fiscal year 2001 budget year.

SECTION 6. All appropriations authorized pursuant to this resolution lapse at the close of business on June 30, 2001.

The above and foregoing resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on May 30, 2000.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

(EXHIBIT)

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

A decision on a quote to replace several faucets at Hope Haven Residential Training Center was tabled until the quote for said project could be further investigated and/or another quote would be obtained from another local plumber.

Be it remembered on this 30th day of May, 2000, that the Board of Supervisors of Sioux County, Iowa, met in session for the purpose of amending the current operating budget adopted on March 9, 1999. There was present a quorum as required by law. Thereupon, the Board of Supervisors found that a notice of time and place of hearing had been published during the week of May 15, 2000, and that affidavits of publication thereupon were on file with the County Auditor according to law. Thereafter and on said day, the amendment was taken up and considered and taxpayers heard for and against said amendments as follows:

No one appeared at this public hearing to object to the proposed service area

amendments and no statements were received in writing.

Jim Schwiesow, County Sheriff, was present to explain the rationale behind the proposed County Sheriff's department budget request. He reviewed nine items for the rationale for said department budget request.

Thereafter and after hearing all taxpayers to be heard, the Board took up the amendment to the budget for final consideration.

The Chairman closed the hearing.

Motion by Smith and supported by Vander Maten to approve the following Service Area Amendments to the fiscal year 2000 County Budget:

(EXHIBIT)

The below signed certify that proof of publication of the hearing notice and proposed amendment is on file for each official County newspaper, that all public hearing notices were published not less than 10, nor more than 20 days prior to the public hearing, and that adopted expenditures do not exceed published amounts for any of the 12 individual expenditure classes, or in total.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

/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.

Motion by Beernink and supported by Vander Maten to approve and authorize the Chairman to sign the following Department Appropriation and Amendment Resolution for fiscal year 2000:

RESOLUTION NO. 2000-14

WHEREAS, it is unlawful for a department head to authorize the expenditure of a sum for a department larger than the amount which has been appropriated for that department by the Board; and

WHEREAS, proposed expenditures for the County Sheriff Department and Health Department will cause these departments to exceed the amount budgeted for fiscal year 2000; and

WHEREAS, it is deemed necessary to increase the appropriations for the County Sheriff and Health Departments to not be in violation of Section 331.437, 1999 Iowa Code; and WHEREAS, a Service Area Amendment hearing was held on May 30, 2000 to increase the Public Safety Area an additional \$68,121 and the Physical Health and Education Service Area an additional \$60,000;

THEREFORE, BE IT RESOLVED by the Board of Supervisors that the appropriation for the County Sheriff Department be increased from \$1,100,862 to \$1,168,983 and the Health Department be increased from \$201,439 to \$261,439.

The above and foregoing resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on May 30, 2000.

/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.

Dennis Sassman, County Community Services Director, met with the Board this date to request approval and a signature on a decategorization project reimbursement claim.

The Board approved and authorized the Chairman to sign a decategorization project reimbursement claim.

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

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign the following Weed Control Resolution for Calendar Year 2000:

RESOLUTION NO. 2000-15

WEED CONTROL RESOLUTION

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

That pursuant to provisions of Chapter 317, 1999 Iowa Code, it is hereby ordered

- 1) That each owner and each person in the possession or control of any 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 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 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 Pepper-grass; 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 Gras; 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 will be spraying noxious weeds growing in designated secondary road ditches. It will be the responsibility of adjacent property owners to destroy said weeds in all remaining road ditches not sprayed by Sioux County.
- 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 30th day of May, 2000.

/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.

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

Permit Agreement with Southern Sioux County Rural Water for a road right-of-way crossing in Section 15 of Logan Township.

Carried, unanimous in favor.

Doug Julius, County Engineer, reviewed a five year equipment replacement schedule and a buildings and grounds repair and maintenance schedule beginning fiscal year 2001.

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

The Chairman adjourned the meeting until Monday, June 12, 2000.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor