

**MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON SEPTEMBER 14, 2010**

10-09 14 1 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 Al Bloemendaal, John Degen, Arlyn Kleinwolterink, Mark Sybesma and Dennis Wright.

10-09 14 2 Minutes of the meeting held on August 31, 2010, were submitted and the Chairman declared them approved.

10-09 14 3 Sybesma initiated discussion regarding the law which provides for septic tank inspections at the time of sale or transfer of property. If a system is found to be deficient, it must be brought into compliance with building codes prior to the completion of the transaction. Septic system updates for those residents who are not in compliance with the law face substantial costs to update those systems. The Board will consider ways to help with updates realizing that upgrades are for the public good.

10-09 14 1 Randy Jacobsma, Sioux County Treasurer requested Board approval on a resolution listing requested tax abatements.

**RESOLUTION No. 2010-18
SIOUX COUNTY BOARD OF SUPERVISORS
Date: September 14, 2010
ABATEMENT OF TAXES**

Whereas, The Sioux County Board of Supervisors have concluded that the following parcels have no merit in collecting taxes and move that the taxes be abated based on reasons noted:

<u>Owner</u>	<u>Parcel</u>	<u>Year</u>	<u>Original Tax</u>	<u>Current Tax</u>	<u>Reason</u>
West Sioux Logan – District 610					
Van Lunen Farms	1910226901	2008	\$ 6.00	\$ 10.00	Mobile Home Trailer Junked – 7/3/2006
Sioux Center West Branch – District 530					
Verizon Wireless	1603126902	2008	\$ 2,348.00	\$ 2,669.00	Billed For Two Cell phone Sites By Sioux Center – Own One
Rock Valley – District 120					
Edna Van Abbema	87A8332	2011	\$ 250.00	\$ 250.00	Mobile Home Will Be Taxed as a BLL On Parcel 0328101913 For 2010 Tax (7/1/10 – 6/30/11)
Boyd-Hull Lincoln – District 170					
Sioux County	0409151003	2008	\$ 74.00	\$ 88.00	County Conservation Land Acquired From Lucas J. De Koster Trust – 9/10/2008
Rock Valley Settlers – District 410					
Sioux County	0110101001	2008	\$ 6.00	\$ 12.00	County Conservation Land Acquired From Roger Ranschau – 12/29/2008
West Lyon Settlers – District 540					

Sioux County	0103226003	2008	\$ 22.00	\$ 29.00	} County Conservation Land Acquired From Ann De Yager Trust – 5/29/2009
Sioux County	0103226003	2009	\$ 24.00	\$ 24.00	

Hawarden – District 050

Sioux County	1903201001	2009	\$ 370.00	\$ 370.00	} County Conservation Land Acquired From LG Everist, Inc. – 7/13/2009
Sioux County	1903251001	2009	\$ 318.00	\$ 318.00	
Sioux County	1903276003	2009	\$ 202.00	\$ 202.00	
Sioux County	1903276004	2009	\$ 12.00	\$ 12.00	

West Sioux Logan – District 610

Sioux County	1903101001	2009	\$ 98.00	\$ 98.00	} County Conservation Land Acquired From LG Everist, Inc. – 7/13/2009
Sioux County	1903126001	2009	\$ 212.00	\$ 212.00	
Sioux County	1903151001	2009	\$ 200.00	\$ 200.00	
Sioux County	1903176001	2009	\$ 228.00	\$ 228.00	

Whereas, The Board of Supervisors of Sioux County has the authority to abate taxes based on the Iowa Code. [Sec.445.63]

Whereas, The Board of Supervisors can also abate taxes when the Treasurer determines that it is impractical to pursue the collection of taxes through the tax sale or personal judgment remedies.

Whereas, The Board of Supervisors shall abate, by resolution, the amount due, and direct the Treasurer to strike the amount due from the county system. Iowa Code [Sec. 445.16]

BE IT RESOLVED BY the Sioux County Board of Supervisors as follows:

The Board of Supervisors has decided that these taxes cannot be collected and direct the Treasurer to strike the amount due from the county system on each parcel noted above.

The above and foregoing Resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on September 14, 2010.

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

ATTEST: /s/Lois Huitink
Sioux County Auditor

Motion by Degen and supported by Kleinwolterink to approve Resolution 2010-18 for abating taxes. Roll Call on Vote: Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes; and Sybesma, Yes.

Motion carried, unanimous in favor.

10-09 14 2 Dick Sievers, Executive Director Mid-Sioux Opportunity met with the Board to provide an update on Mid-Sioux activities. Services have risen about 15% in the past two years; however, numbers are beginning to stabilize. Sievers reported that federal stimulus funding of approximately 2.5 million dollars will end this month. Weatherization funding will be spent over a three year period of time. Because DHS offices have closed in all of the counties that Mid-Sioux represents except Sioux County, Mid-Sioux is finding that more families appeal to them for help. Sievers encouraged the Board to contact him with any needs that they may perceive.

10-09 14 3 Discussion was held on a proposed Sioux County Nuisance Ordinance. County Attorney, Coleman McAllister noted that this ordinance brings the County's ordinances into compliance with Iowa Law. Wright reiterated that he wants to make very sure that this ordinance does not impact any ordinances that have been enacted by Sioux County cities. Motion by Bloemendaal and supported by Kleinwolterink to approve and sign Resolution No. 2010-17 and Sioux County Nuisance Ordinance #21 (See below). Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes.

RESOLUTION NO. 2010-17

A RESOLUTION OF THE SIOUX COUNTY BOARD OF SUPERVISORS TO APPROVE AND ADOPT THE 2010 NUISANCE ORDINANCE

WHEREAS: The Board of Supervisors of Sioux County, Iowa has decided in the best interests of the county to request the Planning and Zoning Commission undergo, through a formal planning and public input process, development of an ordinance to deal with those situations in the county that are deemed to be a nuisance and/or a threat to public health and safety; and

WHEREAS: The Sioux County Planning and Zoning Commission in keeping with their prescribed responsibility has undergone the development of a nuisance ordinance and has subsequently recommended this ordinance for formal adoption by the Board of Supervisors; and

WHEREAS: The Board of Supervisors, having reviewed this ordinance, feels it is in the best interests of the county to adopt this ordinance to deal more effectively with nuisance situations;

NOW THEREFORE BE IT RESOLVED BY THE SIOUX COUNTY BOARD OF SUPERVISORS, that the adoption of the 2010 Nuisance Ordinance is hereby authorized.

PASSED AND APPROVED THIS 14th DAY of SEPTEMBER, 2010.

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

Attest: /s/ Lois Huitink, County Auditor

SIOUX COUNTY ORDINANCE NO. 21 (Summary)

NUISANCE ORDINANCE FOR THE UNINCORPORATED AREA OF SIOUX COUNTY, IOWA
AN ORDINANCE to regulate the creation, maintenance and operation of nuisances in Sioux County; to provide for the health, welfare and safety of the citizens of Sioux County by providing for the abatement and removal of any nuisances found in Sioux County; to prescribe penalties for the violation of its provisions; all in accord with Iowa Code Chapters 657 and 331; and to be known and cited as the "Sioux County Nuisance Ordinance."

The complete text of Sioux County Ordinance No. 21 is on file in the Sioux County Auditor's Office.

10-09 14 4 As this was the date and 9:45 the time set for a Public Hearing regarding a construction permit application, the Chairman opened said Public Hearing. A construction permit application was received from Mike Claussen to construct a cattle confinement barn with below-building deep concrete pit in the SE of the NE quarter of Section 9 in Sioux Township. No matrix is required for this permit. No comments were received from the

public. The Chairman closed the Public Hearing. A letter detailing the findings of the Board will be forwarded to the Department of Natural Resources.

10-09 14 5 Shane Walter, Sioux County Community Services Director reported that FEMA notified the County that plans submitted for reimbursement have been approved.

10-09 14 6 Sybesma reported that he discussed Sioux County's participation in Northwest Iowa Development with Lori Wolkow, Boyden City Clerk. Northwest Iowa Development encourages business to locate in Northwest Iowa. Bloemendaal stated that he is willing to attend meetings of the agency. Motion by Wright and supported by Bloemendaal to support participation in Northwest Iowa Development. Motion carried, unanimous in favor.

10-09 14 7 Correspondence has been received from the County's bond council, Ahlers and Cooney, P.C. on the progress of Amendment 3 to the County Urban Renewal District. The County has been waiting to complete setting up the Tax Increment Finance District pending signed documents from four agricultural owners in the described area. Bloemendaal is willing to speak with the property owners who have not consented to the project. The matter will be discussed at the next meeting.

10-09 14 8 Doug Julius, Sioux County Engineer

- Informed the Board that an agreement with the Iowa DOT regarding a detour for a new bridge on Hwy 75 three miles north of the intersection of Hwy 18 had been received. The Board requested that the Engineer suggest a different route for the detour and they will revisit this issue at a later meeting.
- Presented an update on current road work. All projects scheduled for the summer of 2010 are complete and all roads are open.
- Reported that after review, the quotes opened at last week's meeting for a new sign truck checked out and the truck has been ordered. Delivery of the vehicle is expected in 12 to 14 weeks.
- Informed the Board that the winter storm FEMA application has been submitted. \$68,000 was submitted, of which approximately 85% will be reimbursed. The summer storm project worksheets are currently being prepared.

10-09 14 9 COMMITTEE REPORTS

- **Degen** –a) Reported that the Building Committee met with the Clerk of District Court's office regarding the EDMS project. The Clerk of Court will require more office space due to the new state computer system. Degen and Kleinwolterink will be viewing updates in Plymouth County. b) Attended a meeting with Todd Heitkamp from Sioux Falls. Sioux County has been declared disaster ready.
- **Kleinwolterink** – Attended a Northwest Iowa Landfill meeting. A new cell is being started.
- **Sybesma** – Attended a meeting of the Third Judicial District. A new addition to their building had to be re-bid because the initial bid was rejected by the State. The District is anticipating more budget cuts for next year.

10-09 14 10 Claims submitted by the County Auditor were approved.

10-09 14 11 The Chairman adjourned the meeting at 10:45 a.m. until 9:00 a.m. Tuesday, September 21, 2010.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Lois Huitink
Sioux County Auditor