

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON SEPTEMBER 22, 1998

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 Hubert Schuller.

The minutes of September 11, 1998, were read and on motion and vote stand approved as read.

Committee reports were given this date.

Mark Schouten, County Attorney, met with the Board this date to report on the contents of deferred compensation plan documents with Hartford Life Insurance Company and a Cash Lease with Gregory P. and Denise R. Lynott, Hawarden. He also stated that the County Board of Supervisors must decide whether to accept the Boyden pit property from the City of Boyden as a gift. The County Conservation Board has been negotiating with the City of Boyden for the acquisition of said property.

Motion by Schuller and supported by Vander Maten to approve and authorize the Chairman to sign the following Deferred Compensation Authorization Resolution:

RESOLUTION NO. 98-26

A RESOLUTION ESTABLISHING A DEFERRED COMPENSATION PLAN IN ACCORDANCE WITH SECTION 457 OF THE IRC AND DESIGNATING THE COUNTY AUDITOR TO SERVE AS THE DEFERRED COMPENSATION PLAN ADMINISTRATOR FOR THE COUNTY OF SIOUX IOWA DEFERRED COMPENSATION PLAN

BE IT RESOLVED that the **County of Sioux Iowa** hereby establishes an eligible Deferred Compensation Plan in accordance with Section 457 of the Internal Revenue Code (IRC) for the voluntary participation of elected or appointed officials, employees, and independent contractors. BE IT RESOLVED FURTHER that:

1. The effective date of the Plan is September 1, 1998.
2. The County Auditor is hereby authorized to execute such agreements, applications, and contracts as are necessary to implement the Plan and to act as "Plan Administrator" of the Plan.
3. The County Auditor, or the designee of the County Auditor is hereby authorized to execute the individual participation agreements (enrollment forms) for the **County of Sioux Iowa**

- with those individuals who are eligible to participate and who elect to do so.
4. The Plan Administrator is also authorized to:
 - a. Monitor the administration of the Deferred Compensation Plan.
 - b. Review requests from participants for unforeseen emergency withdrawals to determine if the request meets the requirements of Section 457 of the IRC and Regulations relating thereto.
 5. It is implicitly understood that, other than incidental expenses of collecting the disbursing the Employees' deferrals and other minor administrative matters, there is to be no cost to or contribution by the County of Sioux Iowa to this plan.

Adopted by the Board on this 22nd day of September, 1998.

/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 Schuller, Yes. Carried, unanimous in favor.

Motion by Smith and supported by Beernink to approve and authorize the Chairman to sign a one year Cash Lease with Gregory P. and Denise R. Lynott, Hawarden, in a total amount of \$4,200.00 on the following described real estate:

The East ½ of the Southeast ¼ of Section 28, Township 95 North, Range 48 West of the 5th P.M., Union County, South Dakota, except the Southwest ¼ of the Southeast ¼ of said Section 28-95-48.

Carried, unanimous in favor.

Dennis Sassman, County Community Services Director, met with the Board this date to report that there needs to be an increase in the Mental Health Fund 10 tax levy so Sioux County does not jeopardize the receipt of Iowa Department of Human Services equalization monies. He reported on the final rate comparisons for all Iowa case management service providers for fiscal years 1990 through 1998.

Dennis Sassman, County Community Services Director, also reported that the County

Social Welfare Board is not required to exist.

Motion by Beernink and supported by Smith to dissolve the County Social Welfare Board effective immediately. Carried, unanimous in favor.

Bernard Smith, County Supervisor, left the meeting at this time.

Dennis Sassman, County Community Services Director, also reported on a proposed Agreement of Understanding with Village Northwest Unlimited in which there would be no rate change for purchase of services through December 31, 1998.

Motion by Schuller and supported by Vander Maten to approve and authorize the Chairman to sign the proposed Agreement of Understanding with Village Northwest Unlimited in which there would be no rate change for purchase of services through December 31, 1998.

The motion and support were withdrawn.

The consensus of the Board pertaining to the proposed Agreement of Understanding with Village Northwest Unlimited was to not sign it because the agreement does not cover the entire fiscal year 1999. The Board instructed Dennis Sassman, Community Services Director, to contact Village Northwest Unlimited and inquire as to why the proposed Agreement of Understanding is not for entire fiscal year 1999. The Board expressing interest in approving and signing a similar Agreement of Understanding for entire fiscal year 1999.

Doug Julius, County Engineer, met with the Board this date.

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

Permit Agreement with East Plains Telecom, Inc., for a road right-of-way crossing in Section 6 of Garfield Township.

Permit Agreement with Heartland Telecommunications of Iowa for a road right-of-way crossing in Section 35 of Lincoln Township.

Permit Agreement with Heartland Telecommunications of Iowa for road right-of-way crossings in Sections 23 and 26 of Eagle Township.

Carried, unanimous in favor with one member absent.

The Chairman adjourned the meeting until September 28, 1998.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor