

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON DECEMBER 16, 2003

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 Loren Bouma, Vernon Beernink, Mark Sybesma, Bernard L. Smith and Stanley L. De Haan.

Minutes of December 9, 2003 were submitted and on motion and vote stand approved as submitted.

Committee reports were given this date.

Dennis Lange, County Auditor, reported on the canvass of the Special City of Alton and City of Orange City election returns for the special city elections held on December 9, 2003.

The Board of Supervisors proceeded to canvass the results of the votes of the special measure proposition cast at a special City election held on December 9, 2003, and now embodies its findings and conclusions in the resolution next hereinafter set out, which was introduced by Supervisor Stanley L. De Haan, who moved its adoption, seconded by Supervisor Loren Bouma. After due consideration of said resolution by the Board of Supervisors, the Chairperson put the question upon the adoption of the resolution, and the roll being called, the following named Supervisors voted:

Ayes: Mark Sybesma, Chairman
Loren Bouma, Member
Vernon Beernink, Member
Bernard L. Smith, Member
Stanley L. De Haan, Member

Nays: None

Whereupon, the Chairperson declared said resolution duly adopted as follows:

RESOLUTION NO. 2003-23

WHEREAS, the City Council of the City of Alton, Iowa, heretofore did legally call a special election to be held on Tuesday, December 9, 2003, and ordered submitted thereat to the registered voters of said City, the following special measure proposition:

"Shall the City of Alton, Iowa issue its General Obligation Capital Loan Notes in an amount not to exceed \$500,000 for the purpose of making a grant and undertaking a project jointly with the City of Orange City, Iowa, deemed necessary for the health and welfare of the City of Alton, to wit, the construction and equipping a municipal acute care hospital in Orange City consisting of approximately 25 beds, a surgery center, a diagnostic center providing radiology and laboratory services, and a clinic for family care and specialist services? (Such issuance not to be undertaken unless Orange City issues its General Obligation Capital Loan Notes in the amount of \$3,500,000 for such purpose and the Orange City Municipal Hospital obtains donations and issues its Hospital Revenue Notes or financing in such additional amount as is necessary to adequately fund such improvements."

and

WHEREAS, legal, sufficient and timely notice of the submission of the proposition at the election and of the date and hours of the election, and of the voting precinct or precincts thereof, with their corresponding polling place or places, was duly published and a correct and complete copy of said proposition was posted at each polling place or places during the day of election throughout the hours thereof, all in strict compliance with the orders of the Board of Supervisors:

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SIOUX, IN THE STATE OF IOWA, AS FOLLOWS:

Section 1. That it is hereby found, determined and declared:

First - That said election was held and conducted in each of the voting precincts or precinct of said City at the respective polling place or places, pursuant to due notice, and in strict compliance with law, and that said proposition and the vote thereon complies strictly with law.

Second - That at said election, on the proposition above set out, there were cast 235 ballots, of which 181 votes were cast "YES" and 54 votes were cast "NO" and no ballots were cast blank or defectively marked, the vote by precinct or precincts being as set forth and abstracted in the official tally list a copy of which is attached hereto.

That the total number of persons voting in the precinct or precincts at said election on said date, as is shown by the election registers and poll tally lists, was 235.

Third - Neither the above proposition nor any proposal incorporating any portion thereof, was submitted to the registered voters of such City within the six months preceding the date of the election canvassed hereby.

Section 2. That said proposition and the results of the vote thereon, shall be entered at large in the minutes book, all in conformity with Chapter 50, and in particular Section 50.24 of the Code of Iowa.

Section 3. That a copy of this Resolution, the Abstract of Votes and the original tally lists, are hereby delivered to the Commissioner of Elections for filing as required by law.

PASSED AND APPROVED, this 16th day of December, 2003.

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

ATTEST: /s/ Dennis Lange
Sioux County Auditor

The Board of Supervisors proceeded to canvass the results of the votes of the special measure proposition cast at a special City election held on December 9, 2003, and now embodies its findings and conclusions in the resolution next hereinafter set out, which was introduced by Supervisor Stanley L. De Haan, who moved its adoption, seconded by Supervisor Bernard L. Smith. After due consideration of said resolution by the Board of Supervisors, the Chairperson put the question upon the adoption of the resolution, and the roll being called, the following named Supervisors voted:

Ayes: Mark Sybesma, Chairman
Loren Bouma, Member
Vernon Beernink, Member
Bernard L. Smith, Member
Stanley L. De Haan, Member

Nays: None

Whereupon, the Chairperson declared said resolution duly adopted as follows:

RESOLUTION NO. 2003-24

WHEREAS, the City Council of the City of Orange City, Iowa, heretofore did legally call a special election to be held on Tuesday, December 9, 2003, and ordered submitted thereat to the registered voters of said City, the following special measure proposition:

“Shall the City of Orange City, Iowa issue its General Obligation Capital Loan Notes in an amount not exceeding \$3,500,000 for the purpose of constructing and equipping a municipal acute care hospital consisting of approximately 25 beds, a surgery center, a diagnostic center providing radiology and laboratory services, and a clinic for family care and specialist services? (Such issuance not to be undertaken unless the Orange City Municipal Hospital obtains donations and issues its Hospital Revenue Notes or other financing in such additional amount as is necessary to adequately fund such improvements.)”

and

WHEREAS, legal, sufficient and timely notice of the submission of the proposition at the election and of the date and hours of the election, and of the voting precinct or precincts thereof,

with their corresponding polling place or places, was duly published and a correct and complete copy of said proposition was posted at each polling place or places during the day of election throughout the hours thereof, all in strict compliance with the orders of the Board of Supervisors:

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF SIOUX, IN THE STATE OF IOWA, AS FOLLOWS:

Section 1. That it is hereby found, determined and declared:

First - That said election was held and conducted in each of the voting precincts or precinct of said City at the respective polling place or places, pursuant to due notice, and in strict compliance with law, and that said proposition and the vote thereon complies strictly with law.

Second - That at said election, on the proposition above set out, there were cast 1,314 ballots, of which 1,162 votes were cast "YES" and 152 votes were cast "NO" and 1 ballot was cast blank or defectively marked, the vote by precinct or precincts being as set forth and abstracted in the official tally list a copy of which is attached hereto.

That the total number of persons voting in the precinct or precincts at said election on said date, as is shown by the election registers and poll tally lists, was 1,315.

Third - Neither the above proposition nor any proposal incorporating any portion thereof, was submitted to the registered voters of such City within the six months preceding the date of the election canvassed hereby.

Section 2. That said proposition and the results of the vote thereon, shall be entered at large in the minutes book, all in conformity with Chapter 50, and in particular Section 50.24 of the Code of Iowa.

Section 3. That a copy of this Resolution, the Abstract of Votes and the original tally lists, are hereby delivered to the Commissioner of Elections for filing as required by law.

PASSED AND APPROVED, this 16th day of December, 2003.

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

ATTEST: /s/ Dennis Lange
Sioux County Auditor

The Board discussed the contents of the following Change Order No. 9 submitted by Hoogendoorn Construction of Canton, South Dakota pertaining to the new Sioux County Public Safety Complex:

Item No. 1: Per RFP #42, deduct the VCRs.
Deduct: \$ 289.00

Item No. 2: Per RFP #43, additional concrete work in half circle at the north and west corner of the building.

ADD: \$2,327.00

Item No. 3 Per Revised RFP #44, additional floor coating in Rooms 111,112,165, 181 & 196.

ADD: \$1,884.00

Item No. 4: Per RFP #45, install mailbox and concrete pad for radio tower.

ADD: \$ 682.00

Item No. 5: Per RFP #49, install disconnect switch for pump controller.

ADD: \$ 682.00

Item No. 6: Per RFP #50, install exit light above Door 111A.

ADD: \$ 407.001

Item No. 7: Per RFP #51, add hood for dishwasher.

ADD: \$ 440.00

Item No. 8: Add to change heaters in sally port so they are higher than door for ambulance clearance.

ADD: \$364.00

TOTAL ADD: \$6,497.00

The Board will make a final decision on the aforementioned Change Order No. 9 with Hoogendoorn Construction of Canton, South Dakota at the next board meeting to be held on January 2, 2004.

Carried, unanimous in favor.

Margaret Moir, Interim Executive Director for Plains Area Mental Health Center of Le Mars; and Brenda Ericson, Finance Director for Plains Area Mental Health Center, met with the Board this date to report that they would like to remain the community mental health provider for Sioux County for fiscal year 2005. They reviewed the mental health services available through their agency. They also stated that they would prepare and submit either a fee for service schedule or a contract amount to the County Board of Supervisors for their consideration. The County Board of Supervisors will make a decision at a later date as whether to choose a fee for service schedule or contract amount

proposal to compare with a proposal that will be submitted by Creative Living Services, P.C. of Rock Valley for fiscal year 2005.

The following persons were present for the aforementioned presentation by Margaret Moir, Interim Executive Director for Plains Area Mental Health Center of Le Mars:

Shane Walter, County Community Services Director
Dr. Dayton Vogel, Representative for Creative Living Service, P.C. of Rock Valley
Dan McCarty, Board Member for Plains Area Mental Health Center of Le Mars
Kay Kosters, Board Member for Plains Area Mental Health Center of Le Mars

Shane Walter, County Community Services Director, requested approval and a Chairman's signature on an Amendment to the Contract for a Cherokee/Lyon/Plymouth/Sioux County Decategorization Project in an additional amount of \$1,034.00 to cover Sioux County fiscal agent services.

Motion by Beernink and supported by Bouma to approve and authorize the Chairman to sign an Amendment to the Contract for a Cherokee/Lyon/Plymouth/Sioux County Decategorization Project in an additional amount of \$1,034.00. Carried, unanimous in favor.

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

The Board approved and signed an Iowa Department of Transportation Highway Division Plan of Proposed Improvements on the Sioux County Farm-to-Market System for the county asphalt resurfacing program.

Doug Julius, County Engineer, reviewed the contents of County Ordinance No. 4 establishing the policy and level of service in respect to clearance of snow or ice and maintenance of Sioux County's secondary roads during the winter months.

Doug Julius, County Engineer, informed the Board that federal funds have been received to assist to with a bridge project on East Division Street in Alton which is a joint project between Sioux County and the City of Alton.

Doug Julius, County Engineer, also stated that he will be obtaining prices for new motor graders for the Board to review at their next meeting to be held on January 2, 2004..

Michele Urban, Project Manager for 211 Helpline in Northwest Iowa, met with the Board this date to report on the new 211 Helpline Program which provides callers with important information and referrals to various services. She requested a budget amount of approximately \$500.00 for fiscal year 2005.

Melissa O'Rourke, County Attorney, met with the Board this date to report on a Sunshine Advisory issued by Iowa Attorney General pertaining to Iowa open meetings and public records laws.

Melissa O'Rourke, County Attorney, also reported on an Iowa District Court Case involving possession of drugs with the intent to deliver.

The Chairman adjourned the meeting until Friday, January 2, 2004.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor