

**MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON NOVEMBER 14, 2017**

- 1) The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 a.m. with Chairman Sybesma presiding. Members present were John Degen, Mark Sybesma, Dennis Wright, Arlyn Kleinwolterink, and Al Bloemendaal.
- 2) Motion by Bloemendaal and supported by Wright to amend the November 14, 2017 agenda to include the Second Amendment to Note and Loan Agreement for the Sioux County Regional Airport Agency revenue bond. Motion carried unanimously.
- 3) Claims were approved as submitted by the County Auditor.
- 4) The approval of minutes of the meeting held on October 31, 2017 were approved.
- 5) The approval of minutes of the meeting held on November 9, 2017, were approved.
- 6) Lisa Rowenhorst, Sioux County Election Administrator presented voting results for Cities under the Primary and Chapter 44/45 Ordinances (Alton, Boyden, Chatsworth, Granville, Hawarden, Hospers, Hull, Ireton, Matlock, and Maurice) for the Board to canvass. Motion by Kleinwolterink and supported by Bloemendaal to accept the results of the City Elections for Alton, Boyden, Chatsworth, Granville, Hawarden, Hospers, Hull, Ireton, Matlock, and Maurice. Motion carried unanimously.

ALTON

Mayor

Brian E. Schutt	27	Elected
Scattering	1	

Council members

Harlan Jorgensen	25	Elected
Travis John Plathe	28	Elected
Daniel Jay Vande Griend	25	Elected
Scattering	0	

BOYDEN

Mayor

Laryl Koerselman	89	Elected
Jeremy Kruid	9	
Scattering	0	

Council members

Justin Beukelman	91	Elected
Dale G. Winter	82	Elected
Scattering	9	

CHATSWORTH

<u>Mayor</u>		
Virgil Lidgett	14	Elected
Tyler Jurrens (Write-in)	10	
Scattering	1	

<u>Council members</u>		
Gregory Arens	24	Elected
Robin Falde	26	Elected
Amber Gray	16	Elected
Mike Kroll	15	Elected
Clifford Puhl	27	Elected
Ashley Barr (Write-in)	13	
Randy Utesch (Write-in)	9	
Scattering	4	

GRANVILLE

<u>Mayor</u>		
Karl S. Kellen	27	Elected
Scattering	8	

<u>Council members</u>		
Chris Hunt	32	Elected
John Schuver	35	Elected
Scattering	1	

<u>Council Vacancy</u>		
Matt R. Rinehart	32	Elected
Scattering	2	

HAWARDEN

<u>Council members</u>		
Rober Bak	128	
Jenn Bergsma	246	Elected
Jesica Butler	74	
Robert Klocke	277	Elected
Timothy Kurth	178	Elected
Scattering	2	

<u>Hospital trustees</u>		
Stanley Hoekstra	230	Elected
Dennis Hulshof	285	Elected
Scattering	0	

HOSPERS

<u>Mayor</u>		
John Gregory Den Hartog	75	
Dan Dykstra	84	Elected
Scattering	0	

Council member

Amanda A. Boersma	117	Elected
John Junior Solsma	36	
Michael Thompson	131	Elected
Scattering	17	

HULL

Council member

Joel Leusink	51	Elected
Eric D. Rankin	50	Elected
Les Van Roekel	53	Elected
Scatteing	2	

IRETON

Mayor

Brett Buyert	22	
Russell D. De Vos	29	
Chris Mueller	105	Elected
Scattering	0	

Council member

Bradley Kooi	89	Elected
James Lewis	65	
Rodney Ten Napel	132	Elected
Scattering	1	

Council member vacancy

Dawn Mueller	132	Elected
Scattering	1	

MATLOCK

Mayor

Charles Schweback (Write-in)	16	Elected
Scattering	0	

Council member

Carol Fliear	17	Elected
Lori Hoven	16	Elected
Jo Stegemann	17	Elected
Scattering	0	

MAURICE

Mayor

Michael J. Vander Stelt	68	Elected
Scattering	4	

Council member

Charles Boden	21	
Randy Hoekstra	44	Elected
William Korver	54	Elected

Virgil Van Schepen	31	
Scattering	2	
<u>Council member vacancy</u>		
William V. Davis	67	Elected
Scattering	1	

7) Motion by Degen and supported by Kleinwolterink to approve the Second Amendment to Note and Loan Agreement for the Sioux County Regional Airport Agency revenue bond. Motion carried unanimously.

SECOND AMENDMENT TO NOTE AND LOAN AGREEMENT

This Second Amendment to Note and Loan Agreement (“Amendment”) is entered into November 15, 2017, by and between Sioux County, Iowa (the “County”) acting through its Board of Supervisors and American Bank, NA, Le Mars, Iowa (the “Lender”).

RECITALS

A. The Lender and the County are parties to a Loan Agreement dated March 15, 2017 (the “Loan Agreement”), pursuant to which the Lender agreed to loan the County the sum of \$4,850,000.00, subject to the terms and conditions of the Loan Agreement (the “Loan”). The Loan is evidenced by an Urban Renewal Revenue Capital Loan Note Series 2017 (Certificate No. 1) in the original principal amount of \$4,850,000.00 (the “Note”).

B. The County issued the Note pursuant to a Resolution adopted by the County on February 28, 2017, which resolution is entitled “A Resolution Approving and Authorizing a Form of Loan Agreement and Authorizing and Providing for the Issuance and Securing the Payment of \$4,850,000 Urban Renewal Revenue Capital Loan Notes, Series 2017, of Sioux County, State of Iowa, Under the Provisions of the Code of Iowa, Providing for a Method of Payment of the Notes and Approval of the Tax Exemption Certificate (the “Resolution”). The Note is the only Urban Renewal Revenue Capital Loan Note issued pursuant to the Resolution.

C. The Loan Agreement and the Note each provide that the County must repay the Loan in accordance with the payment schedule attached to the Note as Exhibit A.

D. The County desires to alter the payment schedule to provide for certain accelerated payments without altering the maturity date of the Note, and the Lender is agreeable to such changes to the payment schedule, as set forth in this Amendment.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is acknowledged, the Lender and the County agree as follows:

1. Repayment Schedule. The Lender and the County agree that the Loan shall be repaid by the County in accordance with the attached payment schedule marked as “Second Amended Exhibit A”, which shall supersede and replace First Amended Exhibit A to the Note.

2. Consent to Amendment. By executing this Amendment, the Lender consents to the modification of the terms of repayment of the Note as set forth in this Amendment.

3. No Novation. This Amendment does not constitute a novation of the Note. All of the terms and conditions of the Note and the Loan Agreement remain in full force and effect, except as

expressly modified herein.

4. Binding Obligation. The County acknowledges the Note and the Loan Agreement remain the legal and binding obligations of the County.

IN WITNESS WHEREOF, we have hereunto affixed our signatures as of the date first above written.

SIOUX COUNTY, STATE OF IOWA
By: /s/Mark Sybesma, Chairperson

ATTEST:
By: /s/Ryan Dokter, County Auditor

AMERICAN BANK, NA
Le Mars, Iowa
/s/Paul Jacobson, President

SECOND AMENDED EXHIBIT A
PAYMENT SCHEDULE
SIOUX COUNTY
URBAN RENEWAL CAPITAL LOAN NOTE SIOUX
COUNTY REGIONAL AIRPORT PROJECT

<u>Payment Date</u>	<u>Principal Payment</u>	<u>Interest Payment</u>	<u>Interest Accrued</u>	<u>Principal Balance</u>
8/1/2017		59,547.22	59,547.22	4,850,000.00
11/15/2017	260,000.00		45,536.10	4,590,000.00
2/1/2018		77,442.98	31,906.88	4,590,000.00
8/1/2018	310,000.00	74,587.50	74,587.50	4,280,000.00
2/1/2019		69,550.00	69,550.00	4,280,000.00
8/1/2019	320,000.00	69,550.00	69,550.00	3,960,000.00
2/1/2020		64,350.00	64,350.00	3,960,000.00
8/1/2020	265,000.00	64,350.00	64,350.00	3,695,000.00
2/1/2021		60,043.75	60,043.75	3,695,000.00
8/1/2021	270,000.00	60,043.75	60,043.75	3,425,000.00
2/1/2022		55,656.25	55,656.25	3,425,000.00
8/1/2022	280,000.00	55,656.25	55,656.25	3,145,000.00
2/1/2023		51,106.25	51,106.25	3,145,000.00
8/1/2023	290,000.00	51,106.25	51,106.25	2,855,000.00
2/1/2024		46,393.75	46,393.75	2,855,000.00
8/1/2024	300,000.00	46,393.75	46,393.75	2,555,000.00
2/1/2025		41,518.75	41,518.75	2,555,000.00
8/1/2025	312,000.00	41,518.75	41,518.75	2,243,000.00
2/1/2026		36,448.75	36,448.75	2,243,000.00

8/1/2026	337,000.00	36,448.75	36,448.75	1,906,000.00
2/1/2027		30,972.50	30,972.50	1,906,000.00
8/1/2027	350,000.00	30,972.50	30,972.50	1,556,000.00
2/1/2028		25,285.00	25,285.00	1,556,000.00
8/1/2028	370,000.00	25,285.00	25,285.00	1,186,000.00
2/1/2029		19,272.50	19,272.50	1,186,000.00
8/1/2029	375,000.00	19,272.50	19,272.50	811,000.00
2/1/2030		13,178.75	13,178.75	811,000.00
8/1/2030	399,000.00	13,178.75	13,178.75	412,000.00
2/1/2031		6,695.00	6,695.00	412,000.00
8/1/2031	412,000.00	6,695.00	6,695.00	0.00

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8) Tom Kunstle, Sioux County Attorney,

- Informed the Board about the case with Curtis Van Dam and that there are 140 counts of sex charges pending against him.
- Reported that he requested assistance from the Iowa Attorney General’s office for a homicide case in Rock Valley. Informed the Board that a budget amendment may be needed in the event expert witnesses are needed for the homicide case.

9) Supervisor Degen opened discussion in regards to the issues with the Courthouse geothermal system and is seeking solutions to the problems. Present for this discussion were Denny Vander Wel, Sioux County Custodian, Jon Buitter with Engineering Design Associates, Brent Tjeerdsma with Trane, and Dennis Corcoran with Trane.

- Buitter, who is the engineer of the geothermal system, identified the source of the issue being the control system and there are a number of items with the control system that were not installed according to specifications.
- Vander Wel stated a list of dates and issues with different components of the system not working or failing.
- Tjeerdsma and Corcoran stated that much of the equipment is Trane equipment and that a Trane control system could be installed to fix the issues.
- The Board made no decision, but will continue to gather more information for getting the issues resolved.

10) Shelly Sindt, Elderbridge, CEO, shared their annual report with the Board and made a request for funding for FY19 in the amount of \$17,841. Present for this discussion was Mable Mantel who is a Board member for Elderbridge. Sindt stated that in FY17 there was a 4.25% reduction in State funding, and in FY18, nearly another 5% reduction. This prompted the agency to set up a 501(c)(3) named the Elderbridge Alliance, which allows people who can afford to pay for services received from Elderbridge, to do so.

11) Doug Julius, Sioux County Engineer,

- Presented a Federal Aid Agreement for Board consideration for a bridge replacement project BRS-C084(159)—60-84 on road B30. Motion by Bloemendaal and supported by Wright to approve the agreement. Motion carried unanimously.
- Presented a Federal Aid Agreement for Board consideration for a cold in place resurfacing pavement project STPS-S-C084—5E-84 on road B30. Motion by Degen and supported by Kleinwolterink to approve the agreement. Motion carried unanimously.
- Distributed a permit agreement for Board consideration from Southern Sioux Rural Water for a water line crossing between section 28 and 29 of East Orange Township. Motion by Kleinwolterink and supported Degen to approve the permit. Motion carried unanimously.
- Updated the Board on secondary road activities as well as the 2017 Construction Map.
- Julius is continuing to work on the easement with Meadowvale Dairy.

12) Ryan Dokter, Sioux County Auditor, requested approval of the amended Sioux County Courthouse Security Plan. Minor updates were done to the plan. Motion by Degen and supported by Kleinwolterink to approve the amended plan. Motion carried unanimously.

13) Committee Reports:

- **Bloemendaal** – Spoke with Dennis Dokter at the Northwest Iowa Planning meeting in regards to the vacated Bison Plant near Hull. Big Ox Energy may be asked to look into development options for that location.

14) The Chairman adjourned the meeting at 10:35 a.m. until 9:00 a.m. Tuesday, November 28, 2017.

 Mark Sybesma, Chairman
 Sioux County Board of Supervisors

ATTEST: _____
 Ryan Dokter
 Sioux County Auditor