

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON AUGUST 6, 2018

- 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, Arlyn Kleinwolterink, Dennis Wright and Al Bloemendaal.
- 2) Minutes of the meeting held on July 23, 2018, were submitted, and the Chairman declared them approved.
- 3) Claims were approved for August 6, 2018 as submitted by the County Auditor.
- 4) As this was the date and 9:00 a.m., the time for a Public Hearing on an Animal Control and Protection Ordinance of 2018, the Chairman opened the public hearing. Tyler Grevengeod, Sioux County Assistant County Attorney, reviewed the ordinance.

Dennis Oolman asked the following question, why are we having an animal ordinance change here? The Board responded by saying that there was an incident of a dog attack, which prompted an ordinance to be formed.

The Chairman stated that the deputies did not have the authority handle the situation without an ordinance in place and that this ordinance will give the deputies the ability to take action. Oolman further stated that there were early warning signs in 2017 of a problem and called the Sheriff's Office maybe five times, and had problems with these dogs killing cats and was afraid to have his grandkids over to his home because of these dogs wandering from their home. Oolman also stated that he thinks people should have to be citizens of the US before they can own pets and rent a home to live.

The Chairman responded by saying that that requirement is not part of the ordinance and may not be constitutional.

Grevengeod stated that if the ordinance passes, the deputies will have the ability to shoot the animal onsite if it presents a danger to themselves or others.

No further public comments were made. The Chairman closed the hearing. Motion by Kleinwolterink and supported by Degen to approve the ordinance and have the second and final reading of the proposed ordinance on August 21, 2018 at 9:15 a.m. Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; Sybesma, Yes. Motion carried, unanimous in favor.

- 5) Micah Van Maanen, Sioux County IT Director, reported that the courtroom audio and visual upgrade has been completed. Van Maanen also requested direction on the purchase of new iPads for the Board members. The current iPads are 5 years old and are reaching a point where they cannot be updated and could become a security risk.
- 6) Aaron Haverdink, Sioux County Mental Health Administrator,
 - Presented a contract for approval from the Iowa Department of Public Health for substance abuse prevention. Motion by Wright and supported by Bloemendaal to approve the contract. Motion carried unanimously.
 - Reported that a letter was received from Northwest Iowa Care Connections which stated that the counties from that mental health region would not be joining Sioux Rivers, but in turn requested that Plymouth and Sioux join that region. The letter requested a letter of intent to join the Northwest Iowa Care Connections group by August 20, 2018. Motion by Wright and supported by Bloemendaal to have Haverdink

form a letter of intent for Sioux County to join the Northwest Iowa Care Connections region. Motion carried unanimously.

7) Ryan Dokter, Sioux County Auditor,

- Presented a liquor license renewal for the Rock Valley Golf course. Motion by Wright and supported by Degen to approve the liquor license renewal. Motion carried unanimously.
- Reviewed a group term life and long term disability insurance quote from Madison National Life Insurance Company, which came from Kingston Life. Dokter explained that Kingston Life was contracted with ISAC for the health insurance pool that the county is a part of, and that Kingston Life completed an employee benefits review for Sioux County. One gap they found in the benefits the County offers was group term life and long-term disability insurance, so they provided a quote for those benefits. The Board received the quote for information.
- Presented a resolution to schedule a public hearing to execute a quit claim deed. The property in question had gone through the quit claim deed process, but the land owners changed during the process, so this resolution begins the process of executing the quit claim deed again. Motion by Degen and supported by Kleinwolterink to approve the following resolution. Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION NO. 2018-29

RESOLUTION TO SCHEDULE PUBLIC HEARING TO EXECUTE QUIT CLAIM DEED

WHEREAS, the Sioux County Engineer has petitioned the Sioux County Board of Supervisors, for the closure of certain secondary roadway(s) in Sioux County, as set forth in a petition dated the 29th of May, 2018, signed by Doug Julius.

WHEREAS, the Sioux County Board of Supervisors previously vacated such roadway by an Order to Vacate Road executed June 12, 2018, and further issuing a Quit Claim Deed on June 29, 2018. The Sioux County Board of Supervisors executed such Quit Claim Deed to Robert L. & Mary R. Mai, Rev Lvg Trust, however at that time, such property was owned by Patrick Mai and John Mai, each having been granted warranty deeds on May 24, 2018.

WHEREAS, the Sioux County Auditor's Office noted the irregularity that the June 29, 2018 Quit Claim Deed was issued to the former owners but not the current owners. The Sioux County Board of Supervisors hereby resolves to correct this error by executing a new Quit Claim Deed to Patrick Mai and John Mai.

THEREFORE, BE IT RESOLVED that, to any extent necessary, the Sioux County Engineer's Petition to vacate roadways is accepted by the Sioux County Board of Supervisors.

FURTHER, a hearing pursuant to Iowa Code Section 331.361(2)(a) and in accordance with the Iowa Code Section(s) 331.305, 306.11, is scheduled for the **21st day of August, 2018 at 9:00 a.m.** Such public hearing will be held in the Sioux County Courthouse at 210 Central Avenue SW, Orange City, Iowa. Passed and adopted this August 6, 2018.

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

ATTEST: /s/Ryan Dokter, Sioux County Auditor

- Presented a resolution to approve the application of Niman Ranch to the Iowa Economic Development Authority for the High Quality Jobs Program. Niman Ranch is known as Natural Food Holdings/Sioux Preme and an expansion of their operation is happening and by approving the resolution, the company can apply for State funding. Motion by Bloemendaal and supported by Kleinwolterink to approve the following resolution. Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION NO. 2018-30

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SIOUX, IA
APPROVING THE APPLICATION OF NIMAN RANCH TO THE IOWA ECONOMIC
DEVELOPMENT AUTHORITY HIGH QUALITY JOBS PROGRAM**

WHEREAS, the Count of Sioux has received a request by Niman Ranch to approve and submit an application to the State of Iowa for the High Quality Jobs Program.

WHEREAS, the programs were established to promote Economic Development and Job Creation in the State of Iowa, and

WHEREAS, the Board supports activities which promote and facilitate Economic Development within Sioux County, and

WHEREAS, Niman Ranch had indicated they will:

1. Create 50 new full-time, or career positions.
2. Provide comprehensive health benefits to its employees.
3. Make a capital investment of approximately \$27,000,000.

NOW, THEREFORE, BE IT RESOLVED by the County of Sioux:

- a. The Sioux County Board of Supervisors approves the application of Niman Ranch for the purpose of receiving benefits from the High Quality Jobs Program.
- b. The Board of Supervisors approves the local match policy requirement of the Iowa Economic Development Authority and approves a local match in the approximate amount of \$250,000 in tax abatements over a 5-year period.
- c. The Sioux County Board of Supervisors authorizes the County Assessor to take such further actions as deemed necessary in order to carry into effect the provisions of this Resolution.

PASSED, APPROVED, AND ADOPTED this 6th day of August, 2018.

/s/Mark Sybesma, Chairman

Attest:

/s/Ryan Dokter, County Auditor

8) Doug Julius, Sioux County Engineer,

- Submitted a permit agreement for Board consideration from Northwest REC to place a buried electric cable in sections 3, 4, and 10 of Washington Township. Motion by Degen and supported by Kleinwolterink to approve the permit. Motion carried unanimously.

- Submitted two permit agreements for Board consideration from Southern Sioux Rural Water, 1) section 12 of Buncombe Township to run a water line for the Nature Center, and 2) sections 30 and 31 of Nassau Township to run a water line for a hog confinement. Motion by Degen and supported by Kleinwolterink to approve both permits. Motion carried unanimously.
- Presented a letter from Les and Cindy Cleveringa which requested that a portion of Kennedy Avenue near Alton be included in the county road improvement plan to make it a hard surface road. The Board received the letter for information.
- Presented a 28E agreement from O'Brien County for Julius to act as their temporary Engineer while O'Brien hires a new Engineer. Julius estimates that at most this would require 15 to 20 hours per week. Motion by Bloemendaal and supported by Wright to approve the 28E agreement. Motion carries unanimously.
- Reported that new locks have been installed for the County Home.
- Reported that gravel crushing is taking place at the Vande Stroet Pit.
- Updated the Board on secondary road activities as well as the progress on the 2018 construction projects.

9) Committee Reports:

- **Kleinwolterink** – Attended a Wellness Committee meeting and reported that 109 employees signed up for the last activity and 106 turned in their paperwork for wellness credit.
- **Degen** – Thanked the Board for attending the ground breaking ceremony for the Nature Center and reported on the Conservation Board meeting and that bids for the project will be opened on September 20 at Sandy Hollow.
- **Bloemendaal** – Reported on the MidSioux business meeting at the Remsen Golf Clubhouse. Sharon Heidesch was recognized for her 40 years of service.
- **Wright**– Reported on the Compass Pointe meeting from August 1. Agency is still working with OSHA on issues at the Spirit Lake office.
- **Sybesma** – Reported on the Housing Trust meeting from July 26. There have been some policy changes that now would allow landlords to apply for assistance. Another change is that grants to agencies will now be no interest loans for up to 7 years. This allows the money to come back into the trust.
- **Sybesma & Wright** – Reported on the Sioux Rivers Mental Health meeting from July 24. Woodbury County was not present for the meeting. \$150,000 was allocated to the Crisis Center.
- **All Supervisors** – Attended the ground breaking ceremony for the Nature Center.

10) The Chairman adjourned the meeting at 10:20 a.m. until 9:00 a.m. Tuesday, August 21, 2018.

 Mark Sybesma, Chairman
 Sioux County Board of Supervisors

ATTEST: _____
 Ryan Dokter
 Sioux County Auditor