

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON AUGUST 18, 2020

- 1) The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 a.m. with Chairman Jerry Muilenburg presiding. Members present were John Degen, Jerry Muilenburg, Carl Vande Weerd, Al Bloemendaal and Mark Sybesma.
- 2) Minutes of the meeting held on August 4, 2020 were submitted and the Chairman declared them approved.
- 3) Motion by Vande Weerd and supported by Bloemendaal to approve the claims as submitted by the County Auditor for August 18, 2020. Motion carried unanimously.
- 4) Ryan Dokter, Sioux County Auditor,
 - Presented the following: Resolution Appointing Paying Agent, Note Registrar, and Transfer Agent, Approving the Paying Agent and Note Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement. Motion by Sybesma and supported by Degen to approve the resolution as presented. Roll call on vote: Vande Weerd, Yes; Degen, Yes; Sybesma, Yes; Bloemendaal, Yes, Muilenburg, Yes. Motion carried unanimously.

2020-40

RESOLUTION APPOINTING UMB BANK, N.A. OF WEST DES
MOINES, IOWA, TO SERVE AS PAYING AGENT, NOTE
REGISTRAR, AND TRANSFER AGENT, APPROVING THE
PAYING AGENT AND NOTE REGISTRAR AND TRANSFER
AGENT AGREEMENT AND AUTHORIZING THE EXECUTION
OF THE AGREEMENT

WHEREAS, \$2,350,000 General Obligation Refunding Capital Loan Notes,

Series 2020A, dated September 15, 2020, have been sold and action should now be taken to provide for the maintenance of records, registration of certificates and payment of principal and interest in connection with the issuance of the Notes; and

WHEREAS, this Board has deemed that the services offered by UMB Bank, N.A. of West Des Moines, Iowa, are necessary for compliance with rules, regulations, and requirements governing the registration, transfer and payment of registered notes; and

WHEREAS, a Paying Agent, Bond Registrar and Transfer Agent Agreement (hereafter "Agreement") has been prepared to be entered into between the County and UMB Bank, N.A.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SIOUX COUNTY, STATE OF IOWA:

1. That UMB Bank, N.A. of West Des Moines, Iowa, is hereby appointed to serve as Paying Agent, Bond Registrar and Transfer Agent in connection with the issuance of \$2,350,000 General Obligation Refunding Capital Loan Notes, Series 2020A, dated September 15, 2020.

2. That the Agreement with UMB Bank, N.A. of West Des Moines, Iowa, is hereby

approved and that the Chairperson and Auditor are authorized to sign the Agreement on behalf of the County.

PASSED AND APPROVED this 18th day of August, 2020.

/s/Jerry Muilenburg, Chairperson

ATTEST: /s/Ryan Dokter, County Auditor

- Presented the following: Resolution Approving and Authorizing a Form of Loan Agreement and Authorizing and Providing for the Issuance of \$2,350,000 General Obligation Refunding Capital Loan Notes, Series 2020A, and Levying a Tax to Pay Said Notes; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate. Motion by Bloemendaal and supported by Vande Weerd to approve the resolution as presented. Roll call on vote: Sybesma, Yes; Bloemendaal, Yes; Degen, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

2020-41

RESOLUTION APPROVING AND AUTHORIZING A FORM OF
LOAN AGREEMENT AND AUTHORIZING AND PROVIDING
FOR THE ISSUANCE OF \$2,350,000 GENERAL OBLIGATION
REFUNDING CAPITAL LOAN NOTES, SERIES 2020A, AND
LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE
TAX EXEMPTION CERTIFICATE AND CONTINUING
DISCLOSURE CERTIFICATE

Full resolution can be found at

www.siouxcountya.gov/departments/supervisors/resolutions/#Res2020 or is on file in the County Auditor's office.

- Informed the Board that the County has over \$441,000 in State CARES Act funding available for COVID-19 qualified expenses. The County first must apply through FEMA for incurred costs and what is not covered by FEMA, may be eligible for State CARES Act funding. Dokter reported that currently the County has incurred a little over \$21,000 to date, and anticipates that the total cost may end up around \$35,000 to \$40,000. The Board director Dokter to inquire with the County Engineer and EMA Director on the process for applying for FEMA funding before applying.

5) Tom Kunstle, Sioux County Attorney,

- Reported that juvenile hearings have resumed, a jury trial has been set for September 22, a murder case will be held in the courthouse beginning November 17, and that the court system requires masks or face shields when in court areas. His office has also had to prioritize cases much more due to the pandemic.
- Reported on a meeting with local police chiefs and the County Sheriff regarding arrests. A policy had been set for COVID-19 and that policy was modified following this meeting.

6) Motion by Sybesma and supported by Degen to approve Treyton Schiebout and Blake Christensen as part-time Jailers. Motion carried unanimously.

7) Committee Reports:

- **Degen** – 1) Reported on the Conservation Board meeting held at the Big Sioux Rec Area. Damages due to flooding are currently getting repaired including the spillway, pilings, and

a concrete walkway. Also, Conservation is addressing some equipment needs. 2) Reported that contractors are being contacted for wall repair projects in the IT and Attorney's office.

- **Muilenburg** – Reported on the recent Landfill meeting he attended. Documents are being prepared for the waste water lagoon letting.
- **Muilenburg & Bloemendaal** – Reported the August 17 Airport Board meeting. The agency met Caleb Van Veldhuizen who is looking to construct a new box hangar to house 8 aircraft. The agency renewed its contract with DGR for engineering services and also moved \$250,000 into a money market account. Dirt work repair for the runway will be completed in September.

- 8) Nic Rowe, Jeff Melby, and Ron Borchardt, representing GEVO, presented on a biogas project that their company is working on between Sioux and Lyon counties. This project includes three dairy farms and each dairy farm would have an anaerobic digester constructed. From there, the gas would be piped to a central site in Lyon County. The dairies involved are Meadowvale, Rock River Jerseys and Winding Meadow. The group is attaining private easements and is having trouble obtaining two half mile sections currently. In the event the company cannot get private easement, then they would request permission to put the pipeline in the ditch.

Doug Julius, Sioux County Engineer informed the group that landowner's would still need to give permission if the pipeline is placed in the ditch. The Board also prefers to see the company do everything possible to place the pipeline in private easement.

The Board is open to the project and will address needs for placing the pipeline in ditches if necessary.

- 9) Jessica Kooiker, Sioux County Recorder, requested Board consideration of the following resolution to raise the ATV annual fee from \$15 to \$25. Motion by Sybesma and supported by Degen to approve the following resolution. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

RESOLUTION 2020-39

SETTING REGISTRATION FEES FOR ATV ORDINANCE NO. 27

WHEREAS, the Recorder for Sioux County is responsible for issuing user permits for all-terrain and off-road vehicles pursuant to Iowa Code section 331.602 and Iowa Code chapter 321I; and

WHEREAS, the Sioux County Board of Supervisors enacted Ordinance No. 27 Ordinance Regulating the Operation of All-Terrain and Off-Road Utility Vehicles in Sioux County, Iowa; and

WHEREAS, in Sioux County Resolution 2018-15, the Sioux County Board of Supervisors set the annual resolution fee of fifteen dollars (\$15) be assessed and collected by the Sioux County Recorder for the County registration of all-terrain and off-road utility vehicles in Sioux County.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County, Iowa, that an annual registration fee be increased to twenty-five dollars (\$25) and be assessed and collected by the Sioux County Recorder for the County registration of all-terrain and off-road utility vehicles in Sioux County, effective September 1, 2020.

Signed and dated this 18th day of August, 2020.

/s/Jerry Muilenburg, Chairman
Sioux County Board of Supervisors

ATTEST: /s/Ryan Dokter
Sioux County Auditor

- 10)** Micah Van Maanen, Sioux County IT Director, reported that his office is in the process of replacing 10 laptops and 5 desktops this year, and is working on replacing access points in the courthouse as well. His office plans to conduct a technology auction on old equipment this fall.
- 11)** Joel Sikkema, Assistant to the Sioux County Engineer, discussed the 28E agreement being worked on between the County and the City of Orange City in regards to grading and paving Jay Avenue for the new elementary school.
- 12)** Doug Julius, Sioux County Engineer,
- Requested Board approval on an Agreement for Local Agency Roads as Detour for Iowa DOT due to bridge repair on US 18. Motion by Vande Weerd and supported by Bloemendaal to approve the agreement. Motion carried unanimously.
 - Requested Board approval for a permit agreement for Hoogland Dairy to bury a culvert in Section 20 of Sherman Township. Motion by Degen and supported by Sybesma to approve the permit agreement. Motion carried unanimously.
 - Updated the Board on secondary road activities.
 - Updated the Board on the status of construction projects in the county.
- 13)** Motion by Vande Weerd and supported by Bloemendaal to adjourn the meeting. Motion carried unanimously and the meeting was adjourned at 10:41 a.m. until Tuesday, September 1, 2020.

Jerry Muilenburg, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Ryan Dokter
Sioux County Auditor