

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON FEBRUARY 11, 2014

- 14-02-11 1** The Board of Supervisors of Sioux County, Iowa, met on February 11, 2014, at 9:00 a.m. with Chairman Mark Sybesma presiding. Members present were Al Bloemendaal, John Degen, Arlyn Kleinwolterink, Mark Sybesma, and Dennis Wright.
- 14-02-11 2** Minutes of the meeting held on February 4, 2014, were submitted, and the Chairman declared the minutes approved.
- 14-02-11 3** Coleman McAllister, County Attorney, requested that the Board sign a release of mortgage for Sioux County Rural Water System. Motion by Degen and supported by Kleinwolterink to approve the request. Motion carried, unanimous in favor.
- 14-02-11 4** Larry Oldenkamp, Director, Northwest Iowa Area Solid Waste Agency requested that the Board sign a resolution approving a Local Government Guarantee mechanism for the Landfill. The cost of post-closure has increased because of additional cost of the liner, change of engineer, and site redesign. Oldenkamp asked to increase the amount that Sioux County designates for post-closure costs from \$237,000 to \$306,000. Motion by Kleinwolterink and supported by Degen to approve an increase in the closure estimate for the Northwest Iowa Area Solid Waste Agency. Roll Call on Vote Kleinwolterink, Yes; Degen, Yes; Bloemendaal, Yes; Wright, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION No.2014-05

**SIOUX COUNTY RESOLUTION APPROVING THE "LOCAL GOVERNMENT GUARANTEE"
FINANCIAL ASSURANCE MECHANISM FOR THE LANDFILL OWNED AND OPERATED BY
THE NORTHWEST IOWA AREA SOLID WASTE AGENCY**

THE PURPOSE of this resolution is to approve the "Local Government Guarantee" as the financial assurance mechanism for the Northwest Iowa Area Solid Waste Agency.

WHEREAS, Section 455B.306 of the Code of Iowa requires financial assurance instruments for all sanitary disposal projects; and

WHEREAS, the Iowa Department of Natural Resources has adopted Chapter 567-111 of the Iowa Administrative Code, promulgating rules for financial assurance instruments; and

WHEREAS, Iowa Administrative Code Chapter 567-111.6 provides for the "Local Government Guarantee" mechanism to be an acceptable financial assurance instrument; and

WHEREAS, Sioux County agrees that if the Northwest Iowa Area Solid Waste Agency fails to perform closure or post-closure care in accordance with the appropriate plan or permit whenever required to do so or fails to obtain alternate financial assurance within 90 days of intent to cancel, Sioux County will perform or pay a third party to perform closure and/or post-closure care or establish a standby trust fund in the name of the Northwest Iowa Area Solid Waste Agency or obtain alternate financial assurance; and

WHEREAS, Sioux County meets the requirements of the Iowa Administrative Code 567-111.6(8),

IT IS HEREBY RESOLVED BY SIOUX COUNTY AND NORTHWEST IOWA AREA SOLID WASTE AGENCY that it is in the best interest of Northwest Iowa Area Solid Waste Agency that financial assurance for closure and post-closure care, as is required by Chapter 567-111 of the Iowa Administrative Code be met through a "Local Government Guarantee" made by Sioux County in conformance with Iowa Administrative Code 567-111.6(8).

This guarantee will remain in force unless Sioux County sends notice of cancellation by certified mail to Northwest Iowa Area Solid Waste Agency and to the Department of Natural Resources. Cancellation may not occur, however, during 120 days beginning on the date of receipt of the notice of cancellation by Department as evidenced by the return receipt.

PASSED AND APPROVED this 11th day of February, 2014.

/s/Mark Sybesma
Chairman, Board of Supervisors

ATTEST: /s/Lois Huitink, Sioux County Auditor

14-02-11 5 Micah Van Maanen, Sioux County IT Director, asked the Board to sign a 28E agreement with O'Brien County. McAllister reported that the concept framework that was discussed at last weeks' meeting was not acceptable to O'Brien County. He also told the Supervisors that this 28-E has no benefit to Sioux County. The 28-E agreement that is now being presented will allow Micah to charge \$80.00 per hour plus mileage for work in O'Brien County. An additional \$10.00 is to be charged for administrative fees. Motion by Wright and supported by Bloemendaal to sign a 28-E agreement with O'Brien County that will allow Van Maanen to work as their IT administrator, with O'Brien County making payment to Sioux County and then Sioux County paying Van Maanen. Motion carried, unanimous in favor.

14-02-11 6 Lisa Rowenhorst, Sioux County Election Administrator, brought abstracts of the special school election held on February 4, 2014, for the Boyden Hull School District. The Board canvassed said election.

Proposition A **Yes: 213** **No: 205** **Passed**

Proposition A	
"Shall the Board of Directors of the Boyden-Hull Community School District, in the Counties of Sioux and Lyon, State of Iowa, for the purpose of purchasing and improving grounds; constructing schoolhouses or buildings and opening roads to schoolhouses or buildings; purchasing of buildings; purchase, lease, or lease-purchase of technology and equipment; paying debts contracted for the erection or construction of schoolhouses or buildings, not including interest on bonds; procuring or aquisition of libraries; repairing, remodeling, reconstructing, improving, or expanding the schoolhouses or buildings and additions to existing schoolhouses; expenditures for energy conservation; renting facilities under Chapter 28E; purchasing transportation equipment for transporting students; lease purchase option agreements for school buildings or equipment; purchasing equipment authorized by law; or for any purpose or purposes now or hereafter authorized by law, be authorized for a period of two (2) years, to levy annually, as determined by the Board, a voter-approved physical plant and equipment property tax not to exceed an additional Sixty-Seven Cents (\$.67) per One Thousand Dollars (\$1,000) of assessed valuation of the taxable property within the school district commencing with the levy for collection in the fiscal year ending June 30, 2015, and ending in the fiscal year ending June 30, 2016, it being understood that if this proposition should fail to be approved by the voters, such failure shall not be construed to terminate or restrict authority previously granted by the voters to levy a special tax for any one or more of the foregoing purposes?"	
<input type="checkbox"/> YES	
<input type="checkbox"/> NO	

Proposition B

Yes: 204

No: 214

Failed

Proposition B

"Shall the Board of Directors of the Boyden-Hull Community School District, in the Counties of Sioux and Lyon, State of Iowa, for the purpose of purchasing and improving grounds; constructing schoolhouses or buildings and opening roads to schoolhouses or buildings; purchasing of buildings; purchase, lease or lease-purchase of technology and equipment; paying debts contracted for the erection or construction of schoolhouses or buildings, not including interest on bonds; procuring or acquisition of libraries; repairing, remodeling, reconstructing, improving, or expanding the schoolhouses or buildings and additions to existing schoolhouses; expenditures for energy conservation; renting facilities under Chapter 28E; purchasing transportation equipment for transporting students; lease purchase option agreements for school buildings or equipment; purchasing equipment authorized by law; or for any purpose or purposes now or hereafter authorized by law, be authorized for a period of ten (10) years, to levy annually, a voter-approved physical plant and equipment property tax not to exceed One Dollar Thirty-Four Cents (\$1.34) per One Thousand Dollars (\$1,000) of the assessed valuation of the taxable property within the school district, commencing with the levy for collection in the fiscal year ending June 30, 2017, or each year thereafter?"

YES

NO

Motion by Wright and supported by Bloemendaal to accept the results of the Special Boyden-Hull PPEL election. Motion carried, unanimous in favor.

14-02-11 7 Brian Van Engen, Sioux County Trails Council, introduced the 10 members of the trails committee that were in attendance. Van Engen stated that they are working with NW Iowa Planning and Development to develop a regional trails plan for Sioux County. The trail committee does planning and promotion for trails of all types within Sioux County. Four requests were made of the Board:

1. Approve the trail plan
2. Approve the placement of signs
3. Approve funding for the signs
4. Serve as the fiscal sponsor for the Council

Motion by Bloemendaal and supported by Kleinwolterink to approve the plan submitted by the Sioux County Trails Council for a proposed multi-use trail route within the county, including signage for the route with the county providing in kind funding for signage installation. Motion carried, unanimous in favor.

Motion by Degen and supported by Wright to provide Fiscal Sponsorship for the Sioux County Trails Council. Motion carried unanimous in favor.

14-02-11 8 Jamie Strong, President, and Dan Cain, Vice President of the Big Sioux River Valley Historical Society, told the Supervisors that there are three museums in Hawarden. Calliope Village depicts Hawarden's early setting. There is also a Historical House, and a Home Front Collection (artifacts from Hawarden during WW2). The old City Hall will be renovated for use by the Historical Society. Cain noted that \$21,000 was collected through an online charitable auction, and over \$50,000 has been raised through grants. The Board will contribute \$500.00 to this organization.

14-02-11 9 Lois Huitink, County Auditor, requested that the Board approve an operating transfer of \$200,000 from the General Basic Fund to the General Supplemental Fund. Motion by Wright and supported by Bloemendaal to approve the transfer of \$200,000 from the General Basic Fund to the General Supplemental Fund. Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Sybesma, Yes. Motion carried, unanimous in favor.

RESOLUTION 2014-04

GENERAL SUPPLEMENTAL FUND TRANSFER

WHEREAS, it is desired to make the following inter-fund operating transfer:

\$200,000 from the General Basic Fund to the General Supplemental Fund,

WHEREAS, said operating transfer is made in accordance with Section 331.432 Iowa Code,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County as follows:

Section 1. The following inter-fund operating transfer is to be made effective February 11, 2014.

\$200,000 from the General Basic Fund to the General Supplemental Fund

Section 2. The County Auditor is directed to correct her books accordingly and to notify the County Treasurer of these inter-fund operating transfers, accompanied by a copy of this resolution and the record of its adoption.

Signed and dated this 11th day of February 2014.

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

ATTEST: /s/Lois Huitink
Sioux County Auditor

14-02-11 10 Doug Julius, Sioux County Engineer

- Motion by Bloemendaal and supported by Wright to approve a resolution to place stop signs near the new hospital in Sioux Center. This is a joint resolution with the City of Sioux Center. Roll Call on Vote: Wright, Yes; Bloemendaal, Yes; Degen, Yes; Kleinwolterink, Yes; and Bloemendaal, Yes. Motion carried, unanimous in favor.

SIoux COUNTY RESOLUTION NO. 2014-06
CITY OF SIoux CENTER RESOLUTION NO. SC-R-02-14

WHEREAS: The Board of Supervisors are empowered under authority of Sections 321.236, 321.255 and 32L345 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect STOP signs at one or more entrances to such intersections, and

WHEREAS: Sioux County, Iowa and the City of Sioux Center have concurrent jurisdiction over the intersection of 400th Street (B40/9th St SE) and Harrison Avenue (13th Avenue NE and SE) at the SE Corner Section 4, T95N, R45W (West Branch Twp) on the East Corporate Line (ECL) of Sioux Center, Iowa and the intersection does not have legally established STOP approaches to the east and west entrances to the intersection, and

WHEREAS: The City of Sioux Center, Iowa has requested that STOP signs be placed at the east and west entrances of the intersection of 400th Street (B40/9th St. SE) and Harrison Avenue (13th Avenue NE and SE) on the East Corporate limits (ECL) of Sioux Center, Iowa for the safety of the traveling public in the area of a newly constructed hospital complex and residential areas

NOW THEREFORE BE IT RESOLVED by the Sioux County Board of Supervisors and the City Council of Sioux Center, Iowa that designated STOP APPROACHES and "STOP" signs with advance warning signs be furnished and maintained by the City of Sioux Center, Iowa and be erected by Sioux County, Iowa at the following locations.

1. The east and west entrances to the intersection of 400th Street (B40/9th St. SE) and Harrison Avenue (13th Avenue NE and SE) at the SE Corner Section 4, T95N, R45W (West Branch Township) on the East Corporate Lines (ECL) of Sioux Center, Iowa.

Passed and Approved this 11th day of February, 2014

ATTEST: /s/ Lois Huitink
Sioux County Auditor

/s/ Mark Sybesma
Sioux County Board of Supervisors

ATTEST: /s/ Paul Clousing, City Manager
City of Sioux Center, Iowa

/s/Dennis Walstra, Mayor
City of Sioux Center, Iowa

- Informed the Board that a stop sign is needed at Ave L and 460th street
- Reported that a Motor Grader replacement document is being prepared, and will be sent out this week.

- Road Crews will blade as soon as the weather warms.
- Reported on the proposed Road Use Tax in the Iowa Legislature.
- Shane Walter, Sioux County Community Services Director informed the Board that he is working on making wording more precise in the Zoning Ordinance in regard to man-made ponds. Other modifications also need to be made to the Zoning Ordinance. When the ordinance is redone, the zoning map will need to be redrawn. Walter suggested that perhaps it would be best to do this in conjunction with changes involved with changing classifications for the Sioux County Regional Airport.

14-02-11 11 COMMITTEE REPORTS

- **Degen** – Attended a Conservation Board meeting at which the Sandy Hollow project was discussed. The Conservation Board will try to arrange a tour of the area for the Conservation Board and the Board of Supervisors.
- **Sybesma and Bloemendaal** – Attended a Sioux County Regional Airport meeting. Steps needed to proceed with providing funding are: 1) rezone Airport land designation to Industrial and designate the area as an Urban Renewal. Additional steps to be taken include closing the road and passing a tall structures ordinance.
- **Wright** – Reported that the state-wide Supervisors meeting was postponed to March 26, 2014.

14-02-11 12 Claims presented by the County Auditor were approved for payment

14-02-11 13 The Chairman adjourned the meeting at 11:55 a.m. until 9:00 a.m. Tuesday, February 18, 2014.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Lois Huitink
Sioux County Auditor