

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS

MEETING HELD ON JUNE 22, 1999

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:30 o'clock A.M. with Chairman Loren Bouma presiding. Members present were William Vander Maten, Vernon Beernink, Loren Bouma, Bernard L. Smith, and Stanley L. De Haan.

Committee reports were given this date.

Deanna McCord, Child Support Recovery Unit Supervisor, met with the Board this date to request approval and a Chairman's signature on a Chapter 28E Multi-County Cooperative Reimbursement Agreement for Child Support and Establishment of Paternity with the Iowa Department of Human Services for fiscal year 2000.

Motion by Beernink and supported by De Haan to approve and authorize the Chairman to sign a Chapter 28E Multi-County Cooperative Reimbursement Agreement for Child Support and Establishment of Paternity with the Iowa Department of Human Services for fiscal year 2000. Carried, unanimous in favor.

Mark Schouten, County Attorney; and Randy Waterman, County Deputy Sheriff, met with the Board this date to review the contents of a proposed county ordinance relating to a proposed Drug Paraphernalia Ordinance. Randy Waterman, County Deputy Sheriff, also showed the Board several drug samples and drug paraphernalia that have been confiscated.

The following persons were also in attendance for the aforementioned proposed Drug Paraphernalia Ordinance discussion:

Dann De Vries, Orange City Police Department
Mitch Miller, Rock Valley Police Department
Mike De Bruin, Hawarden Police Department
Judy Plendl, County Sheriff's Office

Motion by De Haan and supported by Smith to instruct Dennis Lange, County Auditor, to proceed with newspaper publications for public hearings to be held on a proposed county ordinance relating to Drug Paraphernalia. Carried, unanimous in favor.

Mark Schouten, County Attorney, reviewed and requested approval to accept a bid from Multimedia Telesys, Inc. in an amount of \$63,249.00 to provide a functioning video system in the Sioux County courtroom.

Motion by Beernink and supported by Vander Maten to approve and authorize Mark Schouten, County Attorney, to sign a contract addendum with Multimedia Telesys, Inc. in an amount of \$63,249.00 to provide a functioning video system in the Sioux County courtroom. Carried, unanimous in favor.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign the following Custodial Staff Authorization Resolution:

RESOLUTION NO. 99-17

WHEREAS, the County Auditor has general custody and control of the Court House, subject to the direction of the County Board of Supervisors according to Section 331.502(1), 1999 Iowa Code;

WHEREAS, the primary function of custodial staff is to clean and maintain the Court House and other designated county buildings, maintain the grounds and perform other duties as assigned, and cooperate with all other employees and elected officials;

WHEREAS, the County Board of Supervisors has not delegated to the County Auditor specific authority over the Court House custodial staff;

WHEREAS, the County Board of Supervisors wishes to address that issue at this time;

THEREFORE, BE IT RESOLVED that the County Auditor is given authority and control over the custodial staff in the Court House including but not limited to the following areas:

- 1) Authority to determine the work schedule and number of hours to be worked by each member of the custodial staff.
- 2) Authority to authorize or not authorize overtime hours for members of the custodial staff.
- 3) Authority to employ additional custodial help as necessary.
- 4) Authority to discipline and terminate employment of custodial staff members.

BE IT FURTHER RESOLVED that all custodial staff shall cooperate with all elected and appointed county officers in the performance of their respective duties.

Adopted and signed this 22nd day of June, 1999.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

The Board discussed the issue of awarding compensatory time off versus monetary overtime compensation for certain non-exempt county employees.

The initial consensus of the Board was to allow certain non-exempt county employees to accrue compensatory time off in a payroll period that should be used in the following payroll period. If compensatory time cannot be used in the following payroll period, monetary overtime compensation must be paid to the non-exempt county employee. Compensatory time off and monetary overtime compensation should be granted on a limited basis. A final decision on the compensatory time off versus monetary over-time compensation for certain non-exempt county employees will be made at the next meeting to be held on July 6, 1999.

Be it remembered on this 22nd day of June, 1999, that the Board of Supervisors

of Sioux County, Iowa, met in session for the purpose of amending the current operating budget adopted on March 10, 1998. There was present a quorum as required by law. Thereupon, the Board of Supervisors found that a notice of time and place of hearing had been published during the week of June 7, 1999, and that affidavits of publication thereupon were on file with the County Auditor according to law. Thereafter and on said day, the amendment was taken up and considered and taxpayers heard for and against said amendments as follows:

Jim Schwiesow, County Sheriff, was present to explain the rationale for the proposed budget increase for the County Sheriff Department.

No one appeared at this public hearing to object to the proposed service area amendments and no statements were received in writing.

Thereafter and after hearing all taxpayers to be heard, the Board took up the amendment to the budget for final consideration.

The Chairman closed the hearing.

Motion by Smith and supported by Beernink to approve the following Service Area Amendment to the fiscal year 1999 County Budget:

(EXHIBIT)

I hereby certify the above to be a true and correct copy of the proceedings of the Sioux County Board of Supervisors relating to the consideration of amendments to the budget adopted on March 10, 1998.

/s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith Yes; and De Haan, Yes. Carried, unanimous in favor.

Motion by Beernink and supported by Smith to approve and authorize the Chairman to sign the following Department Appropriation and Amendment Resolution for fiscal year 1999:

RESOLUTION NO. 99-18

WHEREAS, it is unlawful for a department head to authorize the expenditure of a sum for a department larger than the amount which has been appropriated for that department by the Board; and

WHEREAS, proposed expenditures for the County Sheriff will cause this department to exceed the amount budgeted for fiscal year 1999; and

WHEREAS, it is deemed necessary to increase the appropriations for the County Sheriff's Department to not be in violation of Section 331.437, 1999 Iowa Code; and

WHEREAS, a Service Area Amendment hearing was held on June 22, 1999 to increase the Public Safety Area an additional \$50,000.00;

THEREFORE, BE IT RESOLVED by the Board of Supervisors that the appropriation for the County Sheriff Department be increased from \$1,101,120 to \$1,151,120.

The above and foregoing resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on June 22, 1999.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

Mark Dunlop, County Emergency Management Services Director and Zoning Administrator, met with the Board this date to request that David Duistermars, Orange City, be appointed to serve on the County Zoning Board of Adjustment for an unexpired term ending December 31, 2001.

Motion by De Haan and supported by Vander Maten to appoint David Duistermars, Orange City, to serve on the County Zoning Board of Adjustment for an unexpired term ending December 31, 2001. Carried, unanimous in favor.

Pam Neenan, Project Director for Hungry Canyons Alliance, met with the Board this date to report on the duties of the Loess Hills Development and Conservation Authority pertaining to the Hungry Canyons Alliance and the newly established Loess Hill Alliance, and reviewed a Hungry Canyons Alliance project report for 1999. She requested the Board to make appointments to the Board of Directors for the Hungry

Canyons Alliance and the newly established Loess Hills Alliance and consider making a contribution of \$2,500.00 to the organization. The Board will make the requested appointments and decide whether to contribute an amount of \$2,500.00 to the organization at the next meeting to be held on July 6, 1999.

Robert Hagey, County Treasurer, reported on the results of the annual tax sale held on June 21, 1999. He reported that Sioux County offered for sale liens on 109 parcels of real estate and 8 mobile homes in a total amount of \$38,923.98 in unpaid taxes. Private bidders purchased the liens on 106 parcels of real estate in a total of \$37,377.98. Sioux County bid at the public bidder sale for 3 mobile homes in a total amount of \$537.00.

Robert Hagey, County Treasurer, also requested the Board to refund an amount of \$677.03 to Donald E. and Laura Konkle-King, Sioux Center, for the reimbursement of homestead tax exemptions not received for 1993 through 1997 assessment years. A timely homestead tax exemption was completed on July 1, 1992.

Motion by Beernink and supported by De Haan to approve a refund in an amount of \$677.03 to Donald E. and Laura Konkle-King, Sioux Center, for the reimbursement of homestead tax exemptions not received for 1993 through 1997 assessment years.

Carried, unanimous in favor.

Dennis Sassman, County Community Services Director; and Mark Zeller, Decategorization Coordinator, met with the Board this date to request approval and a Chairman's signature on an agreement with the Iowa Department of Human Services naming Sioux County as the fiscal agent for the administration of payroll and benefits for Mark Zeller, Decategorization Coordinator.

Motion by De Haan and supported by Vander Maten to approve and authorize the Chairman to sign an agreement with the Iowa Department of Human Services naming Sioux County as the fiscal agent for the administration of payroll and benefits for Mark Zeller, Decategorization Coordinator. Carried, unanimous in favor.

Shane Walter, County Central Point of Coordination Administrator, met with the Board this date to request approval and a Chairman's signature on a Services Agreement between Osceola County and Hope Haven, Inc., the provider of mental health services for a Sioux County resident in Osceola County. Sioux County is the county of legal settlement.

The Board approved and authorized the Chairman to a Services Agreement between Osceola County and Hope Haven, Inc., the provider of mental health services for a Sioux County resident in Osceola County.

As this was the date and 11:00 o'clock A.M. the time set for consideration and hearing on proposed County Ordinance No. 13 relating to the purchase of Tax Sale Certificates on parcels with delinquent taxes, said hearing was held after the Board was informed that notice had been published according to law. No comments were received or presented orally against said change.

The Chairman closed the hearing.

Motion by Vander Maten and supported by De Haan to approve the First Consideration of proposed County Ordinance No. 13 relating to the purchase of Tax Sale Certificates on parcels with delinquent taxes, and to proceed with the second and final hearing scheduled for 10:00 o'clock A.M. on July 6, 1999. Carried, unanimous in favor.

Doug Julius, County Engineer, met with the Board this date to review the miles of

public roads in Iowa by surface type. He also reported on the following results of a letting held by the Iowa Department of Transportation for Project No. BROS-84(66)--F-84:

<u>Company</u>	<u>Amount</u>
Graves Construction Co., Inc.	\$155,824.16
Godbersen-Smith Construction Co.	173,846.10
Dixon Construction Co.	174,708.90

Doug Julius, County Engineer, opened the following bids for the purchase of 1 dump box:

<u>Company</u>	<u>Amount</u>	<u>Alternate - Aluminum</u>
Highway Truck Equipment, Fort Dodge	\$17,244.00	\$25,091.00
Drake Equipment, Inc., Sioux Falls, SD	14,364.00	19,995.00
Steffen, Sioux City	16,167.00	N/A
Northern Truck Equipment Corp., Sioux Falls, SD	15,956.00	21,991.00

Motion by De Haan and supported by Vander Maten to accept the low alternate bid from Drake Equipment, Inc., Sioux Falls, SD, in an amount of \$19,995.00 for the purchase of an aluminum dump box. Carried, unanimous in favor.

Steven Bentele, representative for Northern Truck Equipment Company, Sioux Falls, South Dakota, was present for the aforementioned dump box letting.

Motion by De Haan and supported by Vander Maten to approve and authorize the Chairman to sign the following documents:

Permit Agreement with Lyle Mars, Alton, for road right-of-way crossings in Sections 11 and 14 of Holland Township.

Permit Agreement with Heartland Telecom of IA for a road right-of-way crossing in Section 31 of Lincoln.

Permit Agreement with Heartland Telecom of IA for road right-of-way crossings in Sections 5 and 31 of Sheridan Township.

Permit Agreement with Southern Sioux County Rural Water for a road right-of-way crossing in Section 29 of Washington Township.

Contracts and Contractor's Bonds with Graves Construction Company, Inc., Melvin, in an amount of \$155,824.16 for Project No. BROS-84(66)--5F-84.

Carried, unanimous in favor.

Motion by Smith and supported by Beernink to approve and authorize the Chairman to sign the following Interfund Operating Transfer Resolution:

RESOLUTION NO. 99-19

WHEREAS, it is desired to make the following interfund operating transfers:

\$45,000 from Revenue Sharing Fund to General Basic Fund

\$788,339 from Rural Basic Fund to Secondary Road Fund;

WHEREAS, said operating transfers are made in accordance with Section 331.432, 1999 Iowa Code;

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

Section 1. The following interfund operating transfers are to be made effective June 22, 1999:

\$45,000 from Revenue Sharing Fund to General Basic Fund

\$788,339 from Rural Basic Fund to Secondary Road Fund;

Section 2. The County Auditor is directed to correct his books accordingly and to notify the County Treasurer of these interfund operating transfers, accompanied with a copy of this resolution and the record of its adoption.

Signed and adopted this 22nd day of June, 1999.

/s/ Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Vander Maten, Yes; Beernink, Yes; Bouma, Yes; Smith, Yes; and De Haan, Yes. Carried, unanimous in favor.

The Board approved payment of claims as presented by the County Auditor from all departments this date.

The Chairman adjourned the meeting until July 6, 1999.

Loren Bouma, Chairman

Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor