

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON AUGUST 24, 2010

10-08 24 1 The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 o'clock a.m. with Chairman Mark Sybesma presiding. Members present were Al Bloemendaal, John Degen, Arlyn Kleinwolterink and Dennis Wright.

10-08 24 2 Minutes of the meeting held on August 10, 2010, were submitted and the Chairman declared them approved.

10-08 24 3 Anita Van Bruggen, Sioux County Recorder presented the Recorder's FY2010 Annual Report. Van Bruggen noted that boat renewals are due every three years. Snowmobile license renewals are done annually. The report was received for information.

10-08 24 4 Addition to the Agenda: Dave Tingle and Dan Cain requested that the Board listen to a request for tax abatement for an Assisted Living Facility (Bee Hive) in Hawarden. The Chairman agreed, on behalf of the Board, to listen to this request. Tingle would like to sell the facility to Dan and Jan Cain. Tingle requested that the Board consider an abatement of taxes on the property in order to obtain a clear title for the sale. Tingle stated that currently there is about a year of back taxes on the property. The Chairman responded that there is value that has been received by the owner and that Sioux County is not in the business of subsidizing private enterprise. Cain stated that they need to purchase the facility at a price that would enable them to remodel and update the facility. The Chairman noted that to ask taxpayers to subsidize this project would not be an appropriate use of tax dollars. He also stated that abatement not only affects County income, but also negatively affects the City of Hawarden and West Sioux School District. Appreciation was expressed to the gentlemen for bringing this matter to the Board's attention.

10-08 24 5 Coleman McAllister, Sioux County Attorney

- Reported that the litigation involving a dump site owned by Allen Kramer is getting close to culmination. The judge will hear the case next week and then render a decision in the matter.
- Updated the Board regarding litigation that is now in federal court involving price fixing by an area cement company. Interim council has been appointed by the judge in this case. After being given approval as a class action suit, the case will be opened to claims from private citizens.

10-08 24 6 Dan Altena, Sioux County Sheriff appeared before the Board to recommend the appointment of Charlie Zommermand as a part time deputy. Zommermand currently works part time as a deputy in Plymouth County. Altena noted that Zommermand scored well on the civil service test and would be continuing education to become a certified law enforcement officer. Motion by Bloemendaal and supported by Kleinwolterink to approve the appointment of Charlie Zommermand to the position of part time deputy in Sioux County. Motion carried, unanimous in favor. In attendance for this discussion was Chief Deputy, Jason Bergsma.

10-08 24 7 Motion by Wright and supported by Degen to approve and authorize the Chairman to sign a letter of support and funding in the amount of \$17,148.00 for Northwest Iowa Regional Housing Trust Fund. Motion carried, unanimous in favor.

10-08 24 8 An application for annexation has been submitted to the City of Hull by the Hull Industrial Development Corporation. Four parcels on the northeast edge of Hull will be involved if this annexation is approved. An assisted living facility is being built near the area proposed for annexation so additional city property is needed. Received for information.

10-08 24 9 Degen requested that the Board approve the appointment of Stacy Kramer to the positions of Buncombe Township Clerk and West Sioux Benefited Fire District Trustee. A vacancy occurred in the position of Buncombe Township Clerk due to the recent death of Mary Ann Hodoway. Motion by Degen and supported by Kleinwolterink to approve the appointment of Stacy Kramer to the position of Buncombe Township Clerk and West Sioux Benefited Fire District Trustee. Motion carried, unanimous in favor.

10-08 24 10 Lois Huitink, Sioux County Auditor reported that the balance in the Partial Self Funded Insurance Fund was \$305,183.66 at the end of June 2010. This balance represents a savings in insurance premiums over the past 6 years. Health insurance has been purchased with a high deductible. The difference between the premium for high deductible policy and a low deductible policy is set aside in the Partial Self Funded Insurance Fund. Employees who need to use their deductible are then subsidized by this fund. The Board will continue to monitor the fund's balance to determine the appropriate level needed to fully fund any potential claims that might be incurred.

10-08 24 11 As this was the time and 10:00 a.m. the time set for a Public Hearing for Sioux County Nuisance Ordinance the Chairman opened said hearing. Shane Walter, Sioux County Community Services Director stated that the proposed Nuisance Ordinance deals primarily with eyesore, pest infestation and public health issues. As written, the ordinance would apply only to the unincorporated areas of Sioux County. Walter was instructed to inform cities in the County that this ordinance is being considered and inquire about their interest in participating in the ordinance, making it apply to the entire County. Cities will be invited to attend the final reading of the ordinance at the meeting held on August 31, 2010. Altena commented that consistency is of utmost importance in enforcing the Nuisance Ordinance. Chairman closed the public hearing.

10-08 24 12 Gary A. Stephenson requested that the Board accept a 1934 lithograph of the United States Constitution for display in Courthouse. Stephenson's goal is to have a lithograph of the Constitution displayed in every Courthouse in the State of Iowa. The Building Committee will review this request.

10-08 24 13 Harvey Wiltsey, Labor Negotiator met with the Board to discuss labor negotiations for FY 2011/2012. Fees for his services would be \$12,600 for the first year of a negotiated contract. If a multi-year contract is negotiated an hourly fee of \$150.00 would be charged for work in the additional years of the contract. Motion by Wright and supported by Bloemendaal to sign a contract with Harvey Wiltsey beginning on September 1, 2010. Motion carried, unanimous in favor.

10-08 24 14 Doug Julius, Sioux County Engineer

- Permit Agreements

- 1) Premier Communications – Replace telephone cable in the Right of Way in Section 12 of Center Township.
- 2) Premier Communications – Replace telephone cable in the Right of Way in Sections 33 and 34 of Plato Township.

Motion by Degen and supported by Kleinwolterink to allow Premier Communications to replace telephone cable in Center and Plato Townships. Motion carried, unanimous in favor.

- Motion by Bloemendaal and supported by Wright to approve and authorize the Chairman to sign a certification of Completion of Work and Final Acceptance for Project Numbers: L-2-07—73-84-PAV , FM-CO84(128)—55-85, FM-CO84(129)—55-84 and ESFM-CO84(130)—55-84. Motion carried, unanimous in favor
- Requested the Chairman's signature on an IDOT Tabulation of Testing Costs for Project ESFM-CO84 (130)5S-84. Motion by Kleinwolterink and supported by Degen to approve and authorize the Chairman to sign the aforementioned Materials Inspection Cost form. Motion carried, unanimous in favor.
- Reported that snow removal last winter required District Foremen and the Maintenance Superintendent to put in many additional hours. Julius proposes to reward these workers by paying them for additional hours worked during snow removal. Overtime for snow removal by maintenance secondary road workers were studied, and it was determined that approximately 27 additional hours on average were worked by the Foremen and Maintenance Superintendent. Motion by Bloemendaal and supported by Wright to authorize the County Engineer to submit claims in the amount of \$1,000.00 for payment to the Secondary Road District Foremen and the District Superintendent in consideration of a job well done during the winter of 2009/2010. Motion passed four in favor and one opposed.
- Updated the Board on ongoing construction projects. L22 north of Hospers will be open this week. Within a week to ten days all construction projects planned for this year will be completed.
- Read a letter from Dallas Heubner that he does not wish to farm 150 acres owned by Sioux County near Chatsworth next crop year.
- Reported that K-52 south of Hull needs to have patching done. A contract will be let in the near future.

10-08 24 15 COMMITTEE REPORTS

- **Wright** –Attended a YES Board Meeting. Fifteen juveniles are being served at this time, so all beds are full.
- **Sybesma** – Attended a state wide supervisor meeting.
- **Degen** – a) reported on the Conservation Board's 50th anniversary celebration. b) Noted that Nate Huizenga, Sioux County Emergency Management Director is organizing a small group meeting to review emergency management and disaster recovery procedures.
- **Bloemendaal** – a) Reported on a RIDES meeting at Spencer. RIDES is researching providing transportation from the Sioux County cities to attend the Spencer fair next year. b) Went on the train ride that promoted railroad safety. Since this promotion began, accidents at railroad crossings have been decreased.

10-08 24 16 Motion by Degen and supported Kleinwolterink to accept for information an Iowa Department of Public Health Compliance Report. The report states that Community Health Partners of Sioux County demonstrates uniform application of policies into practice in order to assure the qualified delivery of public health and home care services to residents in Sioux County. Motion carried, unanimous in favor.

10-08 24 17 Claims as submitted by the County Auditor were approved.

10-08 24 18 The Chairman adjourned the meeting at 11:50 a.m. until 9:00 a.m. Tuesday, August 31, 2010.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Lois Huitink
Sioux County Auditor