

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON NOVEMBER 20, 2001

The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:30 o'clock p.m. with Chairman Loren Bouma presiding. Members present were Mark Sybesma, Loren Bouma, Bernard L. Smith and Stanley L. De Haan. Member Vernon Beernink was absent.

Minutes of November 13, 2001 were read and on motion and vote stand approved as read.

Committee reports were given this date.

Mark Schouten, County Attorney, met with the Board this date to review the Iowa Judicial Council's initial concept for restructuring the court system by establishing court service areas and redistricting. In the initial concept, the counties of Lyon, Sioux and Plymouth would constitute one court service area with Sioux County being the headquarters county. The Judicial Council is seeking public comment on the plan, which reduces the number of Iowa's judicial districts from eight to five, and reorganize court services into 28 court service areas.

Mark Schouten, County Attorney, also reported that Leesa McNeil, 3rd Judicial District Court Administrator, will be at the Sioux County Court House on December 3 at 1:00 o'clock p.m. to conduct an assessment of available space in the Court House to accommodate an additional courtroom and court offices.

Dennis Sassman, County Community Services Director and Area Administrator for the Iowa Department of Human Services, met with the Board this date to report that employees from surrounding counties may need to be provided office space in the Sioux County Department of Human Services building as part of the Iowa Department of Human Services restructuring plan. He also reported that 4 county clusters will now become 15 county clusters effective January, 2001.

Dennis Sassman, County Community Services Director and Area Administrator for the Iowa Department of Human Services, also reported on the expenses for utilities and legal assistance under the Emergency Assistance Program and County General Relief Ordinance.

Shane Walter, County Mental Health Services Administrator, met with the Board this date to report on the empowerment board meeting held on November 19. He stated that Nola Aalberts will perform duties relating to empowerment, decategorization and juvenile justice. He also reported that a county comprehensive substance abuse policy needs to be developed and implemented.

As this was the date and 10:15 o'clock a.m. the time set for consideration and hearing on proposed County Ordinance No. 16 establishing county voting precincts, 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 ordinance.

The Chairman closed the hearing.

Motion by Sybesma and supported by De Haan to approve the first consideration of proposed precinct ordinance, waive the second and final considerations due to time constraints for filing precinct plans with the Iowa Secretary of State's office; authorize the Chairman to sign the following ordinance; and to instruct the County Auditor to proceed with the publication of said ordinance as follows:

COUNTY ORDINANCE NO. 16

AN ORDINANCE ESTABLISHING VOTING PRECINCTS FOR SIOUX COUNTY, IOWA.

BE IT ORDAINED by the Board of Supervisors of Sioux County, Iowa, that Sioux County Ordinance Number 15 is hereby repealed in its entirety and the following be substituted in its place:

SECTION 1. PURPOSE. The purpose of this ordinance is to establish voting precincts for Sioux County, Iowa as a result of the 2000 federal decennial census per Section 49.4, Code of Iowa.

SECTION 2. DEFINITIONS. For use in this ordinance, the following terms or words shall be interpreted or defined as follows:

1. "Voting Precinct" or "Precinct" shall mean a county or municipal subdivision for casting and counting votes in elections.
2. "Township" shall mean a civil and political subdivision of the county, six miles on each side.

SECTION 3. GENERAL PROVISIONS. Precincts established as provided by Section 49(4), Code of Iowa, shall be used for all elections, except where temporary merger of established precincts is specifically permitted by law for certain elections and no political subdivision shall concurrently maintain different sets of precincts for use in different types of elections.

- a. No precinct shall have a total population in excess of three thousand five hundred, as shown by the most recent federal decennial census.
- b. Each precinct is contained wholly within an existing legislative district.
- c. Precincts shall be composed of contiguous territory within a single county. The boundaries of all precincts shall follow the boundaries of areas for which official population figures are available from the most recent federal decennial census.
- d. All election districts shall be drawn to standards of Chapter 49.

SECTION 4. BOUNDARIES OF VOTING PRECINCTS.

- | | |
|---|---|
| 1. Alton, Nassau Precinct
Population – 1,447 | City of Alton and Nassau Township |
| 2. Capel Precinct
Population – 483 | Capel Township |
| 3. Eagle, Center Precinct
Population – 676 | Eagle and Center Townships |
| 4. East Orange Precinct
Population – 599 | City of Granville and East Orange Township |
| 5. Floyd, Lynn Precinct
Population – 1,469 | Floyd and Lynn Townships |
| 6. Grant Precinct

Population – 532 | Cities of Matlock and Sheldon; and Grant Township |
| 7. Hawarden, Buncombe, Logan, Washington Precinct

Population – 2,962 | Cities of Chatsworth and Hawarden; and Buncombe, Logan and Washington Townships |
| 8. Holland Precinct
Population - 561 | Holland Township |
| 9. Lincoln Precinct
Population – 2,495 | City of Hull and Lincoln Township |

- | | |
|--|--|
| <p>10. Orange City No.1
Population – 2,501</p> | <p>Orange City No. 1 (Described in City of Orange City Ordinance)</p> |
| <p>11. Orange City No. 2 Precinct
Population – 3,081</p> | <p>Orange City No. 2 (Described in City of Orange City Ordinance)</p> |
| <p>12. Plato, Garfield, Settlers, Sioux (S1/2) Precinct

Population –1,135</p> | <p>Plato, Garfield and Settlers Townships; and south ½ of Sioux Township (Commencing at the intersection of Cherry and 300th Street, thence due east a distance of 6 miles to the intersection of Dove and 300th Street, thence due south a distance of 3 miles to the intersection of Dove and 330th Street, thence due west a distance of 6 miles to the intersection of Cherry and 330th Street, thence due north a distance of 3 miles to the point of beginning).</p> |
| <p>13. Reading Precinct
Population – 862</p> | <p>City of Ireton and Reading Township</p> |
| <p>14. Rock, Sioux (N1/2) Precinct

Population – 1,046</p> | <p>Rock Township; and north ½ of Sioux Township (Commencing at the intersection of Cherry and 270th Street, thence due east a distance of 6 miles to the intersection of Dove and 270th Street, thence due south a distance of 3 miles to the intersection of Dove and 300th Street, thence due west a distance of 6 miles to the intersection of Cherry and 300th Street, thence due north a distance of 3 miles to the point of beginning).</p> |
| <p>15. Rock Valley Precinct
Population – 2,702</p> | <p>City of Rock Valley</p> |
| <p>16. Sheridan Precinct
Population – 1,107</p> | <p>City of Boyden and Sheridan Township</p> |
| <p>17. Sherman Precinct
Population – 618</p> | <p>City of Maurice and Sherman Township</p> |
| <p>18. Sioux Center No.1, West Branch (N1/2) Precinct</p> | <p>Sioux Center #1 (Described in City of Sioux Center Ordinance); and West Branch (Sections 1-18) (Commencing at the intersection of Gold finch and 390th Street, thence due east a distance of 6 miles to the intersection of Indian and 390th Street, thence due south a distance of 3 miles to</p> |

the intersection of Indian and 420th Street, thence due west a distance of 6 miles to the intersection of Goldfinch and 420th Street, thence due north 3 miles to the point of beginning).

Population – 3,052
19. Sioux Center No. 2 Precinct
Population – 3,309

Sioux Center #2 (See City of Sioux Center Ordinance

20. Welcome Precinct
Population – 694

Welcome Township

21. West Branch (S1/2) Precinct

West Branch (Sections 19-36) (Commencing at the intersection of Goldfinch and 420th St., thence due east a distance of 6 miles to the intersection of Indian and 420th Street, thence south a distance of 3 miles to the intersection of Indian and 450th Street, thence due west a distance of 6 miles to the intersection of Goldfinch and 450th Street, thence due north 3 miles to the point of beginning).

Population – 258

SECTION 5. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 7. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as required by law.

Adopted and signed this 20th day of November, 2001.

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

ATTEST: /s/ Dennis Lange
Sioux County Auditor

Roll Call on Vote: Sysbesma, Yes; Beernink, Absent; Bouma, Yes; Smith, Yes; and De Haan, Yes.

Carried, unanimous in favor with one member absent.

As this was the date and 10:30 o'clock a.m. the time set for a public hearing for Sioux County, in conjunction with Lyon County and the City of Larchwood, on plans to submit a Community Development Block Grant application for \$916,000.00 to the Iowa Department of Economic Development by December 6, 2001, 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 proposal.

The following persons were in attendance for the aforementioned hearing and in favor of submitting the proposed application to the Iowa Department of Economic Development:

Jerry Cook, Manager for Southern Sioux County Rural Water System
Steven Hallgren and Curt Sullivan, Planners for Northwest Iowa Planning and Development Commission
Gary Patton, Engineer for DeWild Grant Reckert and Associates Company

Curt Sullivan, Planner for Northwest Iowa Planning and Development Commission, read a required prepared citizen participation plan statement as follows:

The need for the project was identified by the county to provide its residents with a higher quality source of potable water.

The funding for the project will be comprised of \$916,000 in CDBG assistance and \$969,000 in local funds contributed by USDA/rural development. This project includes the addition of scattered rural users in portions of rural Lyon and Sioux Counties to the Lyon Sioux Rural Water System and the connection of the City of Larchwood to the Rural Water System as well. The portion of the funding that specifically relates to the city is \$250,000 CDBG and \$417,500 local-USDA/RD funding, and the portion that relates to the connection of scattered rural users in Lyon and Sioux Counties is \$666,000 CDBG and \$551,500 local – USDA/RD funding.

Application for CDBG funding will be submitted to the Iowa Department of Economic Development by December 6, 2001. The amount of funding to be requested from the CDBG program is \$916,000 total for the project - \$250,000 for Larchwood.

At least 59% of the CDBG funding will benefit persons of low to moderate income. That portion of the CDBG funding (based on the total project) that will benefit low to moderate income persons is \$540,440.

The recommended project will be located within the corporate limits of the City of Larchwood and in rural Lyon and Sioux Counties.

No persons or businesses shall be displaced as a result of the recommended project.

In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

The nature of the project is the connection of the city and the addition of scattered rural users of Lyon and Sioux Counties to the Lyon Sioux Rural Water System, and to primarily benefit low to moderate income persons.

The Chairman closed the public hearing.

Motion by Sybesma and supported by Smith to approve the submission of a Lyon/Sioux Rural Water System Community Development Block Grant application to the Iowa Department of Economic Development. Carried, unanimous in favor with one member absent.

Motion by Sybesma and supported by De Haan to approve a Community Development and Housing Needs Assessment for the Lyon/Sioux Rural Water System Community Development Block Grant Application. Carried, unanimous in favor with one member absent.

Motion by Sybesma and supported by De Haan to approve and authorize the Chairman to sign an Applicant/Recipient and Financial Disclosure Report for the Lyon/Sioux Rural Water System Community Development Block Grant Application. Carried, unanimous in favor with one member absent.

Motion by Smith and supported by De Haan to approve and authorize the Chairman to sign the Federal Assurances page of the Lyon/Sioux Rural Water System Community Development Block Grant Application. Carried, unanimous in favor with one member absent.

The Board acknowledged receipt of and reviewed Requests for Proposal from the following financial consultants to provide financial advisory services with the issuance of general obligation bonds in connection with the County Public Safety Center Project:

Larry Burger
Speer Financial, Inc.
531 Commercial Street, Suite 608
Waterloo, IA 50701

Tony Roetlin
Springsted Incorporated
100 Court Avenue, Suite 204
Des Moines, IA 50309

Dave Dirks
Evensen Dodge Inc.
100 Court Avenue, Suite 205
Des Moines, IA 50309

Rex Ramsay
Piper Jaffrey Inc.
700 Walnut Street, Suite 1300
Des Moines, IA 50309

Dan Zomermaand
Ruan Securities Corporation
604 Locust Street, Suite 317
Des Moines, IA 50309

Mark Sybesma, County Supervisor, reported on the range of quotes from the 5 financial consultant companies that filed requests for proposal.

The consensus of the Board was to further review the Requests for Proposal from the 5 financial companies on December 4 at 11:00 o'clock a.m. before making a final decision.

Robert Klocke, Executive Director of County Conservation Board; Gordon Pottebaum and John Degen, members of the County Conservation Board; and Dan Harskamp, representative for Sioux County Sportsmen's Club, met with the Board this date to request approval to deposit wetland mitigation monies in an amount of \$6,000.00 in the County Conservation Reserve Account for future

capital improvement plans. They also requested approval to submit an application for Wildlife Habitat Stamp monies to the Iowa Department of Natural Resources to assist with the purchase of approximately 51.5 acres of real estate from John Groeneweg, Bob Groeneweg and Dennis Groeneweg of Rock Valley. The other monies would come from the Sioux County Sportmen's Club.

Motion by Sysbesma and supported by De Haan to approve the purchase of approximately 51.5 acres of real estate from John Groeneweg, Bob Groeneweg and Dennis Groeneweg of Rock Valley contingent upon receipt of sufficient Wildlife Habitat Stamp monies from the Iowa Department of Natural Resources and monies from the Sioux County Sportmen's Club to purchase said property. Carried, unanimous in favor with one member absent.

Doug Julius, County Engineer, met with the Board this date to request approval and a Chairman's signature on a Certification as to Completion of Work and Final Acceptance by Board of Supervisors with Graves Construction Company, Inc. of Melvin for Project No. BROS-CO84(60)--8J-84 in an amount of \$323,419.12

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

The Chairman adjourned the meeting until Tuesday, November 27, 2001.

Loren Bouma, Chairman
Sioux County Board of Supervisors

ATTEST: Dennis Lange
Sioux County Auditor