

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON NOVEMBER 10, 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 Jerry Muilenburg, Carl Vande Weerd, Al Bloemendaal, Mark Sybesma, and John Degen.
- 2) Minutes of the meeting held on October 27, 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 November 10, 2020. Motion carried unanimously.
- 4) Kalyn Decker, Sioux County Elections Administrator, reported on the results of the General Election held on Tuesday, November 3, 2020. Decker reported that voter turnout was 83.19% in Sioux County.

Motion by Sybesma and supported by Degen to approve the canvass of the General Election returns including special and late absentee ballots that were received and properly postmarked after the polls closed in accordance with Section 53.17, Code of Iowa, showing the following election returns in Sioux County. Motion carried unanimously.

Sioux County Auditor, Ryan Dokter, administered the oath of office for County Treasurer, Dan Zomermaand, as this office was on the ballot to fill a vacancy.

U.S. President and Vice President

Joseph R. Biden Kamala D. Harris	DEM	3,019
Donald J. Trump Michael R. Pence	REP	15,680
Roque Rocky De La Fuente Darcy G. Richardson	ALL	9
Don Blankenship William Alan Mohr	CON	21
Ricki Sue King Dayna R. Chandler	GKH	5
Howie Hawkins Angela Nicole Walker	GRN	23
Jo Jorgensen Jeremy Cohen	LIB	170
Brock Pierce Karla Ballard		2
Kanye West Michelle Tidball		27
Scattering		95

U.S. Senator

Theresa Greenfield	DEM	2,828
Joni Ernst	REP	15,785
Rick Stewart	LIB	192
Suzanne Herzog		81
Scattering		9

U.S. Representative, Dist. 4

J.D. Scholten	DEM	2,756
Randy Feenstra	REP	16,017
Scattering		53

State Senator, Dist. 02

Jeff Taylor	REP	15,555
Scattering		111

State Representative, Dist. 003			
Dennis J. Bush		REP	1,422
Scattering			13
State Representative, Dist. 004			
Bjorn Johnson		DEM	2,870
Skyler Wheeler		REP	13,149
Scattering			43
County Supervisor, Dist. 1			
John Degen	REP	2,923	Elected
Scattering		13	
County Supervisor, Dist. 3			
Al Bloemendaal	REP	3,237	Elected
Scattering		20	
County Supervisor, Dist. 4			
Mark Sybesma	REP	3,279	Elected
Scattering		30	
County Auditor			
Ryan Dokter	REP	15,973	Elected
Scattering		48	
County Sheriff			
Dan Altena	REP	12,707	Elected
Bruce Jacobsma (Write-In)		3,839	
Scattering		156	
County Treasurer To Fill Vacancy			
Dan Zomermaand	REP	15,954	Elected
Scattering		46	
Soil and Water Conservation Dist. Commissioner			
John J. Kooiker		11,454	Elected
Howard Hulshof		10,903	Elected
Vance Shoemaker		9,867	Elected
Scattering		79	
County Agricultural Extension			
Mark Pottebaum		11,413	Elected
Bertha Lammers		9,540	Elected
Cathy Punt		9,879	Elected
Bruce Schafer		10,235	Elected
Scattering		61	
Retain Supreme Court Justice Thomas Waterman		<u>YES</u>	<u>NO</u>
		10,742	1,429
Retain Supreme Court Justice Susan Kay Christensen		<u>YES</u>	<u>NO</u>
		10,501	1,550
Retain Supreme Court Justice Edward Mansfield		<u>YES</u>	<u>NO</u>
		10,350	1,584
Retain Supreme Court Justice Christopher McDonald		<u>YES</u>	<u>NO</u>

	10,295	1,562
Retain Court of Appeals Judge Sharon Soorholtz Greer	<u>YES</u> 9,832	<u>NO</u> 1,388
Retain Court of Appeals Judge Thomas N. Bower	<u>YES</u> 9,865	<u>NO</u> 1,340
Retain Court of Appeals Judge David May	<u>YES</u> 9,841	<u>NO</u> 1,306
Retain Court of Appeals Judge Julie A. Schumacher	<u>YES</u> 10,116	<u>NO</u> 1,206
Retain Dist. 3B Court Judge Zachary S. Hindman	<u>YES</u> 9,842	<u>NO</u> 1,230
Retain Dist. 3B Court Judge Duane E. Hoffmeyer	<u>YES</u> 9,523	<u>NO</u> 1,896
Retain Dist. 3B Court Judge Tod J. Deck	<u>YES</u> 9,652	<u>NO</u> 1,346
Retain Dist. 3B Associate Judge John C. Nelson	<u>YES</u> 9,359	<u>NO</u> 1,745
Retain Dist. 3B Associate Judge Daniel P. Vakulskas	<u>YES</u> 9,613	<u>NO</u> 1,399
Retain Dist. 3B Associate Judge Mark C. Cord III	<u>YES</u> 9,475	<u>NO</u> 1,390
Public Measure 1	<u>YES</u> 3,055	<u>NO</u> 11,113

- 5) Ryan Dokter, Sioux County Auditor, presented the following resolution authorizing the redemption of outstanding urban renewal revenue capital loan notes, series 2017, of Sioux County for the refinancing of the Sioux County Regional Airport revenue bond. Motion by Bloemendaal and supported by Vande Weerd to approve the resolution as presented. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

2020-56

RESOLUTION AUTHORIZING THE REDEMPTION OF
OUTSTANDING URBAN RENEWAL REVENUE CAPITAL LOAN
NOTES, SERIES 2017, OF SIOUX COUNTY, STATE OF IOWA,
DATED MARCH 15, 2017, AND DIRECTING NOTICE BE GIVEN

WHEREAS, the County did by resolution dated February 28, 2017, authorize the issuance of \$4,850,000 Urban Renewal Revenue Capital Loan Notes, Series 2017, (the "Notes") dated March 15, 2017; and

WHEREAS, the Notes are redeemable on any date upon giving notice in the manner provided in the resolution authorizing the issuance of the Notes; and

WHEREAS, it is deemed necessary and advisable that \$3,695,000 be so redeemed on December 16, 2020 and written notice of redemption be given according to the terms of the resolution authorizing issuance of the Notes.

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

Section 1. That outstanding Urban Renewal Revenue Capital Loan Notes, dated March 15, 2017, in the principal amount of \$3,695,000, be and the same are hereby redeemed as of December 16, 2020.

Section 2. The Registrar and Paying Agent, Sioux County Treasurer, is hereby authorized and directed to cause written notice of such redemption be given not less than thirty (30) days prior to the redemption date and to cause notice of redemption to be mailed to the registered owners of the Notes by mail.

Section 3. The Sioux County Treasurer is hereby authorized and directed to cause to be deposited in a separate fund sum sufficient to pay all principal and interest on the redeemed Notes to the date of redemption.

Section 4. That the form of such notice be substantially as follows:

NOTICE OF THE CALL OF NOTES FOR REDEMPTION TO THE HOLDERS OF THE FOLLOWING DESCRIBED NOTES:

Please take notice that the Notes described below have been called for redemption. Owners of the Notes should present their Notes for payment on the redemption date.

Issuer: Sioux County, State of Iowa

Original Issue Amount: \$4,850,000

Note Issue: Urban Renewal Revenue Capital Loan Notes, Series 2017 Dated

Date: March 15, 2017

Redemption Date: December 16, 2020

Redemption Price: Par, plus accrued

interest

Notes Called for Redemption

<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Maturity August 1st</u>
\$3,695,000*	3.250%	2031

*Principal amount outstanding of original \$4,850,000 Urban Renewal Revenue Capital Loan Notes, Series 2017, (the "Notes") dated March 15, 2017.

The above Notes should be presented to County Treasurer, Sioux County, Iowa. This represents a full call of the outstanding obligations. All interest will cease to accrue on the Redemption Date.

/s/Dan Zomermaand, COUNTY TREASURER,
Sioux County, Iowa

(End of Notice)

PASSED AND APPROVED this 10th day of November, 2020.

/s/Jerry Muilenburg, Chairperson

ATTEST: /s/Ryan Dokter, County Auditor

6) Committee Reports:

- **Sybesma** – 1) Reported that there will be a Housing Trust meeting at 1:00 today and expects the agency to approve a forgivable loan for \$4,000 over 5 years for down payment assistance for a home, and a \$3,000 loan to repair or improve a home.
- **Bloemendaal** – 1) Reported on a recent Mid-Sioux meeting. The agency's grant funding has remained stationary. The Mid-Sioux staff is in need of new laptops for those working from home. 2) Reported on the NACo Veteran's committee and shared that 132 veterans committee suicide each day.
- **Muilenburg** – Reported on the recent Wellness Committee meeting for the county. Employees earned a 5% discount on insurance premiums by their participation in the wellness program.

- 7) Shane Walter, CEO, Sioux Rivers Mental Health Region, presented the following resolution accepting Emmet County in to the Sioux Rivers Mental Health Region effective July 1, 2021. Motion by Vande Weerd and supported by Sybesma to approve the resolution as presented. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

RESOLUTION OF THE SIOUX COUNTY BOARD OF SUPERVISORS
RESOLUTION 2020 – 54

RESOLUTION RECOMMENDING APPROVAL OF EMMET COUNTY'S REQUEST TO JOIN SIOUX RIVERS REGIONAL MHDS EFFECTIVE JULY 1, 2021.

WHEREAS, SIOUX County is a current member of the Sioux Rivers Regional MHDS Governing Board which has received a formal request from Emmet County to enter into partnership with the five County members of Sioux Rivers Regional MHDS; and

WHEREAS, SIOUX County is willing to accept Emmet County as an additional member county into Sioux Rivers Regional MHDS by entering into a 28E Agreement; and

WHEREAS, SIOUX County Board of Supervisors is aware that Emmet County, by their formal vote taken October 6, 2020, has expressed a willingness to accept the existing 28E Agreement and the Regional Management Plan established by Sioux Rivers Regional MHDS; and

WHEREAS, SIOUX County Board of Supervisors is aware that Emmet County agrees to provide a financial contribution to Sioux Rivers Regional MHDS based upon the terms of the 28E Agreement or other means upon entrance into the Region; and

WHEREAS, SIOUX County is aware that Emmet County agrees to provide biannual payments of the Per Capita Contribution upon entrance to the Region; and

WHEREAS, SIOUX County Board of Supervisors is aware that the Sioux Rivers Regional Governing Board passed a motion at their October 27, 2020 Governance Board meeting to except Emmet County's request to join Sioux Rivers effective 7/1/2021, conditioned upon the majority of the member Counties approving a resolution to that effect;

NOW THEREFORE, BE IT RESOLVED that:

1. SIOUX County Board of Supervisors, as one of the five current members of Sioux Rivers Regional MHDS, hereby accepts and hereby approves the proposed addition of Emmet County to the Region subject to the terms and conditions of any amended 28E Agreement adopted by the participating counties.
 2. SIOUX County Board of Supervisors directs its Auditor to attach a copy of the motion approving adoption of this resolution and return a copy of both to Shane Walter, CEO.
- SO DATED this 10th day of November, 2020.

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

ATTEST:
/s/Ryan Dokter, Sioux County Auditor

8) Ross Simmelink, Sioux County Assessor, recommended that the Board deny two family farm tax credit applications for parcels 0522451002 and 0522476001 for Dykstra Sisters Farm, LLC and parcels 2202276001 and 2205426001 for Rosalie Giesen. In both instances these applicants do not have the proper family consanguinity to qualify for the tax credit. Motion by Bloemendaal and supported by Sybesma to deny the applications. Motion carried unanimously.

9) Joel Sikkema, Assistant to the Sioux County Engineer,

- Presented two permit agreements for Board consideration 1) from Jeff Hartman for electrical service to a machine in section 36 of West Branch Township and 2) Premier Communications to place a fiber optic cable in section 13 of East Orange Township. Motion by Sybesma and supported by Degen to approve the permit applications as presented. Motion carried unanimously.
- Updated the Board on secondary road activities.
- Discussed options for abating the asbestos in the county home and the removal of the structure.

Supervisor Sybesma exited the meeting at 10:08 a.m.

- Requested Board approval of the following resolution setting a public hearing on the proposed disposal of the county's interest in certain real property. Motion by Degen and supported by Vande Weerd to approve the resolution as presented. Roll call on vote: Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried, one member absent.

RESOLUTION NO. 2020-55

SETTING PUBLIC HEARING ON PROPOSED DISPOSAL OF

COUNTY'S INTEREST IN CERTAIN REAL PROPERTY

WHEREAS, Sioux County has an interest in certain real property legally described as follows:

Beginning at a point on the Section line forty six (46) chains West of the South East corner of Section twenty-one (21), Township ninety five (95) N, Range forty seven (47) W, 5th P.M.; Thence North thirty degrees (30) Fourteen minutes W. (14') four and fifty hundredths chains (4.50); thence South thirty six degrees and twenty two minutes (36²²') W, Three and eighty three hundredths chains (3.83) to Section line.

Being a strip of land two roads wide on each side of above described line, containing 83/100 acres more or less.

WHEREAS, Sioux County is desirous of disposing its interest in the above legally described property by transferring ownership to the Estate of Norman W. Horstman, in order to clear title to the above legally described real property.

WHEREAS, as more particularly described above, the Board is desirous of describing and setting forth the proposed land transaction prior to disposing of the County's interest in the real property as required by Iowa Code Section 331.361; setting a public hearing on the proposed property disposition; publishing notice of the time and place of the public hearing on the proposed property disposition; and soliciting public comment and input on the proposed property disposition prior to finally acting on such proposal.

NOW, THEREFORE, BE IT RESOLVED that the Sioux County Board of Supervisors will hold a public hearing to discuss the proposed property disposition and the proposed real estate transfer to effectuate such real estate transfer, and to discuss whether or not to pass and approve the proposed property disposition. Such public hearing will be held on November 24, 2020, at 9:00 a.m. in the Sioux County Courthouse at 210 Central Avenue SW, Orange City, Iowa.

PASSED AND APPROVED this 10th day of November, 2020.

/s/Jerry Muilenburg,
Chairman, Board of Supervisors

ATTEST: /s/Ryan Dokter, Auditor

10) Motion by Degen and supported by Vande Weerd to adjourn the meeting. Motion carried, one member absent and the meeting was adjourned at 10:12 a.m. until Tuesday, November 24, 2020.

Jerry Muilenburg, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Ryan Dokter
Sioux County Auditor