

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON JUNE 29, 2021

- 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, Al Bloemendaal, Mark Sybesma, John Degen and Carl Vande Weerd.
- 2) Minutes of the meeting held on June 15, 2021 were submitted and the Chairman declared them approved.
- 3) As this was the date, June 29, 2021 and time, 9:00 a.m. for a public hearing for Sioux County Budget Amendment #4, the Chairman opened the public hearing. Sioux County Auditor, Ryan Dokter stated that this amendment needed to be redone due to a publication error. The amendment includes \$10,000 for rural sign expense for the Zoning Department, \$10,000 for part-time salaries for the Conservation Department, \$30,000 for capital projects to complete the cabin at the Big Sioux Rec Area, and \$830,178 to correct the accounting for the nature center bond payment to be paid out of debt service, rather than the land acquisition fund. No oral or written comments were received from the public. The Chairman closed the public hearing. Motion by Bloemendaal and supported by Vande Weerd to approve the following resolution adopting budget amendment #4. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

RESOLUTION 2021-32
Approval of FY 2020/2021 Budget Amendment #4

WHEREAS, the Sioux County Board of Supervisors has considered the proposed FY 2020/2021 county budget amendment, and

WHEREAS, a public hearing concerning the proposed county budget amendment #4 was held on June 29, 2021,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County that the county budget amendment #4 for FY 2020/2021, as set forth in the budget summary, is hereby adopted and that the Sioux County Auditor is directed to file said budget and to establish accounting records in accordance with the attached schedules.

BE IT FURTHER RESOLVED that the Chairperson and the County Auditor be and are hereby authorized to sign the approved FY 2020/2021 county budget amendment #4.

Signed and dated this 29th day of June, 2021.

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

ATTEST: /s/Ryan Dokter
Sioux County Auditor

- 4) Tom Kunstle, Sioux County Attorney,
 - Reviewed his opinion regarding compensating the County Auditor for budget director duties on behalf of the Board of Supervisors. Kunstle stated that compiling the county budget is the responsibility of the Board and in many counties, the county auditor performs this function, but the question is if the county auditor can be compensated

additionally for this duty. Kunstle stated his opinion is that the Compensation Board is responsible for recommending any increase in compensation for the county auditor as that is an elected position. Any other method to increase compensation would circumvent the Compensation Board.

- Reported that Greg Winterfeld who was convicted of second-degree murder may get a new trial due to a technicality. In a murder trial, the defense and prosecution should have had 10 peremptory challenges, but were only granted 6 each. Kunstle is exploring options to appeal the decision of Judge Neary for a new trial. Winterfeld was now eligible to be released on \$10,000 bond and is now out of custody.
 - Reported that Kami Schiebout plead guilty and will begin 15-year prison sentence.
 - Discussed the new case management system his office is using and shared that from this new software, his data shows that OWI cases have gone for 7 to 8 per month to now 15 to 20.
- 5) Motion by Sybesma and supported by Degen to a 3-year lease agreement with Doug Te Grotenhuis at \$150/month for office space and with Jan Henryson at \$150/month for office space. Motion carried unanimously.
- 6) Motion by Sybesma and supported by Degen to a 3-year lease agreement with Community Health Partners for office space at \$1,900/month and to approve the Community Health Partners Service Agreement for 1-year for a total funding of \$357,496. Motion carried unanimously.
- 7) Adam Buss and Chris Saras with New York Life, presented employee benefit products for the Board to consider offering to employees. The products could be set up as employer/employee paid, employer paid or employee paid. Currently, the county does not offer group term life insurance to its employees. These offering can help attract and/or retain employees. The Board took no action on the proposal.
- 8) Motion by Bloemendaal and supported by Sybesma to approve the liquor license renewal for The Triple Box, located at 4758 Ironwood Ave, Orange City. Motion carried unanimously.
- 9) Motion by Degen and supported by Vande Weerd to approve the following new employees at the Sheriff's Office: Deputy Chad Van Ravenswaay, Deputy Seth Maitlen, Reserve Deputy Alex Bakker, Reserve Deputy Jordan Kerr, Part-time Jailer Izaak Hoey, and Part-time Jailer Jaime Hunt. Motion carried unanimously.
- 10) Motion by Vande Weerd and supported by Degen to approve the claims for June 30, 2021 as submitted by the County Auditor. Motion carried unanimously.
- 11) Doug Julius, Sioux County Engineer,
- Requested Board signatures on a Certificate of Appreciation for retiring secondary road employee Michael Bockelman from Hawarden.
 - Requested Board approval of the following road closure resolution. Motion by Sybesma and supported by Degen to approve the resolution as presented. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

**ROAD CLOSURE RESOLUTION 2021-33
CONSTRUCTION**

We hereby authorize the following roads to be closed for Construction during the 2021-2022 season. The actual date of closure to be determined by the County Engineer and shall be so noted in his office copy of the Resolution.

<u>Road</u>	<u>Date Closed</u>	<u>County Engineer's Signature</u>
<u>Date: 6/29/2021</u>		

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

ATTEST: /s/Ryan Dokter
Sioux County Auditor

- Requested Board approval of the following permit agreements from MidAmerican Energy: 1) section 5 of Nassau Township for an overhead line and 2) section 14 of Nassau Township for an electric line. Motion by Sybesma and supported by Bloemendaal to approve the permits as presented. Motion carried unanimously.
- Requested Board approval of the following permit agreement from Northwest REC: buried electric cable in sections 12, 13 and 14 of Center Township. Motion by Bloemendaal and supported by Vande Weerd to approve the permit as presented. Motion carried unanimously.
- Requested Board approval of the following permit agreement with Longlines Communications: bury fiber optic cable in section 36 of Grant Township. Motion by Sybesma and supported by Degen to approve the permit as presented. Motion carried unanimously.
- Requested Board approval of the following permit agreement with GEVO: biogas pipeline in sections 1, 2, 7, 8, 9, 10, 11, 16, 17, 18 of Sioux Township. Motion by Vande Weerd and supported by Sybesma to approve the permit as presented. Motion carried unanimously.
- Requested Board approval of the following permit agreement with the City of Sioux Center: to place light poles on the east side of Harrison Avenue, in section 34 of Welcome Township. Motion by Bloemendaal and supported by Degen to approve the permit as presented. Motion carried unanimously.
- Updated the Board on secondary road activities as well as update the Board on the status of construction projects in the county.
- Supervisor Vande Weerd commended the Rock Valley secondary road workers for doing an excellent job detouring traffic for road work being done. Vande Weerd also stated that the public at times are moving traffic barriers, ignoring the flagmen, and are bypassing road closures creating dangerous situations for these workers.

12) Motion by Sybesma and supported by Degen to approve the following resolution. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

RESOLUTION 2021-30

Authorize County Auditor to Issue Checks to Make Payments without Prior Board Approval

WHEREAS, Iowa Code Section 331.506(3) provides that the Board may authorize the County Auditor to issue checks without Board approval for specific purposes, and

WHEREAS Sioux County receives services that have fixed charges including, but not limited to, freight, express, postage, water, light, telephone service or contractual services.

WHEREAS salaries and payrolls for fiscal year 2021/2022 have been set and approved by the Board of

Supervisors on March 9, 2021. The employee's salary or hourly rate was certified to the Board by the Department Head.

WHEREAS the bills paid shall be submitted to the board for review and approval at its next meeting following the payment. The action of the Board shall be recorded in the minutes of the Board.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Sioux County to authorize the County Auditor to issue checks for the above listed payments prior to Board approval effective July 1, 2021.

Passed and approved this 29th day of June, 2021.

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

ATTEST: /s/Ryan Dokter
Sioux County Auditor

13) Motion by Vande Weerd and supported by Sybesma to approve the following resolution. Roll call on vote: Sybesma, Yes; Degen, Yes; Bloemendaal, Yes; Vande Weerd, Yes; Muilenburg, Yes. Motion carried unanimously.

RESOLUTION 2021-31

WHEREAS, it is desired to make appropriations for each of the different offices and departments for fiscal year 2022 in accordance with Section 331.434(6), Code of Iowa,

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

SECTION 1. The amounts itemized by fund and by department or office on the attached schedule are hereby appropriated at 100% of total expenditures for each department, as listed in the last column on the same line of the attached schedule.

SECTION 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized funds.

SECTION 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditures of money for a purpose in excess of the amounts appropriated pursuant to this resolution.

SECTION 4. If at any time during the fiscal year 2022 budget year the Auditor shall ascertain that the available resources of a department for that year will be less than said department total appropriations, he shall immediately so inform the Board and recommend appropriate corrective action.

SECTION 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such accounts to the applicable departments and officers monthly during fiscal year 2022 budget year.

SECTION 6. All appropriations authorized pursuant to this Resolution lapse at the close of business on June 30, 2022.

The above and foregoing resolution was adopted by the Board of Supervisors of Sioux County, Iowa, on June 29, 2021.

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

ATTEST: /s/Ryan Dokter
Sioux County Auditor

14) Committee Reports:

- **Sybesma & Vande Weerd** – Reported on the recent Sioux Rivers Mental Health meeting. The Region approved the offer from Rolling Hills Region to purchase the building in Sioux City for \$350,000. Rolling Hills is requesting that Sioux Rivers pay for part of the costs for renovation. Sioux Rivers will also be working on the rates it will pay to use the facility moving forward with Rolling Hills.
- **Degen** – Reported on the recent Conservation Board meeting. The parks and programs are seeing very high attendance/participation.
- **Vande Weerd** – Reported that the YES Center has filed a funding request for ARP funds with all counties in its region. Sioux County will address this funding request in the coming months.
- **Bloemendaal** – 1) Reported on the recent Trails meeting. Assistant Engineer Joel Sikkema was present and provided good input. The proposed entrance to the trail will be behind the county shed in Orange City and the trail may need a bridge and are seeking advice from Beck Engineering. 2) Attended a Northwest Iowa Planning meeting last Thursday. 3) Reported on the RIDES meeting, and CEO Lively suggested loyalty pay for employees totaling \$3,000 and also approved a 3% wage increase for employees. A new building proposal was approved in Spirit Lake for \$926,000. 4) Reported on the NACo VA Committee and there continues to be a high rate of suicide with veterans.
- **Muilenburg** – 1) Reported that the Sioux/Lyon Rural Water would like to be considered for ARP funding for a new well in the Boyden area. 2) Attended the recent Safety meeting and Joel Sikkema will be the new chairperson and Mavis Anema will be the new secretary.

15) Motion by Vande Weerd and supported by Bloemendaal to adjourn the meeting. Motion carried and the meeting was adjourned at 10:54 a.m. until Wednesday, July 14, 2021.

Jerry Muilenburg, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Ryan Dokter
Sioux County Auditor