

## **MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS**

### **MEETING HELD ON MARCH 21, 2023**

- 1) The Board of Supervisors(BOS) of Sioux County, Iowa, met pursuant to adjournment at 9:00 am with Chairman Jerry Muilenburg presiding. Members present were Muilenburg, Dan Altena, Craig Hoftzyer, John Degen, and Carl Vande Weerd.
- 2) Rob Latimer, representing Summit Carbon Solutions, gave a project update. There are 51.07 miles of anticipated pipeline in Sioux County with 74% of the property rights having been acquired as of the current date. A Q & A session is then held with multiple questions and concerns discussed.
- 3) Mackenzie Ashland, CMBA Architects, lead a discussion regarding the ongoing remodeling project(s). As the project progresses, multiple forward planning decisions need to be made. Primary decisions are what departments are taking what spaces and how can this be most efficiently planned and be the most cost effective. The immediate decision needing to be made is whether the Board of Supervisors (BOS) meeting room will stay in the courthouse or move across to the annex as this affects the forward planning. Motion by Vande Weerd and supported by Hoftzyer for the BOS meeting room to remain in the courthouse. Approved unanimously. Other items regarding the remodeling projects are also discussed. CMBA Architects will get bids to repair\recoat the roof of the annex building.
- 4) The Treasurers office renovation project approved at the 03/07/2023 meeting has begun, and some additional electrical work will be required. Motion by Vande Weerd and supported by Altena to approve approximate \$8200 additional cost. Approved unanimously.
- 5) Shane Walter, Planning and Zoning Department Head, reviewed the possibility of downsizing the Planning and Zoning Board. The current board has 11 members. The recommendation is to go to a board of 7. Plan is to adjust the size down to 7 over time primarily through attrition. Motion by Degen and supported by Vande Weerd to support this downsizing. Approved unanimously. Other items currently happening in Planning and Zoning are discussed.
- 6) Joe E Van Tol, County Auditor presents Resolution 2023-16.

### **RESOLUTION 2023-16**

#### **OPIOID SETTLEMENT AGREEMENT**

WHEREAS, settlement documents for a second part of settlement of the national opioid class action litigation are complete, now therefore

BE IT HEREBY RESOLVED that we, the undersigned members of the Board of Supervisors do hereby approve the opioid settlements with Teva, Allergan, CVS, Walgreens and Walmart – collectively a second part of settlement of the national opioid class action litigation; to authorize the County Auditor and\or the Board Chair to sign the resolution and\or agreement for the same; and to authorize the County Auditor and\or the Board Chair to sign all settlement documents.

RESOLUTION PASSED AND APPROVED this 21st day of March 2023. Roll call on vote: Hoftzyer, Yes; Degen, Yes; Muilenburg, Yes; Altena, Yes; Vande Weerd, Yes.

- 7) Thomas, Kunstle, Sioux County Attorney reviewed information on recent court cases that happened in the courthouse and a shared case with O'Brien county for information.
- 8) Discussed the rental house on the Sioux County fairgrounds property. House is currently being rented. Some inquiries regarding this house have been made. A BOS representative will visit with the fair board and see if they have any input on the future of this house. No immediate decision on the house.
- 9) Van Tol also presents Resolution 2023-14.

## **RESOLUTION 2023-14**

### **CERTIFICATION (CANVASS) OF SPECIAL ELECTION RESULTS**

WHEREAS, the Special Election was held as prescribed by law on March 7, 2023, and WHEREAS, the Board of Supervisors and ex-officio Board of Canvassers have canvassed the vote of said elections in accordance with §50.24 of the *Code of Iowa*, now therefore

BE IT HEREBY RESOLVED that we, the undersigned members of the Board of Supervisors and ex-officio Board of Canvassers of Sioux County, Iowa, do hereby certify the following results in the Special Election, held March 7, 2023, and that no obvious clerical errors were identified during the canvass.

Public Measures were **not approved** by voters of the respective jurisdiction:

Public Measure TP (West Sioux CSD General Obligation Bond)

RESOLUTION PASSED AND APPROVED this 21st day of March 2023. Roll call on vote: Hoftyzer, Yes; Degen, Yes; Muilenburg, Yes; Altena, Yes; Vande Weerd, Yes.

- 10) Minutes of the meeting(s) held on March 14, 2023, submitted. Motion by Vande Weerd and supported by Altena to approve the minutes as submitted. Approved unanimously.
- 11) Claims report(s) submitted. Motion by Degen and supported by Hoftyzer to approve claims for March 21, 2023, as submitted. Approved unanimously.
- 12) Committee Reports:
  - **Vande Weerd** – Attended YES (Youth Emergency Services) meeting.
  - **Altena** – No report.
  - **Degen** – No report.
  - **Hoftyzer** – Attended Northwest Iowa Regional Housing Trust Fund meeting.
  - **Muilenburg** – Attended county safety meeting.
- 13) Joel Sikkema, County Engineer reviewed a previously introduced request from the city of Rock Valley in a letter dated 10-05-2022 regarding bypasses around Rock Valley. Rock Valley would like to have hard surface roads to make both a South Bypass and a North Bypass. The South Bypass would start at Fig Avenue from US Highway 18 to 320th Street, 320th Street from Fig Avenue to Eagle Avenue, and Eagle Avenue from 320th Street to Rock Valley's city

limits. It is noted that a portion of 320th Street is currently a dirt road and is currently in the county 5-year county secondary road plan to be graded and become a gravel road. The North Bypass starts at Dogwood Avenue from US Highway 18 to 300th Street and 300th Street from Dogwood Avenue to Rock Valley's city limits next to the Rivers Bend Campground.

The Engineers review notes that the South Bypass would have a substantial benefit for the people and businesses who rely on Sioux County's roads. However, this work will need to be appropriately considered alongside other projects that may have a higher priority (e.g., resurfacing existing roads). Due to the substantial cost, all possible additional sources of funding should be secured. Engineer comes with a proposal to start by getting the South Bypass on the 5-year county plan for secondary roads. No comment is currently made on the North Bypass.

Motion made by Vande Weerd and supported by Degen to approve adding the Rock Valley South Bypass project to the fifth year of the current five-year plan, subject to the following items:

1. The expectation that the hard surfacing projects will be added to the fifth year of the 2026 five-year plan,
2. The encouragement to secure all possible sources of additional funding, and
3. The understanding that it is possible that the project will not be let in the programmed years due to factors such as funding, staffing, and projects with greater priority (e.g., resurfacing existing roads).
4. The current plan to grade the mile of 320th Street from Eagle to Elmwood (K30) will remain as is in the 5-year county plan for secondary roads. Approved unanimously.

14) Sikkema presents Resolution 2023-15.

#### **RESOLUTION 2023-15**

#### **ROAD CLOSURE**

We hereby authorize the following roads to be closed for construction during the fiscal year 2024. The actual date of closure to be determined by the County Engineer and shall be so noted in his office copy of the Resolution.

RESOLUTION PASSED AND APPROVED this 21st day of March 2023. Roll call on vote: Hoftyzer, Yes; Degen, Yes; Muilenburg, Yes; Altena, Yes; Vande Weerd, Yes.

15) Sikkema informs the BOS regarding the cash lease bids received to farm the acres of the recently purchased De Raad Land.

Received bids per acre were: Joey/Jake Van Ginkel \$225.00, Allen Van Zanten \$250.00, Ryan Dekkers \$250.00, Jeff Meyer \$275.00, Joseph Noteboom \$300.00, Triple V Farms (Glen Vande Vegte) \$302.00, Jared/Darin Kooima \$315.00, Ron Hulshof \$318.00, Brad Groeneweg \$326.00, Dwayne Van Grootheest \$326.00, MS4K LLC (Mike Vonk) \$330.00, Jonathon Kooima \$340.00, VG Farms (Les Van Grootheest) \$345.00, Pivotal Farm Services (Micah/John Rensink) \$350.00, Jesse/Daryl Zeutenhorst \$355.00, Justin/Ken Dragstra \$355.00, Cal Don Farms Inc. (Tate Winterfield) \$375.00, Lyon County Feeders LLC \$400.00, Keaton Grevengoe \$410.00, Damon/Jesse Maasen \$452.00, Phil Kleinhesselink \$503.63.

Engineer will need to determine exact tillable acreage with successful bidder prior to contract being finalized.

Motion by Altena and supported by Degen to accept high bid. Approved unanimously.

- 16) Sikkema recommended approval of 3 utility permits for: 1. Arlen Zomermaand irrigation pipe, 2. Rock Valley Rural Water District waterline and 3. Southern Sioux Rural Water System waterline. Motion by Hoftzyer and supported by Degen to approve. Approved unanimously.
- 17) Sikkema reviewed current gravel road maintenance as gravel road conditions have recently been poor. Gravel is being stockpiled and maintenance is happening with some overtime being authorized due to the current poor conditions. Other general matters regarding secondary roads and an update of the B30 Rock River bridge replacement are discussed.
- 18) Doyle Turner, Carbon Sink was in attendance and thanked the BOS for the time spent visiting with Carbon Sink at the 03/14/2023 BOS meeting. He complimented Sioux County and its progressiveness.
- 19) Motion by Vande Weerd and supported by Degen to adjourn the meeting. Motion carried unanimously and the meeting adjourned at approximately 11:10 am.

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Jerry Mulenburg, Chairman  
Sioux County Board of Supervisors

ATTEST:

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Joe E Van Tol  
Sioux County Auditor