

March 16, 2021

MET IN REGULAR SESSION

The Board of Supervisors met in regular session at 10:10 A.M. All members present. Chairman Belt presiding.

PLEDGE OF ALLEGIANCE

1. CONSENT AGENDA

After discussion was held by the Board, a Motion was made by Grobe, and seconded by Shea, to approve:

- A. March 9, 2021, Minutes as read.
- B. Renewal of C Native Wine (WCN), granting privileges of Class C Native Wine (WCN)/Outdoor Service/Sunday Sales for Prairie Crossing Vineyard and Winery d/b/a Prairie Crossing Vineyard and Winery, Treynor.
- C. Human Resources – Employment of Heather Shafer for Position of Human Resources Assistant.

UNANIMOUS VOTE. Motion Carried.

2. SCHEDULED SESSIONS

Motion by Wichman, second by Schultz, to open public hearing on General Obligation Urban Renewal Bonds Not to Exceed \$16,900,000.

Roll Call Vote: AYES: Belt, Wichman, Grobe, Schultz, Shea

Motion by Wichman, second by Schultz, to close public hearing.

Roll Call Vote: AYES: Belt, Wichman, Grobe, Schultz, Shea

Motion by Schultz, second by Wichman, to approve and authorize Board to sign Resolution No. 17-2021 entitled: RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$16,900,000 GENERAL OBLIGATION URBAN RENEWAL BONDS.

RESOLUTION NO. 17-2021

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$16,900,000 GENERAL OBLIGATION URBAN RENEWAL BONDS

WHEREAS, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of not to exceed \$16,900,000 General Obligation Urban Renewal Bonds, for the essential county purposes, in order to provide funds to pay the costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403, and has considered the extent of objections received from residents or property owners as to the proposed issuance of Bonds; and no petition was filed calling for a referendum thereon. The following action is now considered to be in the best interests of the County and residents thereof.

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

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by

law of not to exceed \$16,900,000 General Obligation Urban Renewal Bonds, for the foregoing essential county purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Bonds. The amounts so advanced shall be reimbursed from the proceeds of the Bonds not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

PASSED and APPROVED this 16th day of March, 2021

	ROLL CALL VOTE			
	AYE	NAY	ABSTAIN	ABSENT
_____ Scott Belt, Chairman	○	○	○	○
_____ Tim Wichman	○	○	○	○
_____ Lynn Grobe	○	○	○	○
_____ Justin Schultz	○	○	○	○
_____ Brian Shea	○	○	○	○

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Wichman, Grobe, Schultz, Shea

Motion by Schultz, second by Shea, to approve and authorize Board to sign Resolution No. 18-2021 entitled: RESOLUTION AUTHORIZING THE ISSUANCE OF \$16,900,000 GENERAL OBLIGATION URBAN RENEWAL BONDS, SERIES 2021, AND LEVYING A TAX FOR THE PAYMENT THEREOF.

RESOLUTION NO. 18-2021

RESOLUTION AUTHORIZING THE ISSUANCE OF \$16,900,000 GENERAL OBLIGATION URBAN RENEWAL BONDS, SERIES 2021, AND LEVYING A TAX FOR THE PAYMENT THEREOF

WHEREAS, Pottawattamie County, State of Iowa ("Issuer"), is a political subdivision, organized and existing under the Constitution and laws of the State of Iowa, and is not affected by any special legislation; and

WHEREAS, the Issuer is in need of funds to pay costs of aiding in the planning, undertaking, and carrying out of urban renewal projects under the authority of Chapter 403 (the "Project"), and it is deemed necessary and advisable that General Obligation Urban Renewal Bonds, Series 2021, in the amount of \$16,900,000 be issued; and

WHEREAS, the Board of Supervisors has taken such acts as are necessary to authorize issuance of the Bonds.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF SUPERVISORS OF POTTAWATTAMIE COUNTY, STATE OF IOWA:

Section 1. Authorization of the Issuance. General Obligation Urban Renewal Bonds, Series 2021, in the amount of \$16,900,000 shall be issued pursuant to the provisions of Iowa Code Sections 331.443 and 403.12 for the purposes covered by the hearing.

Section 2. Levy of Annual Tax. For the purpose of providing funds to pay the principal and interest as required under Chapter 76, there is levied for each future year the following direct annual tax upon all the taxable property in Pottawattamie County, State of Iowa, to wit:

<u>AMOUNT</u>	<u>FISCAL YEAR (JULY 1 TO JUNE 30)</u> <u>YEAR OF COLLECTION</u>
\$1,102,425	2021/2022
\$943,675	2022/2023
\$1,116,425	2023/2024
\$1,172,375	2024/2025
\$1,032,675	2025/2026
\$1,034,275	2026/2027
\$1,030,775	2027/2028
\$1,030,088	2028/2029
\$1,034,275	2029/2030
\$1,033,275	2030/2031
\$922,150	2031/2032
\$925,300	2032/2033
\$923,225	2033/2034
\$911,000	2034/2035
\$898,775	2035/2036
\$886,550	2036/2037
\$874,325	2037/2038
\$895,062	2038/2039
\$890,188	2039/2040
\$880,137	2040/2041

Principal and interest coming due at any time when the proceeds of the tax on hand are insufficient to pay the amount due shall be promptly paid when due from current funds available for that purpose and reimbursement must be made.

Section 3. Amendment of Levy of Annual Tax. Based upon the terms of the future sale of the Bonds to be issued, this Board will file an amendment to this Resolution ("Amended Resolution") with the County Auditor.

Section 4. Filing. A certified copy of this Resolution shall be filed with the County Auditor of County of Pottawattamie, State of Iowa, who shall, pursuant to Iowa Code Section 76.2, levy, assess and collect the tax in the same manner as other taxes and, when collected, these taxes shall be used only for the purpose of paying principal and interest on the Bonds.

PASSED and APPROVED this 16th day of March, 2021

ROLL CALL VOTE

	AYE	NAY	ABSTAIN	ABSENT
_____ Scott Belt, Chairman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Tim Wichman	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Lynn Grobe	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____ Justin Schultz	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
_____	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

Brian Shea

ATTEST: _____
Melvyn Houser, County Auditor

Roll Call Vote: AYES: Belt, Wichman, Grobe, Schultz, Shea

Sheriff Andy Brown appeared before the Board to present a letter and coin to Kenny Wilcox from Secondary Roads for his actions on March 1st, 2021 when he discovered a woman that had fallen between houses and needed medical attention. His actions were above and beyond his job. No action taken.

After discussion was held by the Board, a Motion was made by Shea, and seconded by Grobe to approve CRC 41R2 – Leak Detection System in 911 Call Center.
UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Shea, to approve CRC 049 – Door 018 Hardware Changes (Comm. Center).
UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Schultz, and seconded by Shea, to approve CRC 050 – Lobby 019 Ceiling.
UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Shea, to approve CRC 051 – Waste Line Repairs not to exceed \$72,350.98.
UNANIMOUS VOTE. Motion Carried.

After discussion was held by the Board, a Motion was made by Wichman, and seconded by Schultz, to approve release of Courthouse Addition to bid on 3/17/21 and to open bids at 10:00 A.M. on April 20, 2021.
UNANIMOUS VOTE. Motion Carried.

Craig Wilson appeared before the Board to discuss the maintenance of Woodland Trail and Dumfries Avenue. Discussion only. No action taken.

Motion made by Wichman, seconded by Schultz, to approve and authorize chairman to sign Construction Contract – Pottawattamie County CDBG-DTR Award No. 18-DTR-004 Carson and Macedonia Downtown Façade Rehabilitation. UNANIMOUS VOTE. Motion Carried.

Doug Reed/Director, EMA appeared before the Board to discuss Resolution No. 19-2021 entitles: COUNTY OF POTTAWATTAMIE RESOLUTION TO ADOPT THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AND POTTAWATTAMIE COUNTY NIMS IMPLEMENTATION PLAN. After discussion, a motion was made by Schultz, seconded by Wichman, to postpone the resolution until after the County Policy Committee has reviewed and made a recommendation on the resolution. UNANIMOUS VOTE. Motion Carried.

Matt Wyant/Planning and Zoning Director, Pam Kalstrup/Acting Director, Nicholas Gaul/Rural Water, Peter Baudhuin/DGR Engineering appeared before the Board to discuss possible Rural Water extension to potential Pioneer Trail housing developments. Discussion only. No action taken.

3. RECEIVED/FILED

A. Salary Actions:

- 1) Secondary Roads – Payroll Status Change of Brody Darrington, Wylie McIntire, Todd Runge
- 2) Jail – Payroll Status Change of Todd Schlins, Cassandra Green, Valerie Garrean, Trish Jones, Jamie Mass
- 3) Sheriff – Payroll Status Change of Brian Loomis, Jonathan Hilz

4. CLOSED SESSION

Motion by Wichman, second by Schultz, to go into Closed Session pursuant Iowa Code 20.17(3) for discussion and/or decision on labor negotiations / collective bargaining matters.

Roll Call Vote: **AYES: Belt, Wichman, Grobe, Schultz, Shea**

Motion by Wichman, second by Grobe, to go out of Closed Session.

Roll Call Vote: **AYES: Belt, Wichman, Grobe, Schultz, Shea**

5. ADJOURN

Motion by Shea, second by Schultz, to adjourn meeting.
UNANIMOUS VOTE. Motion Carried.

THE BOARD ADJOURNED SUBJECT TO CALL AT 1:00 P.M.

Scott Belt, Chairman

ATTEST:

Melvyn Houser, Pottawattamie County Auditor

APPROVED: March 23, 2021
PUBLISH: X