

July 23, 2024

The Winnebago County Board of Supervisors met in session at 9:00 A.M. July 23, 2024 adjourned from July 16, 2024.

Present: Supervisors Durby, Jensvold, and Smith

Absent:

On a motion by Jensvold and seconded by Smith the Supervisors moved to approve the minutes for the July 16, 2024 Board Meeting and approve the amended agenda tabling the Department Head Safety Meeting for July 23, 2024. All voted aye. Motion carried.

Matt Duve, Zoning suggested a change to Bennie Hostetler property to Heavy Industrial. Hostetler will need to fill out an application to take to the Zoning Board. Hostetler would need to maintain a 6 feet high fence which could include a living fence if the application goes through.

There was discussion regarding the Bitcoin zoning issue. On the Heartland Power property, Duve discussed a change to Light Industrial for the data center.

The Board of Supervisors of Winnebago County, Iowa, met on July 23, 2024, at 9 o'clock a.m., at the Winnebago County Courthouse, Forest City, Iowa. The Chairperson presided and the roll was called showing the following members of the Board present and absent:

Present: Supervisors Durby, Jensvold, and Smith

Absent: _____.

Supervisor Smith introduced a resolution hereinafter next set out and moved its adoption, seconded by Supervisor Jensvold; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Supervisors voted:

Ayes: Durby, Jensvold, and Smith

Nays: _____.

Whereupon, the Chairperson declared the resolution duly adopted as follows:

RESOLUTION NO. 07-23-2024-01-01

Resolution to fix a date for public hearing on proposal to enter into a General Obligation Urban Renewal Loan Agreement and to borrow money thereunder

WHEREAS, the Board of Supervisors (the "Board") of Winnebago County, Iowa (the "County"), proposes to enter into a General Obligation Urban Renewal Loan Agreement (the "Loan Agreement") and to issue general obligation bonds in a principal amount not to exceed \$6,200,000 pursuant to the provisions of Subsection 331.441(2)(b)(14), Section 331.402, Section 331.442, and Chapter 403 of the Code of Iowa, for the purpose of paying the cost, to that extent, of undertaking the Winnebago County Road and Bridge Improvement Projects, and urban renewal project of the county authorized by action of the Board of Supervisors on July 2, 2024 (the "Project"), and in lieu of calling an election thereon, the County desires to institute proceedings to enter into the Loan Agreement by causing a notice of such proposal to be published, including notice of the right to petition for an election, under the provisions of Section 331.442(5) of the Code of Iowa; and it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to enter into the Loan Agreement and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Winnebago County, Iowa, as follows:

Section 1. This Board will meet on August 13, 2024, at the Supervisor's Office, Winnebago County Courthouse, Forest City, Iowa, at 9 o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement and setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 10 and not more than 20 days before the date selected for the meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO
ENTER INTO A LOAN AGREEMENT AND TO BORROW MONEY
THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$6,200,000

(GENERAL OBLIGATION)

The Board of Supervisors of Winnebago County, Iowa, will meet on August 13, 2024, at the Supervisor's Office, Winnebago County Courthouse, Forest City, Iowa, at 9 o'clock a.m., for the purpose of instituting proceedings and taking action on a proposal to enter into a loan agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$6,200,000 for the purpose of paying the costs, to that extent, of undertaking the Winnebago County Road and Bridge Improvement Projects, and urban renewal project of the county authorized by action of the Board of Supervisors on July 2, 2024.

The Loan Agreement is proposed to be entered into, and bonds will be issued thereunder, pursuant to authority contained in Section 331.402 and Section 331.441(2)(b)(14) of the Code of Iowa. The Loan Agreement and the bonds will constitute a general obligation of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the County may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

It is estimated the annual increase in property taxes on a residential property with an actual valuation of one hundred thousand dollars resulting from the County entering into the Loan Agreement will be \$122.72, however the Board of Supervisors may determine for any fiscal year while the Loan Agreement is outstanding to budget other available revenues to the payment of some or all of the debt service coming due thereunder.

At any time before the date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.441(2)(b)(14) of the Code of Iowa.

By order of the Board of Supervisors of Winnebago County, Iowa.

Karla Weiss
County Auditor

Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the County declares (a) that it intends to undertake the Project which is reasonably estimated to cost approximately \$6,200,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of bonds, notes or other obligations (the "Bonds"), or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the County, or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project has heretofore been made by the County and no expenditures will be made by the County until after the date of this Resolution or a prior intent resolution of the County, and (c) that the County reasonably expects to reimburse the expenditures made for costs of the County out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately after its adoption and approval, as provided by law

Passed and approved July 23, 2024.

Chairperson, Board of Supervisors

Attest:

County Auditor

Kris Oswald, Drainage Clerk discussed drainage matters.

Scott Meinders, Engineer discussed Secondary Road matters including preliminary discussion of the width of shoulders on the Asmus project and regrading going north on 40th Street has started. There was discussion on the Emmons Bridge and Troy Fleener is crushing concrete.

On a motion by Smith and seconded by Durby the Supervisors moved to approve the utility permit for the City of Scarville to bury a water line. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Smith the Supervisors moved to approve the following Auditor's Transfer: #3989 from General Basic to Public Health for \$71,250.00. All voted aye. Motion carried.

The following claims were approved and ordered to be paid:

Ahlers & Cooney PC	Services	\$102.00
Amazon Capital Services	Supplies	\$156.95
Austin Office Products	Supplies	\$94.18
Carolyn Miller CSR-RPR	Services	\$231.50
Catarino Martinez	Well Repairs	\$294.25
Central Iowa Detention	Services	\$30.00
Charles Bolinger	Well Repairs	\$353.10
Electronic Engineering	Supplies	\$64.90
Farmers Coop Assn	Fuel	\$115.60
Fidelity Security Life	Services	\$904.85
Forest City Ford	Services	\$634.68
GRP & Associates	Services	\$43.00
Hy-Vee Inc	Jail Food	\$8,520.10
Iowa Dept of Veterans Affairs	Reimbursement	\$213.21
Iowa Law Enforce Academy	Education	\$500.00
Iowa State Medical Examiner	Medical Examiner Fee	\$2,062.00
ISCTA	Dues	\$250.00
JCL Solutions	Supplies	\$29.38
Kris Oswald	Mileage	\$108.41
Lake Mills Lumber Co	Supplies	\$373.02
Lake Mills PT	Services	\$1,160.68
Mail Services	Services	\$480.70
Medline Industries Inc	Supplies	\$412.26
Mid-America Publishing Corp	Advertising	\$24.60
Napa - Forest City	Supplies	\$9.97
PRIA	Dues	\$60.00
Reliance Standard Life Ins Co	Services	\$1,786.87
Schumacher Elevator Co	Services	\$260.41
Singelstad Hardware	Supplies	\$60.97
Sonja Alamsya	Mileage	\$131.09
Thrifty White	Supplies	\$128.85
Twyla Ostercamp, DO	Medical Examiner Fee	\$300.00
Verizon Wireless	Telephone	\$51.54
Visa	Supplies	\$1,569.35
Visual Edge IT Inc	Services	\$41.60
Wellmark BC/BS	Services	\$105,340.73
Winnebago Co Historical Soc	Contribution	\$3,000.00
Ziegler Inc	Equipment	\$362,876.99

The session was adjourned until 9:00 A.M. July 30, 2024.

Terry Durby, Chairperson

Attest: _____
Karla Weiss, County Auditor