

**July 10, 2019**

Board members present for regular session at 8:00 a.m. were: Hoadley, Homan, Shelley, Twombly, and Wedemeyer.

Also present: Mandy Berg, Melissa Larson, Donnell Griffith, Joanie Finck, Tanya Lamb, Laura Stewart, Ryan Larson, Harold Larson and Hazel Larson, and Helen Larson.

All motions were approved unanimously unless noted otherwise.

The Board meeting was held at the Secondary Roads Office Building due to the inaccessibility of the Boardroom at the Courthouse for the elevator construction.

**MINUTES:** Moved by Twombly and seconded by Shelley to approve the minutes from July 3, 2019. Approved.

**ATTORNEY APPOINTMENT:** Moved by Hoadley and seconded by Twombly to appoint Melissa Larson as Adair County Attorney effective July 10, 2019. Approved. Roll call vote: Wedemeyer, aye; Twombly, aye; Shelley, aye; Hoadley, aye; and Homan, aye.

**OATH OF OFFICE:** Melissa Larson was given the Oath Office as County Attorney.

**ATTORNEY OFFICE AND STAFF:** County Attorney Larson informed the Board that she would like to keep Kara Ladd on for a period not to exceed 90 days per former County Attorney, Clint Hight's recommendation in order to give Larson and her office time to learn processes and cases. Larson is hoping that they will not need her for that entire period. Larson would like to appoint Donnell Griffith as her clerk and would like for her to be a considered as a County employee. Supervisor Shelley asked if Larson had enough space for all of the County's documents in her office and Larson stated that she was in the process of talking to Clint Hight and his family about purchasing his office building. Moved by Homan and seconded by Hoadley to approve keeping Kara Ladd as an employee not to exceed 90 days and to approve the appointment of Donnell Griffith as Attorney Clerk. Approved. Melissa Larson, Donnell Griffith, Laura Stewart, Ryan Larson, Harold Larson, Hazel Larson, and Helen Larson exited at 8:08 a.m. Dominic Johnson, Conservation Director entered at 8:08 a.m.

**GENERAL OBLIGATION CAPITAL LOAN NOTES:** Moved by Shelley and seconded by Twombly to approve **Resolution #2019-34** – Resolution Directing The Advertisement For Sale Of \$5,000,000 (Dollar Amount Subject To Change) General Obligation Capital Loan Notes, Series 2019, And Approving Electronic Bidding Procedures And Official Statement WHEREAS, the Issuer is in need of funds to pay costs of: a) equipping the Recorder's office (digitizing county records and books), at a cost of not to exceed \$40,000; b) capital projects for the construction, reconstruction, improvement, repair, or equipping of bridges, roads, and culverts to assist in economic development which creates jobs and wealth, consisting of the following road segments and bridges: G61/310th St Grading (from Adair-Cass Ave to N51); G27/160th St Paving (from Adair-Cass Ave to N54); and c) peace officer communication equipment and emergency communication equipment and systems, essential county purposes, and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$5,115,000 be authorized for said purposes; and WHEREAS, pursuant to notice published as required by Sections 331.402 and 331.443 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of the Notes, and the Board is therefore now authorized to proceed with the issuance of said Notes for such purposes; and WHEREAS, the Issuer is in need of funds to pay costs of aiding of the planning, undertaking, and carrying out of urban renewal projects under the authority of chapter 403, including projects for the construction, reconstruction, improvement, repair, or equipping of bridges, roads, and culverts, to assist in economic development which creates jobs and wealth, consisting of the following road segments and bridges: G61/310th St Grading (from Adair-Cass Ave to N51); G27/160th St Paving (from Adair-Cass Ave to N54, essential county purposes, and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of not to exceed \$3,375,000 be authorized for said purposes; and WHEREAS, pursuant to notice published as required by Sections 331.402, 331.441(2)(b)(14), 331.443 and 403.12 of the Code of Iowa, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the issuance of said Notes, and no petitions for referendum having been received, the Board is therefore now authorized to proceed with the issuance of said Capital Loan Notes for such purposes; and WHEREAS, in conjunction with its Municipal Advisor, Speer Financial, Inc., the County has caused an Official Statement to be prepared outlining the details of the proposed sale of the Notes; and WHEREAS, the Board has received information from its Municipal Advisor evaluating and recommending the procedure hereinafter described for electronic, facsimile and internet bidding to maintain the integrity and security of the competitive bidding process and to facilitate the delivery of bids by interested parties; and WHEREAS, the Board deems it in the best interests of the County and the residents thereof to receive bids to purchase such Notes by means of both sealed and electronic internet communication. NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ADAIR COUNTY, STATE OF IOWA:

Section 1: That the receipt of electronic bids by facsimile machine and through the SpeerAuction Competitive Bidding System described in the Terms of Sale and Official Statement are hereby found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the offering at public sale.

Section 2: That General Obligation Capital Loan Notes, Series 2019, of Adair County, State of Iowa, in the amount of \$5,000,000 (dollar amount subject to change), to be issued as referred to in the preamble of this Resolution, to be dated August 28, 2019, be offered for sale pursuant to the published advertisement.

Section 3: That the preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Chairperson and County Auditor, upon the advice of bond counsel and the County's Municipal Advisor, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Notes for sale.

Section 4: That bids for the sale of Notes of Adair County, State of Iowa, hereafter described, must be received at the office of the County Treasurer, at the office of the County Auditor, Adair County Courthouse, 400 Public Square, Greenfield, Iowa (the "Issuer") before 10:30 o'clock A.M., on the 31st day of July, 2019. The bids will then be publicly opened and referred for action to the meeting of the Board of Supervisors in conformity with the TERMS OF OFFERING.

Section 5: The Notes to be offered are the following:

GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2019, in the amount of \$5,000,000\*, to be dated August 28, 2019 (the "Notes")

\*Subject to principal adjustment pursuant to official Terms of Offering.

Section 6: Open bids will not be received. Bids will be received in any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received must be received by the County Treasurer, at the office of the County Auditor, Adair County Courthouse, 400 Public Square, Greenfield, Iowa.
- Electronic Internet Bidding: Electronic internet bids will be received by the County's Municipal Advisor, Speer Financial, Inc., 531 Commercial Street, Waterloo, Iowa. The bids must be submitted through the SPEERAUCTION competitive bidding system.
- Electronic Facsimile Bidding: Electronic facsimile bids will be received by the County Treasurer, at the office of the County Auditor, Adair County Courthouse, 400 Public Square, Greenfield, Iowa (facsimile number: 641-743-2565) or the County's Municipal Advisor, Speer Financial, Inc., 531 Commercial Street, Waterloo, Iowa (facsimile number: 319-291-8628). Electronic facsimile bids will be treated as sealed bids.

Section 7. After the time for receipt of bids has passed, the close of sealed bids will be announced. Sealed bids will then be publicly opened and announced. Finally, electronic internet bids will be accessed and announced.

Section 8. The sale and award of the Notes will be held at the Secondary Roads Meeting Room, 602 SW 2nd Street, Greenfield, Iowa at a meeting of the Board of Supervisors on the above date at 2:30 o'clock P.M.

Section 9. The Issuer has issued an Official Statement of information pertaining to the Notes to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference. The Official Statement may be obtained by request addressed to the County Auditor, 400 Public Square, Greenfield, Iowa 50849; Telephone: 641-743-2546 or the Issuer's Municipal Advisor, Speer Financial, Inc., 531 Commercial Street, Waterloo, Iowa, 50703; Telephone: 319-291-2077.

Section 10. All bids shall be in conformity with and the sale shall be in accordance with the Terms of Offering as set forth in the Official Statement.

Section 11. The Notes will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed Notes without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Notes, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Notes.

Section 12. The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

Roll call vote: Wedemeyer, aye; Twombly, aye; Shelley, aye; Hoadley, aye; and Homan, aye. Approved.

**CHILD ABUSE PREVENTION GRANT:** Moved by Shelley and seconded by Twombly for Auditor Berg, as Contract Administrator, to sign the Child Abuse Prevention Grant draw down. Approved.

**SICOG HTF REPORT:** Moved by Shelley and seconded by Twombly to approve the semi-annual SICOG Housing Trust Fund Report. Approved. John Marshall, MidAmerican Energy and Nick Kauffman, County Engineer entered at 8:12 a.m.

**ROADS VIOLATIONS:** Supervisor Hoadley informed the Board that she had heard more complaints and witnessed more road violations with the trucks and cranes being used for the wind turbines. Supervisor Hoadley stated that this is our home and our residents and that something should be done. Supervisor Wedemeyer stated these road violations are not part of the road use agreement or have to do with road conditions and that these violations should be reported to the Sheriff to handle. John Marshall, MidAmerican Energy stated when he receives complaints without a license or truck number that there is nothing he can do, but he will assign workers to a different site out of the County when violations are made. Marshall also stated that he has seen locals violating traffic laws and not practicing safe driving. Supervisor Shelley stated that he is not advocating what the workers are doing, but that other drivers also need to take some responsibility and slow down when they know they are driving in a construction area. Supervisor Hoadley stated that she thought MidAmerica was just making excuses and being irresponsible. Marshall exited at 8:26 a.m. Kauffman, Finck, and Lamb exited at 8:28 a.m.

**CONSERVATION UPDATE:** Dominic Johnson, Conservation Director gave an update to the Board on the following projects: storage units have been put at Mormon trail, trap doors have been replaced, mowing slowing down, no complaints with fireworks and camping during the Independence Day weekend, and they have 5 memorial benches to install. Johnson exited at 8:30 a.m. The Board and Auditor moved to a Secondary Roads Office for the closed session in order to maintain privacy.

**CLOSED SESSION:** Moved by Shelley and seconded by Homan to go into closed session per Iowa Code Section 21.5(1)(c)-Discuss strategy with counsel at 8:31 a.m. Roll call vote: Wedemeyer, aye; Twombly, aye; Homan, aye; Shelley, aye; and Hoadley, abstain. Approved. Moved by Twombly and seconded by Shelley to exit the closed session at 8:48 a.m. Approved. The Board and Auditor moved back to the Secondary Roads meeting room.

**COUNTY HEALTH INSURANCE:** Tim Johnston, Kingston Life and Health entered at 8:49 a.m. Johnston went over the County's Health Insurance policy with the Board, hoping to answer any questions they may have. Johnston explained that with Wellmark being 4 ½ months behind on the claims, the County's HRA plan didn't roll out the way it was supposed to and he thinks it caused a lot of confusion. Supervisor Hoadley and Auditor Berg both agreed that the print out that comes with Secure Benefits checks is hard to read and wondered if there was a way that could be changed. Johnston agreed and stated that Secure Benefits software was outdated and was unable to be changed. Johnston thought that if problems keep occurring with Secure Benefits, that we could change to a different third-party administrator. Auditor Berg thought that employees needed a better understanding of their insurance coverage and something explaining why the County changed to an HRA plan to help ease their frustration. Johnston believes that it would be a good idea to get a newsletter out to employees and will draw something up. Johnston also stated that he thinks

the County is right on track with their reserve fund and that the Board could look at ways to enhance employee insurance in the future with any extra savings. Johnston exited at 9:36 a.m.

**ENGINEER:** Nick Kauffman, County Engineer entered at 9:36 a.m. **Report of Maintenance & Activities** – Leroy & Sons are doing some seeding and erosion control on grading project; repairs on a culvert using LOST funds; W12 Walnut culvert extension; pulling up edges on 110<sup>th</sup> Street from Kent to East of Highway 25; South of Bridgewater property and right of way purchasing.

**ADJOURNMENT:** Moved by Twombly and seconded by Shelley to adjourn at 9:42 a.m. Approved.

**ADAIR COUNTY BOARD OF SUPERVISORS:** \_\_\_\_\_ Matt Wedemeyer, Chairman

**ATTEST:** \_\_\_\_\_ Mandy Berg, Auditor