

JANUARY 6, 2020

The Board of Supervisors of Clinton County, Iowa, met. Present were Supervisors Srp, Determann and Irwin. Minutes of the previous meeting were read and approved.

9:00 A.M. Review Correspondence and Claims
Call to Order – Pledge of Allegiance

9:15 A.M. Formal Action & Motions

CONSENT AGENDA

Resolution #2020-10 through #2020-11 were approved on the Consent Agenda:

RESOLUTION #2020-10

WHEREAS, pursuant to Iowa Code Section 445.63 the Department of Transportation of Iowa and the County of Clinton are entitled to abatement of taxes owed as detailed: Clinton 4402640100 2578 Hwy 30 \$ 17.00

THEREFORE BE IT RESOLVED pursuant to Code of Iowa Sections 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcel as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTION #2020-11

WHEREAS, pursuant to Iowa Code Section 445.63 the Department of Transportation of Iowa and the County of Clinton are entitled to abatement of taxes owed as detailed: Clinton 1811481020 2419 260th Ave \$ 45.00

THEREFORE BE IT RESOLVED pursuant to Code of Iowa Sections 445.63 taxes owing shall be abated and the treasurer is hereby authorized to make amendment to the county records indicating said abated tax for the parcel as noted, and the County Auditor shall update the record for fiscal year 2020-2021 in the same manner.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Daniel A. Srp, Chairperson

RESOLUTIONS

The following resolution was presented and on motion approved:

RESOLUTION #2020-12

WHEREAS, the County is in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the Administration Building Elevators, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #1), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the County is also in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the Administration Building Chiller and Administration Building Parking Lot, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #2), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the County is also in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the Administration Building Roof, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #3), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the County is also in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the Administration Building ADA Restrooms, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #4), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and WHEREAS, the County is also in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the DeWitt Satellite Office Security Improvements, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #5), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, the County is also in need of funds to pay costs of public buildings, including the site or grounds of, and the erection, equipment, remodeling, or reconstruction of, and additions or extensions to the buildings, including the Secondary Roads Garage, essential county purpose(s), and it is deemed necessary and advisable that General Obligation Bonds (ECP #6), to the amount of not to exceed \$750,000 be authorized for said purpose(s); and

WHEREAS, pursuant to notice published as required by Section 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 Bonds, and the Board is therefore now authorized to proceed with the issuance of said Bonds for such purpose(s); and

WHEREAS, pursuant to Section 531.445 of the Code of Iowa, it is deemed appropriate that the various general obligation bonds hereinabove described be combined for the purposes of issuance and sale in a single issue of County bonds, and it is deemed advisable and necessary by this Board that Series 2020 bonds to the extent of \$2,015,000 be now offered for the aforesaid 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 Bonds; 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 Bonds by means of both sealed and electronic internet communication.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Clinton County, Iowa:

Section 1. That the receipt of electronic bids by facsimile machine and through the Speer Auction Competitive Bidding System described in the Notice 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 Bonds, Series 2020, of Clinton County, Iowa, in the amount of \$2,015,000 (dollar amount subject to change), to be issued as referred to in the preamble of this Resolution, to be dated February 18, 2020, 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 Bonds for sale.

Section 4. That the Auditor is hereby directed to publish notice of sale of the Bonds at least once, the last one of which shall be not less than four clear days nor more than twenty days before the date of the sale. Publication shall be made in "The Clinton Herald", a legal newspaper, printed wholly in the English language, published within the county in which the Bonds are to be offered for sale. The notice is given pursuant to Chapter 75 of the Code of Iowa, and shall state that this Board, on the 21st day of January, 2020, at 1:30 P.M., will hold a meeting to receive and act upon bids for said Bonds, which bids were previously received and opened by County Officials at 10:30 A.M. on said date. The notice shall be in substantially the following form: (To be published on or before January 17, 2020)

NOTICE OF BOND SALE

Time and Place of Sealed Bids: Bids for the sale of Bonds of Clinton County, Iowa, hereafter described, must be received at the office of the County Auditor, 1900 North 3rd Street, Clinton, Iowa 52733; Telephone: 563-244-0568 (the "Issuer") before 10:30 A.M., on the 21st day of January, 2020. 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.

The Bonds: The Bonds to be offered are the following: GENERAL OBLIGATION BONDS, SERIES 2020, in the amount of \$2,015,000*, to be dated February 18, 2020 (the "Bonds")

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

Manner of Bidding: 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 at the office of the County Auditor at 1900 North 3rd Street, Clinton, Iowa 52733.
- Electronic Internet Bidding: Electronic internet bids will be received at the office of the County Auditor at 1900 North 3rd Street, Clinton, Iowa 52733. The bids must be submitted through the SPEERAUCTION competitive bidding system.
- Electronic Facsimile Bidding: Electronic facsimile bids will be received at the office of the County Auditor at 1900 North 3rd Street, Clinton, Iowa 52733 (facsimile number: (563) 243-5869) and/or the County's Municipal Advisor, Speer Financial, Inc., Waterloo, Iowa (facsimile number: 319-291-8628). Electronic facsimile bids will be treated as sealed bids.

Consideration of Bids: 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.

Sale and Award: The sale and award of the Bonds will be held at the Board Room, 1900 North 3rd Street, Clinton, Iowa at a meeting of the Board of Supervisors on the 21st day of January, 2020 at 1:30 P.M.

Official Statement: The Issuer has issued an Official Statement of information pertaining to the Bonds to be offered, including a statement of the Terms of Offering and an Official Bid Form, which is incorporated by reference as a part of this notice. The Official Statement may be obtained by request addressed to the County Auditor, 1900 North 3rd Street, Clinton, Iowa 52733; Telephone: 563-244-0568 or the Issuer's Municipal Advisor, Speer Financial, Inc., 531 Commercial Street, Waterloo, Iowa, 50701; Telephone: 319-291-2077.

Terms of Offering: 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.

Legal Opinion: The Bonds 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 Bonds 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 Bonds, 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 Bonds.

Rights Reserved: 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.

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

Roll Call: Irwin: Yes; Determann: No; Srp: Yes.

Daniel A. Srp, Chairperson

Resolution #2020-12 discussion: County Auditor Eric Van Lancker asked after the vote if there will be an issue with the afternoon meeting on January 21. He said that meeting is to approve the bond sale. He wondered if there should be a plan B as only two supervisors said they could attend that meeting and one of them voted against this resolution. Due to a lack of a response, Van Lancker said he would contact the bond consultants about a plan B. Chairman Srp, who is expected to be out of town that week, said he would research opportunities he may have to call into that meeting.

The following resolution was presented and on motion approved:

RESOLUTION #2020-13

WHEREAS, Clinton County voters approved a proposition to issue General Obligation Bonds not to exceed \$22,000,000 for the purpose to pay for the costs of designing, constructing, equipping and furnishing a jail, sheriff's office, 911/communications center and emergency management agency office and demolition of the existing facility; and

WHEREAS, the Clinton County Board of Supervisors have deemed it best practice to review each claim for payment for said project; and

WHEREAS, the appropriate Clinton County officials have reviewed the claim(s) listed below and recommend payment; and

WHEREAS, the following list of claims have been submitted for payment on said project:

VENDOR	AMOUNT	INVOICE DATE
Cornerstone Construction Group	\$66,240.00	12/20/2019
Larry L Joe Determan Inc	\$59,200.00	12/05/2019
HCM Window Tinting	\$645.00	11/13/2019
Crandall Construction & Excavating	\$47,245.00	12/15/2019

BE IT RESOLVED by the Clinton County Board of Supervisors that said claims have been duly reviewed and approved for payment; and

BE IT FURTHER RESOLVED the County Auditor is authorized to make said payments within the standard claim payment process from the Capital Projects Fund.

Roll Call: Irwin: Yes; Determann: No; Srp: Yes.

Daniel A. Srp, Chairperson

UNFINISHED BUSINESS

GENERAL PUBLIC

DEPARTMENT HEADS, ELECTED OFFICIALS AND EMPLOYEES

Van Lancker reported to the Board that a draft of the FY21 budget schedule was sent to them before the meeting. He reminded the Board that the Moody's rating call is at 2:30 p.m. on Friday and that the Board will need to meet on January 21 at 1:30 p.m. to order the sale of the bonds and to canvass the drainage district election.

Supervisor Determann asked the room to stand in a moment of silence in remembrance of Clinton Fire Fighter Eric Hosette who died on duty a year ago Sunday.

County Engineer Todd Kinney said the work in Drainage District #7 has been completed. He said Drainage District #17 Lateral A sections have been completed. He added bids are due tomorrow for work in Drainage District #22. He said all of that project, except 15%, will be covered by FEMA disaster funds.

DISCUSSION WITH POSSIBLE ACTION

Law Enforcement Center Project update: County Facilities Director Corey Johnson reported the parking lot is moving along fairly well. He said the approach from Seventh Avenue South has been poured and the lot should be poured past the front lobby by the end of the week. He will meet with the Sheriff's Office on when the parking lot will be open and when the lobby doors will be open for business. Supervisor Irwin said he was frustrated that Emergency Management is parking in front of the Courthouse and wondered if they could use the gravel lot. Johnson said the gravel lot is open to be used. Irwin asked about an issue with the ventilation in an isolation cell. Johnson said it is being worked on now and the duct work should be finished this week. He said the cell should be able to be used within a couple of weeks.

Elvira Wastewater project update: County Sanitarian Shane McClintock reported the engineer would like to know if their services will be required for the future steps of the project. McClintock said he and County Attorney Mike Wolf spoke about that option and believe it should continue with the engineering firm. Determann asked about the Treasurer's Office receiving the payments. McClintock said it would be cheaper for the residents to go through the Treasurer's Office. Determann is concerned what would happen if the residents didn't do maintenance. McClintock said the resident would have an illegally discharging system and a cease and desist order would be issued to force them to do the maintenance.

MOTION by Supervisor Determann to authorize Sanitarian to proceed with section C and negotiate section D of the engineering agreement.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Motion carried.

Alliant pipeline project review: The Board discussed what it learned last week with Wolf. Srp said the discussion last week focused on the equipment used on the soil on the parcel in question. Wolf said the IUB opened the claim and started the process without the County participation, but the utility said that is not proper procedure. He believes the County decision was somewhat negated since the IUB had accepted it and started to investigate. He said he doesn't feel comfortable having the Board make a decision since it already made it to the IUB which has more experience in reviewing these matters. Wolf said if the County opinion were to come into play, then he will let them know. Wolf will email the Board with a summary of today's discussion and also copy the landowner.

Grand Mound project support: Supervisor Irwin reported he individually supported the first part of the project to move the train depot into the city. He said this letter of support seeks funding from a company to renovate the depot and make it handicapped accessible. Srp mentioned this project could be a candidate for REAP funding.

MOTION by Supervisor Irwin to authorize the Board to sign the letter of support for the Grand Mound depot project.

Roll Call: Irwin: Yes; Determann: Yes; Srp: Yes.

Motion carried.

County Treasurer vacancy: Chairman Srp said the process for addressing the vacancy have previously been discussed. Srp said he's not inclined to order a special election due to the cost and considering it will appear on the November ballot. Determann didn't want to appoint and then have that person lose the election and be out seven months later. Van Lancker said it would be ideal to find someone to serve seven months without being interested in running. Srp asked how the appointment process would look. Determann said you could collect applications and conduct interviews. Van Lancker explained the possible schedule and cost for a special election. County Treasurer Rhonda McIntyre suggested her assistant Karen Petersen would be an excellent appointment for the time being as she is not interested in running for treasurer and knows the office. Srp appreciated that option being forwarded. McIntyre

suggested selecting someone ahead of time due to changing documents with someone new. She said that wouldn't be a concern with Petersen appointed. Determann asked if Petersen would be there through the election. She said she considered retiring at the end of June, but she would consider not running for treasurer but helping out until a new one is elected.

The Board of Supervisors adjourned to meet on Monday, January 13, 2020.

Eric Van Lancker, County Auditor

Daniel A. Srp, Chairperson

-APPROVED-

County Auditor

Chairperson