

November 1, 2021

Forty-fourth Day

The Worth County Board of Supervisors met pursuant to adjournment with Mark Smeby and Enos Loberg, present and A.J. Stone, absent.

Smeby led the meeting in the Pledge of Allegiance.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Smeby and Loberg. Nays: none. Abstentions: none. Absent: Stone.

Motion by Loberg, second by Smeby, carried to approve the November 1, 2021 board agenda.

Motion by Loberg, second by Smeby, carried to approve the October 25, 2021 board minutes.

Motion by Loberg, second by Smeby, carried to approve updated Drainage Work order and Beaver Trapping forms for the auditor's office.

Motion by Loberg, second by Smeby, carried to approve claims in the amount of \$55,223.54, as per the following schedule:

Alliant Energy	Service-Gsr	4,841.45
Andrea Myli	Reimb-Asr	16.04
Aramark	Service-Gsr	292.33
Black Hills Energy Inc	Service-Eng	152.86
Bomgaars Supply, Inc	Supplies-Con	194.99
Brian M Kuchay, Md	Ems Contract	100.00
City Of Northwood	Service-Gsr	309.14
Croghan & Russell, Cpa, Pc	Service-Phd	3,100.00
Enos Loberg	Mileage-Sup	183.12
Falkstone Llc	Rock-Eng	1,916.96
Farm & Home Publishers, Ltd	Service-Gsr	920.00
Henry M. Adkins & Son Inc.	Service-Aud	6,693.74
Ia Division Of Labor Service	Service-Gsr	40.00
J & J Machining Welding & Fabricating	Service-Eng	3,247.50
Joel Rohne	Mileage-It/Gis	178.08
Judy Stevens	Reimb-Asr	75.03
Lawson Products Inc	Supplies-Eng	30.66
Liberty Tire Recycling Llc	Service-Sdp	1,490.16
Mark Tomlinson	Reimb-Ema	11.00
Mc2 Inc	Service-Wat	341.19
Mediacom	Service-Gsr	239.95
Metal Culverts Inc	Supplies-Eng	6,215.00
Midwest Wheel Companies Inc	Parts-Eng	76.96
Myron Corp	Supplies-Vaf	153.64
Nassco Inc.	Supplies-Gsr	347.38
Niacog	Service-Tra	1,215.98

Ncrerc	Service-Dis/Ema	5,774.48
Northwood Sanitation Llc	Service-Gsr	191.50
Peterson Contractors Inc	Service-Eng	15,764.55
Plunkett's Pest Control Inc	Service-Shf	91.94
R80 Llc	Fuel-Gsr	16.00
Reserve Account	Postage-Rec	75.20
Staples Credit Plan	Supplies	27.16
Ziegler Inc	Parts-Eng	899.55
		<hr/>
		55,223.54

Motion by Loberg, second by Smeby, carried to approve a tax abatement in the amount of \$109.76 for parcel #01-07-300-008.

Motion by Loberg, second by Smeby, carried to approve Resolution #2021.11.01.01

RESOLUTION NO. 2021.11.01.01

Resolution Setting Date for a Public Hearing on the Proposal to Incur Non-Current Debt

WHEREAS, the Board of Supervisors of Worth County, Iowa (the "County"), has established the Worth County Consolidated Urban Renewal Area (the "Urban Renewal Area") and has established the Worth County Consolidated Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has undertaken a certain urban renewal project (the "Highway 105 Project") in the Urban Renewal Area, consisting of using tax increment financing to support the construction of certain road improvements on Highway 105 for the promotion of economic development; and

WHEREAS, it has been proposed that the County facilitate an internal advance of fund in an amount not to exceed \$2,000,000 (the "Advance") for the purpose of paying the costs of the Highway 105 Project and the County desires to make the Advance eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area; and

WHEREAS, pursuant to Section 331.479 of the Code of Iowa, it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to approve the Advance and to give notice thereof as required by such law;

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

Section 1. This Board will meet electronically and/or at the County Courthouse, Northwood, Iowa, on November 15, 2021, at 9:00 o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to approve the Advance.

Section 2. The County Auditor shall publish notice of said hearing, the same being in the form attached to this resolution, which publication shall be made in a legal newspaper of general

circulation in Worth County, which publication shall be not less than four (4) and not more than twenty (20) days before the date set for the hearing.

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS FOR THE
INCURRENCE OF NONCURRENT DEBT IN A PRINCIPAL AMOUNT NOT TO
EXCEED \$2,000,000

(NONCURRENT DEBT)

The Board of Supervisors of Worth County, Iowa (the "County"), will meet on November 15, 2021, at the County Courthouse, Northwood, Iowa, at 9:00 o'clock a.m., for the purpose of instituting proceedings and taking action on a proposal to incur noncurrent debt (the "Noncurrent Debt") in a principal amount not to exceed \$2,000,000 for the purpose of constructing certain road improvements to Highway 105 for the promotion of economic development (the "Highway 105 Project"). The Highway 105 Project is being undertaken as an urban renewal project in the Worth County Consolidated Urban Renewal Area.

At the time and place set forth herein, oral or written objections may be filed or made to the proposal to incur the Noncurrent Debt. After receiving objections, the County may determine to incur the Noncurrent Debt.

The Noncurrent Debt will be in the form of an internal advance (the "Internal Advance") of funds totaling \$500,000 from the County's General Basic Fund and funds totaling \$1,500,000 from the County's Secondary Roads Fund for the payment of costs of the Highway 105 Project and shall be repaid in one or more annual installments on or before June 1, 2022. The Noncurrent Debt will be incurred pursuant to authority contained in Chapter 403 and in Section 331.478 and Section 331.479 of the Code of Iowa.

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

Jacki A. Backhaus
County Auditor

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This resolution shall be in full force and effect immediately upon its approval and adoption, as provided by law.

Passed and approved November 1, 2021.

Mark Smeby
Vice-Chairperson, Board of Supervisors

Attest: Jacki A. Backhaus, County Auditor

Motion by Loberg, second by Smeby, carried to approve Resolution #2021.11.01.02

RESOLUTION NO. 2021.11.01.02

Resolution relating to the financing of certain proposed improvements to Highway 105 to be undertaken by Worth County, Iowa; establishing compliance with reimbursement bond regulations under the Internal Revenue Code

BE IT RESOLVED by the Board of Supervisors (the “Board”) of Worth County, Iowa (the “County”), as follows:

Section 5. Recitals.

The Internal Revenue Service has issued Section 1.150-2 of the Income Tax Regulations (the “Regulations”) dealing with the issuance of bonds, all or a portion of the proceeds of which are to be used to reimburse a county for project expenditures made by a county prior to the date of issuance.

The Regulations generally require that a county make a prior declaration of its official intent to reimburse itself for such prior expenditures out of the proceeds of a subsequently issued borrowing and that the borrowing occur and the reimbursement allocation be made from the proceeds of such borrowing within a certain period after the payment of the expenditure or the date the projects are placed in service; and

The County desires to comply with requirements of the Regulations with respect to certain projects hereinafter identified.

Section 6. Official Intent Declaration.

The County proposes to undertake the following projects and to make original expenditures with respect thereto prior to the issuance of bonds, notes or other obligations (the “Bonds”) and reasonably expects to issue the Bonds for such projects in the maximum principal amount shown below:

	Maximum Amount of Bonds
<u>Project</u>	<u>Maximum Amount of Bonds Expected to be Issued for Project</u>
Highway 105 Project	\$3,700,000

Other than (i) expenditures to be paid or reimbursed from sources other than the Bonds or (ii) expenditures made not earlier than sixty days prior to the date of this Resolution 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 projects have heretofore been made by the County for which the County will seek reimbursement from the proceeds of the Bonds.

This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 7. Budgetary Matters.

As of the date hereof, there are not sufficient County funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or

otherwise set aside) to provide full, permanent financing for the expenditures related to the Highway 105 Project, other than pursuant to the issuance of the Bonds. This resolution, therefore, is determined to be consistent with the County's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

Section 8. Reimbursement Allocations.

The County's Finance Director shall be responsible for making the "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the County to make payment of the prior costs of the projects. Each allocation shall be evidenced by an entry on the official books and records of the County maintained for the Bonds, shall specifically identify the actual prior expenditure being reimbursed or, in the case of reimbursement of a fund or account, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the Bonds from any restriction under the bond resolution or other relevant legal documents for the Bonds, and under any applicable state statute, which would apply to the unspent proceeds of the Bonds.

Section 9. Repealer.

All resolutions, parts of resolutions, or actions of the Board in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved November 1, 2021

Mark Smeby
Vice-Chairperson, Board of Supervisors

Attest: Jacki A. Backhaus, County Auditor

Motion by Loberg, second by Smeby, carried to approve the Inmate's Handbook/Worth County Jail as presented by Sheriff Dan Fank.

Motion by Loberg, second by Smeby, carried to adjourn at 9:31 A.M. The next meeting of the Board of Supervisors will be Monday, November 8, 2021 at 8:30 A.M.

Jacki A. Backhaus
Auditor

Mark Smeby
Vice-Chairperson