

**Supervisors Room, Courthouse
Pocahontas, Iowa
September 10, 2024**

The Board of Supervisors of Pocahontas County, Iowa, met for a regular session pursuant to adjournment. Members present: Chairman, Kyle Smith; Supervisors, Jeff Ives, Louis Stauter, Clarence Siepker, Brent Aden; Auditor, Nita Hinrickson. Others present: Reporter, Erin Sommers; Collin Klingbeil via Phone; Victoria Slinkard and Michael Ryan, Community & Family Resources; Kalista Wagner, Assessor; James Roetman, CEO-PCH; Holly Storms, CFO-PCH; Tate Schmeling, County Engineer.

Motion by Clarence Siepker, seconded by Brent Aden, to approve the minutes from August 27, 2024 as presented. Ayes all, motion carried.

Motion by Louis Stauter, seconded by Jeff Ives, to approve the agenda as posted. Ayes all, motion carried.

Old business: Nothing to report

Collin Klingbeil, Jacobson-Westergard reviewed his report on DD51 for filing. Larger pipes would be beneficial but cost to replace is too large. Report recommends removal of trees. Could do a resolution requesting not to plant trees over the tile. Drainage District has to pay for the removal of trees. Public hearing will be held on November 19, 2024 at 5:30 pm at the Courthouse. Reclassification may need to be done.

Victoria Slinkard, Community & Family Resources informed the board that September is National Recovery Month and requested the Board to make a Proclamation. Motion by Clarence Siepker, seconded by Brent Aden, to adopt the Recovery Month Proclamation. The Chairman called for a voice vote: Ayes -Jeff Ives, Louis Stauter, Kyle Smith Clarence Siepker, Brent Aden. Nays – none.

Where by the Chairman declared the proclamation duly adopted to wit:

2024 National Recovery Month Proclamation

WHEREAS, mental health and substance use disorders affect all communities nationwide; and with commitment and support, those impacted can embark on a journey of improved health and overall wellness; and

WHEREAS, the focus of Recovery Month this September is to celebrate all people that make the journey of recovery possible by embracing the tagline, "Recovery is For Everyone: Every Person, Every Family, Every Community." Recovery Month spreads the message that people can and do recover every day; and

WHEREAS, the impact of mental health and substance use disorders is apparent in our local community, and an estimated 100,000 people in Iowa are affected by these conditions; and

WHEREAS, through Recovery Month, people become more aware and able to recognize the signs of mental health and substance use disorders and encourage people in need of recovery services to seek help; and

WHEREAS, managing the effects of these conditions helps individuals achieve healthy lifestyles, both physically and emotionally, and

WHEREAS, the Recovery Month observance continues to work to improve the lives of those affected by mental health and substance use disorders by raising awareness and educating communities about the effective services that are available. For the above reasons, the Pocahontas County Board of Supervisors proclaims this September as National Recovery Month.

/s/ Kyle Smith, Chairperson

Tate Schmeling, County Engineer, advised the Board on DOT request to use DD 21 ROW to replace a bridge with a culvert. Motion by Louis Stauter, seconded by Brent Aden, to approve the request. Ayes all, motion carried.

Title VI documents needed to be updated removing John Moellering and adding Tate Schmeling. Motion by Louis Stauter, seconded by Clarence Siepker, to approve and have chairperson sign. Ayes all, motion carried.

Tate informed the Board that the patching is all done. C49 lines were painted. They just need to take down signs. Crack sealers will be back the end of September.

Nita Hinrickson, Auditor advised the Pocahontas Community Hospital requested 8 months of tax abatement of the 2023 property taxes that they purchased from JP Manor in October of 2023. James Roetman and Holly Storms were present and stated in the past when property was purchased the taxes were abated. Motion by Louis Stauter, seconded by Jeff Ives to approve tax abatement on parcel 731151005 for \$7,295.00 & 731151006 for \$108.00, for a total of \$7,403.00. Ayes all motion carried.

Motion by Louis Stauter, seconded by Brent Aden to acknowledge the pay increase for Reed Russell, as he has reached 12-months of employment in the Sheriff's Department. On August 8, 2024, Russell's rate of pay was increased to \$34.22 per hour per union contract. Ayes all, motion carried.

Motion by Brent Aden, seconded by Jeff Ives to acknowledge Rhonda Vosberg's, 9 years of employment and per union contract, vacation allowance will be increased to 15 days. Ayes all, motion carried.

Motion by Jeff Ives, seconded by Brent Aden to acknowledge the pay increase for Jessica Paulsen, Dispatch Supervisor, as she has reached 15 years of employment in the Sheriff's Department. On September 21, 2024, Paulsen's rate of pay will increase to \$24.23/hr, plus shift differential, as per union contract. Ayes all, motion carried.

Motion by Louis Stauter, seconded by Brent Aden to acknowledge the pay increase for Blake Wiley, as he has reached 18-months of employment in the Sheriff's Department. On September 21, 2024, Wiley's rate of pay will increase to \$35.59 per hour per union contract. Ayes all, motion carried

Motion by Brent Aden, seconded by Clarence Siepker to approved the Recorder's Report of Fees Collected for the month of August. Ayes all, motion carried.

Motion by Louis Stauter, seconded by Jeff Ives to approve JT DD 77 claim for \$680.60 to. Ayes all, motion carried.

Board Member Brent Aden introduced the following resolution entitled "RESOLUTION APPOINTING UMB BANK, N.A. OF WEST DES MOINES, IOWA, TO SERVE AS PAYING AGENT, NOTE REGISTRAR, AND TRANSFER AGENT, APPROVING THE PAYING AGENT AND NOTE REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT", and moved that the resolution be adopted. Board Member Clarence Siepker seconded the motion to adopt. The roll was called and the vote was,

AYES: Jeff Ives, Louis Stauter, Kyle Smith, Clarence Siepker, Brent Aden

NAYS: None

Whereupon, the Chairperson declared said Resolution duly adopted as follows:

RESOLUTION NO.2024-08-#38

RESOLUTION APPOINTING UMB BANK, N.A. OF WEST DES MOINES, IOWA, TO SERVE AS PAYING AGENT, NOTE REGISTRAR, AND TRANSFER AGENT, APPROVING THE PAYING AGENT AND NOTE REGISTRAR AND TRANSFER AGENT AGREEMENT AND AUTHORIZING THE EXECUTION OF THE AGREEMENT

WHEREAS, \$8,500,000 General Obligation Capital Loan Notes, Series 2024, dated September 25, 2024, have been sold and action should now be taken to provide for the maintenance of records, registration of certificates and payment of principal and interest in connection with the issuance of the Notes; and

WHEREAS, this Board has deemed that the services offered by UMB Bank, N.A. of West Des Moines, Iowa, are necessary for compliance with rules, regulations, and requirements governing the registration, transfer and payment of registered notes; and

WHEREAS, a Paying Agent, Bond Registrar and Transfer Agent Agreement (hereafter "Agreement") has been prepared to be entered into between the County and UMB Bank, N.A.

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

1. That UMB Bank, N.A. of West Des Moines, Iowa, is hereby appointed to serve as Paying Agent, Bond Registrar and Transfer Agent in connection with the issuance of \$8,500,000 General Obligation Capital Loan Notes, Series 2024, dated September 25, 2024.

2. That the Agreement with UMB Bank, N.A. of West Des Moines, Iowa, is hereby approved and that the Chairperson and Auditor are authorized to sign the Agreement on behalf of the County.

PASSED AND APPROVED this 10th day of September, 2024.

/s/ Kyle Smith, Attested Nita Hinrickson

Motion by Jeff Ives, seconded by Clarence Siepker to approve Tax Exemption Certificate. Ayes all, motion carried.

Motion by Jeff Ives, seconded by Brent Aden to approve all Manure Management Plans (1) PI 246 Finisher– ID# 64893 SW NW, Sec. 20 Colfax Township Prestage Farms of Iowa, LLC as owner & Dennis Benning as contact person (2) PI366 – ID# 67388 SE SW, Sec. 13 Cedar Township Prestage Farms of Iowa, LLC as owner & Dennis Benning as contact person (3) TJ 1 – ID# 65456 SW NW, Sec. 27 Roosevelt Township Tim Flaherty as owner contact person (4) Frank North Finisher Farm – ID# 58276 SE SW, Sec. 23 Cummins Township Iowa Select Farms, LLP as owner & Keith Kratchmer as contact person (5) Sherman Finisher Farm – ID# 58362 SW NW, Sec. 24 Sherman Township Iowa Select Farms, LLP as owner & Keith Kratchmer contact person (6) Taylor Finisher Farm - ID# 61716 NW NE Sec. 32, Cedar Township Crown Farm Partners II, Inc. as owner and Kent Pliner as contact person (7) Naeve Finisher Farm – ID# 65541 NE NW, Sec. 17 Weaver Township, Humboldt County Iowa Select Farms, LLP as owner & Keith Kratchmer as contact person (8) Zaugg 1 Finisher Farm – ID# 67866 NE NW, Sec. 35 Des Moines Township Hawker Farms, LLC as owner & Keith Kratchmer contact person (9) Delaware Finisher Farm – ID# 70372 NW NW, Section 6, Garfield Township Intern Farms, LLC as owner & Kent Pliner as contact person (10) GNB LLC-Albert City – ID# 62461 NW NE Sec. 33, Marshall Township GNB LLC as owner and Glenn Baker as contact person. Ayes all, motion carried.

Motion by Clarence Siepker, seconded by Brent Aden to approve DD 44 claim to Zuetlau Seeding for \$260.00. All ayes, motion carried.

Motion by Jeff Ives, seconded by Clarence Siepker to approve DD 51 claim to Jacobson-Westergard & Associates for \$3,126.35. All ayes, motion carried.

Motion by Brent Aden, seconded by Louis Stauter to approve JT DD 63 claim to Jacobson-Westergard & Associates for \$958.45. All ayes, motion carried.

Clarence Siepker had to leave the meeting.

Louis Stauter had questions regarding the rate on a couple of documents, after a phone call with Travis Squires, from Piper Sandler, clarifying information the following was voted on.

Board Member Louis Stauter introduced the following Resolution entitled "RESOLUTION AMENDING THE 'RESOLUTION AUTHORIZING THE ISSUANCE OF \$8,500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2024, AND LEVYING A TAX TO PAY SAID NOTES' PASSED AND APPROVED ON MARCH 26, 2024, BY SUBSTITUTING A NEW RESOLUTION THEREFOR, APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$8,500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2024, AND LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE" and moved that it be adopted. Board Member Brent Aden seconded the motion to adopt, and the roll being called thereon, the vote was as follows:

AYES: Jeff Ives, Louis Stauter, Kyle Smith, Brent Aden
 ABSENT: Clarence Siepker
 NAYS: None

Whereupon, the Chairperson declared said Resolution duly adopted as follows:

RESOLUTION NO.2024-08-#39

RESOLUTION AMENDING THE 'RESOLUTION AUTHORIZING THE ISSUANCE OF \$8,500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2024, AND LEVYING A TAX TO PAY SAID NOTES' PASSED AND APPROVED ON MARCH 26, 2024, BY SUBSTITUTING A NEW RESOLUTION THEREFOR, APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF \$8,500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2024, AND LEVYING A TAX TO PAY SAID NOTES; APPROVAL OF THE TAX EXEMPTION CERTIFICATE AND CONTINUING DISCLOSURE CERTIFICATE

WHEREAS, the Issuer is a political subdivision, organized and exists under and by virtue of the laws and Constitution of the State of Iowa; and

WHEREAS, the Issuer is in need of funds to pay costs of designing, constructing, equipping and furnishing a new Pocahontas County Law Enforcement Center including all related site improvements, general county purpose(s), and it is deemed necessary and advisable that General Obligation Capital Loan Notes, to the amount of \$8,500,000 be authorized for said purpose(s); and

WHEREAS, this Board, pursuant to Sections 331.402 and 331.442 of the Code of Iowa, did legally call a County election, fixing the time and place thereof, and did legally submit to the qualified electors of the County the proposition of issuing General Obligation Capital Loan Notes of the County in an amount of \$8,500,000, for the aforesaid purpose(s), and caused to be given legal, sufficient and timely notice of said election and the time, place and purpose thereof; and

WHEREAS, the County election was duly and legally held and conducted on November 7, 2023, pursuant to a legal notice duly given by publication in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County, said publication in said newspaper appearing on a date not less than ten (10) clear days nor more than twenty (20) days prior to the date of said election, all in strict compliance with the law and the orders of said Board and the County Commissioner of Elections. The affirmative vote on the proposition was equal to more than 60% of the total vote cast for and against the proposition at said election. The proposition was declared and certified to have been duly adopted, no contest thereof having been made, and the Issuer desires to proceed with the issuance of said Notes for such purpose(s) so authorized at the election, and

WHEREAS, the above mentioned Notes were heretofore sold and action should now be taken to issue said Notes conforming to the terms and conditions of the best bid received at the sale; and

WHEREAS, on March 26, 2024 the Board of Supervisors of said County did adopt a certain Resolution entitled "RESOLUTION AUTHORIZING THE ISSUANCE OF \$8,500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2024, AND LEVYING A TAX FOR THE PAYMENT THEREOF"; and

WHEREAS, due to certain changes in the overall financing plans of the County, it is necessary to make numerous changes to the Resolution adopted on March 26, 2024; and, therefore, said Board has adopted a new Resolution to be substituted in its entirety for the Resolution previously adopted on March 26, 2024, authorizing the issuance of \$8,500,000 General Obligation Capital Loan Notes, Series 2024. **

/s/ Kyle Smith Attested Nita Hinrickson
 **Full Resolution at the Auditors Office

Motion by Jeff Ives, seconded by Brent Aden to approve all Closing Certificates and Documents. Ayes all, motion carried.

Motion by Brent Aden, seconded by Louis Stauter to approve all claims presented as is. Ayes all, motion carried.

A & M Laundry	Supplies	40.55	1
Parker Aden	Labor	300.00	1
Alliant Energy	Utilities	35.77	1
Amazon	Supplies	2623.92	4
G Atherton	Safety	219.10	1
Aureon	Service	18.00	1

Auto Body Clinic	Service	300.00	1
Bargen Inc	Maintenance	4059.96	1
Basepoint	Service	825.40	1
Blackstrap	Materials	4221.31	1
BV Co Journal	Minutes	494.72	1
Calhoun-Burns	Professional Services	1941.00	1
Lindsay C Campbell	Expenses	918.96	1
CID	Supplies	164.00	1
Charm-Tex	Supplies	308.40	1
Christensen Bros Inc	Construction Liz 34 Bridg	202695.35	1
City-Pocahontas	Utilities	3690.80	5
Coffmans Lock	Services	191.48	1
O Cressler	Expenses	636.54	2
M Crosgrove	Safety Reimbursement	200.00	1
DLT Solutions LLC	Subscription	5895.88	1
Electronic Special	Equip	1647.92	1
Laura S Erickson	Expenses	209.87	1
Farm & Home	Supplies	482.11	4
GFC Leasing	Lease	1124.82	1
Haley Equip	Parts	83.35	1
Dereck A Hebert	Reimb	38.52	1
S Henderson	Expense	21.15	1
Wanita A Hinrickson	Expenses	161.46	2
IA Prison Ind	Materials	1214.50	1
ILEA	Service	125.00	1
IMT Insurance	Insurance	250.00	1
Iowa Dept of Transportation Ca	Parts	6259.50	1
ITsavvy LLC	Renewal	9534.24	1
Jack's Uniform	Uniform	935.02	3
Jacks OK Tire	Tires/Parts	697.68	1
R Jergens	Expenses	849.28	1
A Johnson	Expenses	875.18	1
Johnston Auto	Parts	133.02	1
Juicebox	Hosting	230.00	1
B Krips	Expenses	324.79	1
House of Print	Supplies	166.04	1
LMPC	Utilities	148.91	1
Laurens Sun	Minutes	635.46	1
Misty Mace	Supplies	100.00	1
Machine Shop	Supplies	17415.70	1
Mail Services	Service	304.73	1
Malecek, Jim and Audie Sefcik	Entrance Removals	300.00	1
Martin Marietta	Materials	461.31	1
K Metzger	Expenses	251.73	1
Microdynamics	Engineering Equipment	1211.00	1
MidAm Energy	Electricity	52.17	1
Midstate Plumbing & Htg Inc	Service	6252.00	1
Murphy Distributing	Rent Equip	500.00	1
Murphy Tractor	Parts	169.69	1
Comm First	Parts	12.84	1
S Nelson	Expense	469.18	2
Netsmart	Service	1730.76	1
NW Comm	Line Chg	158.99	1
Office Elements	Supplies	334.67	1
City-Palmer	Utilities	224.29	1
Po Co Solid Waste	Rural Waste	12.00	1
Poca Co Treas	Taxes	17394.02	3
PO CO IT Dept	Phone Fiber	790.28	2
Poky Equip	Supplies	289.99	1
Poky Fiber	Service	950.78	4
Presto-X Co	Pest Control	187.00	1
Prinsco Inc	Materials	1821.47	1
Pro Co-Op	Fuel	28175.86	1
Bryan C Rahn	Notary	30.00	1
Record Dem	Minutes	185.63	1
Record Dem	Publications	234.00	1
Rolfe Ambl	Equip	796.99	1
A Salsberry	Expenses	320.87	1
Sande Const	Jail Work	54911.90	1
Schoon Excavating	Drainage	34.93	1
Schoon Excavating	Equipment Rental	450.00	1
SCI Comm	Service	438.11	1
Seiler Appl	Service	27.00	1
C Siepker	Expenses	757.76	1
Solutions	Service	102.99	1
Streicher's	Equipment	627.75	1

M Thomas	Supplies	1315.91	1
Verizon	Phones	1360.52	2
Vogel Traffic Services	Pavement Markings	76595.56	1
Wex Bank	Fuel	886.66	1
Windstream	Line Chg	360.36	1
Woods	Supplies	16.03	1
Grand Total		474952.39	

Weekly meetings: Ives- Region 5 Hazmat Mtg; Stauter- Assessment Concerns; Smith- Jail Meeting; Siepker- Upper Des Moines and Aden-Midas Meeting, Fort Dodge.

Kyle reported that the jail has had the first pour completed and second pour will be this week. They are digging in water and electrical lines.

Dean Zuetlau will be seeding grass around the new parking lot.

There being no further business, a motion was made by Louis Stauter, seconded by Brent Aden, to declare the meeting adjourned. Ayes all, motion carried.

Kyle Smith, Chairman

Nita Hinrickson, Auditor