

August 1, 2000

The Board of Supervisors of Shelby County, Iowa, met pursuant to law and rules of said board in regular session at 8:30 a.m. in the Supervisors Chambers of the Shelby County Courthouse with the following members present: LaVon A. Christensen, Vice-Chairman; Merlyn Knudsen; and Marsha J. Carter, Clerk. Allen W. Burchett was in attendance for part of the meeting via speaker phone.

It was moved by Knudsen, seconded by Christensen, to approve the following items contained in the Consent Agenda.

- A. Minutes of July 18, 2000
- B. Claims of July 31, 2000
- C. Department Head Meeting
- D. Office Reports – None
- E. Committee Reports

AYES: Christensen, Knudsen    NAYES: None

Now being the time to open the bids on the used computer equipment, the Vice-Chairman ordered the MIS Director to proceed. The MIS Director reported that the all used computer equipment had been available for viewing. Bids had been received for various monitors, keyboards, and hard drives. The bids were reviewed by the Board. It was moved by Knudsen, seconded by Christensen, to authorize the MIS Director to award the sales to the highest bidders. All bids will be kept on record in the MIS Department. All remaining used equipment will be disposed of within the next two weeks and removed from the County inventory. AYES: Christensen, Knudsen    NAYES: None

Burchett was now available via the speaker phone.

Now being the time to open the bids on the Law Enforcement and 911 Center Construction, the Vice-Chairman ordered the Building & Grounds Supervisor to proceed. Following were all the bids received: Actual construction - Ahrenholtz Construction, Harlan - \$194,725; Movement of the generator and outside electrical work – Pioneer Electric, Harlan - \$49,722; Radios - Racom, Marshalltown - \$26,775; Console furniture – Watson Dispatch Furniture, Sioux City - \$30,078. It was moved by Burchett, seconded by Knudsen, to approve the bids presented, pending review by the Building & Grounds Supervisor, and to authorize the Building & Grounds Supervisor to sign all necessary contract documents. AYES: Burchett, Knudsen    NAYES: Christensen

It was moved by Burchett, seconded by Knudsen, to adopt the following resolution:

**RESOLUTION NO. 2000-25  
RESOLUTION APPROVING AND AUTHORIZING A FORM  
OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING  
FOR THE ISSUANCE OF \$200,000 GENERAL OBLIGATION ANTICIPATORY  
WARRANTS, AND LEVYING A TAX TO PAY THE NOTES**

WHEREAS, the Issuer is a political subdivision duly organized and existing 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 the costs of the expansion of the 911 Dispatch area and the addition of a saliport on to the Law Enforcement and 911 Center, an essential county purpose, and it is deemed necessary and advisable that a form of Loan Agreement be approved and authorized and General Obligation Anticipatory Warrants, in the amount of \$200,000 be issued for said purpose; and

WHEREAS, pursuant to notices published as required by law, this Board has held public meetings and hearings upon the proposal to institute proceedings for the issuance of the Anticipatory Warrants, and the Board is therefore now authorized to proceed with the issuance of the Anticipatory Warrants:

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

Section 1. Promissory Note. The Chairman is authorized to sign a promissory note from Midstates Bank, Harlan, for \$200,000 for the purpose set out in Section 3 herein. The Note will be fully amortized over eight years. The interest rate will be fixed at 6.9%.

Section 2. Levy and Certification of Annual Tax; Other Funds to be Used.

(a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Notes hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Shelby, Iowa, to-wit:

<u>AMOUNT</u>	<u>FISCAL YEAR (JULY 1 TO JUNE 30) YEAR OF COLLECTION</u>
\$32,126.84	2000/2001
\$32,126.84	2001/2002
\$32,126.84	2002/2003
\$32,126.84	2003/2004
\$32,126.84	2004/2005
\$32,126.84	2005/2006
\$32,126.84	2006/2007
\$32,126.75	2007/2008

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 1999, will be collected during the fiscal year commencing July 1, 2000).

(b) Additional County Funds Available. Principal and interest coming due at anytime when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such fund in the amounts thus advanced.

Section 3. Purpose. This Anticipatory Warrant is issued for the purpose to pay the costs of the expansion of the 911 Dispatch area and the addition of a saliport on to the Law Enforcement and 911 Center, an essential county purpose.

Section 4. Tax Exempt Status. This Anticipatory Warrant is a "qualified tax-exempt obligation" designated by the Issuer for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

Section 5. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED this 1<sup>st</sup> day of August, 2000.

AYES: Burchett, Knudsen, Christensen      AYES: None

It was moved by Burchett, seconded by Knudsen, to adopt the following resolution:

RESOLUTION NO. 2000-26  
RESOLUTION APPROVING AND AUTHORIZING A FORM  
OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING  
FOR THE ISSUANCE OF \$150,000 GENERAL OBLIGATION  
ANTICIPATORY WARRANTS, AND LEVYING A TAX TO PAY THE  
NOTES

WHEREAS, the Issuer is a political subdivision duly organized and existing 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 the County Geographic Information System Project, an essential county purpose, and it is deemed necessary and advisable that a form of Loan Agreement be approved and authorized and General Obligation Anticipatory Warrants, in the amount of \$150,000 be issued for said purpose; and

WHEREAS, pursuant to notices published as required by law, this Board has held public meetings and hearings upon the proposal to institute proceedings for the issuance of the Anticipatory Warrants, and the Board is therefore now authorized to proceed with the issuance of the Anticipatory Warrants:

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

Section 1. Promissory Note. The Chairman is authorized to sign a promissory note from Midstates Bank, Harlan, for \$150,000 for the purpose set out in Section 3 herein. The Note will be fully amortized over eight years. The interest rate will be fixed at 6.9%.

Section 2. Levy and Certification of Annual Tax; Other Funds to be Used.

(a) Levy of Annual Tax. That for the purpose of providing funds to pay the principal and interest of the Notes hereinafter authorized to be issued, there is hereby levied for each future year the following direct annual tax on all of the taxable property in Shelby, Iowa, to-wit:

<u>AMOUNT</u>	<u>FISCAL YEAR (JULY 1 TO JUNE 30)</u> <u>YEAR OF COLLECTION</u>
\$24,095.12	2000/2001
\$24,095.12	2001/2002
\$24,095.12	2002/2003
\$24,095.12	2003/2004
\$24,095.12	2004/2005
\$24,095.12	2005/2006
\$24,095.12	2006/2007
\$24,095.15	2007/2008

(NOTE: For example the levy to be made and certified against the taxable valuations of January 1, 1999, will be collected during the fiscal year commencing July 1, 2000).

(b) Additional County Funds Available. Principal and interest coming due at anytime when the proceeds of said tax on hand shall be insufficient to pay the same shall be promptly paid when due from current funds of the County available for that purpose and reimbursement shall be made from such fund in the amounts thus advanced.

Section 3. Purpose. This Anticipatory Warrant is issued for the purpose to pay costs of the County Geographic Information System Projects, an essential county purpose.

Section 4. Tax Exempt Status. This Anticipatory Warrant is a "qualified tax-exempt obligation" designated by the Issuer for purposes of Section 265(b)(3)(B) of the Internal Revenue Code of 1986.

Section 5. Repeal of Conflicting Resolutions or Ordinances. All ordinances and resolutions and parts of ordinances and resolutions in conflict herewith are hereby repealed.

PASSED AND APPROVED this 1<sup>st</sup> day of August, 2000.

AYES: Burchett, Knudsen, Christensen    AYES: None

Burchett left the meeting.

The Auditor requested \$9500 from the Records Management Fund be used to pay for part of the approximate \$15,000 microfilming project of old Assessor Books, Tax Lists, and Election information. The County is required to maintain all of these as permanent records in paper form until they are microfilmed. The Recorder requested that the Board allow her to research the allowed uses of the Records Management Fund, because she understood that it could only be used for the Recorder's Office public records. The Auditor commented that she believed that in other counties it had been accessed by offices other than the County Recorder. Further discussion will be held at the next meeting.

It was moved by Knudsen, seconded by Christensen, to set August 28, 2000, at 3:00 p.m. as the deadline for bids for the purchase and installation of a 300 foot Radio Communications Tower. Bids will be opened on August 29 at 9:00 a.m. with award recommendation on September 5 at 9 a.m. AYES: Christensen, Knudsen    NAYE: None

It was moved by Knudsen, seconded by Christensen, to approve an interfund loan of \$50,000 from General Basic to General Supplemental. AYES: Christensen, Knudsen    NAYES: None

Jade Willcoxon, Regional Water, appeared before the Board to discuss a grant. It was moved by Knudsen, seconded by Christensen, to approve a Community Development Block Grant application for Regional Water for improvements to their treatment plant. AYES: Christensen, Knudsen    NAYES: None

A discussion was held on the need for resurfacing the courthouse parking lot.

Randy Arnold of Arnold Insurance appeared before the Board to discuss a discrepancy in the Principal Insurance proposed rate for the County health insurance program and what was actually billed to the County for the July premium. Arnold explained that our group census had changed from what Principal had based their proposal on, and it states in the proposal that prices are subject to change. The proposed savings of \$10,000, which was quoted at the May 14 meeting, will now only be approximately \$3,000. No action was taken.

It was moved by Knudsen, seconded by Christensen, to authorize the Vice-Chairman to sign the three year contract with Jerry Lawon, GIS Coordinator. Contract expires June 30, 2003. AYES: Christensen, Knudsen    NAYES: None

It was moved Knudsen, seconded by Christensen, to approve Amendment Number 1 to the project agreement for a Hungry Canyons structure on Silver Creek in Section 34, Shelby Township and authorize the Vice-Chairman to sign necessary documentation. AYES: Christensen, Knudsen    NAYES: None

It was moved by Knudsen, seconded by Christensen, to set August 15, 2000, at 9:30 a.m. as the date and time for a public hearing on the following road vacations. AYES: Christensen, Knudsen    NAYES: None

**ITEM #1: SECTION 11/14 GREELEY TOWNSHIP (1700 Block of 2300<sup>th</sup> Street)**

A section of a 66 foot wide highway part of road #255 as established October 15, 1877, the centerline of which is described as follows: Beginning the NW Corner of Section 14 T-81N, R-38W (Greeley Township) and running easterly to and terminating at the NE Corner of said Section 14.

**ITEM #2A: SECTION 25/36 DOUGLAS TOWNSHIP (1800 Block of 1400<sup>th</sup> Street)**

A section of a 66 foot wide highway part of road #117 as established August 4, 1873, the centerline of which is described as follows: Beginning the NW Corner of Section 36 T-80N, R-38W (Douglas Township) and running easterly to and terminating at the NE Corner of said Section 36.

**ITEM #2B: SECTION 30/31 POLK TOWNSHIP (1900 Block of 1400<sup>th</sup> Street)**

A section of a 66 foot wide highway, road #757 as established May 19, 1906, the centerline of which is described as follows: Beginning the SW Corner of Section 30 T-80N, R-37W (Polk Township) and running easterly to and terminating at the S1/4 Corner of said Section 30.

**ITEM #3: SECTION 6 MONROE TOWNSHIP (600 Block of Peach Rd.)**

A section of a highway part of road #137 as established June 1, 1874, the centerline of which is described as follows: Beginning the NE Corner of Government Lot 2, Section 6 T-78N, R-38W (Monroe Township) and running southerly to and terminating at the SE Corner of Government Lot 17, of said Section 6.

**ITEM #4: SECTION 14/15 LINCOLN TOWNSHIP (1000 Block of Juniper Rd.)**

A section of a highway part of road #119 as established August 4, 1873, the centerline of which is described as follows: Beginning the NE Corner of Section 15 T-79N, R-39W (Lincoln Township) and running southerly to and terminating at the E1/4 Corner of said Section 15.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:30 a.m.

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LaVon A. Christensen, Vice-Chairman

ATTEST:

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Marsha J. Carter  
Clerk to the Board of Supervisors

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.