

February 7, 2023

Meeting of the Clayton County Board of Supervisors at 600 Gunder Road NE, Elkader, Iowa.

Present: Steve Doepcke, Ray Peterson, and Doug Reimer

Guests: Owen Sylvester, Mike Tucker, Casey Stickfort, Amos Troester, Linda Zuercher, and Jennifer Garms

Reimer moved, Doepcke seconded to approve the minutes of the January 31, 2023 meeting. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve the claims as presented totaling \$154,422.14. Ayes: Doepcke, Peterson, Reimer. Motion carried.

The Board discussed the Secondary Roads Shop addition in Elkader.

Engineer Casey Stickfort provided a departmental update outlining current and future projects.

Doepcke moved, Reimer seconded to authorize the chair to sign a 28E agreement with the City of Garnavillo for a shared maintenance facility. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Chairperson Peterson opened the public hearing regarding the lease of "Scenic Acres Farm" with 116.6 acres. Given how the bids that were presented, the Board waited until time was met and added the discussion of the lease of the "Old Landfill Site" with 48.9 acres to the public hearing. Bids were received from T-A Cattle & Covers for \$300.00 per acre, Jason Johnson for \$275.00 per acre, and from Oberbroeckling Family Farms for \$407.00 per acre (\$67,358.50 total acre amount). The public hearing was closed. Reimer moved, Doepcke seconded to award the three-year lease of "Scenic Acres Farm" and "Old Landfill Site" both to Oberbroeckling Family Farms for \$407.00 per acre. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve resolution #10-2023 "Resolution providing for the levy of taxes to pay General Obligation County Purpose Bonds, Series 2023." Roll Call Vote: Doepcke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #10-2023
RESOLUTION PROVIDING FOR THE LEVY OF TAXES TO PAY
GENERAL OBLIGATION COUNTY PURPOSE BONDS, SERIES 2023

WHEREAS, the Board of Supervisors (the "Board") of Clayton County, Iowa (the "County"), heretofore proposed to enter into a General Obligation County Purpose Loan Agreement (the "Loan Agreement") in a principal amount not to exceed \$8,700,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the costs, to that extent, of (a) improving and equipping emergency communications systems; and (b) constructing sanitary sewer improvements and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on January 24, 2023; and

WHEREAS, the County intends to enter into the Loan Agreement in the future and to issue General Obligation County Purpose Bonds, Series 2023 (the "Bonds") in evidence of its obligations thereunder in the future, and anticipates that principal and/or interest will come due on the Bonds before July 1, 2024; and

WHEREAS, it is now necessary to make provision for the levy of a debt service property tax in the 2023-2024 fiscal year for the payment of such anticipated principal and interest;

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

Section 1. The Board hereby reaffirms its prior determination to enter into the Loan Agreement in the future and orders that the Bonds be issued at such time, in evidence thereof.

Section 2. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the Bonds as the same become due, there is hereby ordered levied on all the taxable property in the County the following direct annual tax:

For collection in the fiscal year beginning July 1, 2023,
sufficient to produce the net annual sum of \$733,231.

provided, however, that at the time the Bonds is issued, the actual tax levy amounts required to pay the principal of and interest on the Bonds in each year shall be determined based upon the interest rate or rates at which the Bonds is issued, and this resolution shall be supplemented by a resolution of the Board of Supervisors to provide for such actual and necessary tax levy amounts.

Section 3. A certified copy of this resolution shall be filed with the County Auditor, and the County Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds hereby authorized and for no other purpose whatsoever.

Section 4. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Reimer moved, Doepcke seconded to approve the semi-annual report of funds for the county as of December 31, 2022, as presented by Treasurer Linda Zuercher. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve a Class C Liquor License with Outdoor Service for Farmer Properties, Inc. Ayes: Doepcke, Peterson, Reimer. Motion carried.

The Board reviewed projects to be paid with American Rescue Plan Act funds. Reimer moved, Doepcke seconded to obligate \$1,000,000 towards the construction and renovation of a Secondary Roads Shop in Elkader and to de-obligate funds in the amount of \$402,910.00 associated with the Scenic Acres Wastewater Treatment Plant sewer lagoon liner replacement as it will be funded through bonding. Ayes: Doepcke, Peterson, Reimer. Motion carried.

The Board worked on the FY2024 County Budget.

Reimer moved, Doepcke seconded moved to adjourn. The meeting was adjourned. Ayes: Doepcke, Peterson, Reimer. Motion carried.

/s/ Ray Peterson, Board of Supervisors Chair
Attest: Jennifer Garms, Clayton County Auditor