

September 19, 2017

The Page County Board of Supervisors met at the Page West Building, Shenandoah, Iowa, on this 19th day of September 2017, at 5:00 p.m. with Jon Herzberg, Chuck Morris and Alan Armstrong present. On a motion by Armstrong, seconded by Morris the board approved the agenda. Present from the public were Mike Petersen, Tess Nelson, Dick Hunt, Kathy Jordan, Greg O'Connell, Jim Davey, and Clint Hascall.

Page County Engineer, JD King, gave an update. Blades are on the gravel roads. Crews are hauling rock. Rain has affected the schedule, and pipe laying is on hold. The new motor grader is out running. The new mack is done in Des Moines and needs to go to PDI in Omaha. Dirt work is on hold at the Shambaugh Bridge. Base stabilization is delayed until next week. A.M. Cohron & Sons Inc. is apparent low bid on Brummett Bridge east of Clarinda at \$1,969,506.56. Pavement marking is being done; there was 28 miles of centerline painted this fall at a cost of approximately \$14,000. Morris addressed a citizen's concern with D Avenue near Essex. Morris asked what went into making the changes to the road type. King explained that prior to him there was an analysis of the county's sealcoat roads. Some roads were upgraded, others were left the same, and still others were downgraded, shrinking the number of high maintenance roads in the county. D Avenue, along with a few others, were downgraded. Clint Hascall explained to the board that he drives a school bus, and when it rains the road holds water, which causes hydroplaning. He said there isn't a crown on the road, and there are lips on the edge causing water to pool. He described two separate accidents and instances of potholes causing near accidents. King responded that he would look into this matter and determine a possible solution. Dust control was also addressed. There have been several complaints this year about the dust control. Armstrong stated of all the constituents he has spoken with about it, he has only had one positive response. King explained that the dust control on D Avenue is hampered because of the oily makeup of that road. Morris thanked Mr. Hascall for bringing this matter to their attention, and King will be looking into it. Mr. Hascall reiterated that it is a matter of public safety. Alan and James Sump reported L Avenue needs gravel. Irwin Buch reported that near Ron Wagoner's home (200<sup>th</sup> & Q Ave) there is an obstruction of the sight line. Gary Hartstack reported an issue at M Avenue & Page/Montgomery Line regarding brush and narrow road. Supervisor Morris introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Armstrong; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the resolution, and the roll being called, the following named Supervisors voted:

Ayes: Chuck Morris, Alan Armstrong & Jon Herzberg

Nays: None

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

**RESOLUTION NO. #32-2017**

Resolution to Fix a Date for a Public Hearing on Proposal to Enter into a  
General Obligation Emergency Communication Equipment Loan

Agreement and to Borrow Money Thereunder in a Principal Amount not to Exceed \$900,000

WHEREAS, the Board of Supervisors of Page County, Iowa (the "County") proposes to enter into a General Obligation Emergency Communication Equipment Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$900,000, pursuant to the provisions of Sections 331.402 and 331.441(2)(b)(17) of the Code of Iowa for the purpose of paying the cost, to that extent, of acquiring and installing emergency communications equipment and systems (the "Project"), and it is now necessary to fix a date of meeting of this Board at which it is proposed to take action on the proposal to enter into the Loan Agreement and to give notice thereof as required by such law;

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

Section 1. The Board shall meet on September 26, 2017, at the Page County Courthouse Board Room, Clarinda, Iowa, at 9 o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once, not less than four (4) and not more than twenty (20) days before the date of said meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO  
A LOAN AGREEMENT AND TO BORROW MONEY THEREUNDER IN A PRINCIPAL  
AMOUNT NOT TO EXCEED \$900,000  
(GENERAL OBLIGATION)

The Board of Supervisors of Page County, Iowa will meet on September 26, 2017, at the Page County Courthouse Board Room, Clarinda, Iowa, at 9 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$900,000 for the purpose of paying the cost, to that extent, of acquiring and installing emergency communications equipment and systems.

The Loan Agreement is proposed to be entered into, and bonds will be issued thereunder, pursuant to authority contained in Sections 331.402 and 331.441(2)(b)(17) of the Code of Iowa. The Loan Agreement and the bonds will constitute general obligations of the County.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the County may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

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

Melissa Wellhausen  
County Auditor

Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the County declares (a) that it intends to

undertake the above-referenced Project which is reasonably estimated to cost, in the aggregate, approximately \$900,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of bonds, notes or other obligations (the "Bonds"), or (ii) expenditures made no earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the County, 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 Project have heretofore been made by the County and no expenditures will be made by the County until after the date of this Resolution or a prior intent resolution of the County, and (c) that the County reasonably expects to reimburse the expenditures made for costs of the County out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

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.

Passed and approved September 19, 2017.

Jon Herzberg, Chair

Page County Board of Supervisors

Attest:

Kim Behrens, Deputy

Page County Auditor

On a motion by Morris, seconded by Armstrong, the meeting was adjourned at 5:43 p.m. The Board of Supervisors will meet again on September 26, 2017 at 8:30 a.m. at the Page County Courthouse Board Room in Clarinda.

Jon Herzberg, Chairman

Kim Behrens, Deputy

Page County Board of Supervisors

Page County Auditor