

# PROCEEDINGS: Hancock Co.

HANCOCK COUNTY  
BOARD OF SUPERVISORS  
November 29, 2021  
Garner, Iowa

The Hancock County, Iowa, Board of Supervisors met in adjourned session on the above captioned date pursuant to adjournment with Supervisors Florence (Sis) Greiman, Gary Rayhons, and Jerry J. Tlach present. Absent: none.

The minutes of November 22, 2021 meeting were read and approved.

On motion by Supervisor Greiman, seconded by Supervisor Tlach and carried unanimously, the Board gave approval to the following: Quote from Tyler Technologies for Fixed Assets program in the amount of \$4,715: \$1,865 software fee and \$2,850 project management fees including training.

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following: Signed engagement letter with Dorsey & Whitney LLP for legal services as Bond Counsel in the estimated amount of \$13,500.

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following resolution:

## RESOLUTION NO. 2021-052

**Resolution taking action to set public hearing on proposal to enter into a General Obligation County Purpose Loan Agreement and to borrow money thereunder in a principal amount not to exceed \$2,325,000**

WHEREAS, the Board of Supervisors (the "Board") of Hancock County, Iowa (the "County") proposes to authorize the County to enter into a loan agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$2,325,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of paying the costs, to that extent, of (1) acquiring and installing emergency communications equipment and systems; (2) undertaking the Northwest Tower Repair Project at the County Courthouse; and (3) undertaking the East Entrance Vestibule Project at the County Courthouse (collectively the "Projects"), and it is necessary to fix a date of meeting of the Board at which it is proposed to hold a public hearing on the Loan Agreement and to give notice thereof as required by such law;

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

Section 1. This Board shall meet on December 13, 2021, at the Hancock County Board of Supervisors' Meeting Room, Garner, Iowa, at 9:15 a.m., at which time and place a hearing will be held and additional action taken on 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 hearing, in a legal newspaper of general circulation in the County. The notice shall be in substantially the following form:

**NOTICE OF PUBLIC HEARING ON PROPOSAL TO ENTER INTO A LOAN AGREEMENT AND TO**

**BORROW MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$2,325,000**

**(GENERAL OBLIGATION)**

The Board of Supervisors of Hancock County, Iowa, will meet on December 13, 2021, at the Hancock County Board of Supervisors' Meeting Room, Garner, Iowa, at 9:15 a.m., for the purpose holding a public hearing on a proposal to enter into a loan agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$2,325,000 for the purpose of paying the costs, to that extent, of (1) acquiring and installing emergency communications equipment and systems; (2) undertaking the Northwest Tower Repair Project at the County Courthouse; and (3) undertaking the East Entrance Vestibule Project at the County Courthouse.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa. The Loan Agreement will constitute a general obligation 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 Hancock County, Iowa.

*Michelle Eisenman*  
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 Projects which are reasonably estimated to cost \$2,325,000, (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 not 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 Projects 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 of resolutions 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.

No further business to come before the Board, motion made to adjourn at 11:11 a.m. by Supervisor Greiman and carried. All Supervisors present voting, "Aye," session to adjourn and will meet again on December 1, 2021.

ATTEST:

*Michelle K. Eisenman, Auditor*  
*Gary Rayhons, Chair*

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