

PROCEEDINGS: Hancock County Board of Supervisors

**HANCOCK COUNTY
BOARD OF SUPERVISORS
December 13, 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 December 6, 2021 meeting were read and approved.

A public hearing was held for the county to enter into a General Obligation County Purpose Loan Agreement. Those present for the hearing were Supervisors Greiman, Rayhons, and Tlach, Absent: none; Auditor Michelle K. Eisenman, Sheriff Rob Gerdes, Communications/EMA/E911/Zoning Director Andy Buffington and County Engineer Jeremy Purvis. Present from the public were Angela Nelson-KIOW, Glen Alden, Gary Schleusner, and Shari Schmitz-Motorola. Present via Go to Meeting was Rob Hillesland-Globe Gazette/Summit-Tribune, Rebecca Peter-Leader, and Donald Johnson. There were no oral or written objections received. Only public comment received was a question on the number of years of the loan agreement and the interest rate. On motion by Supervisor Greiman to close the public hearing, seconded by Supervisor Tlach. All ayes.

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

RESOLUTION NO. 2021-055

Resolution Taking Additional Action on Proposal to Enter into a General Obligation County Purpose Loan Agreement

WHEREAS, the Board of Supervisors (the "Board") of Hancock County, Iowa (the "County") heretofore proposed 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, and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on December 13, 2021;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors

of Hancock County, as follows:

Section 1. The Board of Supervisors hereby determines to enter into the Loan Agreement in the future and orders that General Obligation County Purpose Bonds (the "Bonds") be issued at such time, in evidence thereof. The Board of Supervisors further declares that this resolution constitutes the "additional action" required by Section 384.24A of the Code of Iowa.

Section 2. Further action with respect to the Loan Agreement and the Bonds is hereby adjourned to the meeting of the Board on January 3, 2022.

Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

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

RESOLUTION NO. 2021-056 Resolution Adopting and Approving Tax Compliance Procedures Relating to Tax-Exempt Bonds

WHEREAS, pursuant to the laws of the State of Iowa and Section 103 of the Internal Revenue Code, Hancock County, Iowa (the "County"), acting by and through the authority of its Board of Supervisors, has issued, and likely will issue in the future, tax exempt municipal bonds, notes or other obligations (the "Tax Exempt Bonds"); and

WHEREAS, the County deems it necessary and desirable to adopt certain procedures and practices to be followed by the County in connection with the issuance of Tax Exempt Bonds; and

WHEREAS, proposed tax compliance procedures are attached hereto as Exhibit A (the "Compliance Procedures");

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

Section 1. The Compliance Procedures attached hereto as Exhibit A are hereby adopted and shall be dated as of the date hereof.

Section 2. The County Auditor is hereby authorized and directed to periodically update the Compliance Procedures in accordance with the Internal Revenue Code and supporting Internal Revenue Service Rulings and Regulations, with advice from bond counsel.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

EXHIBIT A TAX COMPLIANCE PROCEDURES RELATING TO TAX-EXEMPT BONDS [On File with the Hancock County Auditor]

On motion by Supervisor Tlach, seconded by Supervisor Greiman and carried unanimously, the Board gave approval to the following: Signed agreement with Motorola Solutions, Inc. for communications tower infrastructure, equipment, and services in the amount of \$1,524,136. Reset December 28, 2021 at 9:15 a.m. in the Hancock County Board of Supervisors' Meeting Room, Garner, as the date and time for a public hearing on Hancock County's precinct boundaries and the first reading of the Ordinance no. 17 an Ordinance to re-establish election precinct boundaries in Hancock County immediately following the public hearing. Set January 3, 2022 at 10:45 a.m. as the date and time for a public hearing on the intent to vacate public alley in Block 10, Lackore and Howard's Addition to the Town of Hayfield.

On motion by Supervisor Greiman, seconded by Supervisor Tlach and carried unanimously, the Board gave approval to the following: Set January 3, 2022 at 11:00 a.m. as the date and time for a public hearing for an amendment to Hancock County's budget for fiscal year 2021-2022. Authorized issuance of credit card for Hancock County Sanitarian, Steve Anderson.

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

RESOLUTION No. 2021-057 ESTABLISHING SPEED LIMIT ON R35 (JAMES AVENUE) FROM BRITT CORPORATE LIMIT TO 2,600' SOUTH IN HANCOCK COUNTY, IOWA

WHEREAS, The Board of Supervisors is empowered under authority of Sections 321.255 and 321.285(4), of the Code of Iowa, to determine upon the basis of an engineering and traffic investigation that the speed limit of any secondary road is less than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

NOW, THEREFORE, BE IT RESOLVED by the Hancock County Board of Supervisors that the speed limit be established and appropriate signs erected at the locations described as follows:

On R35 (James Avenue) from Britt Corporate Limit to 2,600 feet South in Hancock County, Iowa;
North & South Bound Traffic
1. 45 MPH from 340 feet South of

the Britt Corporate Limit to 55 MPH at 2,260 feet South of the Britt Corporate Limit.

This Resolution shall be in effect when the signs have been erected

RESOLUTION #2021-058 RESOLUTION DECLARING CONSTITUTIONAL COUNTY FOR HANCOCK COUNTY, IOWA

WHEREAS the Board of Supervisors of Hancock County, Iowa, through the powers granted by the Iowa Constitution and Code of Iowa, declares to the Citizens of Hancock County that Hancock County, Iowa fully recognizes and upholds the Constitution of the United States of America, its amendments, and the Iowa Constitution.

WHEREAS the rights of the people of Hancock County Iowa that are granted by the Constitution and its amendments, shall be upheld as a body of fundamental principles, or established precedents in which to be governed.

LET IT BE KNOWN, Hancock County Iowa is and will be a Constitutional County; and will ensure to its residents that it will neither enact nor enforce any laws that encroach upon the rights of the citizens under the US Constitution, its amendments, and the Iowa Constitution.

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

Resolution no. 2021-059 RESOLUTION APPOINTING COMPENSATION BOARD MEMBERS

WHEREAS, there were four terms that expired on June 30, 2021 to the Hancock County Compensation Board,

WHEREAS, two appointments have been made, and

WHEREAS, two appointments are as follows:

Tim J. Tusha of Garner appointed by the Hancock County Board of Supervisors

Grant Abele of Garner appointed by the Hancock County Board of Supervisors

BE IT THEREFORE RESOLVED that the foregoing named persons are hereby appointed for a four-year term beginning July 1, 2021 by the respective officers.

No further business to come before the Board, motion made to adjourn at 11:41 a.m. by Supervisor Tlach and carried. All Supervisors present voting, "Aye," session to adjourn and will meet again on December 20, 2021.

ATTEST:

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

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