

June 16, 2015

The Des Moines County Board of Supervisors met in regular session at the Court House in Burlington at 9 AM on Tuesday, June 16th, 2015, with Jim Cary, Tom Broeker and Bob Beck present.

Unless otherwise noted, all motions passed unanimously.

Meet with Department Heads: County Engineer Brian Carter stated that heavy rains over the weekend undermined several culverts. Flint Bottom Road was closed for a time. Crews are hauling rock and trying to fill eroded areas. Conservation Director Chris Lee reported that his department has pulled boat docks from the river. A 16.1 flood crest is predicted. County Attorney Amy Beavers attended the County Attorney's annual conference last week. IT Manager Gina Erickson attended the ICIT conference last week. County Treasurer Janelle Nalley-Londquist reported that she conducted the annual tax sale yesterday and brought in over \$411,000 in past due taxes. DCS Ken Hyndman attended a meeting in Mt. Pleasant regarding a jail diversion project. Also, he will attend a meeting at Washington County next week for the same type of project. The region is still working on contracts for mental health services. Jail Administrator Doug Ervine reported that he is close to shipping prisoners to other jails. With Steamboat Days going on, the jail might exceed capacity.

The following correspondence was received: two letters from Communication Workers of America regarding their labor agreements; notice from the Iowa Dept. of Revenue regarding tax credits for FY 16. Beck reported that he talked to Don Fitting about the amount of waste in county ditches because Burlington doesn't conduct a Spring Cleanup. Fitting will be making a report to the Burlington City Council. Angie Vaughan, City/County Safety Director, spoke about her plan to start a search and rescue team with at least four dogs. She would like to use the old armory at Middletown for training purposes.

During Public Input Session #1, Joel Behne, 1924 Vogt, spoke to the Board about the new fireworks permitting process. Behne stated that when he went to the Burlington Fire Chief to get his signature, he was declined because his shooter's certificate was issued in 1997. He was told that he needed to get it renewed. J & M Displays doesn't conduct renewal classes. The Fire Chief also stated that his department was liable for any problems when the application form clearly states that the person applying for the permit accepts responsibility. The County Attorney will review the form and contact the Fire Chief to clarify the process. Behne will submit his application next week.

Broeker read a Resolution approving issuance of General Obligation, Insurance Program, and Project Note. The County intends to borrow \$1.1 million on a short term basis to pay for health, liability and workers compensation insurance premiums. The loan will be repaid using a debt service levy. All banks located within the County were contacted for quotes on interest rates. Danville State Savings Bank was the low quote with .75%. Broeker moved to approve their quote. Seconded by Beck. Roll-Call Vote, Broeker, Aye Beck, Aye, Cary, Aye Bob Josten with Dorsey & Whitney, Des Moines, will complete the necessary paperwork.

RESOLUTION

Authorizing the issuance of a General Obligation Insurance Program Loan Agreement Anticipation Project Note in a principal amount not to exceed \$1,100,000

WHEREAS, the Board of Supervisors of Des Moines County, State of Iowa, has heretofore proposed to enter into a General Obligation Loan Agreement (the "Loan Agreement") in a principal amount not to exceed \$1,100,000, pursuant to the provisions of Sections 331.402 of the Code of Iowa, for the purpose of paying premiums of certain County insurance programs (the "Premiums"), and the County published notice of such proposal, and held a hearing thereon; and

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

Section 1. The Board of Supervisors hereby determines that the bid of Danville State Savings Bank (the

“Purchaser”) is the best, providing the lowest rate of interest for the County.

Section 2. The Project Note is hereby authorized to be issued to the Purchaser, in anticipation of the receipt of and being payable from sources to be received and expended in connection with paying the Premiums. The Project Note shall be signed by the Chairperson and attested by the County Auditor and delivered to the Purchaser, shall mature on June 30, 2016, and shall bear interest at the rate of 0.75% per annum payable as set out in the Project Note, except as the provisions hereinafter set forth with respect to redemption prior to maturity may be or become applicable hereto.

Section 3. Advances on the Project Note may be requested by the County Auditor in such amounts and at such times as are needed to pay the Premiums, and the date and amount of each advance shall be entered by the Purchaser on the Schedule of Advances and Payments on the Project Note, and each advance shall bear interest from the date of such entry.

The County Auditor is hereby designated as the Registrar and Paying Agent for the Project Note and may be hereinafter referred to as the “Registrar” or the “Paying Agent.”

The County reserves the right to prepay principal of the Project Note in whole or in part on any date prior to maturity upon terms of par and accrued interest. The date and amount of each such payment shall be entered by the Purchaser on the Schedule of Advances and Payments on the Project Note. All principal so prepaid shall cease to bear interest on the redemption date.

The Project Note shall be fully registered as to both principal and interest in the name of the owner in the records of the County kept for such purpose, after which no transfer shall be valid unless made on said records by the County Auditor, and then only upon a written instrument of transfer satisfactory to the County Auditor, duly executed by the registered owner or the duly authorized attorney for such registered owner.

Section 4. The Project Note shall be in substantially the following form:

Section 5. The revenues anticipated to be received by the County with respect to the Loan Agreement are hereby appropriated to the payment of the Project Note.

Section 6. It is the intention of the County that interest on the Project Note be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulation in effect with respect thereto (all of the foregoing herein referred to as the “Internal Revenue Code”). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Project Note will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Project Note as a “Qualified Tax Exempt Obligation” as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 7. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved June 16, 2015.

Jim Cary, Chairperson
Carol S. Copeland, County Auditor

Discussion was held regarding contracting with a company, Carosh Compliance Solutions, to oversee the County’s compliance with HIPAA regulations. Broecker will schedule a conference call between the company and

several department heads to get more information.

A fireworks permit for the Gletty Family Reunion was approved upon motion by Broeker and second by Beck.

A fireworks permit was approved for the Fox Annual 4th of July Reunion. Motion was made by Beck and seconded by Broeker.

Broeker moved to approve a fireworks permit for Spirit Hollow Golf Course. Seconded by Beck.

The following reports were received and filed:

Case Management, May 2015

General Assistance, May 2015

Sheriff's Report of Fees Collected, May 2015

Clerk's Report of Fees Collected, May 2015

Minutes for the regular meeting on June 9th, 2015, were approved upon motion by Broeker. Seconded by Beck.

During committee reports, Broeker had attended a SEIL meeting. Beck and Broeker attended the Mississippi River Road Committee meeting and Beck attended the College County Fair Service Agency meeting. Cary had attended a RUSS meeting.

Meeting was adjourned at 10:12 AM.

A work session was held with the Supervisors, County Attorney and Medical Examiner Investigators to discuss the fee schedule and compensation for supplies. The County Attorney will draft a new agreement to be approved at a future meeting.

The Supervisors met with Brenda Hudelson with Expense Reduction Services to discuss contracting with her to investigate incorrect billings, duplicate billings, etc. usually with utility companies. The Supervisors will read and discuss the information Hudelson brought and come to a decision at a future time.

This Board meeting is recorded and the tape is kept on file for two years. The minutes are also posted on the county's website www.dmcounty.com

Approved June 23, 2015

Jim Cary, Chairman

Attest: Carol S. Copeland, County Auditor