

Sibley, Iowa
November 10, 2020

The Osceola County Board of Supervisors met pursuant to law and adjournment at 8:45 am at the First Baptist Church Fellowship Hall in Sibley, Iowa with the following members present: Jerry Helmers, Mike Schulte, LeRoy DeBoer, Jayson VandeHoef, and Ed Jones. Absent: None.

DeBoer moves to approve the November 10, 2020 agenda. Second by Schulte. All vote aye. Motion carried.

It was moved by Schulte, second by DeBoer to approve to October 30, 2020 minutes. All vote aye. Motion carried.

Nick Schmalen, weed commissioner presented the weed commissioner annual report. Helmers moves to approve the 2020 weed commissioner annual report. Second by Schulte. All vote aye. Motion carried.

The board met with department heads.

It was moved by VandeHoef, second by DeBoer to table the zoning administrator until after the 9:45 am agenda item to discuss engineer position. All vote aye. Motion carried.

Mike O'Connor, operation superintendent explained to the board that Alliant Energy will be putting street light on Tyler Avenue for safety measure. They will put a light on an existing pole so the county would pay for the utilities and pole rent. It was moved Schulte, second by Helmers to approve the following resolution:

The following Resolution #7 20/21 was adopted by the Osceola County Board of Supervisors at a meeting held on November 10, 2020.

Be it resolved by the County of Osceola, that Alliant Energy, Inc is hereby directed to make the following changes to the existing system, at the location described below (or shown on attached map made a part of this Resolution) according to the terms expressed in the IPL Tariff regarding street lights:

We are requesting that Alliant Energy install an additional 6' extension to the existing light pole at the location shown on the attached map commonly know as 1498 Tyler Ave, Ocheyedon, Iowa in order to enhance the safety and illumination of this intersection which has shown a considerable increase in the amount of traffic since completion of the Tyler Avenue project. The cost will be monthly at approximately \$3/month pole rent and the monthly electricity charge which currently averages around \$14 month/night light. (the full resolution and map will be on the county website: Osceolacountyia.gov)

Aye- Schulte, Helmers, DeBoer, VandeHoef, Jones. Nay – None. Motion carried to approve Resolution #7 20/21.

The board received one bid from Van Steel, Inc for \$12,250 to remove the steel cage from the jail cell. Helmers moves to approve the bid from Van Steel, Inc for \$12,250. Second by Schulte. All vote aye. Motion carried.

The board reviewed the Memorandum of Understanding for Enhanced Security Services with the Office of Chief Information Officer. The county is already utilizing the free service they provide. Upon recommendation from our IT provider and county attorney. Vande Hoef moves to approve the MOU with Office of Chief Information Officer. Second by Helmers. All vote aye. Motion carried.

It was moved by Schulte, second by Helmers to enter into closed session per Iowa Code Section 21.5 (c) to discuss with counsel matters that are presently in litigation. Ayes- Schulte, Helmers, VandeHoef, DeBoer, Jones. Nay -None. Motion carried.

DeBoer moves to enter into regular session. Second by Helmers. Ayes-DeBoer, Helmers, Schulte, VandeHoef, Jones. Motion carried.

Group Benefit Partners provided the board with different options for partial self-fund administrators. Secure Benefits Systems is currently the county's partial self-fund administrator. After discussing the options available to the county. It was moved by VandeHoef, second by Schulte to have Midwest Group Benefits as the county's partial self-fund administrators effective January 1, 2021. Ayes-VandeHoef, Schulte, DeBoer, Jones. Nay-Helmrs. Motion carried

It was moved by Schulte, second by Helmers to approve the following resolution:

Resolution#8 20/21
Operating Transfer

WHEREAS, it is desired to transfer monies from the County TIF Project#2-Cenex Fund to Secondary Road Fund;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$10,661.44 is ordered to be transferred from the County TIF Project#2-Cenex Fund (Fund#40010) to Secondary Road Fund (Fund#20000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution.

Roll call vote: Ayes – Schulte, Helmers, DeBoer, VandeHoef, Jones. Nay-None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10 2020.

It was moved by Helmers, second by Schulte to approve the following resolution:

Resolution#9 20/21
Operating Transfers

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF-Bosma to Amended Ethanol TIF P & I;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa:

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$5,822.77 is ordered to be transferred from the Amended Ethanol TIF-Bosma (Fund-40020) to Amended Ethanol TIF P & I (Fund#45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution:

Roll call vote: Ayes -Helmers, Schulte, DeBoer, VandeHoef, Jones. Nay-None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020.

It was moved by DeBoer, second by VandeHoef to approve the following resolution:

Resolution#10-20/21
Operating Transfers

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF-Green/Yellow to Amended Ethanol TIF P & I;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$7,641.77 is ordered to be transferred from the Amended Ethanol TIF-Green/Yellow (Fund#40030) to Amended Ethanol TIF P & I (Fund#45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution.

Roll call vote: Ayes - DeBoer, VandeHoef, Helmers, Schulte, Jones. Nay -None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020

It was moved by Schulte, second by DeBoer to approve the following resolution:

Resolution#11 20/21
Operating Transfer

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF-JRJ to Amended Ethanol TIF P & I:

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$101.40 is ordered to be transferred from the Amended Ethanol TIF-JRJ (Fund 40060) to Amended Ethanol TIF P & I (Fund 45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution.

Roll call vote: Ayes – Schulte, DeBoer, Jones. Nay- None. Abstain- VandeHoef, Helmers. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa this 10th day of November, 2020

It was moved by VandeHoef, second by Helmers to move the following resolution:

Resolution#12 20/21

Operating Transfers

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF-Langstraat Autoworks to Amended Ethanol TIF P & I;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$1,540.08 is ordered to be transferred from the Amended Ethanol TIF-Langstraat Autoworks (Fund#40080) to Amended Ethanol TIF P & I (Fund#45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution.

Roll call vote: Ayes- VandeHoef, Helmers, DeBoer, Schulte, Jones. Nay- None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020.

It was moved by Schulte, second by DeBoer to approve the following resolution:

Resolution#13 20/21

Operating Transfers

WHEREAS, it is desired to transfer monies from the 2017 CFE Project Fund to CFE TIF P & I Fund;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$127,451.21 is ordered to be transferred from the 2017 CFE Project Fund (Fund#40090) to CFE TIF P & I Fund (Fund#46000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution:

Roll call vote: Ayes-Schulte, DeBoer, Helmers, VandeHoef, Jones. Nay-None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020.

It was moved by DeBoer, second by Schulte to approve the following resolution:

Resolution#14 20/21

Operating Transfers

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF-Lonneman to Amended Ethanol TIF P & I;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$489.07 is ordered to be transferred from the Amended Ethanol TIF-Lonneman (Fund#40100) to Amended Ethanol TIF P & I (Fund#45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution.

Roll call vote: Ayes-DeBoer, Schulte, Helmers, VandeHoef, Jones. Nay- None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020.

It was moved by VandeHoef, second by Helmers to approve the following resolution:

Resolution#15 20/21

Operating Transfer

WHEREAS, it is desired to transfer monies from the Amended Ethanol TIF Debt Collection Fund to Amended Ethanol TIF P & I Fund;

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa;

NOW, THEREFORE be it resolved by the Board of Supervisors of Osceola County, Iowa as follows:

Section 1. The sum of \$105,599.91 is ordered to be transferred from the Amended Ethanol TIF Debt Collection Fund (Fund#32000) to the Amended Ethanol TIF P & I (Fund#45000) effective November 10, 2020.

Section 2. The auditor is directed to make the appropriate transfer and to notify the Treasurer of this operating transfer, accompany the notification with a copy of this resolution:

Roll call vote: Aye- VandeHoef, Helmers, Schulte, DeBoer, Jones. Nay-None. Motion carried.

THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on November 10, 2020.

Board Member DeBoer introduced the resolution hereinafter next set out and moved its adoption, seconded by Board Member Schulte; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Board Members voted:

Ayes - DeBoer, Schulte, Helmers, Jones. Nay -None. Abstain - VandeHoef

Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out:

RESOLUTION NO. 16 20/21

Resolution Setting Date for a Public Hearing on the Proposal to Incur Non-Current Debt (Sunset Semi Project)

WHEREAS, the Board of Supervisors of Osceola County, Iowa (the "County"), has established the 2003 Urban Renewal District 1 (Spirit Lake Ethanol, LLC a.k.a. Otter Creek Ethanol, LLC) (the "Urban Renewal Area") and has established the 2003 Urban Renewal District 1 (Spirit Lake Ethanol, LLC a.k.a. Otter Creek Ethanol, LLC) Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has undertaken the Osceola County Enterprise Park Property Acquisition Grant Assistance Program (the "Grant Assistance Program") as an urban renewal project in the Urban Renewal Area; and

WHEREAS, it has been proposed that the County facilitate an internal advance of fund in an amount not to exceed \$30,240 (the "Advance") for the purposes of providing an economic development grant to Sunset Semi Retreat, LLC under the Grant Assistance Program; and

WHEREAS, pursuant to Section 331.479 of the Code of Iowa, it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to approve the Advance and to give notice thereof as required by such law;

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

Section 1. This Board will meet at the First Baptist Church Fellowship Hall, Sibley, Iowa, on November 24, 2020, 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 approve the Advances.

Section 2. The County Auditor shall publish notice of said hearing, the same being in the form attached to this resolution, which publication shall be made in a legal newspaper of general circulation in Osceola County, which publication shall be not less than four (4) and not more than twenty (20) days before the date set for the hearing.

**NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS FOR THE INCURRENCE OF
NONCURRENT DEBT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$30,240
(NONCURRENT DEBT)**

The Board of Supervisors of Osceola County, Iowa (the "County"), will meet on November 24, 2020, at the First Baptist Church Fellowship Hall, Sibley, Iowa, at 9 o'clock a.m., for the purpose of instituting proceedings and taking action on a proposal to incur noncurrent debt (the "Noncurrent Debt") in a principal amount not to exceed \$30,240 for the purpose of funding an economic development grant (the "Grant") to Sunrise Semi Retreat, LLC under the County's Osceola County Enterprise Park Property Acquisition Grant Assistance Program (the "Grant Assistance Program"). The Grant Assistance Program is being undertaken as an urban renewal project in the County's 2003 Urban Renewal District 1 (Spirit Lake Ethanol, LLC a.k.a. Otter Creek Ethanol, LLC).

At that time and place, oral or written objections may be filed or made to the proposal to incur the Noncurrent Debt. After receiving objections, the County may determine to incur the Noncurrent Debt.

The Noncurrent Debt will be in the form of an internal advance (the "Internal Advance") of funds from the County's General Fund for the payment of costs of funding the Grant under the Grant Assistance Program and shall be repaid in one or more annual installments on or before June 1, 2026. The

Noncurrent Debt will be incurred pursuant to authority contained in Chapter 403 and in Section 331.478 and Section 331.479 of the Code of Iowa.

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

Rochelle Van Tilburg
County Auditor

Section 3. All resolutions or parts of resolutions 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 approval and adoption, as provided by law. Passed and approved November 10, 2020.

It was moved by VandeHoef, second by DeBoer to contract with Syker Mercer of Skye HR consulting for facilitator consulting services. All vote aye. Motion carried.

Helmets moves to approve the ambulance write-off of \$607.00 due to the patient is deceased and has no estate. Second by VandeHoef. All vote aye. Motion carried.

It was moved by VandeHoef, second by Helmets to approve the salary increase for Connie Byers to \$41,253. All vote aye. Motion carried.

Schulte moves to approve the payment of claims submitted by the auditor's office. Second by DeBoer. All vote aye. Motion carried.

It was moved by VandeHoef, second by Schulte to enter into closed session closed session: Iowa Code 21.5 (1) (I) -engineer applicant reconsideration. Ayes-VandeHoef, Schulte, Helmets, DeBoer, Jones. Nay-None. Motion carried.

Helmets moves to enter into regular session. Second by DeBoer. Ayes-Helmets, DeBoer, Schulte, VandeHoef, Jones. Nay-None. Motion carried.

It was moved by VandeHoef, second by Schulte to consult with our HR consultant to modified the engineer contract consistent as discussed in closed session, and reoffer the position to the applicant. All vote aye. Motion carried.

VandeHoef moves to table the zoning administrator position until the county hears back from the engineer applicant. Second by Helmets. All vote aye. Motion carried.

The board proceeded to conduct the canvass of the General Election held on November 3, 2020. Following county candidates were declared winners: Supervisor District 2 Jayson Vande Hoef; Supervisor District 4 Jerry Helmets; Supervisor District 5 Ed Jones; County Auditor Rochelle Van Tilburg; County Sheriff Kevin Wollmuth; Soil and Water District Commissioner: Ty Schultz, John Schmidt, and Deb Kohn; County Agricultural Extension Council: Angela Van Gelder, Matthew Jurgens, Tracy Jill Van Diepen, and Justin Nasers; County Agricultural Extension Council (to fill a vacancy) Rebecca S. Krogman. It was moved by VandeHoef, second by DeBoer to approve General Election canvass. All vote aye. Motion carried.

Complete election results are on file at the county auditor's office and on the county website: osceolacountyia.gov

The board reviewed payroll registers from November 4th and 6th.

Helmets gave Northwest Iowa Housing Trust Fund updates and Jones gave updates with Childhood Iowa.