

February 21, 2023

Meeting of the Clayton County Board of Supervisors at 600 Gunder Road NE, Elkader, Iowa.

Present: Steve Doepcke, Ray Peterson, and Doug Reimer

Guests: Mike Tschirgi, Casey Stickfort, Chris Jordan, Lucas Elsbernd, Samuel Ertl, Chad Schroyer, Melissa Atkinson, Samantha Rumph, and Jennifer Garms

Doepcke moved, Peterson seconded to approve the minutes of the February 14, 2023 meeting. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve the claims as presented totaling \$144,615.79. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Reimer moved, Doepcke seconded to approve resolution #11-2023 "Resolution authorizing the use of a preliminary official statement in connection with the sale of General Obligation County Purpose Bonds, Series 2023." Roll Call Vote: Doepcke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #11-2023
RESOLUTION AUTHORIZING THE USE OF A PRELIMINARY OFFICIAL STATEMENT IN
CONNECTION WITH THE SALE OF GENERAL OBLIGATION COUNTY PURPOSE BONDS, SERIES
2023

WHEREAS, the Board of Supervisors (the "Board") of Clayton County, Iowa (the "County"), heretofore proposed to enter into a General Obligation County Purpose Loan Agreement (the "Loan Agreement") in a principal amount not to exceed \$8,700,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.443 of the Code of Iowa, for the purpose of paying the costs, to that extent, of (a) improving and equipping emergency communications systems; and (b) constructing sanitary sewer improvements and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on January 24, 2023; and

WHEREAS, a Preliminary Official Statement (the "P.O.S.") has been prepared by Piper Sandler & Co. (the "Underwriter") and reviewed by Dorsey & Whitney LLP (the "Disclosure Counsel") as bond and disclosure counsel to the County to facilitate the sale of General Obligation County Purpose Bonds, Series 2023 (the "Bonds") in evidence of the obligation of the County under the Loan Agreement, and it is now necessary to make provision for the approval of the P.O.S. and to authorize its use by the underwriter;

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

Section 1. The County Auditor is hereby authorized to take such action as shall be deemed necessary and appropriate with the assistance of the Underwriter and Disclosure Counsel to prepare the P.O.S. describing the Bonds and providing for the terms and conditions of their sale, and all action heretofore taken in this regard is hereby ratified and approved.

Section 2. The use by the Underwriter of the P.O.S. in substantially the form as has been presented to and considered by the Board is hereby approved, and the Underwriter is hereby authorized to prepare and use a final Official Statement for the Bonds substantially in the form of the P.O.S. but with such changes therein as are required to conform the same to the terms of the Bonds and the resolution, when adopted, providing for the sale and issuance of the Bonds, and the County Auditor is hereby authorized and directed to execute a final Official Statement for the Bonds, if requested. The P.O.S. as of its date is deemed final by the County within the meaning of Rule 15(c)(2)-12 of the Securities and Exchange Commission.

Section 3. Further action with respect to the Loan Agreement and the Bonds is hereby adjourned to the meeting of the Board scheduled for March 6, 2023.

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.

Reimer moved, Doepcke seconded to approve resolution #12-2023 "Resolution to Lease County-Owned Real Estate." Roll Call Vote: Doepcke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #12-2023
RESOLUTION TO LEASE COUNTY-OWNED REAL ESTATE

WHEREAS, Clayton County owns a parcel of real estate legally described as follows:

20 Acres pasture ground only, more or less, in part of the NE ¼ NE ¼, of Section 7, of Township 93N, Range 4 W in Read Township, in Clayton County, Iowa, also known as parcel # 22-11-07-226-001 near Scenic Acres Care Facility.

WHEREAS, Clayton County desires to enter into a farm lease of said parcel of real estate.

WHEREAS, the Clayton County Board of Supervisors proposes to accept sealed bids for the parcel with certain conditions to be set by the Board of Supervisors.

WHEREAS, the Clayton County Board of Supervisors reserves the right to reject any or all bids.

WHEREAS, a public hearing on the Board of Supervisors proposal shall be held after which a final determination on the proposal may be made.

NOW, THEREFORE, BE IT RESOLVED BY THE CLAYTON COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

1. A public hearing on the aforementioned proposal to lease county-held real estate is hereby scheduled for March 7, 2023 at 10:30 a.m. at the Supervisors Office at 600 Gunder Road, Elkader, Iowa 52043.

Doepcke moved, Reimer seconded to approve resolution #13-2023 "Set Public Hearing Date To Amend Off-Road Utility Vehicle Ordinance." Roll Call Vote: Doepcke-aye, Peterson-aye, Reimer-aye. Motion carried.

RESOLUTION #13-2023
SET PUBLIC HEARING DATE TO AMEND OFF-ROAD UTILITY VEHICLE ORDINANCE

WHEREAS, Clayton County has a Regulations Regarding Off-Road Utility Vehicles on Secondary Roads Ordinance.

WHEREAS, Clayton County desires to amend said ordinance.

WHEREAS, the Clayton County Board of Supervisors proposes to accept the amendment to the Regulations Regarding Off-Road Utility Vehicles on Secondary Roads Ordinance.

WHEREAS, a public hearing on the Board of Supervisors proposal shall be held on the aforementioned proposal after which a final determination on the proposal may be made.

NOW, THEREFORE, BE IT RESOLVED BY THE CLAYTON COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

1. A public hearing on the aforementioned proposal to lease county-held real estate is hereby scheduled for March 14, 2023 at 10:30 a.m. at the Supervisors Office at 600 Gunder Road, Elkader, Iowa 52043.

Reimer moved, Doepcke seconded to approve setting the monthly allowance for the Veterans Affairs Shuttle Coordinator to \$100.00 and the per drive rate to \$75.00 as of February 1, 2023. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Engineer Casey Stickfort provided a departmental update outlining current and future projects.

Reimer moved, Doepcke seconded to authorize the chair to sign an agreement with 911 Service Board for maintenance of the E911 Rural Emergency Addressing System. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Chairperson Peterson opened a public hearing regarding bids for the replacement/repair of the Wastewater Treatment Plant Sewer Liner at Scenic Acres. There were three bids submitted, of which two were acceptable. The bids were: MZ Construction Inc – \$293,400.00 and Blazek Corporation – \$305,646.40. The public hearing was closed. Reimer moved, Doepcke seconded to award the bid to MZ Construction in the amount of \$293,400.00. Ayes: Doepcke, Peterson, Reimer. Motion carried.

The Board reviewed projects to be paid with American Rescue Plan Act funds. Doepcke moved, Reimer seconded to approve a furniture addition to the Auditor's Office for a hutch at \$922.29. Ayes: Doepcke, Peterson, Reimer. Motion carried.

Doepcke moved, Reimer seconded to approve a letter of support for the City of Garnavillo for the Surface Transportation Block Grant (STBG) application for sidewalk, curb/gutter, and sewer improvements along Hwy 52/Main Street.

The Board worked on the FY2024 County Budget.

Reimer moved, Doepcke seconded moved to adjourn. The meeting was adjourned. Ayes: Doepcke, Peterson, Reimer. Motion carried.

/s/ Ray Peterson, Board of Supervisors Chair

Attest: Jennifer Garms, Clayton County Auditor