

Ringgold County Board of Supervisors Minutes September 3, 2019

The Ringgold County Board of Supervisors met in regular session Tuesday, September 3, 2019. The meeting was called to order at 9:00 A.M by Lyle Minnick with the following members present: Kraig Pennington, Lyle Minnick and Ron Landphair.

A motion was made by Landphair, second by Minnick to approve the agenda.
AYES: Unanimous NAYS: None

Engineer Jared Johnson, Interim Engineer Don Staley and Assistant to Engineer Justin Frost met with the Board to provide secondary roads updates. The department has finalized easements with the Livingston's (110th Street project) and went out to the project site to mark permanent ROW boundaries and TCE boundaries. The utility companies (REC, SIRWA and Windstream) have been notified of the project and are working to move any utilities that may be impacted by construction. It is required the county complete a phase I archeological review. The department has been in contact with Kevin Giggs with EOR out of Boone, Ia to complete this review, Johnson explained.

Calhoun Burns and Associates (CB & A) has the design contract for the 240th Street project. CB & A has 60 calendar days to complete the design work.

The new east abutment cap on the Riley 12 Bridge project was set along with all the east pier piling pushed under the existing cap and welded in place. The existing east end span panels were reset on the bridge. At this point all the structural repairs have been completed, Johnson said. This week the crew will re-grout between the panels, do some site shaping and haul in rip rap to protect the new pier piling and abutment slopes, he added.

Work order 545 is currently in progress. The crew repaired the 30" CMP down spout erosion. This project is located on 200th Ave north of 118th street.

FEMA site visits are tentatively scheduled for the end of August to the first of September.

Both lifts of seal coat have been completed on the Sun Valley roads project (130th Street & 300th Ave). The crew continues to broom and roll the road to incorporate the loose chop rocks remaining. It is scheduled to surface seal (fog seal) the road this Thursday, September 5. The Board expressed their appreciation to the crew for their hard work on this project. Each Board member separately drove the road and all are impressed with how the project turned out.

Johnson reported the department has conducted a field assessment of Liberty 19 and determined it was a viable rehabilitation candidate. Additionally, the department is working on and will be finishing up a repair plan and design calculations. It is expected the crew will be on site to begin next week.

Johnson reviewed with the Board a proposed speed limit reduction on 130th St. & 300th Ave. in Union Township.

Johnson presented the Board with a Windstream utility permit for approval.

Landphair discussed again the need for center lines on our county roads. He suggested creating a priority list along with cost and present to the Board at the next meeting. The group agreed one of the top roads should be P33 from highway 2 to Diagonal. This project would be completely outsourced, Johnson said.

Johnson presented the Board with a proposal to purchase two tuck boxes at a cost of \$18,000 each.

The Board reviewed the recommendation by Auditor Amanda Waske to proclaim September as Voter Registration Month.

The Board reviewed claims that were paid Wednesday, August 28th.

The Board recessed at noon.

The Board returned at 6:30 p.m. for the public hearings on the proposed General Obligation Local Option Sales Tax (LOST) Refunding Bonds (relates to refinancing 2010 Bonds at a lower interest rate) and the proposed ATV/UTV Ordinance. At 6:30 p.m. Minnick moved to open the public hearing on the LOST Refunding Bonds Second my Landphair. Motion carried. Chairperson Pennington called for any written or oral objections. Kevin Kilgore presented the Board with a list of objections (on file in the Auditor's Office). Kilgore's primary concerns were the legality of the process and the alleged need to hold an election on the proposed refinancing of the bonds. He went on to state concerns with the accounting of the LOST dollars in the county's budget program. The Board explained the County has been working with longtime bonding attorney Robert Josten of Dorsey & Whitney of Des Moines. Josten was the Attorney that assisted the county during the initial creation of the bonds. Pennington stated he would like to research Kilgore's points further before committing to the process. Heidi Kuhl of Northland Securities was present to address concerns. Kuhl went on to explain the document the Board is considering approval of is simply an intent to enter into a loan agreement. This simply keeps the process moving along, she said.

Paul Dykstra questioned whether three bids were obtained for the refinancing. Pennington stated no, three bids were not obtained.

At 7:08 p.m. Landphair moved to close the public hearing. Second by Minnick. Motion carried.

The Board requested additional time to review Kilgore's points with a potential meeting on Friday, September 6th. The Board moved forward with approval of the intent to enter

into a loan agreement and approve the preliminary official statement for General Obligation Local Option Sales Tax Refunding Bonds, Series 2019A.

At 7:28 p.m. Minnick moved to open the public hearing for the proposed ATV/UTV Ordinance. Second by Landphair. Motion carried.

Chairperson Pennington called for any written or oral objections. Kevin Kilgore presented a list of objections (available in the Auditor's Office). Kilgore's primary concern related to safety of other vehicles on county roadways relating to speed limits and having the ATV/UTV's on the road will considerably increase the slow-moving vehicle problem. It was explained this ordinance will legally allow the use of ATV's and UTV's on county roadways. Currently, the DNR allows for farm use in ditches or on shoulders only. Jerry Thornburg was present to express appreciation of the ordinance. Recorder Kisha Martin stated the registration fee through her office will be a minimal annual fee of \$10. Upon approval of the ordinance, decals will be ordered and available for purchase. The DNR will be made aware of the ordinance. Sheriff Haley confirmed any certified Peace Officer has authority to issue violations to ATV's/UTV's.

At 7:37 p.m. Landphair moved to close the hearing. Motion second by Minnick.

The Board moved forward with approval of the proposed ordinance.

RESOLUTION RC19-143

WHEREAS, the Ringgold County Board of Supervisors is empowered under authority of the Iowa Code Sections 321.255 and 321.285 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 greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS, such an investigation has been requested and has been completed by the Ringgold County Engineer.

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

It shall be that a posted 35 mph speed limit be implemented on 130th Street from the intersection of County Highway J20 and 130th Street to the intersection of Valley Drive and 130th Street.

It shall be that a posted 35 mph speed limit be implemented on 300th Ave from the intersection of 300th Ave and 130th Street to the intersection of 300th Ave and County Highway J20.

THEREFORE, a motion was made by Landphair and seconded by Minnick stating such. The vote on the resolution: AYES: All. NAYS: None.

ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-144

WHEREAS, the Ringgold County Board of Supervisors approves the Windstream utility permit as presented by Engineer Jared Johnson.

THEREFORE, a motion was made by Minnick and seconded by Landphair stating such. The vote on the resolution: AYES: All. NAYS: None.
ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-145

WHEREAS, the Ringgold County Board of Supervisors approves to purchase two dump truck boxes for a total amount not to exceed \$36,000.
THEREFORE, a motion was made by Landphair and seconded by Minnick stating such. The vote on the resolution: AYES: All. NAYS: None.
ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-146

WHEREAS, the Ringgold County Board of Supervisors approves to proclaim September as Voter Registration Month.
THEREFORE, a motion was made by Minnick and seconded by Landphair stating such. The vote on the resolution: AYES: All. NAYS: None.
ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-147

WHEREAS, the Ringgold County Board of Supervisors approves claims that were paid Wednesday, August 28, 2019 (see separate claims register).
THEREFORE, a motion was made by Minnick and seconded by Landphair stating such. The vote on the resolution: AYES: All. NAYS: None.
ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-148

WHEREAS, the Board of Supervisors of Ringgold County (the "County"), State of Iowa, has proposed to enter into a General Obligation Local Option Sales Tax Refunding Loan Agreement (the "Loan Agreement") in a principal amount not to exceed \$1,365,000, pursuant to the provisions of Section 331.402 of the Code of Iowa, for the purpose of refunding the outstanding balance of the County's General Obligation Local Option Sales Tax Bonds, Series 2010, and has published notice and held a hearing thereon; and
WHEREAS, the County intends to enter into the Loan Agreement and to issue General Obligation Local Option Sales Tax Refunding Bonds, Series 2019 (the "Series 2019 Bonds") in the future; and
WHEREAS, a preliminary official statement (the "Preliminary Official Statement") has been prepared in connection with the sale of the Series 2019 Bonds, and it is now necessary to make provision for the approval of the Preliminary Official Statement and to authorize its use by Northland Securities, Inc.
NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Ringgold County, as follows:

Section 1. The Board of Supervisors hereby expresses its intention to enter into the Loan Agreement and to issue the Series 2019 Bonds in the future, and the Board of Supervisors hereby declares that this resolution constitutes the additional action required by Chapter 331 of the Code of Iowa.

Section 2. The use by Northland Securities, Inc. of the Preliminary Official Statement relating to the Series 2019 Bonds, in substantially the form as has been presented to and considered by the Board of Supervisors, is hereby approved, and Northland Securities, Inc. is hereby authorized to prepare and use a final Official Statement for the Series 2019 Bonds substantially in the form of the Preliminary Official Statement, but with such changes therein as are required to conform the same to the terms of the Series 2019 Bonds and the resolution, when adopted, providing for the issuance of the Series 2019 Bonds, and the County Auditor is hereby authorized and directed to execute a final Official Statement for the Series 2019 Bonds, if requested. The Preliminary Official Statement 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. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

THEREFORE, a motion was made by Minnick and seconded by Landphair stating such. The vote on the resolution: AYES: All. NAYS: None.

ATTEST: Amanda Waske, Auditor. Passed and approved September 3, 2019.

RESOLUTION RC19-149

WHEREAS, the Ringgold County Board of Supervisors approves the proposed ATV/UTV Ordinance.

THEREFORE, a motion was made by Minnick and seconded by Landphair stating such. The vote on the resolution: AYES: All. NAYS: None.

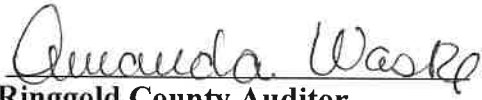
ATTEST: Amanda Waske, Auditor. Passed and approved September 9, 2019.

The Board tabled approval of the minutes.

There was no further business. A motion was made by Landphair and seconded by Minnick to adjourn the meeting at 7:45 p.m.

ATTEST:


Board of Supervisors


Ringgold County Auditor