

The Board of Supervisors met this 23rd day of August, 2016, in the meeting room at the Mills County Conservation building in Pony Creek with Supervisors Ron Kohn, Lonnie Mayberry and Richard Crouch present.

Motion by Crouch seconded by Mayberry to approve the August 23, 2016 agenda and the August 16, 2016 minutes as presented. Motion carried on a vote: Ayes: 3 Nays: 0.

Motion by Mayberry seconded by Crouch to pay the accounts payable as presented. Motion carried on a vote: Ayes: 3 Nays: 0

Engineer Mayberry and the Mills County Supervisors did a site visit to view a driveway variance request near 25161 Ingram Avenue.

There were no utility permits to report this week.

Motion by Mayberry seconded by Kohn to approve the driveway variance request near 25161 Ingram Avenue. The site distance is fine, the problem is separation. The new driveway is for Ag access and a safety issue. The existing driveway will stay.

Motion carried on a vote: Ayes: 2 – Kohn and Mayberry, Abstain: 1 – Crouch

Motion by Crouch seconded by Mayberry to approve Iowa D.O.T. materials and inspection costs for project BRS-CO65(93)—60-65, 330<sup>th</sup> St bridge over the W. Nishnabotna River in the amount of \$4,879.37 from Farm to Market funds. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Mayberry to approve voucher #5 (Final) for project BROS-CO65(97)—8J-65, Montague Road bridge replacement over Waubonsie Creek to Iowa Bridge and Culvert in the amount of \$17,201.03. Motion carried on a vote: Ayes: 3 Nays: 0

John Kline and other representatives from Soil & Water Conservation were present to discuss soil and conservation stream signage. This was approved at the August 16, 2016 meeting.

Motion by Mayberry seconded by Crouch to authorize Mills County to be the fiscal agent for the Stream signage program for the Mills County Soil & Water Conservation District.

Motion carried on a vote: Ayes: 3 Nays: 0

Linda Washburn, representing the Glenwood Chamber of Commerce was present and asked the Board if they want her to continue with Legislative coffees. She also inquired if they wish for her to continue on with the Landscaping Committee that runs from the Missouri River to I-29 and enhances the Glenwood area. She explained there should not be any cost for this project. Washburn resigned from the SWIA Coalition. Rick Allely has been attending on behalf of Mills County and Economic Development.

Britteny Ferrin from Morrow and Associates and Mills County Attorney Naeda Elliott were present for the closed session.

Motion by Crouch seconded by Mayberry to go into closed session at 10:05 a.m. according to Iowa Code 21.5(c) – To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where it's disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Motion carried by Roll Call vote: Mayberry – Aye, Crouch – Aye, Kohn - Aye

Motion by Crouch seconded by Mayberry to return to open session at 10:37 A.M.

Motion carried by Roll Call vote: Crouch – Aye, Mayberry – Aye, Kohn – Aye

Motion by Mayberry seconded by Crouch to authorize Mills County Attorney Naeda Elliott and Britteny Ferrin from Morrow and Associates to continue with the grievance process.

Pacific Junction Council member Richard Kerres was present to ask questions regarding the mutual aid agreements being requested by the State. It was explained to Kerres that this is something that is needed between the Cities, townships and fire departments but because there has been a turnover of City Clerks it hasn't been kept up to date.

Veteran's Affairs/General Relief Director Melissa Gray was present to get approval for a scanner purchase. Motion by Crouch seconded by Mayberry to approve the purchase of a scanner for Veteran's Affairs in the amount of \$640.66 and will be paid out of grant funds.

Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Mayberry seconded by Crouch to approve the hire of Adreana Nixon for the jailer position beginning August 24, 2016 at a salary of \$27,763. Nixon passed all physical, psychological and drug screenings. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Mayberry seconded by Crouch to approve the hire of Tyler Loontjer as Assistant County Attorney beginning August 29, 2016 at a salary of \$60,000. Loontjer has passed all pre-employment, physical and drug screening. Motion carried on a vote: Ayes: 3 Nays: 0

Motion by Crouch seconded by Mayberry to set a public hearing at 10:00 A.M. September 13, 2016 for a General Obligation refunding loan agreement.

**RESOLUTION NO. 16-21**

Resolution to fix a date for a public hearing on a General Obligation Refunding Loan Agreement in a principal amount not to exceed \$4,675,000

WHEREAS, the Board of Supervisors (the "Board") of Mills County, Iowa (the "County"), has previously issued \$6,200,000 General Obligation County Public Safety Center Bonds, Series 2013A (the "Series 2013A Bonds"); and

WHEREAS, in the resolution authorizing the issuance of the Series 2013A Bonds, the County reserved the right to call for payment prior to maturity any or all of the Series 2013A Bonds maturing after June 1, 2020 (the "Callable Series 2013A Bonds"); and

WHEREAS, it is necessary to fix a date of meeting of the Board at which it is proposed to take action to enter into a loan agreement (the "Loan Agreement") in an amount not to exceed \$4,675,000 for the purpose of advance refunding the Callable Series 2013A Bonds and to give notice thereof as required by law;

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

Section 1. This Board shall meet on the 13th day of September, 2016, at the Mills County Courthouse, Glenwood, Iowa, at 10:00(ten) o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

Motion carried on a roll call vote: Kohn – Aye, Crouch – Aye, Mayberry – Aye

Motion by Crouch seconded by Mayberry to approve the engagement letter with Northland Securities as underwriter for the sale of bonds for refunding General Obligation bonds at a lower interest rate to save Mills County money. Motion carried on a vote: Ayes: 3 Nays: 0

The liquor license renewal for Knights of Columbus will be rescheduled for a later date due to information not available for approval.

Motion by Crouch seconded by Mayberry to approve the 5 day liquor license for Beer Here for the Peddler's Jamboree. Motion carried on a vote: Ayes: 3 Nays: 0

There being no further business to come before the Board at this time, they adjourned to meet on Tuesday, August 30, 2016.

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Ron Kohn – Chairman

ATTEST:

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Carol Robertson, Auditor