

The Fremont County Board of Supervisors met in regular session on Wednesday, February 24, 2021, in the Fremont County Courthouse Boardroom, with Sheldon, Hickey, and Clark present. A quorum was declared, and the meeting officially called to order at 9:00 a.m. Minutes of the previous board session were read and approved. The agenda was approved as posted.

Let the records show that IT Arnold Emberton, Sandy Parmenter with Valley News Today and Veronica Barreto-Rosa with the Hamburg Reporter were present by telephone for this meeting. Engineer Dan Davis and Cara Morgan were present in person for this meeting.

Motion made by Clark to approve the renewal of the Outdoor Service, Special Class C Liquor License Beer/Wine, Sunday Sales for D & L Pro, LLC. Motion carried unanimously.

The board discussed appointing a Title VI Coordinator. Motion by Hickey to table until he can speak to possible candidates about this position. Motion married unanimously.

The board discussed appointing an ADA Coordinator. Motion by Hickey to table until he can speak to employees about this position. Motion married unanimously.

The board discussed the signing of the non-disclosure assurances document regarding hiring policies. Motion by Clark to allow Chairman Sheldon to sign the non-disclosure assurances document. Motion carried unanimously.

At 9:07 a.m., Chip Schultz with Northland Securities joined the meeting.

Motion by Hickey to sign a resolution fixing date for the public meeting on the proposition to authorize not to exceed \$3,615,000 Taxable General Obligation Refunding Capital Loan Notes Series 2021A on March 10th at 9:45 a.m. The following is a roll call vote. Sheldon, aye; Hickey, aye; Clark, aye.

RESOLUTION NO. 2021-15

February 24, 2021

The Board of Supervisors of Fremont County, Iowa, met in regular session, at 9:00 o'clock A.M., on the above date.

The Board met in person in the Board Room, County Courthouse, 506 Filmore Street, Sidney, Iowa.

The Board determined that it is impossible and impractical for all members of the Board, other County personnel, and members of the public to be physically present at this meeting due to the COVID-19 pandemic, and that it is necessary to conduct the meeting by electronic means. The Board has provided public access to the electronic meeting.

There were present Chairperson Sheldon, in the chair, and the following named Board Members:

Vice-Chairman Randy Hickey and Member Chris Clark

Absent:

Vacant:

Board Member Hickey introduced the following Resolution entitled "RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$3,615,000 TAXABLE GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES OF FREMONT COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF", and moved that the same be adopted. Board Member Clark seconded the motion to adopt. The roll was called and the vote was,

AYES: Sheldon, Hickey, Clark

NAYS:

Whereupon, the Chairperson declared the resolution duly adopted as follows:

RESOLUTION FIXING DATE FOR A MEETING ON THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$3,615,000 TAXABLE GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES OF FREMONT COUNTY, STATE OF IOWA (FOR ESSENTIAL COUNTY PURPOSES), AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF

WHEREAS, it is deemed necessary and advisable that Fremont County, State of Iowa, should provide for the authorization of a Loan Agreement and issuance of Taxable General Obligation Refunding Capital Loan Notes, to the amount of not to exceed \$3,615,000, as authorized by Sections 331.402 and 331.443, of the Code of Iowa, for the purpose of providing funds to pay costs of carrying out essential county purpose project(s) as hereinafter described; and

WHEREAS, the Loan Agreement and Notes shall be payable from the Debt Service Fund; and

WHEREAS, before a Loan Agreement may be authorized and Taxable General Obligation Refunding Capital Loan Notes, issued to evidence the obligation of the County thereunder, it is necessary to comply with the provisions of the Code of Iowa, as amended, and to publish a notice of the proposal and of the time and place of the meeting at which the Board proposes to take action for the authorization of the Loan Agreement and Notes and to receive oral and/or written objections from any resident or property owner of the County to such action.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FREMONT COUNTY, STATE OF IOWA: Section 1. That this Board meet in the Board Room, County Courthouse, 506 Filmore Street, Sidney, Iowa, at 9:45 A.M., on the 10th day of March, 2021, for the purpose of taking action on the matter of the authorization of a Loan Agreement and issuance of not to exceed \$3,615,000 Taxable General Obligation Refunding Capital Loan Notes, for essential county purposes, the proceeds

of which notes will be used to provide funds to pay the costs of refinancing and refunding outstanding general obligation indebtedness, including the General Obligation Bonds, Series 2014A, dated April 15, 2014.

Section 2. The Auditor is authorized and directed to proceed on behalf of the County with the negotiation of terms of a Loan Agreement and the issuance of Taxable General Obligation Refunding Capital Loan Notes, evidencing the County's obligations to a principal amount of not to exceed \$3,615,000, to select a date for the final approval thereof, to cause to be prepared such notice and sale information as may appear appropriate, to publish and distribute the same on behalf of the County and this Board and otherwise to take all action necessary to permit the completion of a loan on a basis favorable to the County and acceptable to the Board.

Section 3. That the Auditor is hereby directed to cause at least one publication to be made of a notice of the meeting, in a legal newspaper, printed wholly in the English language, published at least once weekly, and having general circulation in the County. The publication to be not less than four clear days nor more than twenty days before the date of the public meeting on the issuance of the Notes.

Section 4. The notice of the proposed action to issue notes shall be in substantially the following form:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS OF FREMONT COUNTY, STATE OF IOWA, ON THE MATTER OF THE PROPOSED AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$3,615,000 TAXABLE GENERAL OBLIGATION REFUNDING CAPITAL LOAN NOTES OF THE COUNTY (FOR ESSENTIAL COUNTY PURPOSES), AND THE HEARING ON THE ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Fremont County, State of Iowa, will hold a public hearing on the 10th day of March, 2021, at 9:45 A.M., in the Board Room, County Courthouse, 506 Filmore Street, Sidney, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$3,615,000 Taxable General Obligation Refunding Capital Loan Notes, for essential county purposes, to provide funds to pay the costs of refinancing and refunding outstanding general obligation indebtedness, including the General Obligation Bonds, Series 2014A, dated April 15, 2014. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund. At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of the County thereunder or will abandon the proposal to issue said Notes.

This notice is given by order of the Board of Supervisors of Fremont County, State of Iowa, as provided by Sections 331.402 and 331.443 of the Code of Iowa.

Dated this 24th day of February, 2021.

/s/ Dee Owen

County Auditor, Fremont County, State of Iowa

PASSED AND APPROVED this 24th day of February, 2021.

/s/ Dustin Sheldon

Chairperson

ATTEST:

/s/ Dee Owen

County Auditor

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF FREMONT)

I, the undersigned County Auditor of Fremont County, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the County showing proceedings of the Board of Supervisors, and the same is a true and complete copy of the action taken by the Board with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Board and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board pursuant to the local rules of the Board and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective County offices as indicated therein, that no Board vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the County or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Board hereto affixed this 24th day of February, 2021.

/s/ Dee Owen

County Auditor, Fremont County, State of Iowa

The board discussed increasing the per diem rate of pay for the township trustees. This rate has been \$8.00 per hour/meeting for many years. This will not change the amount budgeted for those expenses. Motion by Hickey to raise the hourly rate to \$20.00/hour

to compensate a township trustee/clerk while engaged in official business and to establish a minimum meeting amount of \$40.00. Motion carried unanimously.

Cara Morgan with Golden Hills RC & D met with the board regarding awarding the contract for the East West Nishnabotna Watershed Project Bid Package No. 1. There were 3 bids received as follows:

JNC Construction LLC	\$452,515.86
Mount Farm Drainage	\$468,618.49
ESB Clark Heavy Construction	\$484,474.93
Lee Construction Inc.	\$653,632.00

The board received a recommendation from JEO to select the low bidder. Motion by Hickey to accept the low bid from JNC Construction LLC for the project. Motion carried unanimously.

Morgan also updated the board on the study of the confluence area of the county which is the Riverton area and south. The project is moving forward. They are also moving forward with a study of PL566 and risk analysis. She also discussed the rain garden project at the courthouse and will go over more details with courthouse maintenance.

Engineer Dan Davis met with the board for the signing of the following:

Motion by Clark sign resolution to accept low bid from Peterson Contractors and allow Engineer Daniel Davis to sign contract for Project #ER-CO36(80) - - 58-36 (L-31) in the amount of \$678,383.79. Motion carried unanimously.

RESOLUTION 2021-16

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the ERCO36(80)--58-36, hereafter referred to as "the project" is in the best interest of Fremont County, Iowa, and the residents thereof. The project is defined as On L31 the ER work consists of repairing ditches and shoulders to pre flood condition; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Fremont County and its citizens, all as provided for in and permitted by Section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Peterson Contractors, INC. in the amount of \$678,383.79 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Fremont County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Daniel Davis, the County Engineer for Fremont County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated at Fremont, Iowa, this 24th day of February, 2021.

ATTEST:

/s/ Dee Owen
Fremont County Auditor

/s/ Dustin Sheldon, Chairman	aye
/s/ Randy Hickey	aye
/s/ Chris Clark	aye

Motion by Hickey to sign resolution to accept low bid from Henningsen Construction Inc. and allow Engineer Daniel Davis to sign contract for Project #ER-CO36(81) - - 58-36 (J-34) in the amount of \$2,253,099.71. Motion carried unanimously.

RESOLUTION 2021-17

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the ERCO36(81)--58-36, hereafter referred to as "the project" is in the best interest of Fremont County, Iowa, and the residents thereof. The project is defined as On J34 the ER work is to restore the normal pavement surface with new HMA and seal coat to pre flood condition; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Fremont County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Henningsen Construction, INC. in the amount of \$2,253,099.71 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Fremont County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Daniel Davis, the County Engineer for Fremont County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county. Dated at Fremont, Iowa, this 24th day of February, 2021.

ATTEST:

/s/ Dee Owen
Fremont County Auditor

/s/ Dustin Sheldon, Chairman	aye
/s/ Randy Hickey	aye
/s/ Chris Clark	aye

Motion by Hickey to sign resolution to accept bid from Reilly Construction Co. and allow Engineer Daniel Davis to sign contract for Project #ER-CO36(85) - - 58-36 (J-24) & FM-CO36(89) - - 55-36 (J-10) in the amount of \$1,031,573.15. Motion carried unanimously.

RESOLUTION 2021-18

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the ER-CO36(85)--58-36 for J24 and FM-CO36(89)--55-36 for J10, hereafter referred to as "the project" is in the best interest of Fremont, Iowa, and the residents thereof. The project is defined as On J24 the ER work is to provide a safe travel way by repairing the shoulders, ditches, and reconstructing the approach to the BNSF railway. There will also be some PCC patching. On J10 the FM work will reconstruct the approaches to the BNSF railway; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Fremont County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Reilly Construction Co., INC. in the amount of \$1,031,573.15 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of the Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Fremont County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Daniel Davis, the County Engineer for Fremont County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county. Dated at Fremont, Iowa, this 24th day of February, 2021.

ATTEST:

/s/ Dee Owen
Fremont County Auditor

/s/ Dustin Sheldon, Chairman	aye
/s/ Randy Hickey	aye
/s/ Chris Clark	aye

Motion by Hickey to sign resolution to accept low bid from Peterson Contractors and allow Engineer Daniel Davis to sign contract for Project #ER-CO36(87) - - 58-36 (J-64) in the amount of \$982,325.15. Motion carried unanimously.

RESOLUTION NO. 2021-19

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the ER-CO36(87) - - 58-36, hereafter referred to as "the project" is in the best interest of Fremont County, Iowa, and the residents thereof. The project is defined as on J-64 the permanent ER work is to re-establish a safe driving surface for the public. The work consists of reclaiming existing seal coat and placing a new double seal surface. The work will also involve repairing the ditches and pipes as needed; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, the Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Fremont County and its citizens, all as provided for in and permitted by Section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Peterson Contractors, INC. in the amount of \$982,325.15 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Fremont County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Daniel Davis, the County Engineer for Fremont County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Dated at Fremont, Iowa, this 24th day of February, 2021.

ATTEST:

/s/ Dee Owen
Fremont County Auditor

/s/ Dustin Sheldon, Chairman	aye
/s/ Randy Hickey	aye
/s/ Chris Clark	aye

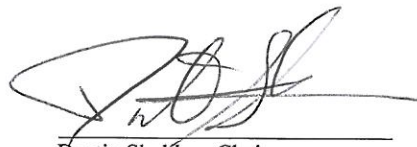
Claims were approved for February 26, 2021.

At 9:36 a.m., there being no further business, Hickey made a motion to adjourn. Motion carried unanimously.

ATTEST:



Fremont County Auditor



Dustin Sheldon, Chairman

Claims February 26, 2021

General Basic Fund

Wages of Temp & Part-time Empl	
LouAnn Kyle dba Pink Flamingo	80.00
Food & Provisions	
Dollar General Charged Sales	132.85
Hy-Vee Inc Accounts Receivable	93.41
Iowa DHS Distribution Facility	427.95
Custodial Supplies	
Charm-Tex	736.60
Dollar General Charged Sales	34.40
The Home Depot Pro	765.91
Lubricants	
Dannar Auto	60.00
Minor Mv Parts & Access	
Electronic Engineering Co	506.48
Larson Motors	309.40
Stationery & Forms	
Mail Services LLC	369.16
MTE Office Center	109.80
Safety & Protective Supplies	
Don's Pioneer Uniform	54.00
Wearing Apparel & Uniform	
Galls, LLC.	295.64
Board Proceedings	
Sidney Argus-Herald	639.93
Postage & Mailing	
MAILFINANCE Dept 3682	469.44
Employee Mileage & Subsistence	
Alise Snyder	36.96
Telephone & Telegraph Services	
Pioneer Telephone	25.24
Windstream Iowa Communication	1,193.51
Educational & Training Service	
Solutions Inc	115.00
Engineering Services	
State Hygienic Laboratory	104.00
Medical & Health Services	
Clarinda Regional Health	218.50
Water & Sewer	
Culligan	224.30
Buildings	
Derby Industries	1,693.39
IA Division of Labor Services	175.00
Fixed Plant Equipment	
Lawn World LLC	1,152.48
Stouder Plumbing LLC	175.00
Office & Data Proc Equip Maint	
Covert Track Group, Inc	600.00
Radio & Related Equip Maint	
Oracle Aviation	1,703.39
Verizon Connect NWF, Inc	258.00
Miscellaneous Repair & Maint	
B&C Towing & Repair, LLC	150.00
Benefiel Truck Repair & Towing	275.00
Darnold's Towing	350.00
Henneman Lawn Svc/Snow Removal	60.00

Tyco Fire & Security Johnson C	55.00
Custodial	
CINTAS LOC 749	30.00
Henneman Lawn Svc/Snow Removal	495.00
Dues & Memberships	
ISAC	150.00
Data Processing	
Access Technologies, Inc. Acce	496.42
Shield Technology Corporation	500.00

General Supplemental Fund

Group Foster Care	
Christian Home Assoc. Children	2,770.96
Telephone & Telegraph Services	
Windstream Iowa Communication	84.12

Secondary Road Fund

Cover Aggregate & Sand	
Black Strap, Inc	4,983.30
OMG Midwest, Inc. Attn: Accoun	2,499.92
Hardware (non motor vehicle)	
Freightliner Truck Center Co	16.25
Tunnickliff, Inc. dba JB Parts	6.87
Nebraska-Iowa Ind. Fasteners	54.28
Parts (non motor vehicle)	
CINTAS LOC 749	68.05
Menards	366.98
Fuels	
Freightliner Truck Center Co	179.82
Sapp Bros Petroleum Inc.	2,989.06
Minor Mv Parts & Access	
Cornhusker International Truck	408.59
Freightliner Truck Center Co	60.20
Interstate Power Systems Inc	823.45
Tunnickliff, Inc. dba JB Parts	12.49
Nebraska-Iowa Ind. Fasteners	166.99
Telephone & Telegraph Services	
U.S. Cellular	675.90
Medical & Health Services	
County Employee	87.57
Elizabeth Shirley	37.50
Motor Vehicle Equipment	
Interstate Power Systems Inc	2,214.71
Extermination Services	
Jeff Vrba ResCom Services	98.98

Resource Enhance.(Reap)

Electric Power	
MidAmerican Energy Co.	5.57

Jnt Disaster Serv.Fund

Telephone & Telegraph Services	
Verizon	40.01
Windstream Iowa Communication	175.51
Motor Vehicle Equipment	
Tunnickliff, Inc. dba JB Parts	139.99

E911 Surcharge

Telephone & Telegraph Services	
Windstream Iowa Communication	264.33

Grand Total	34,552.56
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