

January 25, 2022

The Benton County Board of Supervisors met in regular session with Supervisors Seeman, Bierschenk and Primmer were present. The meeting was called to order at 9:00 a.m. at the conference room at the Benton County Service Center. Members of the public were provided the zoom access capability to join in during open session and livestream at <https://www.youtube.com/bentoncountyiowa>. *Unless otherwise noted, all actions were approved unanimously. Summarized Resolutions will be available in the Auditor's office and at: [www.bentoncountyiowa.gov](http://www.bentoncountyiowa.gov)*

( <https://www.youtube.com/bentoncountyiowa>)

**Bierschenk moved/Primmer seconded:** To approve Treasurer's Semi-Annual Report ending December 31, 2021. Motion carried.

**Bierschenk moved/Primmer seconded:** To approve Joe Wehage pay increase for obtaining his class CDL with passenger endorsement. The new hourly wage will be \$12.73 an hour effective January 24, 2022. Motion carried.

**Primmer moved/Bierschenk seconded:** To approve the minutes of January 18, 2022. Motion carried.

**Primmer moved/Bierschenk seconded:** To approve payroll checks numbered 142125 through 142132, ACH Deposits 48000 through 48142, handwrite 241332, vendor checks 241333 through 241340 and claims numbered 241341 through 241460. Motion carried.

Discussion regarding the Mental Health's budget was had. Due to the passage of SF 619, eliminating the MHDS funding to be done by property taxes at the county level will start being state appropriated in FY 23. Any leftover fund balance in the current fiscal year budget has to be paid out to the mental health region.

**Primmer moved/Bierschenk seconded:** To approve Resolution #22-9, Creating new Sub-Fund for Mental Health Administration. Motion carried.

**RESOLUTION #22-9  
Establishment of New Sub Fund for  
Mental Health Administration**

**WHEREAS,** the passage of SF 619, movement of MHDS funding from property tax to State appropriation goes into effect for FY 23;

**WHEREAS,** Benton County, Iowa will no longer be able to levy taxes under the Mental Health Fund (0010); and

**WHEREAS,** Benton County needs to create a secure manner in which to track all revenues and expenditures associated with the MHDS services between county and our mental health region;

**NOW, THEREFORE BE IT RESOLVED,** by the Benton County Board of Supervisors that a sub-fund of the General Basic Fund (0001) shall be created as the Mental Health Administration (0006). All interest earned on monies within said sub-fund shall be accounted for within the General Fund (0001) of the County and not allocated to said sub-fund balance.

Adopted this 25th day of January 25, 2022.

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Tracy Seeman, Chairman

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Gary Bierschenk

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Rick Primmer

ATTEST:

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Hayley Rippel, Benton County Auditor

Jeremy Sills, representing Benton County Soil and Water District came to ask the board to continue funding for watershed purposes. Currently the county is fiscal agent for the middle cedar watershed which will be ending within the current year. ECICOG is willing to continue looking for grants available to continue working towards future watershed projects in our area. They have asked other entities to fund according to the participation amount.

**Primmer moved/Bierschenk seconded:** To approve funding to East Central Iowa Council of Governments (ECICOG) for FY 23 in the amount of \$8,360 for watershed allocation for future projects and grant searching.

Ben Bonar and Wes Haefner, Weed Department presented a slide show in regards to a new track loader/sprayer. Bonar also mentioned a need for another full-time employee.

Historic Preservation was unable to attend the meeting today, so it will be rescheduled until next week.

Nathan Summers, D.A. Davison & Co. called in to the meeting to help answer questions and go over the required paperwork to get moving with the tax-exempt bonds for the Racom Radio Project.

**Primmer moved/Seeman seconded:** To approve Resolution #22-10, Authorizing the use of a preliminary official statement for entering into General Obligation Emergency Communications Loan Agreement. Motion carried.

**RESOLUTION #22-10**

Resolution authorizing the use of a preliminary official statement

WHEREAS, the Board of Supervisors (the "Board") of Benton County, Iowa (the "County"), heretofore proposed to enter into a General Obligation Emergency Communications Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$8,250,000 pursuant to the provisions of Sections 331.402 and 331.441 of the Code of Iowa for the purpose of paying the cost, to that extent, of improving and equipping emergency communications systems, and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on October 19, 2021; and

WHEREAS, a Preliminary Official Statement (the "P.O.S.") has been prepared to facilitate the sale of \$5,200,000 General Obligation Emergency Communications Bonds, Series 2022 (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 D.A. Davidson & Co. (the "Underwriter");

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Benton 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 Dorsey & Whitney LLP (the "Disclosure Counsel"), as the City's 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. relating to the Bonds in substantially the form as has been presented to and considered by the Board is hereby approved, and Disclosure Counsel and the Underwriter are 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 is hereby adjourned to the Board meeting on February 8, 2022.

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.

Adopted this 25th day of January 25, 2022.

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Tracy Seeman, Chairman

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Gary Bierschenk

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Rick Primmer

ATTEST:

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Hayley Rippel, Benton County Auditor

**Primmer moved/Seeman seconded:** To approve Resolution #22-11, Adopting and approving tax compliance procedures relating to Tax-Exempt Bonds. Motion carried.

**RESOLUTION #22-11**

Resolution Adopting and Approving Tax Compliance Procedures Relating to Tax-Exempt Bonds

WHEREAS, pursuant to the laws of the State of Iowa and Section 103 of the Internal Revenue Code, Benton County, Iowa (the "County"), acting by and through the authority of its Board of Supervisors, has issued, and likely will issue in the future, tax exempt municipal bonds, notes or other obligations (the "Tax Exempt Bonds"); and

WHEREAS, the County deems it necessary and desirable to adopt certain procedures and practices to be followed by the County in connection with the issuance of Tax-Exempt Bonds; and

WHEREAS, proposed tax compliance procedures are attached hereto as Exhibit A (the "Compliance Procedures");

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

Section 1. The Compliance Procedures attached hereto as Exhibit A are hereby adopted and shall be dated as of the date hereof.

Section 2. The County Auditor is hereby authorized and directed to periodically update the Compliance Procedures in accordance with the Internal Revenue Code and supporting Internal Revenue Service Rulings and Regulations, with advice from bond counsel.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved January 25, 2022.

Adopted this 25th day of January 25, 2022.

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Tracy Seeman, Chairman

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Gary Bierschenk

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Rick Primmer

ATTEST:

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Hayley Rippel, Benton County Auditor

**Primmer moved/Bierschenk seconded:** To approve dissemination agent agreement with D.A. Davidson and authorize chairman's signature. Motion carried.

**Primmer moved/Bierschenk seconded:** To approve obtaining a bond rating and decided on final net amount of \$5,200,000. Motion carried.

**Primmer moved/Bierschenk seconded:** To approve and increase to Option B on the flood insurance renewal notices from AJ Gallagher Risk Management Services Inc. Motion carried.

Primmer moved/Bierschenk seconded: To approve Resolution #22-12, Elected Officials Salary for FY23. Motion carried.  
RESOLUTION #22-12

ELECTED OFFICIALS' SALARIES

WHEREAS, the Benton County Compensation Board met on January 5, 2022, and recommended increases in the salaries of the elected officials pursuant to Iowa Code Sections 331.905 and 331.907; and

WHEREAS, said recommended increases are as follows:

<u>Official</u>	<u>Current Salary</u>	<u>Recommended Salary for FY23</u>
Auditor (10%)	\$81,201.56.	\$89,321.71
Treasurer (10%)	\$76,793.12	\$84,472.43

Recorder (10%)	\$76,793.12	\$84,472.43
Attorney (10%)	\$115,922.92	\$127,515.21
Sheriff (28.5%)	\$96,236.74	\$123,664.21
Supervisor (10%)	\$43,895.16	\$48,284.68
Chairman	\$44,895.16	\$49,284.68

NOW THEREFORE BE IT RESOLVED that the Benton County Board of Supervisors adopts the salary recommendations for elected officials for the fiscal year beginning July 1, 2022, as recommended by the Benton County Compensation Board.

Dated this 25th day of January, 2022.

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Tracy Seeman, Chairman

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Gary Bierschenk

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Rick Primmer

ATTEST:

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Hayley Rippel, Benton County Auditor

**Primmer moved/Bierschenk seconded:** To approve 10% increases for the non-elected, non-union, non-commissioned employees for FY 23, except for the Mental Health Regions recommendation for Mona Onkken, Veterans Affairs Director Cara Martin will get a \$10,000 increase, Justin Birker, assistant Maintenance director will be paid at 85% of the director's salary, and Human Resource Director Kirsten Nelson will get 10% instead of the 5% listed in her contract. Motion carried.

Continued discussion regarding the parking lot for the service center was had. Still would like to obtain quotes for concrete compared to asphalt, so no action was taken.

**Primmer moved/Bierschenk seconded:** To adjourn. Motion carried.

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Tracy Seeman, Chairman

ATTEST: \_\_\_\_\_

Hayley Rippel, Benton County Auditor