

Courthouse
Emmetsburg, Iowa
May 7th, 2019, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Craig Merrill, Chair; Roger Faulstick, Linus Solberg, Keith Wirtz, Ron Graettinger. Present: Peter Hart, County Attorney.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Wirtz, Faulstick, Solberg, Merrill, Graettinger. Nays: None. Abstentions: None.

Motion by Graettinger, seconded by Wirtz to approve the agenda for May 7th, 2019. Motion Carried.

Motion by Faulstick, seconded by Wirtz to approve the minutes for April 30th, 2019. Motion Carried.

Motion by Wirtz, seconded by Graettinger to approve the Veteran Affairs monthly report for claims paid on May 1st, 2019. Motion Carried.

Penny Murphy and Jamey Whitney, Upper Des Moines, met with the Board to give an update on General Assistance requests for assistance. Jamey discussed with the Board funding sources.

MINUTES TO ADOPT RESOLUTION CONSENTING TO ASSIGNMENT OF TRUSTEE AGENT AGREEMENTS; ESCROW AGENT AGREEMENTS; AND/OR PAYING AGENT AND REGISTRAR AND TRANSFER AGENT AGREEMENTS

Emmetsburg, Iowa

May 7th, 2019

The Board of Supervisors of Palo Alto County, Iowa, met on May 7th, 2019, at 8:15 o'clock a.m., at the Courthouse Boardroom, Emmetsburg, Iowa. The Chairperson presided and the roll being called, the following members of the Board were present and absent:

Present: Ron Graettinger, Keith Wirtz, Linus Solberg, Roger Faulstick, Craig Merrill.

Absent: none.

Board Member Ron Graettinger introduced the resolution hereinafter next set out and moved its adoption, seconded by Board Member Roger Faulstick; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Board Members voted:

Ayes: Graettinger, Wirtz, Solberg, Faulstick, Merrill.

Nays: none.

Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out:

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At the conclusion of the meeting and upon motion and vote, the meeting adjourned.

/s/Craig Merrill
Chairperson, Board of Supervisors

Attest: /s/Carmen Moser
County Auditor

RESOLUTION NO. 5-7-2019

Resolution consenting to assignment of Trustee Agent Agreements; Escrow Agent Agreements; and/or Paying Agent and Registrar and Transfer Agent Agreements

WHEREAS, the Board of Supervisors of Palo Alto County, Iowa (the "County"), has adopted certain resolutions (the "Resolutions") duly authorizing and providing for the issuance of certain bonds, notes or other obligations (collectively, the "Outstanding Obligations"); and

WHEREAS, pursuant to the Resolutions, the County appointed Bankers Trust Company, Des Moines, Iowa ("Bankers Trust"), as the registrar and paying agent for the Outstanding Obligations and approved the execution of Paying Agent and Registrar and Transfer Agent Agreements with Bankers Trust with respect to the Outstanding Obligations; and

WHEREAS, in connection with the issuance of certain Outstanding Obligations, the County may have also entered into certain Trustee Agent Agreements and/or Escrow Agent Agreements with Bankers Trust; and

WHEREAS, UMB Bank, n.a. ("UMB") will acquire the corporate trust business of Bankers Trust, and any existing Trustee Agent Agreements; Escrow Agent Agreements; and Paying Agent and Registrar and Transfer Agent Agreements (collectively, such Agreements are hereinafter referred to as the "Agreements") between the County and Bankers Trust will be assigned by Bankers Trust to UMB; and

WHEREAS, Bankers Trust and UMB have requested that the County consent to the assignment of the Agreements;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Palo Alto County, Iowa, as follows:

Section 1. The County hereby consents to the assignment of the Agreements from Bankers Trust to UMB. The Chairperson and the County Auditor are hereby authorized to execute such documents as may be necessary to carry out the assignment of the Agreements, including the "Acknowledgment to Assignment" that has been prepared by Bankers Trust and presented to the County.

Section 2. The effective date of the assignment of the Agreements shall be as set forth in the Acknowledgment to Assignment.

Section 3. To the extent that the County has continuing disclosure requirements pursuant to Rule 15c2-12 of the Securities Exchange Act relative to the Outstanding Obligations, the County will cause a notice of the assignment of the Agreements to be posted on the MSRB Electronic Municipal Market Access (EMMA).

Section 4. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved May 7th, 2019.

/s/Craig Merrill
Chairperson, Board of Supervisors

Attest:/s/Carmen Moser
County Auditor

ATTESTATION CERTIFICATE

STATE OF IOWA

SS:

PALO ALTO COUNTY

I, the undersigned, County Auditor of Palo Alto County, Iowa, do hereby certify that attached hereto is a true and correct copy of the proceedings of the Board of Supervisors relating to adopting a resolution consenting to the assignment of certain Trustee Agent Agreements; Escrow Agent Agreements; and/or Paying Agent and Registrar and Transfer Agent Agreements, as referred to therein.

WITNESS MY HAND this 7th day of May, 2019.

/s/Carmen Moser, County Auditor

No one was present for public comment.

The Board discussed HF 691 and considered raising the per capita levy for the mental health region. Craig Merrill explained the proposal presented by the Northwest Iowa Care Connections region to raise the levy from \$15 to \$23.28 for FY20.

Motion by Solberg, seconded by Graettinger to leave the levy at \$15 per capita for mental health for FY20. Ayes: Graettinger, Solberg, Faulstick. Nays: Wirtz, Merrill. Motion Carried.

Motion by Solberg, seconded by Wirtz to accept the Jt. 61 Clay, Emmet, Dickinson, Palo Alto County Drainage District reclassification report and set the hearing for June 20th, 2019, at 2:00 p.m. in the Dickinson County Court Room. Motion Carried.

The Board held an informational meeting on Drainage District No. 5, Lateral 1 and Drainage District 92. Present: Rick Hopper and Jason Bendixen, Jacobson-Westergard & Jeremy Thilges & Dean Gronemeyer, NRCS. Landowners: Joneva Currans, Harold Christensen, Richard Herke, Marty Brennan, Steve Dobbins, Gary Swanson, Steve Aldous, Shamus Currans, Doug Buss.

The Board discussed Drainage District 5 Lateral 1 Tile. Landowners gave input on the history of the private tile and shared information. In conclusion, Rick Hopper will do more investigation to find private tile and prepare a recommendation for taking over the private tile as a drainage district tile. Jeremy Thilges will work with Jacobson-Westergard to get a new intake with a riser put in and trash guards in place.

The Board discussed Drainage District 92. Rick Hopper will do additional investigation and report back to the Board. Rick was asked to contact the DNR in regards to an overflow plan.

The Board held a conference call with Austin Zehr, Mortenson, and Brady Evans, MidAmerican Energy to consider approval of utility permit application across drainage district. Present: Clem Joynt, Joe Neary, Peter Hart, County Attorney. The board discussed possible representatives to oversee the repairs of drainage district tiles within the wind energy project area.

Motion by Faulstick, seconded by Wirtz to approve the utility permit application across drainage district with MidAmerican Energy. Motion Carried.

The Board also discussed the Memorandum of Understanding Palo Alto Wind Energy Drainage District Inspection Agreement. Brady Evans will provide a final agreement for the meeting next week.

Motion by Solberg, seconded by Faulstick to approve the completion of Gary Ruehle Estate watershed septic grant for \$5,000. Motion Carried.

Motion by Solberg, seconded by Graettinger to approve transfer of \$579,325.59 and \$460.29 (interest) from fund 30004 Bond #4 Capital Projects-Secondary Roads to fund 40000 Debt Service. Motion Carried.

Motion by Wirtz, seconded by Faulstick to set the Budget Amendment Hearing for FY19 for May 28th, 2019, at 9:00 a.m. in the Courthouse Boardroom. Motion Carried.

The Board discussed the part time Zoning & Solid Waste position. Roger Faulstick updated the Board on the interviews. The Board consensus was to offer the part time position at \$20 per hour.

Committee Reports: Keith Wirtz—tile update DD 61 Lat B; Craig Merrill—watershed coordinator meeting; Mark Hunefeld—update on FEMA declaration, paperwork has been submitted.

Motion by Wirtz, seconded by Faulstick to adjourn. Motion Carried.

Craig Merrill, Chairman

Carmen Moser, County Auditor