

Courthouse  
Emmetsburg, Iowa  
March 1<sup>st</sup>, 2022, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Keith Wirtz, Chair; Ronald Graettinger, Roger Faulstick, Craig Merrill, Linus Solberg. Present: Diane Weiland, Reporter-Democrat.

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

Motion by Solberg, 2<sup>nd</sup> by Faulstick to approve the agenda for March 1, 2022. Motion Carried.

Motion by Graettinger, 2<sup>nd</sup> by Solberg to approve the minutes for February 22 & 23, 2022. Motion Carried.

Motion by Merrill, 2<sup>nd</sup> by Faulstick to approve the engagement letter with Piper Sandler for financing services. Motion Carried.

No one was present for public comment.

MINUTES FOR TAKING  
ADDITIONAL ACTION ON LOAN  
AGREEMENT

419285-16

Emmetsburg, Iowa

March 1, 2022

The Board of Supervisors of Palo Alto County, Iowa, met on March 1, 2022, at 8:15 o'clock a.m., at the Courthouse Boardroom, in Emmetsburg, Iowa. The meeting was called to order by the Chairperson, and the roll being called, the following named Supervisors were present and absent:

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

Absent: none.

This being the time and place specified for taking action on the proposal to enter into a General Obligation Urban Renewal Loan Agreement and to borrow money thereunder in a principal amount not to exceed \$4,800,000, the County Auditor announced that no petition had been filed asking that the question of entering into said loan agreement be submitted to the registered voters of the County, and that the Board of Supervisors may proceed with the authorization of this loan agreement. Whereupon, the Chairperson called for any written or oral objections, and there being none, the Chairperson declared the public hearing closed.

After due consideration and discussion, Supervisor Ron Graettinger introduced the following resolution and moved its adoption, seconded by Supervisor Roger Faulstick. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following Supervisors voted:

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

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 Board of Supervisors adjourned.

/s/Keith Wirtz  
Chairperson, Board of Supervisors

Attest: /s/Carmen Moser, County  
Auditor

#### RESOLUTION NO. 3-1-2022

Resolution taking additional action on proposal to enter into a General  
Obligation Urban Renewal Loan Agreement

WHEREAS, the Board of Supervisors (the “Board”) of Palo Alto County, Iowa (the “County”), has established the Palo Alto County Industrial Park Urban Renewal Area (the “Urban Renewal Area”); and

WHEREAS, the Board heretofore proposed to enter into a General Obligation Urban Renewal Loan Agreement (the “Loan Agreement”) and to issue general obligation bonds in a principal amount not to exceed \$4,800,000 pursuant to the provisions of Subsection 331.441(2)(b)(14), Section 331.402, Section 331.442, and Chapter 403 of the Code of Iowa, for the purpose of paying the cost, to that extent, of undertaking the Palo Alto County Road and Bridge Improvement Projects, an urban renewal program in the Palo Alto County Industrial Park Urban Renewal Area approved by action of the Board of Supervisors on April 27, 2021, and in lieu of calling an election upon such proposal, has published notice of the proposed action and has held a hearing thereon, and as of March 1, 2022, no petition had been filed with the County asking that the question of entering into the Loan Agreement be submitted to the registered voters of the County;

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

Section 1. The Board of Supervisors hereby determines to enter into the Loan Agreement in the future and orders that General Obligation Urban Renewal Bonds (the “Bonds”) be issued at such time, in evidence thereof. The Board of Supervisors further declares that this resolution constitutes the “additional action” required by Section 384.24A of the Code of Iowa.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 3. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved March 1, 2022.

/s/Keith Wirtz, Chairperson, Board of Supervisors

Attest:/s/ Carmen Moser, County  
Auditor

Motion by Solberg, 2<sup>nd</sup> by Graettinger to appoint Bill Brown & Allen Stangl as commissioners to reclassify Drainage District No. 119. Motion Carried.

Walter Davis-Oeth, County Engineer, met with the Board for an annual performance review. Walter requested closed session per Iowa Code Section 21.5 (1) (i). Motion by Solberg, seconded by Merrill to go into closed session at 8:24 a.m. per Iowa Code Section 21.5 (1)(i). Ayes: Wirtz, Faulstick, Solberg, Merrill, Graettinger. Motion Carried.

The Board exited closed session at 8:52 a.m.

Aletha King, met with the Board for an annual performance review. Aletha requested closed session per Iowa Code Section 21.5 (1) (i). Motion by Graettinger, seconded by Merrill to go into closed session at 8:58 a.m. per Iowa Code Section 21.5 (1)(i). Ayes: Wirtz, Faulstick, Solberg, Merrill, Graettinger. Motion Carried.

The Board exited closed session at 9:13 a.m.

Kent Malm, IRVM, met with the Board for an annual performance review. Kent requested closed session per Iowa Code Section 21.5 (1) (i). Motion by Faulstick, seconded by Graettinger to go into closed session at 9:16 a.m. per Iowa Code Section 21.5 (1)(i). Ayes: Wirtz, Faulstick, Solberg, Merrill, Graettinger. Motion Carried.

The Board exited closed session at 9:25 a.m.

Committee Reports: Graettinger—Upper Des Moines; Merrill—Care Connections; Wirtz—Central IA Detention.

Jon Rosengren, Bolton & Menk, met with the Board by conference call to file the Drainage District 61 North report. Present: Fred Schmidt, Kevin Berte, Dean Gunderson. Jon presented the Drainage District 61 North report for the establishment of this district.

Motion by Solberg, 2<sup>nd</sup> by Graettinger to accept the Drainage District 61 North Report and set the hearing date for April 5, 2022, at 9:30 a.m. at the Election Center. Motion Carried.

Motion by Solberg, 2<sup>nd</sup> by Graettinger to approve the redistricting and reprecincting worksheet and set the hearing date on the reprecincting ordinance for March 15<sup>th</sup> and March 22<sup>nd</sup>. Motion Carried.

Motion by Graettinger, 2<sup>nd</sup> by Solberg to adjourn. Motion Carried.

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Keith Wirtz, Chairman

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Carmen Moser, County Auditor