

**BOARD OF SUPERVISORS MEETING  
FORTY-EIGHTH MEETING, 2022 SESSION (48)  
NOVEMBER 1, 2022**

The Buena Vista County Board of Supervisors met in special session on Tuesday, November 1, 2022, at 8:30 A.M. in the Boardroom with Chairman Merten presiding, and the following members present: Altena, Huseman, and Snyder, and with Auditor Susan Lloyd as clerk for the meeting. Absent: Ringgenberg.

Unless otherwise indicated, all the following **motions** offered at this meeting were carried with the following vote: Ayes: Altena, Huseman, Merten, and Snyder. Nays: none. Abstentions: none.

Motion by Huseman, second by Altena, to add an action item for approving the special joint meeting minutes of 10/28/22 and to approve **today's amended agenda**. Carried.

Engineer Bret Wilkinson presented information to the Board regarding purchasing a forestry mulching head. Wilkinson stated that he was concerned about the weight on the mulching head that was on the Cat. Excavator that was purchased, so he didn't buy one at that time. Wilkinson presented two quotes that he received: one quote was from Midwest Underground, Bondurant, IA, for \$56,750.00, and stated that it would have to be ordered; the second quote was from Trax Plus, Hickory, MS, for \$53,297.14, and the equipment is in-stock. Wilkinson stated that he would like to purchase in Iowa, however, with the difference in price and the availability of the one in Mississippi, he recommended purchasing from Trax Plus. Motion by Snyder, second by Huseman, to approve the purchase of a **2022 Den Dah-125D Mulcher** from Trax Plus, Hickory, MS, in the amount of \$53,297.14. Carried.

**Secondary Road Report**: The crew has been installing the snow equipment and putting the other equipment away for the winter; they have been trimming around bridges and stocking the gravel piles; the contractor that has been doing the gravel crushing at the Hayes pit is finished; the contractor, Godbersen-Smith say they won't be closing the road going through Linn Grove until after Thanksgiving when they are ready to tear the bridge out. Wilkinson stated that Clay County will help with the one mile of plowing on the north side of Linn Grove, otherwise it will be a 14-mile detour for BV County to plow one road. Wilkinson stated that the road will be closed for eight months.

I.T. Director Tyler Van Houten informed the Board that the County Attorney has requested a .gov domain, and there is an authorization form that needs the Boards approval and the Chair's signature. Motion by Snyder, second by Huseman, to approve and to authorize the Chair to sign the authorization letter for a **.gov domain** for the County Attorney. Carried.

County Attorney Paul Allen discussed two of the contracts with private non-profit agencies that have requested funds and were either not providing the documentation needed or submitted the incorrect documentation. Allen stated that counties are all doing things differently as far as requiring documentation from the non-profit agencies, and some of the agencies work with multiple counties. Merten stated that for years, the county has provided funds to private non-profit agencies, and if the taxpayers had an issue with this process, something would have been said. Merten stated that the new process takes away local control, and he would rather address the constituents rather than the State Auditor. The consensus of the Board was to move forward with asking for more detailed documentation for FY'23 and forward. Motion by Snyder, second by Altena, to move forward with requesting more detail from the **private non-profit agencies** for FY'23 and moving forward, and not to go back and retrieve the funds paid in FY'22. Carried.

Motion by Altena, second by Huseman, to approve the **minutes** of 10/25/22, as corrected, the minutes of 10/28/22, as corrected, and the following **reports**: FY'22 Audit Report for Plains Area Mental

Health, September Sheriff's Report of Federal Inmate Billings, and September Board of Health minutes. Carried.

Heidi Kuhl, Northland Securities, was present online, to review the four bids that were received on the proposed \$359,000 GO Capital Loan Note for the purchase of the Color-ize building. Kuhl stated that the lowest bid was from Central Bank, Storm Lake, IA, with a 3.5% interest rate. Motion by Snyder, second by Huseman, to approve and authorize the Chair to sign the **Final Bank Term Sheet** for \$359,000 General Obligation Capital Loan Note, with Central Bank, Storm Lake, IA, as the purchaser for 3.5% interest. Carried.

Board Member Huseman introduced the following Resolution entitled "RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE NOT TO EXCEED \$425,000 (SUBJECT TO ADJUSTMENT) GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2022B" and moved that it be adopted. Board Member Altena seconded the motion to adopt, and the roll being called thereon, the vote was as follows: Ayes: Altena, Huseman, Merten, Snyder. Nays: None. Whereupon, the Chairperson declared the Resolution duly adopted as follows:

**RESOLUTION NO. 2022-11-01-A**

**RESOLUTION DIRECTING THE ACCEPTANCE OF A PROPOSAL TO PURCHASE NOT TO EXCEED \$425,000 (SUBJECT TO ADJUSTMENT) GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2022B**

**WHEREAS**, Buena Vista County, sometimes hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

**WHEREAS**, it is deemed necessary that the County should enter into a Loan Agreement and borrow the amount of Not to exceed \$425,000 (subject to adjustment) as authorized by Sections 331.402 and 331.443, Code of Iowa as amended; and

**WHEREAS**, proposals have been requested and received from financial institutions offering to enter into such Loan Agreement; and

**WHEREAS**, after a review of all the proposals received, it has been determined that the best and most favorable proposal is that of Northland Securities, Inc. of Minneapolis, MN; and

**WHEREAS**, it is the intention of this Board of Supervisors to enter into a Loan Agreement in accordance with said proposal dated November 1, 2022.

**NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF BUENA VISTA COUNTY, STATE OF IOWA:**

Section 1. That this Board of Supervisors does hereby accept the attached proposal of Northland Securities, Inc. of Minneapolis, MN, and takes additional action to permit the entering into of a Loan Agreement.

Section 2. The Chairperson and County Auditor are authorized and directed to proceed on behalf of the County to enter into such Loan Agreement, to negotiate the final terms of a Loan Agreement to take all action necessary to permit the entering into of a Loan Agreement on a basis favorable to the County and acceptable to the Purchaser, and to proceed to meet the conditions of this accepted proposal.

**PASSED AND APPROVED** this 1<sup>st</sup> day of November, 2022.

/s/ Paul Merten, Chairperson, Board of Supervisors.....Attest: Susan K. Lloyd, County Auditor

Motion by Huseman, second by Snyder, to allow the maximum amount of \$3,050 for an employee to withhold for **FLEX**, for 2023, and \$5,000 for **Dependent Care**. Carried.

Motion by Snyder, second by Huseman, to approve and authorize the Chair to sign the **Settlement Statement** for the purchase of Color-ize, Inc. at 317 E. 5<sup>th</sup> St., Storm Lake, IA, for \$337,695.31. Carried.

An email was received from ISAC to the Supervisors reminding them that the ISAC Executive Committee and the IA State Association of County Supervisors (ISACS) Executive Board approved a technical evaluation agreement to determine a "Procedure for Determining Soil Wetness during Construction of Underground Utilities to Minimize Excessive Soil Compaction on Farm Soils". The evaluation is currently underway and is being conducted under the direction of the Principal Investigator Dr. Mehari Tekeste, Associate Professor, Agricultural and Biosystems Engineering at Iowa State University. ISAC and ISACS is requesting that each county contribute \$600 to pay for the evaluation. Motion by Snyder, second by Huseman, to deny the request from ISAC and ISACS to contribute \$600 for the **Soil Compaction Project evaluation**. Carried.

Snyder informed the Board that there will be an open house at **RIDES** in Spirit Lake on Thursday, November 3 from 4:00-5:00 p.m.

There being no further business, motion by Snyder, second by Merten, to adjourn the meeting at 10:00 a.m. until Monday, November 7 at 8:30 a.m. for a regular meeting. Carried.