

West Union, Fayette County, Iowa  
Monday, June 25, 2018

The Board of Supervisors of Fayette County, Iowa, met on Monday, June 25, 2018, at 9:00 o'clock a.m., at the Fayette County Supervisors' office.

The meeting was called to order by the Chairperson, and the roll was called showing the following Supervisors present and absent:

Present: Jeanine Tellin, Darrel Dolf & Janell Bradley

Absent: -None-

Motion was made by Dolf and seconded by Bradley to approve the current agenda. On roll call, all voted aye, none nay, and the motion was carried.

Motion was made by Bradley and seconded by Dolf to approve the minutes from the Monday, June 18, 2018 meeting. On roll call, all voted aye, none nay, and the motion was carried.

The following claims were approved:

AAA Credit Screening Serv	Supplies	180.00	1
Advanced Systems, Inc	Supplies	23.27	1
Alan Albrecht	Service	15.54	1
Alkay Industries	Supplies	9004.00	1
Alliant Energy	Utilities	2248.01	4
Alpine Communications	Service	634.99	2
Amsterdam	Supplies	615.55	1
Arlington, City	Utility	2720.59	1
Auburn Sports	Supplies	500.00	1
Avalon Tire Service	Service	20.95	1
Axon Enterprise	Supplies	672.00	1
B & L Body Repair Inc.	Service	500.00	1
Bank 1st West Union	Service	77.36	1
Bob Barker Co.	Supplies	134.43	1
Bauer Built, Inc.	Supplies	4334.10	1
Baumler Impl Co, Inc.	Supplies	6950.70	2
Charles Baumler	Service	9.66	1
Bear Creek Archeology	Service	2393.92	1
Glenn C Beauchamp	Reimbursement	1821.69	1
Lawrence Benda	DAV Driver	30.00	1
Joseph P. Biver	Reimbursement	1082.46	1
Black Hawk Waste Disp, Inc	Service	60.00	1
Black Hills Energy	Utilities	463.67	2
Bodensteiner Implement	Supplies	3762.30	5
Melissa Boess	Supplies	20.00	1
Janell M Bradley	Reimbursement	233.02	1
Lonnie Brekke	Supplies	207.99	1
Brennan Construction	Service	55390.78	1
Bruening Rock Prod.	Supplies	1039.62	1
Richard M Bruess	Reimbursement	100.00	1
Car Quest	Supplies	162.52	1
Central IA Juvenile Detention	Service	100.00	1
Central Maine Diesel IS	Supplies	900.00	1
Century Link	Phone Service	136.95	4
Century Link	Service	478.96	2
CenturyLink	Phone Service	153.64	1
City Laundry	Service	177.51	1
Computer Repair	Repairs	658.05	1
Custom Turf	Supplies	100.00	1
Cy & Charley's Firestone	Supplies	1250.36	1
DEW Investments	Rent	5400.00	1
Clair Dietzenbach	Service	1000.00	1

Darrel Dolf	Reimbursement	15.96	1
Don's Truck Sales Inc.	Supplies	1890.99	1
Linda Druecker	Reimbursement	19.32	1
Earl's Locksmith	Supplies/Maint	108.50	1
Earthgrains Baking Co., Inc.	Supplies	442.10	2
Joel D Fantz	Reimbursement	120.00	1
Fastenal Company	Supplies	466.12	1
Fauser Energy Resources	Supplies	7690.03	3
Fayette Publishing	Publications	155.74	2
Fehr Graham Engineering/Enviro	Services	958.75	1
Robert Fink Construction	Service	620.00	1
Becky A Foland	Reimbursement	98.53	1
Karen K Ford	Reimbursement	54.60	1
Forestry Supplies	Supplies	320.00	1
Forterra Pipe and Precast	Supplies	16187.50	1
Four Oaks, Inc.	Service	1026.30	1
Donald Fox	DAV Driver	170.00	1
Mick Gage Plumbing & Heating	Services	90.00	1
Galls, LLC	Supplies	204.00	1
Gas 'N' Goods Moore Company	Supplies	46.85	1
Gatr Truck Center	Supplies	27.20	1
Gempler's	Supplies	204.95	1
Whitney Gessner Atty	Service	609.52	1
Rich Glass & Brenda Kaltenbach	Well Abandonment	500.00	1
Wingfoot Commercial Tire	Supplies	2291.00	1
GovConnection, Inc	Fees	639.00	1
Gundersen Clinic LTD	Service	349.00	1
Linda A Jensen Hall	Service	110.00	1
Hancor Inc.	Supplies	15509.82	1
Sharon E Harris	Reimbursement	10.08	1
Hartland Lubricants & Chemical	Supplies	828.40	1
City of Hawkeye	Reimbursement	3145.04	1
Holy Name Church	Hall Rental	125.00	1
IACCB Conference	Registration	2000.00	1
Iowa County Attorneys Assn	Fee	325.00	1
Iowa Dept of Public Safety	Fee	1581.00	1
Iowa DNR	Service	100.00	1
Iowa Prison Industries	Supplies	253.00	1
IA State Assn of Counties	Fee	210.00	1
Iowa State Assn of Counties	Registration	210.00	1
IA State Co Treas	Dues	250.00	1
Daniel Jellings	Well Abandonment	500.00	1
Collin Jensen	Reimbursement	4.20	1
John Deere Financial	Supplies	473.04	2
Kahn Tile Supply LLC	Supplies	61.90	1
Austin L Kane	Reimbursement	113.73	1
Rustie J. Kane	Reimbursement	27.97	1
Ken's Electric, Inc.	Service	995.00	1
Kerndt Brothers Savings Bank	Loan	425505.00	1
Keystone Laboratories Inc.	Supplies	120.50	1
Tiffany Kragnes	Service	2758.81	1
Joe Kroack	DAV Driver	30.00	1
L-Tron Corporation	Supplies	172.00	1
Chris Lauer	Service	575.00	1
Nathan Lein	Reimbursement	242.68	1
Loomis Plumbing & Heating	Supplies	290.45	1
Susan Lueder	Reimbursement	100.00	1
Lutheran Services	Service	1306.20	1
Mail Services, LLC	Renewal	710.93	1
Donald & Lyndsey Manderfield	Well Abandonment	490.00	1
Martin Bros. Dist.	Supplies	1616.72	3
Martin Equip of IA-Il	Supplies	2000.34	1
April McDermott	Service	22.00	1
Gary McIntyre	Well Abandonment	500.00	1
MCJ's Embroidery Accents	Supplies	60.00	1
McKee Foods Corporation	Supplies	23.88	1
Mediacom	Service	121.72	1
Mark & Kristie Meitner	Well Abandonment	195.00	1
Meyer's Custom Chevy	Supplies	2803.00	2
Midwest Cleaning Systems	Supplies	4290.00	1
Midwest Wheel Co.	Service	1035.80	1

Midwest Wheel Co.	Supplies	209.42	1
Miller-Pearson-Gloe-Burns Beat	Service	1034.65	1
Catherine Miller	Reimbursement	688.39	1
Linda Miller	Service	315.00	1
Monona Computer Services LC	Service	1144.52	1
Ronald H Moser	Reimbursement	18.98	1
Moss Serv Ctr Inc.	Supplies	12290.00	1
MTI Distributing, Inc	Supplies	436.60	2
Myers-Cox, Co	Supplies	478.41	1
Nading's Service & Sporting	Supplies	138.46	1
NAPA Auto Parts	Supplies	217.98	1
Paul Niemann Const. Co.	Rock Products	395237.12	2
North Iowa Juvenile	Services	2375.00	1
NE IA Comm Action	Service	672.13	1
Oelwein Publishing Company	Publications	350.40	3
Owens- King Co.	Service	271.80	1
Palmer Lutheran Health Center	Services	91.00	1
Pitney Bowes Global Financial	Lease	47.95	1
Pitney-Bowes Inc	Service	254.97	1
Postmaster	Supplies	1030.67	2
Prairie Farms Dairy	Supplies	290.90	1
Pro Vision	Supplies	3668.86	1
Purchase Power	Postage	7000.00	1
Quick Supply Company	Supplies	2125.00	1
Quillin's West Union	Supplies	67.03	1
Racom	Supplies	16177.86	1
Racom Corporation	Service	657.50	1
City of Randalia	Reimbursement	868.87	1
Reinhart Food Serv.	Supplies	2018.01	3
Kerry E Richards	Reimbursement	148.19	1
Rite Price Ofc Supply	Supplies	8284.00	13
Patrick A Ritter	Reimbursement	924.71	1
Road Machinery & Supplies Co.	Supplies	1995.16	1
Ryder	Rent	694.75	2
Sadler Power Train, Inc	Supplies	169.32	1
Sam's Club	Supplies	386.14	1
Julie Sandblom	Reimbursement	6.72	1
Saur & Saur Real Estate, LLC	Rent	450.00	1
Saur and Saur	Rent	600.00	1
W. Wayne Saur	Reimbursement	1432.20	1
Adam and Jill Schmitt	ROW	685.68	1
Dustin Schott	Reimbursement	275.00	1
Schumacher Elevator	Service	358.14	1
Seamless Gutter Co.	Supplies	150.00	1
Secretary of State	Fee	30.00	1
Thomas W Shea	Reimbursement	100.00	1
Shield Tech. Corp.	Supplies	8537.50	1
Sims TV & Electronic/Haven	Serv/Supplies	983.57	2
Solutions, Inc.	Data Processing	54897.27	9
Spahn & Rose Lumber	Supplies	1569.91	1
City of St. Lucas	Reimbursement	2150.34	1
Alan J Steffens	Reimbursement	9.24	1
John Steil	Reimbursement	26.46	1
Mark Stewart	Reimbursement	18.90	1
Arthur Sullivan P.O. Box 178	Service	4593.05	1
Superior Welding Sup. Co.	Supplies	535.50	1
Debra Thorstenson	DAV Driver	70.00	1
Torkelson Motors Inc	Service	29252.00	1
Torkelson Motors Inc	Vehicle	27760.00	1
Treasurer, Iowa St.University	Registration Fees	150.00	1
Tri County Refrigeration	Service	5920.76	1
John Troendle	DAV Driver	35.00	1
Harvey L Ungerer	Reimbursement	6.30	1
Fayette County Union	Publications	2217.10	7
United States Cellular	Cell Phone Service	254.30	1
United States Cellular	Phone Service	1696.93	6
US Postal Service	Supplies	14000.00	1
Van Wyngarden-Abrah.	Service	132.00	1
Steve Vanden Brink	Service	150.00	1
Viafield	Supplies	75991.51	1
Visa	Expenses	16092.18	4

Voshell Lawncare	Service	240.00	1
W B Mason	Supplies	1680.00	1
Wadena City Clerk	Utilities	49.90	1
Walvatne Electric	Services	5965.81	2
Weber Paper Company	Supplies	6.70	1
West Union Dental	Service	556.00	1
West Union Motors	Supplies	61.53	1
City of Westgate	Utility	1408.52	1
Wilbur Ford	Service	63.77	1
Iowa Telecom Windstream	Phone Service	732.07	2
Daniel J Winter	Reimbursement	100.00	1
Richard Witt	Service	23.52	1
Ziegler Inc.	Supplies	5847.22	1

The Board met with Allan Losh for a discussion regarding a proposed park in Oran.

Motion was made by Bradley and seconded by Dolf to approve the 12 month Class C Liquor License for JC Schares LLC, d/b/a Oran Tap & Café for use in Oran Township. On roll call, all voted aye, none nay, and the motion was carried.

After due consideration and discussion, Supervisor Dolf introduced the resolution next hereinafter set out and moved its adoption, seconded by Supervisor Bradley. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following named Supervisors voted:

Ayes: Tellin, Dolf & Bradley.

Nays: -NONE-.

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

### **RESOLUTION # 386**

Resolution authorizing and approving a Loan Agreement and providing for the issuance of a General Obligation Courthouse Improvement Note

WHEREAS, the Board of Supervisors (the “Board”) of Fayette County, Iowa (the “County”), heretofore proposed to enter into a General Obligation Courthouse Improvement Loan Agreement (the “Loan Agreement”) and to borrow money thereunder in a principal amount not to exceed \$425,000, pursuant to the provisions of Section 331.402 and 331.441(2)(b)(5) of the Code of Iowa, for the purpose of paying the costs, to that extent, of constructing a parking lot for the County Courthouse campus, and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on January 23, 2017; and

WHEREAS, on January 23, 2017 the Board adopted a resolution (the “Prelevy Resolution”) anticipating the future authorization of the Loan Agreement and providing for the levy of taxes to pay principal thereunder, and said taxes have been collected in the 2017-2018 fiscal year of the County; and

WHEREAS, it is necessary at this time to authorize and approve the Loan Agreement and to make provision for the issuance of the Note in evidence of the obligation of the County under the Loan Agreement;

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

The County hereby determines to enter into the Loan Agreement with Kerndt Brothers Savings Bank, West Union, Iowa (the "Lender"), providing for a loan to the County in the principal amount of \$425,000 for the purpose or purposes set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the Loan Agreement on behalf of the County, and the Loan Agreement is hereby approved.

The Note is hereby authorized to be issued in the principal amount of \$425,000 and shall be dated as of the date of its delivery to the Lender (such date is anticipated to be June 25, 2018) and shall be payable in the manner hereinafter specified.

The County Auditor is hereby designated as the registrar and paying agent for the Note and may be hereinafter referred to as the "Registrar" or the "Paying Agent."

Principal of the Note shall not bear interest. All of the principal of the Note and a loan initiation fee of \$505 shall be payable directly to the Lender on June 25, 2018.

The Note shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson and attested with the official manual or facsimile signature of the County Auditor and shall be a fully registered Note without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Note shall cease to be such officer before the delivery of the Note, such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery.

The Note shall be fully registered as to principal and interest in the name of the owner on the registration books of the County kept by the Registrar, and after such registration, payment of the principal thereof and interest thereon shall be made only to the registered owner or its legal representatives or assigns. The Note shall be transferable only upon the registration books of the County upon presentation to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form thereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The record and identity of any owners of the Note shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

The Note shall be in substantially the following form:

(Form of Note)

UNITED STATES OF AMERICA  
STATE OF IOWA  
FAYETTE COUNTY

GENERAL OBLIGATION COURTHOUSE IMPROVEMENT NOTE

No. 1

\$425,000

RATE	MATURITY DATE	NOTE DATE
0%	June 25, 2018	June 25, 2018

Fayette County (the "County"), Iowa, for value received, promises to pay on the maturity date of this Note to

Kerndt Brothers Savings Bank  
West Union, Iowa

or registered assigns (the "Lender"), the principal sum of FOUR HUNDRED TWENTY-FIVE THOUSAND DOLLARS.

Principal of this Note shall not bear interest. All of the principal of this Note and a loan initiation fee of \$505 shall be payable directly to the Lender on June 25, 2018.

This Note is issued by the County to evidence its obligation under a certain Loan Agreement, dated as of the date hereof (the "Loan Agreement") entered into by the County for the purposes of paying the cost, to that extent, of constructing a parking lot for the County Courthouse campus.

This Note is issued pursuant to and in strict compliance with the provisions of Section 331.402 and 331.441(2)(b)(5) of the Code of Iowa, 2017, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the Board authorizing and approving the Loan Agreement and providing for the issuance and securing the payment of this Note (the "Resolution"), and reference is hereby made to the Resolution and the Loan Agreement for a more complete statement as to the source of payment of this Note and the rights of the Holder of this Note.

This Note is fully negotiable but shall be fully registered as to both principal and interest in the name of the owner on the books of the County in the office of the Registrar, after which no transfer shall be valid unless made on said books and then only upon presentation of this Note to the Registrar, together with either a written instrument of transfer satisfactory to the Registrar or the assignment form hereon completed and duly executed by the registered owner or the duly authorized attorney for such registered owner.

The County, the Registrar and the Paying Agent may deem and treat the registered owner hereof as the absolute owner for the purpose of receiving payment of or



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(Please print or type name and address of Assignee)

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PLEASE INSERT SOCIAL SECURITY OR OTHER  
IDENTIFYING NUMBER OF ASSIGNEE

and \_\_\_\_\_ does hereby irrevocably appoint  
\_\_\_\_\_, Attorney, to transfer this  
Note on the books kept for registration thereof with full power of substitution.

Dated: \_\_\_\_\_

Signature guaranteed:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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NOTICE: The signature to this Assignment must correspond with the name of the registered owner as it appears on this Note in every particular, without alteration or enlargement or any change whatever.

The Note shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon shall be delivered to the Registrar for registration and delivery to the Lender on June 25, 2018, upon receipt of the loan proceeds, and all action heretofore taken in connection with the Loan Agreement is hereby ratified and confirmed in all respects.

The County hereby pledges the debt service property taxes received pursuant to the Prelevy Resolution for the full and prompt payment of the principal of the Note.

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

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

Passed and approved on June 25, 2018.

STATE OF IOWA

SS:

FAYETTE COUNTY

The Board met with Catherine Miller, Planning and Zoning, for a brief update.

The Board met with Jon Biederman, Fehr Graham, for an update on the Courthouse Parking Lot Project.

The Board met with Joel Fantz, County Engineer, for a Secondary Roads update.

The Board adjourned.

Upon request, this information could be made available in large print, and/or computer disk.

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Lori Moellers  
County Auditor

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Jeanine Tellin  
Chair of the Board