

May 20, 2019

The Mahaska County Board of Supervisors met in regular session on the above date at 9:00 a.m. in the third floor conference room of the Mahaska County courthouse. Present were the following board members: Chairman – Mark Groenendyk; Vice chairman – Steve Wanders; Member – Steve Parker. Also present were; Angie Holland, Oskaloosa Herald; Ken Allsup, Osky News; RD Keep, The Sun; Daryn Williams, CRI; Joe Lancello, KBOE; Deann De DeGroot, MCARD; Russ Van Renterghem, Sheriff; Dave Sedivec, Conservation Director; Heather Gross, CDS; Andrew Ritland, Co Attorney; Mike Rodwell, Secondary Road; Beth Danowsky; Carrie VandeRee and Susan Brown, Mahaska County Auditor. This meeting was filmed by Communications Research Institute of William Penn University.

Chairman Groenendyk opened the meeting at 9:00 a.m. with a moment of silence.

It was moved by Wanders seconded by Parker to approve the agenda for today's meeting. All present voted aye. Motion carried.

Public Comments: None

It was moved by Parker seconded by Wanders to open public hearing for the amendment to the Mahaska County FY18/19 budget. All present voted aye. Motion carried. The notice of time and place of public hearing has according to law and as directed by the board been published on May 7, 2019 in the Oskaloosa Herald and May 9, 2019 in The Sun. The affidavits of said publications are on file with the County Auditor. There were no comments received. It was moved by Wanders seconded by Parker to close the public hearing. All present voted aye. Motion carried.

It was moved by Parker seconded by Wanders to amend and appropriate the FY18/19 Mahaska County budget as published. All present voted aye. Motion carried.

Revenues by Service Area: Penalties, Interest & Costs on Taxes - \$680; Intergovernmental - \$368,569; Licenses and Permits - \$690; Charges for Service - \$23,095; Use of Money and Property - \$1,931; Miscellaneous - \$252,366; Other Financing Sources - \$4,750,000.

Expenditures by Service Area: Public Safety & Legal Services - \$630,939; Physical Health & Social Services - \$8,739; Mental Health, ID & DD - \$40,000; County Environment & Education - \$275,000; Roads & Transportation - \$1,078,433; Gov Services to Residents - \$808; Administration - \$106,437; Non-program Current - \$84,208; Capital Projects – 1,268,315.

Appropriations by Department: Non-departmental - \$825,331; Board of Supervisors - \$70,000; Attorney - \$49,100; Sheriff - \$12,000; Secondary Road - \$1,087,962; Conservation - \$820,088; Mahaska Building - \$15,259; Corrections -

\$45,000; Environmental Services – \$8,739; Law Enforcement Center - \$519,339; Courthouse - \$61; Mental Health - \$40,000.

Deann DeGroot, MCARD, gave monthly report and it was placed on file.

Dave Sedivec, Conservation Dir., gave monthly report and it was placed on file.

It was moved by Parker seconded by Wanders to approve minutes of May 6. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to remove from Sheriff Dept. payroll: Jessica Jones effective May 28, 2019 and Carmen Lewis effective June 22, 2019. All present voted aye. Motion carried.

28E between City of Eddyville and Sheriff was tabled. Sheriff will contact cities and set up a future work session to discuss possible formula for patrol costs.

It was moved by Wanders seconded by Parker to approve the following resolution. All present voted aye. Motion carried.

RESOLUTION NO. 2019-19

Resolution authorizing and providing for the issuance of \$4,565,000 General Obligation Emergency Services Communication Equipment Bonds, Series 2019A and directing the levy of taxes to pay the same

WHEREAS, the Board of Supervisors of Mahaska County (the “County”), State of Iowa, has heretofore proposed to issue General Obligation Emergency Services Communication Equipment Bonds for the purpose of paying costs, to that extent, of acquiring emergency services communication equipment, and has published notice of the proposed action and has held a hearing thereon; and

WHEREAS, the County approved entering into a Bond Purchase Agreement with Northland Securities, Minneapolis MN (the “Purchaser”) in connection with the sale of General Obligation Emergency Services Communication Equipment Bonds, Series 2019A in the principal amount of \$4,565,000 (the “Bonds”); and

WHEREAS, it is now necessary to take final action for the issuance of the Bonds;

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

Section 1. The Bonds are hereby authorized to be issued, in the total aggregate principal amount of \$4,565,000, to be dated June 11, 2019, in the denomination of \$5,000 each, or any integral multiple thereof, maturing annually on June 1 in each of the years, in the respective principal amounts and bearing interest at the respective rates as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>	<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
2020	\$170,000	4.00%	2028	\$450,000	4.00%
2021	\$170,000	4.00%	2030	\$485,000	4.00%
2022	\$180,000	4.00%	2032	\$520,000	4.00%
2023	\$185,000	4.00%	2034	\$565,000	3.00%
2024	\$195,000	4.00%	2037	\$915,000	3.00%
2025	\$200,000	4.00%	2038	\$320,000	3.00%
2026	\$210,000	5.00%			

Section 2. UMB Bank, n.a., Kansas City, MO is hereby designated as the Registrar and Paying Agent for the Bonds and may be hereinafter referred to as the “Registrar” or the “Paying Agent”. The County shall enter into an agreement (the “Registrar/Paying Agent Agreement”) with the Registrar, in substantially the form as has been placed on file with the Board; the Chairperson and County Auditor are hereby authorized and directed to sign the Registrar/Paying Agent Agreement on behalf of the County; and the Registrar/Paying Agent Agreement is hereby approved.

The County reserves the right to prepay part or all of the principal of the Bonds maturing in each of the years 2028 to 2038, inclusive, prior to and in any order of maturity on June 1, 2027, or on any date thereafter upon terms of par and accrued interest.

Principal of the Bond maturing on June 1, 2028, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2027, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2027	\$220,000
2028	\$230,000(Maturity)

Principal of the Bond maturing on June 1, 2030, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2029, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2029	\$240,000
2030	\$245,000(Maturity)

Principal of the Bond maturing on June 1, 2032, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2031, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2031	\$255,000
2032	\$265,000(Maturity)

Principal of the Bond maturing on June 1, 2034, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2033, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date, in the following principal amount:

<u>Year</u>	<u>Principal Amount</u>
2033	\$280,000
2034	\$285,000 (Maturity)

Principal of the Bond maturing on June 1, 2037, is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1, 2035 and June 1, 2036, at a redemption price of 100% of the principal amounts thereof to be redeemed, plus accrued interest thereon to the redemption dates, in the following principal amounts:

<u>Year</u>	<u>Principal Amount</u>
2035	\$295,000
2036	\$305,000
2037	\$315,000(Maturity)

If less than all of the Bonds of any like maturity are to be redeemed, the particular part of those Bonds to be redeemed shall be selected by the Registrar by lot. The Bonds may be called in part in one or more units of \$5,000.

If less than the entire principal amount of any Bond in a denomination of more than \$5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Bond, a new Bond or Bonds, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Bond. Notice of such redemption as aforesaid identifying the Bond or Bonds (or portion thereof) to be redeemed shall be sent by electronic means or mailed by certified mail to the registered owners thereof at the addresses shown on the County's registration books not less than 30 days prior to such redemption date. Any notice of redemption may contain a statement that the redemption is conditioned upon the receipt

by the Paying Agent of funds on or before the date fixed for redemption sufficient to pay the redemption price of the Bonds so called for redemption, and that if funds are not available, such redemption shall be cancelled by written notice to the owners of the Bonds called for redemption in the same manner as the original redemption notice was sent. All of such Bonds as to which the County reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

Accrued interest on the Bonds shall be payable semiannually on the first day of June and December in each year, commencing December 1, 2019. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months. Payment of interest on the Bonds shall be made to the registered owners appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date and shall be paid to the registered owners at the addresses shown on such registration books. Principal of the Bonds shall be payable in lawful money of the United States of America to the registered owners or their legal representatives upon presentation and surrender of the Bond or Bonds at the office of the Paying Agent.

The Bonds shall be executed on behalf of the County with the official manual or facsimile signature of the Chairperson of the Board and attested with the official manual or facsimile signature of the County Auditor, and shall be fully registered Bonds without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the Bonds shall cease to be such officer before the delivery of the Bonds, 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 Bonds shall not be valid or become obligatory for any purpose until the Certificate of Authentication thereon shall have been signed by the Registrar.

The Bonds shall be fully registered as to principal and interest in the names of the owners 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 owners or their legal representatives or assigns. Each Bond 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 the owners of the Bonds shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 3. Notwithstanding anything above to the contrary, the Bonds shall be issued initially as Depository Bonds, with one fully registered Bond for each maturity date, in principal amounts equal to the amount of principal maturing on each such date, and registered in the name of Cede & Co., as nominee for The Depository Trust

Company, New York, New York (“DTC”). On original issue, the Bonds shall be deposited with DTC for the purpose of maintaining a book-entry system for recording the ownership interests of its participants and the transfer of those interests among its participants (the “Participants”). In the event that DTC determines not to continue to act as securities depository for the Bonds or the County determines not to continue the book-entry system for recording ownership interests in the Bonds with DTC, the County will discontinue the book-entry system with DTC. If the County does not select another qualified securities depository to replace DTC (or a successor depository) in order to continue a book-entry system, the County will register and deliver replacement bonds in the form of fully registered certificates, in authorized denominations of \$5,000 or integral multiples of \$5,000, in accordance with instructions from Cede & Co., as nominee for DTC. In the event that the County identifies a qualified securities depository to replace DTC, the County will register and deliver replacement bonds, fully registered in the name of such depository, or its nominee, in the denominations as set forth above, as reduced from time to time prior to maturity in connection with redemptions or retirements by call or payment, and in such event, such depository will then maintain the book-entry system for recording ownership interests in the Bonds.

Ownership interest in the Bonds may be purchased by or through Participants. Such Participants and the persons for whom they acquire interests in the Bonds as nominees will not receive certificated Bonds, but each such Participant will receive a credit balance in the records of DTC in the amount of such Participant’s interest in the Bonds, which will be confirmed in accordance with DTC’s standard procedures. Each such person for which a Participant has an interest in the Bonds, as nominee, may desire to make arrangements with such Participant to have all notices of redemption or other communications of the County to DTC, which may affect such person, forwarded in writing by such Participant and to have notification made of all interest payments.

The County will have no responsibility or obligation to such Participants or the persons for whom they act as nominees with respect to payment to or providing of notice for such Participants or the persons for whom they act as nominees.

As used herein, the term “Beneficial Owner” shall hereinafter be deemed to include the person for whom the Participant acquires an interest in the Bonds.

DTC will receive payments from the County, to be remitted by DTC to the Participants for subsequent disbursement to the Beneficial Owners. The ownership interest of each Beneficial Owner in the Bonds will be recorded on the records of the Participants whose ownership interest will be recorded on a computerized book-entry system kept by DTC.

When reference is made to any action which is required or permitted to be taken by the Beneficial Owners, such reference shall only relate to those permitted to act (by statute, regulation or otherwise) on behalf of such Beneficial Owners for such purposes. When notices are given, they shall be sent by the County to DTC, and DTC shall forward (or cause to be forwarded) the notices to the Participants so that the Participants can forward the same to the Beneficial Owners.

Beneficial Owners will receive written confirmations of their purchases from the Participants acting on behalf of the Beneficial Owners detailing the terms of the Bonds acquired. Transfers of ownership interests in the Bonds will be accomplished by book entries made by DTC and the Participants who act on behalf of the Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interest in the Bonds, except as specifically provided herein. Interest and principal will be paid when due by the County to DTC, then paid by DTC to the Participants and thereafter paid by the Participants to the Beneficial Owners.

Section 4. The Bonds shall be in substantially the following form: (Form of Bond)

UNITED STATES OF AMERICA

STATE OF IOWA

MAHASKA COUNTY

GENERAL OBLIGATION EMERGENCY SERVICES COMMUNICATION EQUIPMENT
BOND, SERIES 2019A

No. _____ \$ _____

RATE	MATURITY DATE	BOND DATE	CUSIP
_____ %	June 1, _____	June 11, 2019	

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

Cede & Co.
New York, NY

or registered assigns, the principal sum of

THOUSAND DOLLARS

in lawful money of the United States of America upon presentation and surrender of this Bond at the office of UMB Bank, n.a., Kansas City, MO (hereinafter referred to as the "Registrar" or the "Paying Agent"), with interest on said sum, until paid, at the rate per annum specified above from the date of this Bond, or from the most recent interest payment date on which interest has been paid, on June 1 and December 1 of each year, commencing December 1, 2019, except as the provisions hereinafter set forth with respect to redemption prior to maturity may be or become applicable hereto. Interest on this Bond is payable to the registered owner appearing on the registration books of the County at the close of business on the fifteenth day of the month next preceding the interest payment date, and shall be paid to the registered owner at the address shown on such registration books.

This Bond shall not be valid or become obligatory for any purpose until the Certificate of Authentication hereon shall have been signed by the Registrar.

This Bond is one of a series of General Obligation Emergency Services Communication Equipment Bonds, Series 2019A (the "Bonds"), issued in the aggregate principal amount of \$4,565,000 by the County for the purpose of paying the cost, to that extent, of acquiring emergency services communication equipment.

The Bonds are issued pursuant to and in strict compliance with the provisions of Section 441.402 of the Code of Iowa, 2019, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the County Board of Supervisors authorizing the issuance and securing the payment of the Bonds (the "Resolution"), and reference is hereby made to the Resolution for a more complete statement as to the source of payment of the Bonds and the rights of the owners of the Bonds.

The City reserves the right to prepay part or all of the Bonds maturing in each of the years 2028 to 2038, inclusive, prior to and in any order of maturity on June 1, 2027, or on any date thereafter upon terms of par and accrued interest. In addition, principal of the Bonds maturing on June 1 in each of the years 2028, 2030, 2032, 2034, and 2037 is subject to mandatory redemption (by lot, as selected by the Registrar) on June 1 in each of the years 2027, 2029, 2031, 2033, 2035 and 2036, respectively, in accordance with the mandatory redemption schedules set forth in the Resolution, at a redemption price of 100% of the principal amount thereof to be redeemed, plus accrued interest thereon to the redemption date.

If less than all of the Bonds of any like maturity are to be redeemed, the particular part of those Bonds to be redeemed shall be selected by the Registrar by lot. The Bonds may be called in part in one or more units of \$5,000. If less than the entire principal amount of any Bond in a denomination of more than \$5,000 is to be redeemed, the Registrar will issue and deliver to the registered owner thereof, upon surrender of such original Bond, a new Bond or Bonds, in any authorized denomination, in a total aggregate principal amount equal to the unredeemed balance of the original Bond. Notice of such redemption as aforesaid identifying the Bond or Bonds (or portion thereof) to be redeemed shall be sent by electronic means or by certified mail to the registered owners thereof at the addresses shown on the County's registration books not less than 30 days prior to such redemption date. All of such Bonds as to which the County reserves and exercises the right of redemption and as to which notice as aforesaid shall have been given and for the redemption of which funds are duly provided, shall cease to bear interest on the redemption date.

This Bond 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 Bond 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 on account of principal hereof, premium, if any, and interest due hereon and for all other purposes, and the County, the Registrar and the Paying Agent shall not be affected by any notice to the contrary.

And It Is Hereby Certified and Recited that all acts, conditions and things required by the laws and Constitution of the State of Iowa, to exist, to be had, to be done or to be performed precedent to and in the issue of this Bond were and have been properly existent, had, done and performed in regular and due form and time; that provision has been made for the levy of a sufficient continuing annual tax on all the taxable property within the County for the payment of the principal of and interest on this Bond as the same will respectively become due; and that the total indebtedness of the County, including this Bond, does not exceed any constitutional or statutory limitations.

IN TESTIMONY WHEREOF, Mahaska County, Iowa, by its Board of Supervisors, has caused this Bond to be executed with the duly authorized facsimile signature of its Chairperson and attested with the duly authorized facsimile signature of its County Auditor, all as of June 11, 2019.

MAHASKA COUNTY, IOWA
(DO NOT SIGN)

Chairperson, Board of
Supervisors

Attest:

(DO NOT SIGN)

County Auditor

Registration Date: (Registration Date)

REGISTRAR'S CERTIFICATE OF AUTHENTICATION

This Bond is one of the Bonds described in the within-mentioned Resolution.

UMB Bank, n.a.
Kansas City, MO
Registrar

By (Authorized Signature)

Authorized Officer

ABBREVIATIONS

The following abbreviations, when used in this Bond, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM	- as tenants in common	UTMA _____
TEN ENT	- as tenants by the entireties	(Custodian)
		As Custodian for _____
JT TEN	- as joint tenants with right of survivorship and not as tenants in common	(Minor) under Uniform Transfers to Minors Act _____ (State)

Additional abbreviations may also be used though not in the list above.

ASSIGNMENT

For valuable consideration, receipt of which is hereby acknowledged, the undersigned assigns this Bond to

(Please print or type name and address of Assignee)

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE

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

Dated: _____

Signature guaranteed:

(Signature guarantee must be provided in accordance with the prevailing standards and procedures of the Registrar and Transfer Agent. Such standards and procedures may require signatures to be guaranteed by certain eligible guarantor institutions that participate in a recognized signature guarantee program.)

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

Section 5. The Bonds 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, authentication and delivery to or upon the direction of the Purchaser, upon receipt of the loan proceeds (the "Proceeds"), and all action heretofore taken in connection with the sale of the Bonds is hereby ratified and confirmed in all respects.

Section 6. As required by Chapter 76 of the Code of Iowa, and for the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the interest on the Bonds as it falls due, and also to pay and discharge the principal thereof at maturity, there is hereby ordered levied on all the taxable property in the County in each of the years while the Bonds or any of them are outstanding, a tax sufficient for that purpose, and in furtherance of this provision, but not in limitation thereof, there is hereby levied on all the taxable property in the County the following direct annual tax for collection in each of the following fiscal years:

For collection in the fiscal year beginning July 1, 2020,
sufficient to produce the net annual sum of \$329,900;

For collection in the fiscal year beginning July 1, 2021,
sufficient to produce the net annual sum of \$333,100;

For collection in the fiscal year beginning July 1, 2022,
sufficient to produce the net annual sum of \$330,900;

For collection in the fiscal year beginning July 1, 2023,
sufficient to produce the net annual sum of \$333,500;

For collection in the fiscal year beginning July 1, 2024,
sufficient to produce the net annual sum of \$330,700;

For collection in the fiscal year beginning July 1, 2025,
sufficient to produce the net annual sum of \$332,700;

For collection in the fiscal year beginning July 1, 2026,
sufficient to produce the net annual sum of \$332,200;

For collection in the fiscal year beginning July 1, 2027,
sufficient to produce the net annual sum of \$333,400;

For collection in the fiscal year beginning July 1, 2028,
sufficient to produce the net annual sum of \$334,200;

For collection in the fiscal year beginning July 1, 2029,
sufficient to produce the net annual sum of \$329,600;

For collection in the fiscal year beginning July 1, 2030,
sufficient to produce the net annual sum of \$329,800;

For collection in the fiscal year beginning July 1, 2031,
sufficient to produce the net annual sum of \$329,600;

For collection in the fiscal year beginning July 1, 2032,
sufficient to produce the net annual sum of \$334,000;

For collection in the fiscal year beginning July 1, 2033,
sufficient to produce the net annual sum of \$330,600;

For collection in the fiscal year beginning July 1, 2034,
sufficient to produce the net annual sum of \$332,050;

For collection in the fiscal year beginning July 1, 2035,
sufficient to produce the net annual sum of \$333,200;

For collection in the fiscal year beginning July 1, 2036,
sufficient to produce the net annual sum of \$334,050;

For collection in the fiscal year beginning July 1, 2037,
sufficient to produce the net annual sum of \$329,600.

(Such taxes being supplemental and in addition to taxes previously
authorized by the County on February 4, 2019, in the amount of \$350,636,
for collection in the fiscal year that will begin July 1, 2019)

Section 7. A certified copy of this resolution shall be filed with the County Auditor, and the Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes of the County and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein as a special account to be used solely and only for the payment of the principal of and interest on the Bonds hereby authorized and for no other purpose whatsoever.

Pursuant to the provisions of Section 76.4 of the Code of Iowa, each year while the Bonds remain outstanding and unpaid, any funds of the County which may lawfully be applied for such purpose may be appropriated, budgeted and, if received, used for the payment of the principal of and interest on the Bonds as the same become due, and if so appropriated, the taxes for any given fiscal year as provided for in Section 6 of this Resolution, shall be reduced by the amount of such alternate funds as have been appropriated for said purpose and evidenced in the County's budget.

Section 8. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current available funds of the County

in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds in the sum thus advanced.

Section 9. It is the intention of the County that interest on the Bonds be and remain excluded from gross income for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof, the County covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with the applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Bonds will remain excluded from gross income for federal income tax purposes. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The County hereby designates the Bonds as "Qualified Tax Exempt Obligations" as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

Section 10. The Securities and Exchange Commission (the "SEC") has promulgated certain amendments to Rule 15c2-12 under the Securities Exchange Act of 1934 (17 C.F.R. § 240.15c2-12) (the "Rule") that make it unlawful for an underwriter to participate in the primary offering of municipal securities in a principal amount of \$1,000,000 or more unless, before submitting a bid or entering into a purchase contract for such securities, an underwriter has reasonably determined that the issuer or an obligated person has undertaken in writing for the benefit of the holders of such securities to provide certain disclosure information to prescribed information repositories on a continuing basis so long as such securities are outstanding.

On the date of issuance and delivery of the Bonds, the County will execute and deliver a Continuing Disclosure Certificate pursuant to which the County will undertake to comply with the Rule. The County covenants and agrees that it will comply with and carry out the provisions of the Continuing Disclosure Certificate. Any and all of the officers of the County are hereby authorized and directed to take any and all actions as may be necessary to comply with the Rule and the Continuing Disclosure Certificate.

Section 11. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved May 20, 2019.

It was moved by Parker seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

RESOLUTION NO. 2019-15

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 Mahaska 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 Mahaska 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 20, 2019.

It was moved by Groenendyk seconded by Wanders to post for a Mahaska County Economic Development Director position. All present voted aye. Motion carried.

It was moved by Parker seconded by Wanders to approve a five day Class C liquor license application for Fore Season Golf effective June 1, 2019. All present voted aye. Motion carried.

Approval and signature authorization for the Heartland Risk Pool Agreement was tabled to next meeting.

It was moved by Groenendyk seconded by Wanders to approve Secondary Road Union contract effective July 1, 2019-June 30, 2022. Groenendyk – aye. Wanders – aye. Parker – nay. Motion carried.

It was moved by Groenendyk seconded by Parker to approve Secondary Road DOT budget amendment FY18/19. All present voted aye. Motion carried.

It was moved by Wanders seconded by Parker to approve the following resolutions. All present voted aye. Motion carried.

**STOP AT INTERSECTION
MUTCD 2B-5**

RESOLUTION 2019-16

WHEREAS: the Board of Supervisors is empowered under authority of Sections 321.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect STOP signs at one or more entrances to such intersection, and

WHEREAS: traffic on Teller Ave. which is functionally classified as a local road is endangered by traffic from the East on 200th St. at the intersection located Near the N ¼ corner of section 29-T76N-R14W, because of terrain and vegetation which limit sight distance.

NOW, THEREFORE, BE IT RESOLVED by the Mahaska County Board of Supervisors that the secondary road approach from the North (Teller Ave.) and East (200th Street) be designated as “STOP approach” to the above described intersection and that a STOP sign shall be erected accordingly.

Passed and approved this 20th day of May, 2019.

**STOP AT INTERSECTION
MUTCD 2B-5**

RESOLUTION 2019-17

WHEREAS: the Board of Supervisors is empowered under authority of Sections 321.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect STOP signs at one or more entrances to such intersection, and

WHEREAS: traffic on Teller Ave. which is functionally classified as a local road is endangered by traffic from the West on 200th St. at the intersection located approximately 900 feet west of the N ¼ corner of section 29-T76N-R14W, because of terrain and vegetation which limit sight distance.

NOW, THEREFORE, BE IT RESOLVED by the Mahaska County Board of Supervisors that the secondary road approach from the South (Teller Ave.) and West (200th Street) be designated as “STOP approach” to the above described intersection and that a STOP sign shall be erected accordingly.

Passed and approved this 20th day of May, 2019.

It was moved by Parker seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

RESOLUTION NO. 2019-18

WHEREAS, The Iowa Department of Transportation has adopted Administrative Rule 761- Chapter 164, which created the Traffic Safety Improvement Program (TSIP) to allow for funding to be provided to local jurisdictions for eligible traffic safety improvement projects, and

WHEREAS, Mahaska County has determined that providing temporary traffic signals will improve the safety of drivers, flaggers, and road crews during road maintenance activities; and

WHEREAS, portable temporary traffic signals are recognized temporary traffic control devices in the Manual on Uniform Traffic Control Devices, 2009 Edition, and

WHEREAS, TSIP Funds are available for traffic control devices;

NOW THEREFORE, BE IT RESOLVED.

That the Board of Supervisors supports and approves the attached application for Iowa Department of Transportation Traffic Safety Improvement Program funding; and

The Board of Supervisors hereby commits to accepting and maintaining these improvements.

Enacted this 20th day of May, 2019

It was moved by Groenendyk seconded by Wanders to approve setback variance application at 1374 Elba Ave, Pella. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to authorize signature on final pay voucher for Secondary Road Project #STP-S-CO62(88)—5E-62. All present voted aye. Motion carried.

Committee reports: Supervisor Groenendyk encouraged property owners to check out video on the county website “Understanding the Ag Rollback.” Supervisor Wanders reported South Central Behavioral Health Region board is discussing the implementation of new legislation adding services for children and additional voting members to the board.

Public Comments: The board commented that there was quite a bit of road damage from storm that went through on Saturday, especially in the NE part of the county. Carrie VandeRee encouraged the board to attend the Strategic Planning Session coming up and encouraged support of all development groups in the area with the possible economic development director position.

It was moved by Wanders seconded by Parker to adjourn. All present voted aye. Motion carried.

Attest: _____
Susan L. Brown
Mahaska Co Auditor

Mark Groenendyk
Mahaska County Board of Supervisors