

The Cedar County Board of Supervisors met in regular session at 8:30 a.m. March 23, 2021 with the following members present: Smith, Gaul, Kaufmann, and Chairperson Agne. Sup. Bell was absent. Members of the public were also present.

The Board viewed correspondence from various agencies.

The Board acknowledged receipt of the following correspondence from:
CPC Tischuk provided a Cash Report through February 2021 and the projected fund balance as of 6/30/2021.
Public Health Director Walker submitted a update regarding four facilities to rent to administer COVID vaccines outside the courthouse.

Manure Management Annual Updates submitted by:
Edward Pelzer, 1511 250th Street, Tipton
Michael Lilenthal Farm #59739, 2323 290th Street, New Liberty
Brus Finisher Farm #65203, 160th Street, Stanwood

It was noted the following Handwritten Disbursement was issued on March 19, 2021 to the Cedar County Treasurer for Benefits, Inc. for an electronic deposit: #426740 for \$1,442.64-self funded medical claims.

Moved by Sup. Smith seconded by Sup. Gaul to approve the agenda.
Ayes: All
Absent: Bell

Pro-Tem Chairperson Kaufmann addressed the public for comments. EMA Director Freet invited the Board to a meeting on Monday, March 29th at 6:30 p.m. regarding the 911 Communication Project.

Moved by Sup. Smith seconded by Sup. Gaul to approve the Board Minutes of March 16, 2021.
Ayes: All
Absent: Bell

Moved by Sup. Smith seconded by Sup. Gaul to approve Claim Disbursements #426575 - #426739 paid on March 18, 2021.
Ayes: All
Absent: Bell

The Board reported on Outreach/Committee Meetings they attended.

District Court Judge Werling met with the Board to discuss three security issues. Sheriff Wethington was present. Werling explained to the Board the court system has assigned two judges and two court reporters to Cedar County. Therefore, he is requesting two additional reserved parking spaces. Werling expressed concern with the public being inside the courthouse prior to 8:00 a.m. due to the doors are unlocked at 7:30 a.m. The final request was regarding designating non-public areas in the courthouse. Werling presented a draft of a resolution for review. Discussion was held. Judge Werling stated he appreciates the cooperation of the Sheriff and Board to maintain a full-time deputy at the courthouse. Pro-Tem Chairperson Kaufmann stated they will have further discussion regarding these concerns later in the board meeting.

At 9:00 a.m. the Board held a public hearing regarding the General Obligation Borrowing. Pro-Tem Kaufmann read the legal notice. There were no written objections that had been placed on file. Pro-Tem Chairperson Kaufmann asked for public comments. Kevin Rasdon, Bennett Fire & Ambulance and Sheriff Wethington presented public comments.

Moved by Sup. Smith seconded by Sup. Gaul to close the public hearing at 9:05.
Ayes: All
Absent: Bell

Moved by Sup. Agne seconded by Sup. Gaul to approve the following resolution:

RESOLUTION

Resolution authorizing the use of a preliminary official statement in connection with the issuance of General Obligation County Purpose Bonds, Series 2021, setting April 6, 2021 as the date for the sale of the Bonds and authorizing property tax levy to pay the Bonds

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa, the Board of Supervisors (the "Board") of Cedar County (the "County") State of Iowa, has heretofore proposed to enter into a loan agreement (the "Loan Agreement"), for the purpose of paying the cost, to that extent, of financing construction of a building at the County solid waste disposal transfer station and acquisition of emergency services communication equipment, and has published notice of the proposed action and has held a hearing on such proposal; and

WHEREAS, the Board intends to enter into the Loan Agreement and to issue General Obligation County Purpose Bonds, Series 2021 (the "Bonds") in the future, and anticipates that principal and interest will come due on the Bonds before June 30, 2022, and it is necessary to make provision for the levy of a debt service property tax to be collected in the fiscal year that will begin July 1, 2021 for the payment of such principal and interest; and

WHEREAS, a preliminary official statement (the "Preliminary Official Statement") has been prepared to facilitate the sale of the Bonds, and it is necessary to make provision for the approval of the Preliminary Official Statement and to authorize its use by Speer Financial, Inc., the County's financial advisor; and

WHEREAS, it is also necessary to set a date for the sale of the Bonds;

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

Section 1. The Board hereby expresses its intention to enter into the Loan Agreement and to issue the Bonds at such time as funds are needed, and the Board hereby declares that this resolution constitutes the additional action required by Chapter 331 of the Code of Iowa.

Section 2. For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay principal and interest on the Bonds, there is hereby ordered levied on all the taxable property in the County a direct annual tax for collection in the fiscal year beginning July 1, 2021, sufficient to produce the sum of \$709,600.

Section 3. A certified copy of this resolution shall be filed with the County Auditor, and the Auditor is hereby requested 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 and interest on the Bonds hereby authorized.

Section 4. The use by Speer Financial, Inc. of the Preliminary Official Statement relating to the Bonds, in substantially the form as has been presented to and considered by the Board, is hereby approved, and Speer Financial, Inc. is hereby authorized to prepare and use a final Official Statement for the Bonds substantially in the form of the Preliminary Official Statement, but with such changes therein as are required to conform the same to the terms of the Bonds and the resolution, when adopted, providing for the issuance of the Bonds, and the County Auditor is hereby authorized and directed to execute a final Official Statement for the Bonds, if requested. The Preliminary Official Statement as of its date is deemed final by the County within the meaning of Rule 15(c)(2)-12 of the Securities and Exchange Commission.

Section 5. Sealed bids for the purchase of the Bonds shall be received and canvassed on behalf of the County until 10:30 a.m. on April 6, 2021. The Board shall meet on the same date for the purpose of considering such bids received and adopting a resolution providing for the award and sale of the Bonds, and Speer Financial, Inc. is hereby authorized and directed to disseminate the notice of said sale, in compliance with the Internal Revenue Service regulations governing "Issue Price" determinations, such notice to minimally contain information regarding

Establishment of Issue Price set forth in the “Terms of Offering” attached to the Preliminary Official Statement and to be in such form as the Financial Advisor may deem to be appropriate.

Section 6. Pursuant to Section 75.14 of the Code of Iowa, the Board hereby authorizes the use of electronic bidding procedures for the sale of the Bonds through Speer Auction®, and hereby finds and determines that the Speer Auction® competitive bidding system will provide reasonable security and maintain the integrity of the competitive bidding process and will facilitate the delivery of bids by interested parties under the circumstances of this bond sale.

Section 7. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved March 23, 2021.

Ayes: Smith, Agne, Gaul, Kaufmann

Absent: Bell

Auditor Dauber presented the Preliminary Official Statement provided by Speer Financial for approval. Dauber explained the Preliminary Official Statement is essentially our county portfolio for the investors to review.

Moved by Sup. Gaul seconded by Sup. Smith to approve the Preliminary Official Statement.

Ayes: All

Absent: Bell

At 9:05 a.m. the Board held a public hearing on FY21/22 County Budget and Secondary Road 5-year Construction Program & DOT budget. Pro-Tem Chairperson Kaufmann read the legal notice. There were no written or oral objections. Engineer Fangmann presented the Secondary Road 5-year Construction Program.

Moved by Sup. Smith seconded by Sup. Gaul to close the public hearing at 9:23.

Ayes: All

Absent: Bell

Moved by Sup. Agne seconded by Sup. Smith to approve and adopt Resolution 2021-01 FY21/22 County Budget and Certification of Taxes.

	UTILITY REPLACEMENT AND PROPERTY TAX DOLLARS	VALUATION WITH GAS & ELEC UTILITIES	LEVY RATE	VALUATION WITHOUT GAS & ELEC UTILITIES	PROPERTY TAXES LEVIED.
A. Countywide Levies:		1,375,900,148		1,362,998,988	
General Basic	4,815,651		3.50000		4,770,494
+ Cemetery (Pioneer- 331.424B),	28,774		0.02091		28,500
= Total for General Basic	4,844,421				4,798,994
Emerg Mgmt Dollars Included Above in Gen Basic-Info Only for Tax Statement	31,072				30,777
General Supplemental	1,981,296		1.44000		1,962,713
Emerg Mgmt Dollars Included Above in Gen Supp-Info Only for Tax Statement	0				0
County MHDS Fund (from certification above)	573,339		0.41670		567,962
Debt Service (from Form 703 col. 1 Countywide total)	709,619	1,409,827,049	0.50334	1,396,925,889	703,129
Voted Emergency Medical Services (Countywide)	0		0.00000		0
Other					0
Subtotal Countywide (A)	8,108,673		5.88093		8,032,804
B. All Rural Services Only Levies:		908,471,331		899,622,843	
Rural Services Basic	2,816,261		3.10000		2,788,831
Rural Services Supplemental	0		0.00000		0
Unified Law Enforcement	0		0.00000		0
Other					0
Other					0
Subtotal All Rural Services Only (B)	2,816,261		3.10000		2,788,831
Subtotal Countywide/All Rural Services (A+ B)	10,924,934		8.98093		10,821,637
C. Special District Levies:					
Flood & Erosion	0		0.00000		0
Voted Emergency Medical Services (partial county)	0		0.00000		0
Other	0		0.00000		0
Other	0		0.00000		0
Other	0		0.00000		0
Township ES Levies (Summary from Form 638- RE)	0	0		0	0
Subtotal Special Districts (C)	0				0
GRAND TOTAL (A +B+C)	10,924,934				10,821,637

Ayes: All

Absent: Bell

Moved by Sup. Smith seconded by Sup. Gaul to approve the following resolution:

RESOLUTION #2021-02

WHEREAS, the Cedar County Compensation Board meets annually to recommend a compensation schedule for elected officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907, and

WHEREAS, the Cedar County Compensation Board met on November 13, 2020, and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2021:

<u>Elected Official</u>	<u>Current Salary</u>	<u>Proposed Increase</u>	<u>Recommended Salary</u>
Auditor	\$63,257	6%	\$67,052
County Attorney	\$99,613	4%	\$103,598
Recorder	\$63,030	6%	\$66,811
Sheriff	\$84,827	8.45%	\$91,994
Supervisors	\$27,069	3%	\$27,881
Treasurer	\$63,025	5%	\$66,176

THEREFORE, BE IT RESOLVED that the Cedar County Board of Supervisors approves the following salaries for the following elected officials for the fiscal year beginning July 1, 2021:

<u>Elected Official</u>	<u>Approved Salary</u>	<u>Approved Increase</u>
Auditor	\$67,052	6%
County Attorney	\$103,598	4%
Recorder	\$66,811	6%
Sheriff	\$91,994	8.45%
Supervisors	\$27,475	1.5%
Treasurer	\$66,176	5%

Approved this 23rd day of March 2021.

Ayes: All

Absent: Bell

Moved by Sup. Smith seconded by Sup. Gaul to approve the 5-year Construction Program & DOT budget for the Secondary Roads Department.

Ayes: All

Absent: Bell

At 9:34 a.m. the Board held a public hearing on Ordinance #62, Recodification of the County Ordinances. Auditor Dauber stated there are no written or verbal objections.

Moved by Sup. Smith seconded by Sup. Gaul to close the public hearing at 9:36 a.m.

Ayes: All

Absent: Bell

Moved by Sup. Smith seconded by Sup. Gaul to approve Cedar County Ordinance #62, an ordinance readopting the existing County Code, Cedar County, Iowa and waive the second hearing scheduled for March 30, 2021.

Ayes: All

Absent: Bell

Public Health Director Walker updated the board that she has viewed four different locations outside the courthouse for the vaccine clinics without any success. Walker will not be holding a clinic on March 31st due to community partners will administer all the vaccine allotment to

Cedar County. Pro-Tem Kaufmann asked Walker on April 5th if the vaccine will be available to the public? Walker does not receive that information any sooner than everyone else. Kaufmann asked if Walker was ready if it does happen. Walker stated, "No she is not." She has not acquired a location; she needs additional volunteers and there is a lot of coordination. Walker stated she will have less community partners to assist in administering the vaccination due to the pharmacies will receive their own allotment. Sup. Agne asked Walker if she contacted Jerry O'Rourke regarding a drive thru clinic. Agne stated he is anxious to help and requested Walker to contact him. Sup. Smith and Sup. Gaul asked Walker about the Matthews and Crossroads Buildings availability for possible locations. Walker replied she wants to have one location for long term and those sites are not permanent. Pro-Tem Kaufmann reiterated that the board requested her to acquire a different location for the clinics due to the limited parking and congestion in the courthouse. The board asked if the Board of Health was aware of the request of another location. Walker stated it was discussed last Friday during the Board of Health meeting. The board will give her another week. Walker agreed.

Engineer Fangmann met with the board to request approval on hiring one full-time seasonal position on the Roadside Management Crew for mowing. Fangmann informed the board this position will be paid at \$17.00/hour and will start approximately on May 31, 2021 until sometime in November.

Moved by Sup. Smith seconded by Sup. Agne to allow the Engineer to hire a full-time seasonal employee.

Ayes: All

Absent: Bell

Engineer Fangmann presented a utility permit for Clarence Telephone Company to extend fiber network from Paustian's subdivision on Cedar Valley Road out to Ivory Avenue, King Avenue and Troy Mente's Subdivision. The \$100.00 fee applies.

Moved by Sup. Gaul seconded by Sup. Kaufmann to approve the utility permit for Clarence Telephone Company.

Ayes: All

Absent: Bell

Moved by Sup. Agne seconded by Sup. Smith to approve the appointment of Derrick Gray, to a Deputy Sheriff.

Ayes: All

Absent: Bell

Discussion was held regarding amending the resolution for the number of staff for each Elected Officials Office. Recorder Bahnsen and Sheriff Wethington was present. Pro-Tem Chairperson Kaufmann requested Auditor Dauber present the changes to the Board. Kaufmann asked the Auditor for an explanation. Auditor Dauber explained to the Board that at budget time she was approved to hire an additional employee due to the election's responsibility being increased she needs to be able to train the new employee to assist in everyday operations and will be responsible for the office when she is absent. Kaufmann asked Recorder Bahnsen the same question. Bahnsen replied the same as Auditor Dauber. She has two employees that have separate responsibilities, and she needs both employees to have the authority to make decisions when she is absent. Sup. Agne agrees that the elected officials need to have a staff member trained and responsible when the office holder is absent.

Moved by Sup. Agne seconded by Sup. Gaul to approve the following resolution:

AMENDED RESOLUTION

On this 23rd day of March 2021, the Cedar County Board of Supervisors convened. The original resolution date January 8, 2013 is being amended on this day.

Whereas, Iowa Code Section 331.903 (1) indicates that "the number of deputies, assistants, and clerks for each office shall be determined by the board and the number and approval of each appointment shall be adopted by a resolution in the minutes of the board" which refers to the offices of auditor, treasurer, recorder, sheriff, and county attorney;

Whereas, no such resolution is known to exist for Cedar County;

Whereas, it is the desire of this board to set the number of deputies, assistants, and clerks for the offices of auditor, treasurer, recorder, sheriff and county attorney to the corresponding current number of existing positions.

Therefore, the Cedar County Board of Supervisors sets the number of deputies, assistants, and clerk for certain offices as follows:

1. Auditor: 3 deputies, 1 assistant, 1 deputy commissioner of elections
2. Treasurer: 3 deputies, 3 clerks
3. Recorder: 2 deputies
4. Sheriff: 13 deputies, and 1 clerk (administrators, office managers, jailers and dispatchers are not included in this resolution)
5. County Attorney: 1 Deputy, 1 assistant, 1 clerk

Furthermore, any changes to this resolution may be done by amendment upon approval of the board which shall be recorded in the minutes.

Approved this 23rd day of March 2021.

Ayes: All

Absent: Bell

Pro-Tem Chairperson Kaufmann addressed the board to discuss the safety concerns of Judge Werling. Further discussion was held regarding installing a door, opening of the courthouse, reserve parking, and a resolution designating non-public areas in the courthouse. The consensus of the board was to install a door in the hallway that goes back into the judge's office on the second floor, to stop unauthorized intrusions. Pro-Tem Chairperson Kaufmann requested this be placed on next week's agenda for approval, he also requested all department heads that have county vehicles be present at the meeting and requested Auditor Dauber forward the resolution to the County Attorney's Office for review. The board placed a call to Judge Werling and Kaufmann informed Judge Werling the opening of the courthouse will remain the same, the resolution will be revised and reviewed in the next couple weeks and the board will discuss an action on the request for two additional parking spaces next Tuesday.

Moved by Sup. Smith seconded by Sup. Agne to adjourn at 10:42 a.m. to March 30, 2021.

Auditor Dauber requested the Board approve a Handwritten Warrant before adjournment.

The board unanimously voted down to adjourn. Auditor Dauber informed the board she received an email stating that the Assessor's Office needs to mail notices out at the end of this week or beginning of next week and there is not sufficient postage on the postage meter. Therefore, we need to submit payment prior to the mailing. Dauber stated this has happened before with this office; they need to preplan so this can be avoided.

Moved by Sup. Smith seconded by Sup. Gaul to approve a Handwritten Warrant for the County Assessor to Pitney Bowes in the amount of \$1,020.00 check #426741 dated 3/23/2021.

Ayes: All

Absent: Bell

Moved by Sup. Agne seconded by Sup. Kaufmann to adjourn at 10:45 a.m., to March 30, 2021.

Ayes: All

Absent: Bell

Cari A. Dauber, Auditor

Steve Agne, Chairperson