

July 1, 2025

The Des Moines County Board of Supervisors met in a regular session at the Court House in Burlington at 9:00 AM on Tuesday, July 1st, 2025, with Chair Jim Cary and Member Tom Broeker present. Vice-Chair Shane McCampbell was present via Webex. This meeting was also held electronically via Webex and YouTube live streaming. Public input was available through board email or call in.

Unless otherwise noted, all motions passed unanimously. The Pledge of Allegiance was conducted.

Meeting with Department Heads: Budget Director Cheryl McVey reported that Sara and Sue are at training. With Friday being a Holiday, the payroll packet will be open Thursday morning, so if you do not have weekend staff to enter, please have your hours entered by the end of the day Thursday. For those who have weekend staff, please update their hours by 10:00 a.m. Monday so that payroll can be completed. Also, agenda items are due by 10:00 a.m. on Thursday. Sue and Cheryl attended summer school last week, and a presenter discussed SF2331 regarding new public notice requirements. All public notices are sent to [www.iowapublicnotices.com](http://www.iowapublicnotices.com) and available for the public. Jim mentioned that today is the day that you can't talk on your phones while driving. There will be warnings issued until January 1<sup>st</sup>. IT Director Colin Gerst stated they have been busy. Sheriff Kevin Glendening stated they are busy. The jail population is 91 with 14 out-of-county. The hands-free legislation is warnings only until January 1<sup>st</sup> but you can be stopped and warned for it. Be aware of your city or county's fireworks ordinances. You can use consumer grade fireworks on your own property July 3<sup>rd</sup> and July 4<sup>th</sup>. You cannot light them on public property. County Attorney Lisa Schaefer stated that you can light them on July 3<sup>rd</sup> until 10:00 p.m. and on July 4<sup>th</sup> until 11:00 p.m. County residents can use them until July 8<sup>th</sup>. Maintenance Director Rodney Bliesener stated that they are doing good and keeping busy. Emergency Management Director Shannon Prado stated she is busy. Assistant Land Use Administrator Jarred Lassiter reported his office has been busy with phone calls and e-mails. Safety Director Angie Vaughan reported that she mentioned the hands-free legislation in her monthly training. Veterans Affairs Administrator Brooke Marland stated that her office has moved to the basement of the courthouse. July 2<sup>nd</sup> is Military Appreciation Night at the Burlington Bee's game hosted by the Des Moines County Amvets Post 29. Veterans get in free, and the game starts at 6:30 p.m. The next "coffee and conversation" is July 9<sup>th</sup> at Wake N Bake at 9:00 a.m. County Attorney Lisa Schaefer stated that she is just returning from vacation. There is new legislation that went into effect July 1<sup>st</sup>, and there are five jury trials scheduled for July. County Engineer Brian Carter reported that Tama Road opened Friday. He appreciates everyone's patience. Highway 99 is a work in progress. Unfortunately, since this is an overlay, and with the heat that we've had, there have been some blow-ups. Those have been fixed. Danville Road bridge may open in two weeks. Gear bridge is a little behind schedule. Seven Ponds Road had centerline painting done last week. A draft survey plat for the parking lot that is being split off from the Local Health building has been sent to the Board and Assistant County Attorney Trent Henkelvig.

No correspondence was received.

Approval of Accounts Payable Claims in the amount of \$388,054.46 were presented. McCampbell made a motion to approve and was seconded by Broeker.

Approval of Resolution #2025-035 authorizing and approving a Loan Agreement, providing for the issuance of a Tax Exempt \$1,051,000 General Obligation County Purpose Note, Series 2025A and providing for the levy of taxes to pay the same. Broeker made a motion to approve and was seconded by McCampbell. Broeker explained that these are short term line-of-credit notes that are paid back quickly and at the end of FY26, there is a zero balance on the notes. The county has used the line-of-credit for years for capital projects and insurance.

#### RESOLUTION NO. 2025-035

Resolution authorizing and approving a Loan Agreement, providing for the issuance of a Tax Exempt \$1,051,000 General Obligation County Purpose Note, Series 2025A

WHEREAS, the Board of Supervisors (the "Board") of Des Moines County, Iowa (the "County") heretofore proposed to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$3,828,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of (a) undertaking parking improvements at the sheriff's department facilities (\$250,000); (b) undertaking general physical plant repairs and improvements at county buildings (\$225,000); (c) providing information technology equipment for county buildings (\$515,000); (d) acquiring

elections equipment (\$61,000) (collectively hereinafter, items (a) through (d) shall be referred to as the “Projects”); and (e) acquiring insurance for County operations (\$2,777,000)(hereinafter, the “Insurance Acquisition”), and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on April 9, 2025; and

WHEREAS, the County has determined to split its authority under the Loan Agreement and to enter into a Series 2025A Loan Agreement (the “2025A Loan Agreement”) and a Series 2025B Loan Agreement (the “2025B Loan Agreement”); and

WHEREAS, the County intends to issue a \$1,051,000 Tax Exempt General Obligation County Purpose Note, Series 2025A (the “2025A Note”) in evidence of its obligations under the 2025A Loan Agreement for the funding of the Projects; and

WHEREAS, the County shall issue a \$2,777,000 Taxable General Obligation County Purpose Note, Series 2025B (the “2025B Note”) in evidence of its obligations under the 2025B Loan Agreement for the funding of the Insurance Acquisition; and

WHEREAS, the County has determined to enter into the 2025A Loan Agreement with Danville State Savings Bank, Danville, Iowa (the “Lender”) and to issue the 2025A Note in evidence of its obligations thereunder; and

WHEREAS, it is now necessary to make final provision for the approval of the 2025A Loan Agreement and to authorize the issuance of the 2025A Note;

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

Section 1: It is hereby determined that the County shall enter into the 2025A Loan Agreement with the Lender in substantially the form which will be placed on file with the County, providing for a loan to the County in the amount of \$1,051,000 for the purpose or purposes set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the 2025A Loan Agreement on behalf of the County, and the 2025A Loan Agreement is hereby approved.

Section 2. The 2025A Note is hereby authorized to be issued in evidence of the obligations of the County under the 2025A Loan Agreement, in the principal amount of \$1,051,000, to be dated the date of delivery to the Lender, such date anticipated to be July 16, 2025. The 2025A Note shall be issued as a single term note with final maturity on June 30, 2026 (the “Maturity Date”), in the principal amount and bearing interest at the rate, as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
2026	\$1,051,000	6.25%

Section 3 Advances on the 2025A Note may be requested by the County Auditor in such amounts and at such times as are needed to pay the cost of the Projects, and the date and amount of each advance shall be entered by the Lender on the Schedule of Advances on the 2025A Note, and each advance of principal shall bear interest from the date of such entry.

The County Auditor is hereby designated as the registrar and paying agent for the 2025A Note and may be hereinafter referred to as the “Registrar” or the “Paying Agent.”

Principal of the 2025A Note bears interest at the fixed rate of 6.25% per annum from the date of the 2025A Note. Accrued interest on the 2025A Note shall be payable on December 1, 2025, and on the Maturity Date. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Payment of both principal of and interest on the 2025A Note shall be made 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 payment date and shall be paid to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of the 2025A Note to the Paying Agent.

The County reserves the right to prepay principal of the 2025A Note in whole or in part on any date prior to maturity upon terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the redemption date.

The 2025A 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 2025A Note without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the 2025A Note shall cease to be such officer before the delivery of the 2025A 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 2025A 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 2025A 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 2025A Note shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 4 The 2025A Note shall be in substantially the following form:

Section 5 It is anticipated that closing of the borrowing transaction contemplated herein will be on or around July 16, 2025; provided, however, that execution of the 2025A Note and the 2025A Loan Agreement shall be undertaken 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 or upon the direction of the Lender, upon receipt of the Loan Proceeds (as defined herein), and all action heretofore taken in connection with the 2025A Loan Agreement is hereby ratified and confirmed in all respects. To the extent that the date of closing needs to be adjusted, the County, with advice from the Lender and Bond Counsel to the County, is hereby authorized to make such adjustment and to modify the transaction documents accordingly.

Section 6 The proceeds (the "Loan Proceeds") to be received under the 2025A Loan Agreement shall be used to pay the costs of (a) undertaking parking improvements at the sheriff's department facilities (\$250,000); (b) undertaking general physical plant repairs and improvements at county buildings (\$225,000); (c) providing information technology equipment for county buildings (\$515,000); and (d) acquiring elections equipment (\$61,000). Any Loan Proceeds remaining after the full payment of such costs shall be deposited in the Debt Service Fund and used to pay principal of and interest on the 2025A Note as the same become due.

The County shall keep a detailed and segregated accounting of the expenditure of, and investment earnings on, the Loan Proceeds to ensure compliance with the requirements of the Internal Revenue Code, as hereinafter defined.

Section 7 For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the 2025A Note and the 2025B as the same become due, the County has previously ordered levied on all the taxable property in the County, a direct annual tax for collection in the 2025-2026 fiscal year in the aggregate amount of \$3,299,099. Copies of the resolution providing for such tax have been filed in the office of the Des Moines County Auditor.

Section 8 Pursuant to the provisions of Section 76.4 of the Code of Iowa, each year while the 2025A Note remains 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 2025A Note as the same become due, and if so appropriated, the taxes for any given fiscal year as described in Section 7 of this Resolution, shall be reduced by the amount of such alternate funds as have been appropriated for such purpose, and evidenced in the County's budget.

Section 9 The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 10 It is the intention of the County that interest on the 2025A Note 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 2025A Note 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 2025A Note as a “Qualified Tax Exempt Obligation” as that term is used in Section 265(b)(3)(B) of the Internal Revenue Code.

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

Section 12 This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved on July 1, 2025.

Jim Cary

Chairperson, Board of Supervisors

Attest:

Sara Doty

County Auditor

Approval of a Resolution \$2025-036 authorizing and approving a Loan Agreement, providing for the issuance of a \$2,777,000 Taxable General Obligation County Purpose Note, Series 2025B and providing for the levy of taxes to pay the same. McCampbell made a motion to approve and was seconded by Broeker.

#### RESOLUTION NO. 2025-036

Resolution authorizing and approving a Loan Agreement, providing for the issuance of a \$2,777,000 Taxable General Obligation County Purpose Note, Series 2025B

WHEREAS, the Board of Supervisors (the “Board”) of Des Moines County, Iowa (the “County”) heretofore proposed to enter into a loan agreement (the “Loan Agreement”) in a principal amount not to exceed \$3,828,000, pursuant to the provisions of Sections 331.402, 331.441 and 331.442 of the Code of Iowa, for the purpose of paying the cost, to that extent, of (a) undertaking parking improvements at the sheriff’s department facilities (\$250,000); (b) undertaking general physical plant repairs and improvements at county buildings (\$225,000); (c) providing information technology equipment for county buildings (\$515,000); (d) acquiring elections equipment (\$61,000) (collectively hereinafter, items (a) through (d) shall be referred to as the “Projects”); and (e) acquiring insurance for County operations (\$2,777,000)(hereinafter, the “Insurance Acquisition”), and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on April 9, 2025; and

WHEREAS, the County has determined to split its authority under the Loan Agreement and to enter into a Series 2025A Loan Agreement (the “2025A Loan Agreement”) and a Series 2025B Loan Agreement (the “2025B Loan Agreement”); and

WHEREAS, the County intends to issue a \$1,051,000 Tax Exempt General Obligation County Purpose Note, Series 2025A (the “2025A Note”) in evidence of its obligations under the 2025A Loan Agreement for the funding of the Projects; and

WHEREAS, the County shall issue a \$2,777,000 Taxable General Obligation County Purpose Note, Series 2025B (the “2025B Note”) in evidence of its obligations under the 2025B Loan Agreement for the funding of the Insurance Acquisition; and

WHEREAS, the County has determined to enter into the 2025B Loan Agreement with Danville State Savings Bank, Danville, Iowa (the “Lender”) and to issue the 2025B Note in evidence of its obligation thereunder; and

WHEREAS, it is now necessary to make final provision for the approval of the 2025B Loan Agreement and to authorize the issuance of the 2025B Note;

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

Section 1 It is hereby determined that the County shall enter into the 2025B Loan Agreement with the Lender in substantially the form which will be placed on file with the County, providing for a loan to the County in the amount of \$2,777,000 for the purpose or purposes set forth in the preamble hereof.

The Chairperson and County Auditor are hereby authorized and directed to sign the 2025B Loan Agreement on behalf of the County, and the 2025B Loan Agreement is hereby approved.

Section 2 The 2025B Note is hereby authorized to be issued in evidence of the obligation of the County under the 2025B Loan Agreement, in the principal amount of \$2,777,000, to be dated the date of delivery to the Lender, such date anticipated to be July 16, 2025. The 2025B Note shall be issued as a single term note with final maturity on June 30, 2026 (the “Maturity Date”), in the principal amount and bearing interest at the rate, as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate Per Annum</u>
2026	\$2,777,000	6.50%

Section 3 Advances on the 2025B Note may be requested by the County Auditor in such amounts and at such times as are needed to pay the cost of the 2025B Project, and the date and amount of each advance shall be entered by the Lender on the Schedule of Advances on the 2025B Note, and each advance shall bear interest from the date of such entry.

The County Auditor is hereby designated as the registrar and paying agent for the 2025B Note and may be hereinafter referred to as the “Registrar” or the “Paying Agent.”

Principal of the 2025B Note bears interest at the fixed rate of 6.50% per annum from the date of the 2025B Note. Accrued interest on the 2025B Note shall be payable on December 1, 2025 and on the Maturity Date. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

Payment of both principal of and interest on the 2025B Note shall be made 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 payment date and shall be paid to the registered owner at the address shown on such registration books; provided, however, that the final installment of principal and interest shall be payable only upon presentation and surrender of the 2025B Note to the Paying Agent.

The County reserves the right to prepay principal of the 2025B Note in whole or in part on any date prior to maturity upon terms of par and accrued interest. All principal so prepaid shall cease to bear interest on the redemption date.

The 2025B 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 2025B Note without interest coupons. In case any officer whose signature or the facsimile of whose signature appears on the 2025B Note shall cease to be such officer before the delivery of the 2025B 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 2025B 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 2025B 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 2025B Note shall be kept confidential as provided by Section 22.7 of the Code of Iowa.

Section 4 The 2025B Note shall be in substantially the following form:

Section 5 It is anticipated that closing of the borrowing transaction contemplated herein will be on or around July 16, 2025; provided, however, that execution of the 2025B Note and the 2025B Loan Agreement shall be undertaken 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 or upon the direction of the Lender, upon receipt of the Loan Proceeds (as defined herein), and all action heretofore taken in connection with the 2025B Loan Agreement is hereby ratified and confirmed in all respects. To the extent that the date of closing needs to be adjusted, the County, with advice from the Lender and Bond Counsel to the County, is hereby authorized to make such adjustment and to modify the transaction documents accordingly.

Section 6 The proceeds (the "Loan Proceeds") to be received under the 2025B Loan Agreement shall be used to pay the costs of acquiring insurance for County operations in the County's fiscal year 2025-2026 and costs of issuance of the 2025B Note. Any Loan Proceeds remaining after the full payment of such costs shall be deposited in the Debt Service Fund and used to pay principal of and interest on the 2025B Note as the same become due.

Section 7 For the purpose of providing for the levy and collection of a direct annual tax sufficient to pay the principal of and interest on the 2025B Note as the same become due, the County has previously ordered levied on all the taxable property in the County, a direct annual tax for collection in the 2025-2026 fiscal year in the amount of \$3,299,099. Copies of the resolution providing for such tax have been filed in the office of the Des Moines County Auditor.

Section 8 Pursuant to the provisions of Section 76.4 of the Code of Iowa, each year while the 2025B Note remains 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 2025B Note as the same become due, and if so appropriated, the taxes for any given fiscal year as described in Section 7 of this Resolution, shall be reduced by the amount of such alternate funds as have been appropriated for such purpose, and evidenced in the County's budget.

Section 9 The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current funds on hand in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds to the sum thus advanced.

Section 10 All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 11 This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved on July 1, 2025.

Jim Cary  
Chairperson, Board of Supervisors

Attest:  
Sara Doty  
County Auditor

Approval of Recorder's Office Depository of Funds. Broeker made a motion to approve and seconded by McCampbell.

McC Campbell motioned to approve June 24th, 2025, regular meeting minutes and was seconded by Broeker.

Future Agenda Items: Wind Work Session on July 8<sup>th</sup>.

Public Input – Charlie Tonkinson mentioned that he would like to see one-mile setbacks on windmills. The current setback is 1800'. He stated that there's going to be a windmill built South and West of his home. His concern is that tornados have gone through there and have taken a barn down. He thinks it's a safety issue. He thinks that one permit per one windmill at \$5,000 would bring in a lot more money than what we currently could bring in. He stated that he had concerns with the windmill company's financial status. Broeker explained that the required bond would protect us from this. He had concerns over Mid-America's stake in it. He showed concern for security risks with the Iowa Ammunition Plant due to the 500' towers having visibility over the treetops.

Cindy Newberry stated that she sent the A.S. annual plan to the board. It stated that the company has \$29 billion in outstanding debt and doesn't carry enough insurance. Cary explained that is why they must carry a bond.

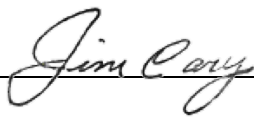
The meeting was adjourned at 9:38 a.m.

This Board meeting is recorded. The meeting minutes and audio are posted on the county's website [www.dmccounty.com](http://www.dmccounty.com)

July 8, 2025

Date Approved

  
Attest: Deputy Auditor

  
Chairman