

LYON COUNTY AUDITORS OFFICE
May 22, 2017

ROCK RAPIDS, IOWA

Chairman Randy Bosch convened the adjourned session with Peters, Bosch, Behrens, Koedam and Michael present. Motion carried assumes unanimous vote unless otherwise stated.

The minutes of the May 15, 2017 meeting were reviewed. Motion made by Michael to approve minutes, seconded by Peters. Motion carried.

Lisa Rockhill, DSC for NWIA Care Connections, met with the Board to talk about a HIPAA risk assessment for the Northwest Iowa Care Connections Mental Health region being done by an outside entity. Access to the county server will not be given to the entity as no regional information is stored on county servers.

Lyon County Economic Development Director Steve Simons reminded the Board that June 27th is the Business Recognition Program at 12:00. Simons also informed the Board that Elanco has applied for an industrial tax exemption on an expansion of their site. This is a 5 year exemption per Ordinance 1987-08. The exemption will be 75% year 1, 60% year 2, 45% year 3, 30% year 4, and 15% in year 5.

Simons also talked about the South Dakota dedication of the Good Earth State Park. Simons encouraged the Board to visit the park to see the visitor's center.

Lyon County Treasurer Russ Hopp presented the Board with information of a tax sale certificate for the Ann Furman property PID# 410000019400000 in George. The property was not purchased at the last June 2016 tax sale. Relic Real Estate Renovations, LLC would like to purchase the property. The full payment of taxes plus interest and costs in an amount of \$1,167, plus the delinquent taxes of \$204.00 have been received from Relic Real Estate Renovations, LLC. After 90 days after assignment by the County, Relic Real Estate Renovations, LLC will own the property. Motion by Behrens, second by Peters to approve and Chairman sign the agreement of assignment of tax certificate to Relic Real Estate Renovations, LLC. Motion carried.

Chairman Bosch opened the public hearing at 9:37 a.m. to take public comment on the budget amendment for 2016/2017. Verdonna Kelly was present at hearing. As there were no comments, Bosch closed at 9:41. Resolution 2017-21 was introduced.

Resolution 2017- 21
Budget Amendment & Appropriations
FY 16/2017

Whereas, Iowa Code Section 331.435 provides for Budget Amendments. Lyon County's meeting for the Budget Amendment was held May 22, 2017 at 9:30 a.m. Notice was published in the Lyon County Reporter on May 3, 2017 and in the Doon Press on May 4, 2017. The required 10 nor more than 20 days for publication has been met.

Whereas, Iowa Code Section 331.434(6) provides for department appropriations which result in an increase or decrease. The notice for the decrease was included on the Budget Amendment Notice of Public Hearing form. The following department appropriations will change due to the budget amendment:

<u>Changes</u>	<u>Department</u>
8,500	Ambulance
2,500	Annex
1,380,515	Board Control
121,820	Board Control - Casino
(39,712)	Conservation
7,107	Courthouse
13,559	Economic Development
180,000	Engineer
163,698	Non-Departmental

\$1,837,987	Total department increases and decrease due to amendment

THEREFORE BE IT RESOLVED by the Lyon County Board of Supervisors:

1. The May 22, 2017 budget amendment is approved.
2. Department appropriations are increased due to the budget amendment, with one exception.
3. The Conservation department appropriation is decreased.

Passed and approved this 22nd day of May, 2017.

/s/Randy Bosch, Chairman
Lyon County Board of Supervisors

ATTEST: /s/ Jen Smit
Lyon County Auditor

Motion by Peters, second by Michael to approve and have Chairman sign resolution 2017-21. Motion carried.

Gina Sypersma, health insurance consultant with IBC, was present to review the health insurance quotes with the Board. Sypersma presented quotes to include immunizations and without immunizations. Including immunizations would increase expected claims roughly \$11,000. The overall increase to the plan is a 2.42% without immunizations and 3.08% with immunizations. Motion by Behrens, second by Michael to approve renewal without immunizations with a stop loss of \$55,000 and with the inclusion of the transplant policy. Motion carried. The cost of the plans for 17/18 with the inclusion of the stop loss premium, expected claims and administrative fees will be: Single \$762.11 / Family \$1,905.28.

Engineer Sievers asked for approval on erosion control project L-(RR14)-73-60 left yet from the 2014 flood event. There were 4 bidders: Henning Construction, Inc. at \$70,161.04; Niewohner Construction, Inc., at \$72,136.20; L.A. Carlson Contracting, Inc. at \$76,397.08; and Midwest Contracting, LLC at \$113,766.98. The project will contain 10 different locations. Sievers asked for approval of lowest bidder and signature of the contract once received back. Motion by Peters to approve Henning

Construction, Inc., as lowest bidder at \$70,161.04 and Chairman's signature of contracts when received. Motion carried.

Sievers asked the Board their opinion on whether or not they would like the engineer to use an architect for the main shop in Rock Rapids. Supervisor Peters feels the topic needs more investigation as to whether or not one is actually needed. Peters feels that the county could possibly go to a design/build company instead and save the design fees of an architect. Sievers will contact other counties to see if anyone has used a design/build company.

Dave Jorgenson with Baker Group was present, as well as Terry Glade, architect, to give an update to the courthouse improvement project. Jorgenson walked through the updated timeline. Jorgenson's timeline shows the legal review of plans and specs to be the week of June 5-9 with the public hearing to be held on June 12th. Bids would be received and opened on July 13th with a bid awarding on July 24th. These dates will be set formally at a later date by the Board. Chairman Bosch introduced Resolution 2017-19 to set the public hearing date.

RESOLUTION NO. 2017-19

Resolution to provide for a notice of hearing on proposed plans, specifications, form of contract and estimate of cost for the Lyon County Courthouse Improvement Project, and the taking of bids therefore

WHEREAS, it has been proposed that the Board of Supervisors of Lyon County, Iowa (the "County"), undertake the authorization of a public improvement to be constructed as described in the proposed plans and specifications and form of contract prepared by Baker Group (the "Construction Managers"), which may be hereafter referred to as either the "Lyon County Courthouse Improvement Project" or the "Project," which proposed plans, specifications, notice of hearing and letting, and form of contract and estimate of cost (the "Contract Documents") are on file with the County Auditor; and

WHEREAS, it is necessary to fix a time and place of a public hearing on the Contract Documents and to advertise for sealed bids for the Project;

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

Section 1. The Contract Documents referred to in the preamble hereof are hereby approved in their preliminary form.

Section 2. The Project is hereby determined to be necessary and desirable for the County, and, furthermore, it is hereby found to be in the best interests of the County to proceed toward the construction of the Project.

Section 3. June 12, 2017, at 9:30 o'clock a.m., at the Lyon County Courthouse, Rock Rapids, Iowa, is hereby fixed as the time and place of hearing on the Contract Documents.

Section 4. The County Auditor is hereby authorized and directed to publish notice (the "Hearing Notice") of the hearing on the Contract Documents for the Project in a newspaper of general circulation in the County, which publication shall be made at least once, not less than four (4) and not more than twenty (20) days prior to the date of the said hearing. The Hearing Notice shall be in substantially the following form:

(Form of Hearing Notice)

NOTICE OF PUBLIC HEARING ON PROPOSED PLANS AND SPECIFICATIONS,
FORM OF CONTRACT AND ESTIMATE OF COST FOR THE LYON COUNTY
COURTHOUSE IMPROVEMENT PROJECT

Notice Is Hereby Given: At 9:30 o'clock a.m., at the Lyon County Courthouse, Rock Rapids, Iowa, on June 12, 2017 the Board of Supervisors of Lyon County, Iowa (the "County") will hold a public hearing on the proposed plans and specifications, form of contract and estimate of cost (the "Contract Documents") for the proposed Lyon County Courthouse Improvement Project (the "Project").

The Project shall consist of a facility improvement update for the Lyon County Courthouse, including improvements to the heating, air conditioning and ventilation systems, as well as preserving the integrity of the original architectural design. The Project shall include the installation of two new boilers, a new chiller, new four-pipe fan coil units in all rooms and a new building automation system. Work related to historical preservation shall include restoring the courtroom ceiling to its original design, reconditioning and reinstalling the four murals in the rotunda area and replacing the outside surface of the dome. An alternate project includes installing a dedicated air-handling unit for controlling humidity in the entire facility as well as properly conditioning the indoor air for county employees and public visitors.

The Project shall be constructed at the Lyon County Courthouse, 206 S. 2nd Avenue, in the City of Rock Rapids, Lyon County, Iowa:

A copy of the proposed Contract Documents is on file for public inspection in the office of the County Auditor.

At said hearing any interested person may file written objections or present oral comments with respect to the subject matter of the hearing.

Jen Smit
County Auditor

Section 5. All provisions set out in the attached form of notice are hereby recognized and prescribed by the Board of Supervisors and all resolutions or orders or parts thereof, to the extent the same may be in conflict herewith, are hereby repealed.

Passed and approved May 22, 2017.

/s/Randy Bosch
Chairperson, Board of Supervisors

Attest:/s/Jen Smit
County Auditor

Motion by Behrens, second by Koedam to approve and sign Resolution 2017-19 to set the public hearing date as June 12th at 9:30 a.m. Roll call vote: District 1 support, District 2 support, District 3 support, District 4 support, and District 5 support. Motion carried.

Glade suggests putting the air handling unit on the south side of roof due to the structural support of the building. They are still doing some design and planning regarding the duct work for the air handling unit. Glade presented some color samples and design options for paint colors. The Board decided to go with darker colors on top and lighter on bottom with the inclusion of accent colors where appropriate. Carpet was also discussed with the option of using carpet squares. It was decided to not do squares and use the lower pile carpet that is still long wearing. The Board thanked Jorgenson and Glade for coming.

Chairman Bosch introduced Resolution 2017-20 which authorizes and approves a certain Loan Agreement, providing for the issuance of \$4,500,000 General Obligation County Purpose Bonds, Series 2017, and provides for the levy of taxes to pay such loan.

RESOLUTION NO. 2017-20

Resolution authorizing and approving a certain Loan Agreement, providing for the issuance of \$4,500,000 General Obligation County Purpose Bonds, Series 2017, and providing for the levy of taxes to pay the same

WHEREAS, the Board of Supervisors (the "Board") of Lyon County, Iowa (the "County"), heretofore proposed to enter into a General Obligation Loan Agreement (the "Loan Agreement") and to borrow money thereunder in a principal amount not to exceed \$4,500,000, pursuant to the provisions of Section 331.402, Section 331.441(2)(b)(16) and Section 331.443 of the Code of Iowa, for the purpose of undertaking capital projects for the construction, reconstruction, improvement, repair or equipping of roads, bridges and culverts (the "Projects") to (a) assist in economic development which is anticipated to create jobs and wealth; (b) repair damage from previous disasters experienced in the County; and (c) prevent and mitigate future disasters which may occur in the County, and pursuant to law and duly published notice of the proposed action, has held a hearing thereon on February 21, 2017; and

WHEREAS, a Preliminary Official Statement (the "P.O.S.") has been prepared to facilitate the sale of General Obligation County Purpose Bonds, Series 2017 (the "Bonds") in evidence of the obligation of the County under the Loan Agreement, and the Board of Supervisors has made provision for the approval of the P.O.S. and has authorized its use by Speer Financial, Inc. (the "Financial Advisor"), as municipal financial advisor to the County; and

WHEREAS, pursuant to advertisement of sale, bids for the purchase of the Bonds to be issued in evidence of the County's obligation under the

Loan Agreement were received and canvassed on behalf of the County and the substance of such bids noted in the minutes; and

WHEREAS, upon final consideration of all bids, the bid of UMB Bank, n.a., Kansas City, Missouri (the "Purchaser"), was determined to be the best, such bid proposing the lowest interest cost to the County for the Bonds; and

WHEREAS, the Purchaser has executed a certain Official Bid Form/Sale Agreement (the "Sale Agreement") with respect to the Loan Agreement and the Bonds, and the Board has previously approved the Sale Agreement and has made provision for its execution and delivery; and

WHEREAS, it is now necessary to make final provision for the approval of the Loan Agreement and to authorize the issuance of the Bonds to provide for the payment of costs, to the extent, of undertaking the Projects;

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

Section 1. This Board of Supervisors hereby determines to enter into the Loan Agreement with the Purchaser, in substantially the form as has been placed on file with the Board, providing for a loan to the County in the principal amount of \$4,500,000, 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.

Section 2. The Bonds, in the aggregate principal amount of \$4,500,000, are hereby authorized to be issued in evidence of the County's obligation under the Loan Agreement. The Bonds shall be in the denomination of \$5,000 each, or any integral multiple thereof, shall be dated June 8, 2017, and shall mature on June 1 in each of the years, in the respective principal amounts, and bear interest at the respective rates, as follows:

<u>Date</u>	<u>Principal</u>	<u>Interest</u> <u>Rate</u>	<u>Date</u>	<u>Principal</u>	<u>Interest</u> <u>Rate</u>
2018	\$500,000	2.00%	2022	\$570,000	2.25%
2019	\$505,000	2.00%	2023	\$585,000	2.50%
2020	\$550,000	2.00%	2024	\$605,000	2.50%
2021	\$560,000	2.25%	2025	\$625,000	2.50%

Section 3. Bankers Trust Company, Des Moines, Iowa, 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 optionally prepay part or all of the principal of the Bonds maturing in each of the years 2023 to 2025, inclusive, prior to and in any order of maturity on June 1, 2022 or on any date

thereafter upon terms of par and accrued interest. 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. 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 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, 2017. 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 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 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.

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.

Section 4. 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 interests 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 5. The Bonds shall be in substantially the following form:

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF IOWA
LYON COUNTY

GENERAL OBLIGATION COUNTY PURPOSE BOND, SERIES 2017

No. _____				\$ _____
RATE	MATURITY DATE	BOND DATE	CUSIP	
_____ %	June 1, _____	June 8, 2017	551816 _____	

Lyon County, State of Iowa, for value received, promises to pay on the maturity date of this Bond to

Cede & Co.
New York, New York

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 Bankers Trust Company, Des Moines, Iowa (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, 2017, 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. Interest shall be calculated on the basis of a 360-day year comprised of twelve 30-day months.

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 County Purpose Bonds, Series 2017 (the "Bonds") issued by the County to evidence its obligation under a certain Loan Agreement, dated as of June 8, 2017 (the "Loan Agreement"), entered into by the County for the purpose of paying the costs, to that extent, of undertaking capital projects for the construction, reconstruction, improvement, repair or equipping of roads, bridges and culverts to (a) assist in economic development which is anticipated to create jobs and wealth; (b) repair damage from previous disasters experienced in the County; and (c) prevent and mitigate future disasters which may occur in the County.

The Bonds are issued pursuant to and in strict compliance with the provisions of Chapters 76 and 331 of the Code of Iowa, 2017, and all other laws amendatory thereof and supplemental thereto, and in conformity with a resolution of the Board of Supervisors adopted on May 22, 2017, approving the Loan Agreement and providing for the issuance and securing the payment of the Bonds (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 the Bonds and the rights of the owners of the Bonds.

The County reserves the right to optionally prepay part or all of the principal of the Bonds maturing in each of the years 2023 to 2025, inclusive, prior to and in any order of maturity on June 1, 2022 or on any date thereafter upon terms of par and accrued interest.

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. 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 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.

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, Lyon 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 8, 2017.

LYON COUNTY, IOWA

By: (DO NOT SIGN)
Chairperson

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.

BANKERS TRUST COMPANY
Des Moines, Iowa
Registrar

By: (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		(Cust)
		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 6. The Bonds shall be executed as herein provided as soon after the adoption of this resolution as may be possible and thereupon they shall be delivered to the Registrar for registration, authentication and delivery to or on behalf of the Purchaser, as determined by the Board, upon receipt of the proceeds (the "Loan Proceeds") from the sale of the Bonds, and all action heretofore taken in connection with the sale and award of the Bonds is hereby ratified and confirmed in all respects.

A portion of the Loan Proceeds (\$21,825) shall be retained by the Purchaser as the underwriter's discount.

A portion of the Loan Proceeds (\$4,579,885.60) (the "Project Proceeds"), received from the sale of the Bonds shall be deposited in a dedicated fund (the "Project Fund"), which is hereby created, to be used for the payment of costs of the Projects and to the extent that Project Proceeds remain after the full payment of the costs of the Projects, such Proceeds, shall be transferred to the Debt Service Fund for the payment of interest on the Bonds.

The remainder of the Loan Proceeds (\$44,515) (the "Cost of Issuance Proceeds"), received from the sale of the Bonds shall be deposited in the Project Fund, and shall be used for the payment of costs of issuance of the Bonds, and to the extent that Cost of Issuance Proceeds remain after the full payment of the costs of issuance of the Bonds, such Cost of Issuance Proceeds shall be transferred to the Debt Service Fund for the payment of interest on the Bonds.

The County shall keep a detailed and segregated accounting of the expenditure of, and investment earnings on, the Project 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 Bonds as the same become due, there is hereby ordered 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, 2018, sufficient to produce the net annual sum of \$596,900;

For collection in the fiscal year beginning July 1, 2019, sufficient to produce the net annual sum of \$631,800;

For collection in the fiscal year beginning July 1, 2020, sufficient to produce the net annual sum of \$630,800;

For collection in the fiscal year beginning July 1, 2021, sufficient to produce the net annual sum of \$628,200;

For collection in the fiscal year beginning July 1, 2022, sufficient to produce the net annual sum of \$630,375;

For collection in the fiscal year beginning July 1, 2023; sufficient to produce the net annual sum of \$635,750; and

For collection in the fiscal year beginning July 1, 2024, sufficient to produce the net annual sum of \$640,625.

(Such taxes being supplemental and additional to taxes previously authorized by the County for this purpose for collection in the fiscal year beginning July 1, 2017).

Section 8. A certified copy of this resolution shall be filed with the County Auditor of Lyon County, 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. Any amount received by the County as accrued interest on the Bonds shall be deposited into such special account and used to pay interest due on the Bonds on the first interest payment date.

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 7 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 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 in the sum thus advanced.

Section 10. 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 11. 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 or unless and to the extent the offering is exempt from the requirements of the Rule.

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

Section 13. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved May 22, 2017.

/s/Randy Bosch
Chairperson

Attest:/s/Jen Smit
County Auditor

Motion by Peters, second by Michael to approve and Chairman sign Resolution 2017-20. Roll call vote: District 1 support, District 2 support, District 3 support, District 4 support, and District 5 support. Motion carried.

Chairman Bosch introduced Resolution 2017-22 authorizing the transfer to Secondary Roads from Rural Service.

Resolution 2017 - 22

Authorization to Transfer Funds to the Secondary Road Fund

Whereas, Iowa Code Section 331.429(1)(b) provides for a transfer of funds from the Rural Service Fund to the Secondary Road Fund.

Rural Service will transfer \$2,028,629 in fiscal year 16/2017 to the Secondary Road Fund. This is the maximum allowed by code. The first half of this transfer was made October 24, 2016. The second half of this transfer is \$1,014,315.

The transfer is not effective until authorized by resolution of the board.

THEREFORE BE IT RESOLVED by the Lyon County Board of Supervisors to authorize the following transfer:

- Transfer \$1,014,315 from the Rural Service Fund to the Secondary Road Fund.

Passed and approved this 22nd day of May, 2017.

/s/Randy Bosch, Chairman
Lyon County Board of Supervisors

ATTEST: /s/Jen Smit
Lyon County Auditor

Motion by Behrens, second by Koedam to approve and Chairman sign Resolution 2017-22. Motion carried.

Chairman Bosch introduced Resolution 2017-23 approving a short term interfund loan to debt service from general basic.

Resolution 2017-23 Authorization for Short Term Interfund Loan

WHEREAS Lyon County needs to make the June 1st bond payment to Banker's Trust in the amount of \$243,790.00. This is the final payment on the General Obligation Refunding Bond Series 2010A. The County is currently waiting for current property taxes to be paid and the family farm tax credit to be received from the State of Iowa in June. The current shortfall as of 5-18-17 is \$1,771.22.

At the present time Fund 21000, Debt Service Fund, does not have the funds for this payment. The current balance as of 5-18-17 is \$242,018.78. A short term loan is needed from Fund 01000 - General Basic to Fund 21000 - Debt Service in the amount of \$ 1772.00.

THEREFORE, BE IT RESOLVED by the Lyon County Board of Supervisors to approve a Short Term Loan in the amount of \$1772.00 to Fund 21000. The funds should be repaid before the end of the current fiscal year.

Passed and approved this 22nd day of May, 2017.

/s/Randy Bosch
Lyon County Board of Supervisors

ATTEST:/s/Jen Smit
County Auditor

Motion by Michael, second by Peters to approve and Chairman sign Resolution 2017-23. Motion carried.

The Auditor's Office received a cigarette license renewal from Tri State Golf. Motion by Michael, second by Koedam to approve renewal. Motion carried.

The Board discussed the weed destruction notice. The Board would like Auditor Smit to work with Attorney Mayer to reword the notice in order to make County action achievable. Smit will discuss with Mayer and Engineer Sievers.

Sheriff Vander Stoep submitted an employment letter for Drew Driesen. VanderStoep plans to employ Driesen as of June 5, 2017 to work over the summer months scanning in the files of the Wilma Nissen case. Driesen will be paid \$10/hr.

Supervisor correspondence: Peters-safety meeting and YES meeting; NWIACC and Multi Board meeting - Koedam, Behrens, and Bosch.

Conservation claims dated 5-10-2017 in the amount of \$10,986.97 were reviewed and approved. Check sequence #127860-127881.

Alliance Communications	LPRa Phone, LD & Internet	71.25
Campbell Supply	Respirator, hardware, gloves	101.62
Cooperative Energy Company	66.01 G Gasahol	150.42
Cooperative Farmers Elevator	Endothall, Simizene, pine	1445.74
Denny's Sanitation Inc.	Dumpster pickup	90.00
George Office Products	Card Stock/entrance passe	36.38
Iowa Outdoors Attn: Renewal De	14 issue subscription	20.00
John Deere Financial	Bulk Hose, Elbow/hose fit	59.16
KO Bait & Tackle	Wax Worms, Maggots, Crawler	69.00
Lyon & Sioux Rural Water	22,000 G Water	140.65
Lyon Rural Electric Coop	LPRa Electric	1295.17
Menards	E Shelter Ceiling supplies	125.79
Menards	E Shelter Ceiling supply	219.84
Oak Street Station	Tire Repair/Sealant	59.00
Premier Communications	Office Phone, LD & Intern	92.21
Rock Rapids Ace Hardware	Poly Film, Staples	73.98
Rock Rapids Machine & Welding	8ft 3/8x4 flat, labor	612.04
Sturdevant's Auto Parts	Oil Filter	19.49
Todd's True Value	Stain for picnic tables	143.94
Tri-State Ready Mix Inc.	4 yds redimix & delivery	408.00
Verizon Wireless	Cell Phone Plan	75.55
Ymker Insulation	New Shelter insulation	5677.74
Grand Total		10986.97

General Basic Fund	5,914.62
General Basic Sub Fund	5,072.35

Handwritten claim dated 5-11-2017 in the amount of \$5,323.40 was reviewed and approved. Check sequence #127859.

Wellmark BlueCross BlueShield	5/1/17-5/5/17 Claims	5323.40
Grand Total		5323.40

Health Insurance Fund	5,323.40
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Payroll dated 5-15-2017 was reviewed and approved.

Payroll Warrant Register in the amount of \$64,575.53 is listed by fund.

General Basic Fund	9,301.90
Rural Services Basic Fund	18,633.44
Secondary Road Fund	36,640.19

Payroll Disbursement Register in the amount of \$34,138.47 is listed by Fund.

General Basic Fund	4,473.96
General Supplemental Fund	4,086.00
Rural Services Basic Fund	9,029.08
Secondary Road Fund	16,549.43

Handwritten claims dated 5-18-2017 in the amount of \$22,368.85 were reviewed and approved. Check sequence #127941.

Wellmark BlueCross BlueShield	5/6/17-5/12/17 Claims	22368.85
Grand Total		22368.85

Health Insurance Fund 22,368.85

Veteran affairs claims dated 5-18-2017 in the amount of \$416.46 were reviewed and approved. Check sequence #127942-127951.

Jerry M. Baatz	Mileage (30) May Meeting	15.00
Computer Clinic	Keyboard & Mouse	49.00
Doon Press	Advertising	32.00
Focus Newspaper	Advertising	56.00
George Office Products	Office Supplies	72.99
Douglas W. Hilbrands	Mileage (30) May Meeting	15.00
Little Rock Free Lance	Advertising	16.00
Lyon County News	Advertising	22.55
New Century Press	Advertising	48.00
Premier Communications	Office Phone	89.92
Grand Total		416.46

General Basic Fund 416.46

Claims dated 5-22-2017 in the amount of \$765,011.22 were reviewed and approved. Check sequence #127952-128070.

A & B Business Solutions	Copier Contract 5/21-6/20	746.32
Advanced Systems, Inc.	2/7-5/6/17 Copier Maint	104.72
Alliant Energy	LR shop/night light	88.22
Asphalt Surface Technologies	Microsurface L14 & A52 Es	219107.10
AT & T	911 Recurring 712-233-001	41.61
Bankers Trust ACH	Final Pay/Int.GO Jail bonds	243790.00
Amy Borman	EMS Appreciation P.Promot	173.80
Vicki Borman	April 2017 Cell Phone rei	15.00
Bouma Excavating Verlyn Bouma	12" road crossing	946.40
C.J. Cooper & Associates	4 random drug tests	140.00
Campbell Supply	parts,sweatshirts,hardware	201.30
Canon Financial Services Inc.	Canon Contract	268.00

Carpenter Uniform/Promotional	Crth Security uniforms	250.06
Century Link	ForeignListing 4/11/17-4/	296.64
City of George	utilities	26.25
City of Larchwood	Utility Assistance -	91.61
CMBA Architects	April Design Dev CH proj	27967.50
Computer Clinic	Hosting renewal 1 yr 5-1-	795.00
Cooperative Energy Company	431G gasohol,7954G diesel	
	Tires and mounting	21433.21
CoZO Tom Blake	Two 2017 Memberships	150.00
Tim Dammann	steel toe shoes	170.39
Denco Highway Construction Inc	crackfilling	158976.08
Denekas Electric Inc.	elec outlets, wiring - Of	315.71
DGR Engineering	Bridge Topo - 30R	693.50
Doon Press	BOA Mtg,bid not,brd min	382.28
DRG PLBG HVAC	Flush Valve 3rd Fl Judge	204.75
Frontier	May 911 Recurring	184.93
George Office Products	Chair Mat,office supplies	200.03
GlaxoSmithKline	4/3/17 P Vaccines Bexsero	2431.57
Guardrail Enterprises Inc.	seed, fertilize 10 culver	8200.00
Russ Hopp	Mileage (432)4/25/17 Mtg	216.00
Iowa Secretary of State	No Activity Cards	267.52
Iowa State Bar Association	FY17/2018 Membership Dues	305.00
Jack's Uniforms & Equipment	Sheriff Patches,boots,uniforms	573.18
Jebro Inc.	172 gal CRS-2	602.00
JEP Liquidators LLC	Cafeteria Tables for E Sh	3500.00
Jim Hawk Tr Trailers Inc.	socket,brake valve,handle	198.23
John Deere Financial	door, seal #81	485.55
Cole Knudson	meal exp - Ames	9.07
Law Enforcement Systems	Citations (2000)	539.00
Lawyers Chautauqua	6/1-6/2 Registration	135.00
Leuthold Plumbing/Heating Inc	tile crossing 16" bore	10800.00
Lewis Family Drug, LLC	April Inmate RX/Medical	115.73
Lyon County Ambulance Service	4/25/17 Inmate Hospital T	574.00
Lyon County News	job vacancy notice	94.30
Lyon County Reporter	1 yr subscription-Assessor	45.00
Lyon County Sheriff Dept.	Sheriff Fees,Juv Transport	475.86
Lyon Rural Electric Coop	Utilites, Utility Assistance	517.03
Martin Marietta Materials	21.67 tons chips	323.97
McCarty Motors	Oil/Filter Jazpro Lawn Mo	16.90
Andrew McCarty	meal exp,fuel reimb - Ames	24.28
Merck Sharp & Dohme	5/2/17 P Vaccines Gardasi	1897.72
Sarah Merry-Skoglund	April 2017 Cell Phone rei	15.00
MidAmerican Energy	acct 71790-18012	219.72
Midwest Card and ID Solutions	Maint FY17/2018 Rapid Tag	1000.00
Modern Gas Company	85.1 gal LP gas	95.23
Moon Creek Veterinary Clinic	Medication - Athos	55.80
New Century Press	Brd Min,Magistrate notice	498.10
North American Truck & Trailer	parts #9,controller	875.84
NW IA YES Center	Juv Detainment 4/4-4/13/1	1500.00
Oak Street Station	Fuel,service,tire rotate	439.97
P & K Pest Control Inc	5/8/17 Bi-Monthly Maint/A	40.00
PCC, Inc. Physician's Claim Co	April Amb billing	1642.37
Kyle Peters	LG 50LH5730- 50" Smart TV	429.99
Pitney Bowes Inc.	shipping chg - ink cartri	21.99
Pomp's Tire Service Inc.	prime, pwdr coat #123	144.00
Prahm Construction Inc.	install 8X8 box Richland,	
	3Y Bridge payment	15645.07

Premier Network Solutions d/b/	Dell Precision Workstatio	2255.00
Radco - Sioux Falls	Topper - EMA Chevy Pickup	1509.00
Reserve Account/Pitney Bowes	Postage for Meter	350.00
Rock Rapids Ace Hardware	paint rollers, brushes	17.85
Sanford Health	Drug tests, Autopsy	2230.00
Sanford USD Medical Center	Inmate Visit,RN transfers	445.98
Sanitation Products, Inc.	fenders, steel #23	3666.72
Siebring Manufacturing Inc.	2 nozzles	19.00
Steve Simons	Meals - PDI Conference	21.71
Sioux Falls Two Way Radio	8 Pagers IW Fire/Rescue	3412.99
Jennifer Smit	5/9/17 Mileage (68) Wellm	34.00
State Hygienic Laboratory	3 Water Tests	45.00
Melissa Stillson	April 2017 Cell Phone rei	15.00
Sunshine Foods	Food Voucher Assistance	199.79
SYSCO Lincoln	4/20/17 Inmate Food	858.78
T & A Service & Supply	air conditioner parts #9	284.75
Teerink Concrete Sawing	5/5/17 Cut Hole 3rd Floor	340.00
The Shop	Oil Change 604,tire rotate	85.00
Thrifty White Pharmacy	April Inmate RX	26.52
US Bank - Purchase Card Purcha	NACE exp,Solutions mtg,lodging,	
	Petco,fuel,postage,vaccine fridge	
	EE supplies,weather radios	13024.31
US Records Midwest LLC Attn: R	Repair Books	1610.77
Valley Industrial Powder Coat	powder coat step #43	40.00
Van's Auto Electric Danny D. A	repair starter #10	45.00
Van't Hul Repair	steel - #123	34.00
Vander Haag's Inc.	tailgate trip spring #11	34.08
Verizon Business	acct 4512330	4.94
Verizon Wireless	5/10-6/9 Cell Phones	656.03
Wall Street Printers	2 Bx Envelopes	150.00
Bonnie Wilson	April 2017 Cell Phone rei	15.00
Woodward Youth Corporation c/o	4/9/17-4/30/17 Juv Shelte	839.70
Jacob Wordekemper	meal expense - Sioux City	9.90
Grand Total		765011.22

General Basic Fund	30,002.73
General Basic Sub Fund	32,225.50
Rural Services Basic Fund	206.41
Economic Development Fund	503.56
Secondary Road Fund	449,479.44
Debt Service Fund	243,790.00
Recorders Management Fund	1,610.77
Surcharge on E911	5,880.19
Emergency Management Services	1,192.62
Co. Assessor Agency Fund	120.00

There being no further business there was a motion by Michael, seconded by Peters to adjourn. Motion carried.

ATTEST _____
County Auditor

APPROVED _____
Chairman