

MONTGOMERY COUNTY SUPERVISORS MINUTES
March 31, 2011

The Montgomery County Board of Supervisors met in quorum, Thursday, March 31, 2011, at 9:00 a.m. at the courthouse for their regular meeting. The meeting was called to order by Chairman Bryant Amos. There was a roll call of members with Supervisors Bryant Amos, Karen Blue, Donna Robinson, Steve Ratcliff. Supervisor Randy Tye was absent.

Motion to approve the agenda by Ratcliff, second by Robinson. Roll call: Yes: Amos, Blue, Robinson and Ratcliff. No: None. Motion carried.

Minutes of the March 24, 2011 Board meeting stand as read.

The Chairman called for public comments. There were no comments.

Supervisor weekly updates and assignments. Blue reported that she had attended the Montgomery County Memorial Hospital Board meeting. Robinson attended the SWIPCO and will be attending one today to select a new Executive Director.

Secondary Roads Update: Motion by Blue, Second by Robinson to set the bid-letting date for a new Secondary Roads pick-up truck for April 7, 2011 @ 9:00 a.m. Roll call: Yes; Blue, Ratcliff, Robinson, Amos. No: None. Motion carried.

Two bids were received for the 2011 dust abatement program. Alliance had submitted a bid in the amount of \$.75 per foot for a single application. Jerrico submitted a bid in the amount of \$.43 per foot for a single application. Motion by Ratcliff, second by Blue to award the 2011 dust abatement program in the amount of \$.43 per linear foot, per application. Roll call: Yes; Blue, Ratcliff, Robinson, Amos. No: None. Motion carried.

Motion by Robinson, second by Ratcliff to approve the five (5) year construction plan as submitted by the County Engineer. Roll call: Yes; Ratcliff, Robinson, Amos, Blue. No: None. Motion carried.

The Engineer updated the board and notified them that T Ave has been re-opened as that project comes to a close.

Supervisor Robinson gave a brief update on the Law Enforcement Center and believes that we need to look at obtaining a project manager to oversee the construction. She will also check with the design firm and get an updated schedule for work.

Elizabeth Moore presented the board a packet of information and requested that the county allow their employees to have their membership dues directly taken from their paychecks. Motion by Blue, second by Ratcliff to approve the automatic deductions for membership fees for the Montgomery County Family YMCA. Roll call: Yes; Amos, Blue, Ratcliff, Robinson. No: None. Motion carried.

Motion by Ratcliff, second by Blue to approve Class B Wine and Class C beer permit with Sunday sales for Kmart Inc. Roll call: Yes; Blue, Ratcliff, Robinson, Amos. No: None. Motion carried.

Motion by Blue, second by Ratcliff to approve Resolution 11-7 Approving the members of the Montgomery County Enterprise Zone. Roll call. Yes: Blue, Ratcliff, Robinson, Amos. No; None. Motion carried.

RESOLUTION NO. 11-7

A Resolution of the Montgomery County, Iowa
Board of Supervisors approving the members of the
Montgomery County Enterprise Zone Commission.

WHEREAS, Montgomery County has previously established a Montgomery County Enterprise Zone Commission and certain positions have expired and/or become vacant, and

WHEREAS, the Commission members are to represent the following:

- 1) One representative of the County Board of Supervisors,
- 2) One Member with economic development expertise selected by IDED,
- 3) One representative of the County Zoning Board,
- 4) One member of the local community college Board of Directors,
- 5) One representative of the local Workforce Development Center,
- 6) Four members at large, and

WHEREAS, the Commission did meet on March 25, 2011, in a public meeting, to appoint said members.

NOW, THEREFORE, BE IT RESOLVED BY THE MONTGOMERY COUNTY BOARD OF SUPERVISORS, that

- 1) The following will serve on the Montgomery County Enterprise Zone Commission for the terms given:

Three year term to expire January 01, 2012: Jerry Shellberg

1206 North 8th Street
Red Oak, Iowa 51566
Member at Large

Ken Rech
1023 East Corning Street
Red Oak, Iowa 51566
Local Community College

Dennis Bloom
801 East Prospect Street
Red Oak, Iowa 51566
County Zoning Board

Three year term to expire January 01, 2013: Darrel Steven Carlyle

1308 Highland Avenue
Red Oak, Iowa 51566
Economic Development IDED

Randy Orme
2106 Woodfield Drive
Red Oak, Iowa 51566

Member at Large

Bryant Amos
2020 – 170th Street
Red Oak, Iowa 51566
County Board of Supervisor

Three-year term to expire January 01, 2014: Lindy Peterson

Post Office Box 395
Essex, Iowa 51638
Workforce Development Center

Mickey Anderson
508 Harvard Avenue
Stanton, Iowa 51573
Member at Large

Jim Robinson
114 North 3rd Avenue
Villisca, Iowa 50864
Member at Large

- 2) The Chair of the Montgomery County Board of Supervisors is hereby directed to sign this Resolution and forward it to the Iowa Department of Economic Development.
- 3)

PASS AND APPROVED this 31st day of March, 2011.

Bryant Amos, Chair

ATTEST:

Ted A. Schoonover, Auditor

Motion by Blue, second by Robinson to approve Resolution 11-8 Authorizing the issuance of School Bonds in the amount of \$6,000,000 and levying a tax for the payment thereof. Roll call; Yes: Ratcliff, Robinson, Amos, Blue. No: None. Motion carried.

RESOLUTION 11-08

RESOLUTION AUTHORIZING THE ISSUANCE OF
SCHOOL BONDS IN THE AMOUNT OF \$6,000,000,
AND LEVYING A TAX FOR THE PAYMENT
THEREOF

WHEREAS, Iowa Western Community College, in the Counties of Adair, Adams, Audubon, Cass, Crawford, Fremont, Harrison, Mills, Monona, Montgomery, Page, Pottawattamie and Shelby, State of Iowa, sometimes hereinafter referred to as the Merged Area District, is a public school corporation duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa, and is not affected by any special legislation; and

WHEREAS, the Board of Directors of the Merged Area District, heretofore in accordance with Chapters 260C and 296 of the Code of Iowa, the President of the Board asked that an election be called stating the proposition as hereinafter set forth, and at a meeting duly called by the President of the Board of Directors, did call such an election and did provide for the submission at such special school election of said Merged Area District held on December 11, 2007, and did legally submit thereat to the voters of said Merged Area District, to be by them voted upon, the following proposition, to-wit:

"Shall the Iowa Western Community College (Merged Area XIII) in the Counties of Adair, Adams, Audubon, Cass, Crawford, Fremont, Harrison, Mills, Monona, Montgomery, Page, Pottawattamie and Shelby, be authorized to acquire sites; acquire, construct and equip buildings and make major renovations at the Council Bluffs campus and other campus locations in the Merged Area, contract indebtedness therefor, and issue its school bonds in an amount not exceeding \$22,000,000 for that purpose?"

and did provide for legal, sufficient and timely notice of said election and of the submission of said proposition at said election and the time, place and purpose thereof; and

WHEREAS, the election was duly held and conducted and the proposition was legally submitted with sufficient and timely notice of election and was duly carried and adopted, no contest having been made; and

WHEREAS, \$16,000,000 of the Bonds thus legally authorized at said election have been issued and it is deemed advisable and necessary that provision now be made to

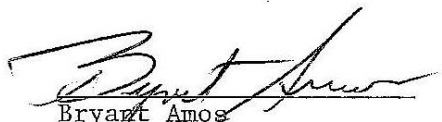
issue additional Bonds in the amount of \$6,000,000, so authorized and to levy a tax for the payment thereof; and

WHEREAS, pursuant to the provisions of Chapter 75 of the Code of Iowa, the above mentioned bonds were heretofore sold at public sale and action should now be taken to issue the bonds conforming to the terms and conditions of the best bid received at the advertised public sale:

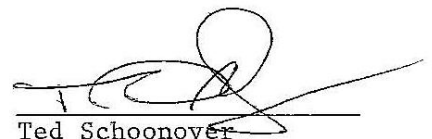
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF IOWA WESTERN COMMUNITY COLLEGE, IN THE COUNTIES OF ADAIR, ADAMS, AUDUBON, CASS, CRAWFORD, FREMONT, HARRISON, MILLS, MONONA, MONTGOMERY, PAGE, POTTAWATTAMIE AND SHELBY, STATE OF IOWA:

Section 1. Definitions. The following terms shall have the following meanings in this Resolution unless the text expressly or by necessary implication requires otherwise:

- ◆ "Authorized Denominations" shall mean \$5,000 or any integral multiple thereof.
- ◆ "Beneficial Owner" shall mean the person in whose name such Bond is recorded as the beneficial owner of a Bond by a Participant on the records of such Participant or such person's subrogee.
- ◆ "Bond Fund" shall mean the fund created in Section 3 of this Resolution.
- ◆ "Bonds" shall mean \$6,000,000 School Bonds, Series 2011, authorized to be issued by this Resolution.
- ◆ "Cede & Co." shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.
- ◆ "Continuing Disclosure Certificate" shall mean that certain Continuing Disclosure Certificate executed by the Issuer and dated the date of issuance and delivery of the Bonds, as originally executed and as it may be amended from time to time in accordance with the terms thereof.



Bryant Amos
Montgomery County Board Chairman



Ted Schoonover
County Auditor

Chairman Amos placed the meeting in recess so the board could enter into a Joint Session with Page County Supervisors at 9:45 a.m. At 11:21 a.m. the Chairman brought the board out of recess to continue with county business.

Motion by Blue, second by Ratcliff to accept and approve the FY2010 State Audit Report. Roll call: Yes; Blue, Ratcliff, Robinson, Amos. No: None. Motion carried.

Agenda items discussed for next regular board meeting are: Payroll, Shared Engineer Contract, RC+D update, bid-letting for two patrol vehicles, Secondary roads bids for pick-up.

Next regular meeting is scheduled for 9:00 a.m. on Thursday, April 7, 2011.

Motion by Ratcliff, second by Robinson to adjourn. All in favor. Meeting adjourned at 11:48 a.m.

BRYANT AMOS, CHAIRMAN

ATTEST: TED A. SCHOONOVER AUDITOR