

MINUTES OF SIOUX COUNTY BOARD OF SUPERVISORS
MEETING HELD ON NOVEMBER 13, 2019

- 1) The Board of Supervisors of Sioux County, Iowa, met pursuant to adjournment at 9:00 a.m. with Chairman Mark Sybesma presiding. Members present were John Degen, Carl Vande Weerd, Al Bloemendaal, Jerry Muilenburg, and Mark Sybesma.
- 2) Minutes of the meeting held on October 29, 2019 were submitted and the Chairman declared them approved.
- 3) Claims were approved for November 6, 2019 as submitted by the County Auditor.
- 4) Ryan Dokter, Sioux County Auditor, presented the results for the 2019 City/School Election held on Tuesday, November 5, 2019. Voter turnout was 20.62% or 4,604 ballots cast out of 22,326 registered voters. Motion by Degen and supported by Muilenburg to approve the canvass of the 2019 City/School Election from November 5, 2019. Motion carried unanimously. The second-tier canvass will take place on Tuesday, November 19, 2019 for the schools that Sioux County is the control county for.

ALTON

Council members

Sarah Krull	72	Elected
Justin Mulder	75	Elected
Scattering	0	

Hospital Trustee

Jerry Henrich	83	Elected
Scattering	0	

BOYDEN

Mayor

Laryl Koerselman	60	Elected
Scattering	2	

Council members

Nathan Alexander	57	Elected
Robin Jungers	51	Elected
Kim Ochsendorf	62	Elected
Scattering	7	

CHATSWORTH

Mayor

Amber Marie Gray	10	Elected
Tyler Jurrens (Write-in)	7	
Randy Utech (Write-in)	2	
Scattering	1	

Council members

Gregory Alan Arens	16	Elected
Robert Baker	17	Elected

Ashley Barr	14	Elected
Russell Ray Gray	11	
Tyler Jurrens	18	Elected
Virgil A. Lidgett	11	
Clifford Puhl	20	Elected
Scattering	2	

GRANVILLE

Mayor

Karl S. Kellen	35	Elected
Tom Roder (Write-in)	5	
Scattering	4	

Council members

Curtis J. Christoffel	43	Elected
Jim Schlichte	51	Elected
Stephanie Wagenaar	49	Elected
Scattering	4	

HAWARDEN

Mayor

Ricard R. Porter	167	Elected
Scattering	3	

Council members

John Feldhacker	156	Elected
Travis Olson	116	Elected
Scattering	9	

Hospital Trustees

Israel Curiel	135	Elected
Matt Hummel	158	Elected
Emma Bouza (Write-in)	21	Elected
Scattering	22	

HOSPERS

Council member

Mandi Kramer	76	Elected
Arnie Vander Wilt	80	Elected
Kurt Zevenbergen (Write-in)	10	Elected
Scattering	16	

Prop. D

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

“Shall Title I, Chapter 5, Article 20 of the Municipal Code of Hospers, Iowa, be amended as follows: (a) to require at least three-fifths of the members of the Board of Trustees of the Hospers Public Library (the “Board”) to be residents of the City of Hospers, Iowa (the “City”); (b) to reduce the terms of each Trustee from six to three years; (c) to allow Trustees to be appointed to successive terms; (d) to require at least one or two Trustees to be appointed, as nearly as possible and on a rotating basis, to the Board each year to provide for staggered terms; and (e) to require the City Clerk of the City to serve as treasurer of the Board?”

Yes	73	
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No 4

Public Measure passed.

HULL

Mayor

Arlan Moss	159	Elected
Scattering	4	

Council member

Kyle Te Slaa	142	Elected
Kimberly A. Wielenga	134	Elected
Scattering	1	

IRETON

Mayor

Chris Mueller	90	Elected
Scattering	1	

Council member

Kevin Eisma	81	Elected
Dawn Mueller	70	Elected
Craig Peterson	83	Elected
Verla Van Sloten	35	
Scattering	0	

MATLOCK

Mayor

Charles Schwebach	13	Elected
David Phillips (Write-in)	10	
Scattering	1	

Council member

Danny Griffith	20	Elected
Scott Maggert	12	Elected
Ken Kruse (Write-in)	6	
Scattering	2	

MAURICE

Council member

Roger De Weerd	58	Elected
Cindy Larsen	60	Elected
Sharon Vermeer	52	Elected
Scattering	2	

ORANGE CITY

Mayor

Deb De Haan	1,813	Elected
Kurt Korver	566	
Scattering	6	

Council members

Aaron Beadner	840	
Perry Borchard	654	
Lisa Burg	801	
Daron De Jong	1,825	Elected
Tony Vande Brake	1,457	Elected
James Vondrak	575	
Scattering	36	

Hospital Trustees

Kathy Alons	1,584	Elected
Randy Jacobsma	1,672	Elected
Tim Zeutenhorst	1,718	Elected
Scattering	22	

ROCK VALLEY

Mayor

Kevin Van Otterloo	343	Elected
Scattering	25	

Council members

Mark Faber	293	Elected
Jeff Koldenhoven	262	Elected
Gary Teunissen (Write-in)	107	
Rod De Kam (Write-in)	103	
Scattering	6	

SIOUX CENTER

Mayor

David Krahlung	736	Elected
Scattering	6	

Council members

Cary Bandstra	346	
Eric Moerman	407	Elected
Dale Vander Berg	662	Elected
Scattering	5	

SHELDON

Council Member At Large

Fred Grein	1	
Wayne Barahona	1	
Scattering	0	

Council Member 3rd Ward

Brad Hindt	2	
Scattering	0	

Proposition QM

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

Shall Ordinance No. 019-3243, which establishes between the City of Sheldon, Iowa, and MidAmerican Energy Company a non-exclusive, 15-year natural gas franchise agreement without franchise fees, be approved?

Yes	1
No	1

Proposition QN

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

Shall Ordinance No. 019-3244, which establishes between the City of Sheldon, Iowa, and MidAmerican Energy Company a non-exclusive, 15-year electric energy franchise agreement without franchise fees, be approved?

Yes	1
No	1

BOYDEN-HULL CSD

Director, Dist. 2

Jason Moser	220
Laura Woelber	237
Scattering	3

Director, Dist. 3

Jake Ten Haken	253
Scattering	2

MOC-FV CSD

Director, Dist. 1

Kley Bradley De Jong	2,201
Scattering	11

Director, Dist. 2

Amy Kleinhesselink	2,120
Scattering	6

Director, Dist. 4

Shane A. Jager	2,087
Scattering	8

ROCK VALLEY CSD

Director At Large

Jerry Kelderman	363
Stacy Remmerde	298
Mike Suter	202
Scattering	6

SIOUX CENTER CSD

Director At Large

Timothy L. Gesink	733	Elected
Scott Te Stroete	703	Elected
Scattering	5	

Prop. E

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

Summary: To adopt a Revenue Purpose Statement specifying the use of revenues the Sioux Center Community School District will receive from the State of Iowa Secure an Advanced Vision for Education Fund.

Yes	708
No	46

Public measure passed.

WEST SIOUX CSD

Director, Dist. 3

Larry Gregg	277
Scattering	1

Director, Dist. 4

Corey Utech	260
Scattering	4

GEORGE-LITTLE ROCK CSD

Director, Dist. 1

Andrew Sprock	0
Scattering	0

Director, Dist. 4

Jason Fugitt	0
Scattering	0

Director At Large

Paul Denekas	0
Austin Lloyd	0
Allison Sandbeck	0
Scattering	0

WEST LYON CSD

Director, Dist. 3

Justin Metzger	0
Scattering	0

SHELDON CSD

Director At Large

Jessica Brink	35
Scattering	0

Director, Dist. 2

Steve Waldstein	34
Scattering	0

Director, Dist 3

Kecia Hickman	35
Scattering	1

REMSEN UNION CSD

Director At Large TFV

Talon Penning	0
Jason Loutsch	0
Scattering	0

Director At Large

Sara Krier	0
Travis J Tentinger	0
Scattering	0

NORTHWEST IOWA COMMUNITY COLLEGE

Director, Dist. 2

Steve Simons	18
Scattering	0

Director, Dist. 5

Adam Besaw	35
Scattering	1

Director, Dist. 6

Leroy Van Kekerix	1,915
Scattering	4

- 5) Tom Kunstle, Sioux County Attorney, presented a MOU for Board approval between Sioux County and the Sioux County Conservation Foundation, which states that Sioux County will insure the newly constructed Nature Center. The MOU was needed to clarify ownership of the building and that Sioux County will own and operate the building for purposes of insurance. Motion by Degen and supported by Muilenburg to approve the MOU. Motion carried unanimously.

- 6) Cory Nelson, CEO, Sioux Center Health, discussed the project that Sioux Center Health is pursuing. Nelson requested that Sioux Center Health use the County's bonding authority, which equates to \$8,000,000 in 2019 and would ask for \$6,000,000 in 2020. This procedure has no cost to the county, it uses part of the County's \$10,000,000 bonding authority. Nelson requested Board approval of the following resolution, which authorizes the execution of a Memorandum of Agreement with Sioux Center Health, and fixing a date for a hearing on the proposed issuance of revenue bonds or notes pursuant to Chapter 419 of the Iowa Code. Motion by Bloemendaal and supported by Muilenburg to approve the Memorandum of Agreement and the resolution. Roll call on vote: Bloemendaal, Yes; Muilenburg, Yes; Degen, Yes; Vande Weerd, Yes; Sybesma, Yes. Motion carried unanimously.

RESOLUTION NO. 2019-36

A Resolution authorizing the execution of a Memorandum of Agreement with Sioux Center Health, and fixing a date for a hearing on the proposed issuance of revenue bonds or notes pursuant to Chapter 419 of the Iowa Code.

WHEREAS, the County of Sioux, State of Iowa (the "Issuer"), is a municipal corporation and political subdivision of the State of Iowa authorized and empowered by the provisions of Chapter 419 of

the Code of Iowa, 2019, as amended (the "Act"), to issue revenue bonds or notes for a project located within, or within eight miles of, the Issuer for the purpose of financing the cost of acquiring, by construction or purchase, land, buildings, improvements, and equipment, or any interest therein, suitable for the use of any facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from federal income tax under Section 501(a) of the Code (a "Tax Exempt Organization"), refunding any revenue bonds or notes issued pursuant to the Act and paying costs of issuance associated therewith; and

WHEREAS, the Issuer has been requested by Sioux Center Health or an affiliate thereof (the "Borrower"), a Tax Exempt Organization, to issue its revenue bonds or notes, in one or more series, in an aggregate principal amount not to exceed \$8,000,000 (the "Bonds") for the purpose of providing funds to the Borrower (a) to finance a portion of the costs of constructing, equipping and furnishing (i) an addition to the Borrower's Royale Meadows skilled nursing facility of approximately 32 units including single occupant rooms, fully accessible toilet rooms and roll-in showers, and related site and other improvements, all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; (ii) an addition to the Borrower's clinic including exam rooms and support space for family practice and specialty physicians and related site and other improvements located at 1101 9th Street SE, Sioux Center, Iowa (the "Borrower Campus"); (iii) an addition to the Borrower's Crown Pointe assisted living facility to add approximately 24 assisted living units and 16 memory care units, a new entrance and garages, an addition to connect all wings with the kitchen, dining room, café, salon, bank, post office and theater area, and related site and other improvements all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; and (iv) a retail building for durable medical equipment, occupational health and space for visiting physicians and related site and other improvements located at the Borrower Campus (collectively, the "Project"), (b) to fund any necessary reserve funds, (c) to fund capitalized interest; and (d) to pay for costs of issuance and certain other costs associated with the issuance of the Bonds; and

WHEREAS, it is proposed to finance the foregoing through the issuance of the Bonds and to loan the proceeds from the sale of the Bonds to the Borrower pursuant to a Loan Agreement between the Issuer and the Borrower, the obligations of which will be sufficient to provide for a portion of the financing for the Project as aforementioned; and

WHEREAS, the Bonds, if issued, shall be limited obligations of the Issuer, and shall not constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers, and the principal of, interest and premium, if any, on the Bonds shall be payable solely out of the revenues derived from the Loan Agreement; and

WHEREAS, before the Bonds may be issued, it is necessary to conduct a public hearing on the proposal to issue the Bonds, all as required and provided for by Section 419.9 of the Act and Section 147(f) of the Code.

WHEREAS, a Memorandum of Agreement in the form and with the contents set forth in Exhibit A attached hereto, has been presented to the Issuer which sets forth certain mutual undertakings and agreements between the Issuer and the Borrower, relating to the further processing of said Bonds;

WHEREAS, the Internal Revenue Service has issued Section 1.150-2 of the Income Tax Regulations (the "Regulations") dealing with the issuance of the Bonds, all or a portion of the proceeds of which are to be used to reimburse the Borrower for Project expenditures made by the Borrower prior to the date of issuance of the Bonds, and the Regulations generally require that the Issuer make a prior declaration of its official intent for the Borrower to reimburse itself for such prior expenditures out of the proceeds of the Bonds and that the Bonds be issued and the reimbursement allocation be made from the proceeds of the Bonds within a certain period after the payment of the expenditure or the date the Project is placed in service; and

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of the Issuer, as follows:

Section 1. The Memorandum of Agreement in the form and with the contents set forth in Exhibit A attached hereto is hereby approved, and the Chairperson is hereby authorized to execute said Memorandum of Agreement and the County Auditor is hereby authorized to attest the same; said Memorandum of Agreement, which constitutes and is hereby made a part of this Resolution, to be in substantially the form, and containing the provisions set forth in Exhibit A attached hereto.

Section 2. Officials of the Issuer are hereby authorized to take such further action as may be necessary to carry out the intent and purpose of the Memorandum of Agreement.

Section 3. This Board shall meet on the 10th day of December, 2019, at the Board Chambers, 210 Central Avenue SW, Orange City, Iowa, at 9:00 o'clock a.m., at which time and place any resident or property owner of the Issuer may present oral or written objections on the proposal to issue the Bonds referred to in the preamble hereof.

Section 4. The County Auditor, or his designee, is hereby directed to give notice of intention to issue the Bonds, setting forth the amount and purpose thereof, the time when and place where the hearing will be held, by publication at least once not less than fifteen (15) days prior to the date fixed for the hearing, in a newspaper published and having a general circulation within the Issuer. The notice shall be in substantially the following form:

NOTICE OF INTENTION TO ISSUE REVENUE BONDS OR NOTES
(SIOUX CENTER HEALTH PROJECT)

The Board of Supervisors of Sioux County, Iowa, (the "Issuer") will meet on the 10th day of December, 2019, at 9:00 o'clock a.m., at the Board Chambers, 210 Central Avenue SW, Orange City, Iowa 51041, for the purpose of conducting a public hearing on the proposal to issue revenue bonds or notes, of the Issuer in the aggregate principal amount not to exceed \$8,000,000 (the "Bonds") and to loan said amount to Sioux Center Health or an affiliate thereof (the "Borrower"), for the purpose of providing funds to the Borrower to (a) to finance a portion of the costs of constructing, equipping and furnishing (i) an addition to the Borrower's Royale Meadows skilled nursing facility of approximately 32 units including single occupant rooms, fully accessible toilet rooms and roll-in showers, and related site and other improvements, all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; (ii) an addition to the Borrower's clinic including exam rooms and support space for family practice and specialty physicians and related site and other improvements located at 1101 9th Street SE, Sioux Center, Iowa (the "Borrower Campus"); (iii) an addition to the Borrower's Crown Pointe assisted living facility to add approximately 24 assisted living units and 16 memory care units, a new entrance and garages, an addition to connect all wings with the kitchen, dining room, café, salon, bank, post office and theater area, and related site and other improvements all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; and (iv) a retail building for durable medical equipment, occupational health and space for visiting physicians and related site and other improvements located at the Borrower Campus (collectively, the "Project"), (b) to fund any necessary reserve funds, (c) to fund capitalized interest; and (d) to pay for costs of issuance and certain other costs associated with the issuance of the Bonds. The Project and the assets financed by the Bonds will be owned and operated by the Borrower.

The Bonds, when issued, will be limited obligations and will not constitute general obligations of the Issuer nor will they be payable in any manner by taxation, but the Bonds will be payable solely and only from amounts received by the Issuer pursuant to one or more Loan Agreements between the Issuer and the Borrower, the obligations of which will be sufficient to pay the principal of and interest and redemption premium, if any, on the Bonds as and when the same shall become due.

At the time and place stated above, oral or written objections from any resident or property owner of the Issuer may be presented. At such meeting or any adjournment thereof, the Issuer shall adopt a resolution determining whether or not to proceed with the issuance of the Bonds. Written comments may also be submitted to the Issuer at the Sioux County Auditor's Office, Sioux County Courthouse, 210 Central Avenue SW, Orange City, Iowa 51041. Written comments must be received by the above hearing date.

By order of the Board of Supervisors of Sioux County, Iowa.

Ryan Dokter
County Auditor

Section 5. On the basis of representations of the Borrower, the Issuer declares (a) that the Borrower intends to undertake the Project; (b) that other than (i) expenditures to be paid or reimbursed from sources other than the Bonds, or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution (or other qualifying reimbursement resolution), or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project have heretofore been made by the Borrower and no expenditures will be made by the Borrower until after the date of this Resolution (or other qualifying reimbursement resolution); and (c) that the Borrower reasonably expects to reimburse the expenditures made for costs of the Project out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 6. All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved November 13, 2019.

/s/Mark Sybesma, Chairperson

Attest:/s/Ryan Dokter, County Auditor

STATE OF IOWA
COUNTY OF SIOUX SS:

I, the undersigned, do hereby certify that I am the duly appointed, qualified and acting County Auditor of the aforementioned County and that as such I have in my possession or have access to the complete official records of said County and of its Board and officers; and that I have carefully compared the transcript hereto attached with the aforesaid official records and that said transcript hereto attached is a true, correct and complete copy of all of the official records showing the action taken by the Board of Supervisors of said County to authorize the execution of a Memorandum of Agreement by and between Sioux Center Health and said County and to set a public hearing date as set forth therein.

WITNESS my hand and the seal of said County hereto affixed this 13th day of November, 2019.

/s/Ryan Dokter, County Auditor

(Seal)

EXHIBIT A
MEMORANDUM OF AGREEMENT

THIS MEMORANDUM OF AGREEMENT is between the County of Sioux County, Iowa (the "Issuer") and Sioux Center Health (the "Borrower").

1. Preliminary Statement. Among the matters of mutual inducement which have resulted in the execution of this Agreement are the following:

(a) The Issuer is authorized by Chapter 419 of the Code of Iowa, 2019, as amended (the "Act") to issue revenue bonds or notes for a project located within, or within eight miles of, the Issuer for

the purpose of financing the cost of acquiring, by construction or purchase, land, buildings, improvements, and equipment, or any interest therein, suitable for the use of any facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from federal income tax under Section 501(a) of the Code (a "Tax Exempt Organization"), and paying costs of issuance associated therewith.

(b) The Borrower, a Tax Exempt Organization, wishes to obtain satisfactory assurance from the Issuer that, subject to the public hearing required by the Act and Section 147(f) of the Internal Revenue Code and the terms of this Agreement, and to due compliance with all requirements of law and the obtaining of all necessary consents and approvals and to the happening of all acts, conditions and things required to exist, happen or be performed precedent to and in connection therewith in due time, form and manner as required by law, such bonds or notes, in one or more series, will be issued by the Issuer in a principal amount not to exceed \$8,000,000 (the "Bonds") for the purpose of providing funds to the Borrower (a) to finance a portion of the costs of constructing, equipping and furnishing (i) an addition to the Borrower's Royale Meadows skilled nursing facility of approximately 32 units including single occupant rooms, fully accessible toilet rooms and roll-in showers, and related site and other improvements, all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; (ii) an addition to the Borrower's clinic including exam rooms and support space for family practice and specialty physicians and related site and other improvements located at 1101 9th Street SE, Sioux Center, Iowa (the "Borrower Campus"); (iii) an addition to the Borrower's Crown Pointe assisted living facility to add approximately 24 assisted living units and 16 memory care units, a new entrance and garages, an addition to connect all wings with the kitchen, dining room, café, salon, bank, post office and theater area, and related site and other improvements all located at 1400 7th Avenue Southeast, Sioux Center, Iowa; and (iv) a retail building for durable medical equipment, occupational health and space for visiting physicians and related site and other improvements located at the Borrower Campus (collectively, the "Project"), (b) to fund any necessary reserve funds, (c) to fund capitalized interest; and (d) to pay for costs of issuance and certain other costs associated with the issuance of the Bonds.

2. Undertakings on the Part of the Issuer.

(a) The Issuer will begin the proceedings necessary to authorize the issuance of the Bonds in an aggregate principal amount not to exceed \$8,000,000.

(b) Subject to due compliance with all requirements of law and the terms of this Agreement, including the provisions of and the public hearing required by the Act, it will cooperate with the Borrower in the issuance and sale of such Bonds, and the proceeds from the issuance of such Bonds shall be loaned to the Borrower upon such terms sufficient to pay the principal of and interest and redemption premium, if any, on such Bonds, as and when the same shall become due all as shall be authorized by law and mutually satisfactory to the Borrower and the Issuer.

(c) The Issuer shall determine when, in what amount, and if the Bonds may be issued without causing the Issuer to lose its qualification as a "qualified small issuer" within the meaning of Section 265(b)(3)(C) of the Code.

3. Undertakings on the Part of the Borrower.

(a) It will use all reasonable efforts to cooperate with the Issuer and comply with the Act and all other provisions of law relating to financing the Project, and the issuance and sale of such Bonds.

(b) It will enter into one or more loan agreements (the "Loan Agreement") with the Issuer under the terms of which the Borrower will obligate itself to pay to the Issuer sums sufficient to pay the principal of and interest and redemption premium, if any, on such Bonds as and when the same shall become due and payable, such instrument to contain other provisions required by law and such other provisions as shall be mutually acceptable to the Issuer and the Borrower.

(c) It will take such further action and adopt such further proceedings as may be required to implement its aforesaid undertaking or as it may deem appropriate in pursuance thereof.

4. General Provisions.

(a) All commitments on the part of the Issuer and the Borrower herein are subject to the condition that on or before one year from the date hereof (or such other date as shall be mutually agreed to) the Issuer and the Borrower shall have agreed to mutually acceptable terms relating to the issuance and sale of such Bonds, and mutually acceptable terms and conditions of the documents and proceedings referred to in paragraphs 2 and 3 hereof.

(b) The Borrower agrees that it will (i) pay an Issuer fee required by the Issuer if the Bonds are issued and (ii) reimburse the Issuer for all reasonable and necessary direct out-of-pocket expenses which the Issuer may incur including, but not limited to, legal fees, administrative costs, printing and publication costs, and filing fees arising from the execution of this Agreement and the performance or preparation to perform by the Issuer of its obligations hereunder done at the request of the Borrower, whether or not such Bonds are issued.

(c) All commitments of the Issuer hereunder are further subject to the conditions that the Issuer, and its elected and appointed officials, shall in no event incur any liability for any act or omission hereunder, and that such Bonds described herein shall not constitute an indebtedness of the Issuer within the meaning of any constitutional or statutory provision and shall not constitute nor give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers.

The execution of this Memorandum of Agreement by the Issuer is not intended to nor does it create a binding commitment on the part of the Issuer to proceed with the issuance of the Bonds. It is further understood that the issuance of the Bonds is subject to further review by the Board of Supervisors of the Issuer and compliance with all provisions of the Act and the Code, including the holding of a public hearing with respect thereto.

(d) Preparation of all resolutions, agreements, instruments, certificates, or other documents in final form for adoption and execution shall be the sole responsibility of Bond Counsel.

(e) In the event Sections 145 and 146 of the Code restrict the aggregate principal amount of Bonds for Tax-Exempt Organizations which the Issuer may issue in any calendar year, the Issuer may, in its discretion, rescind its commitments under Paragraph 2 hereof, without liability on the part of the Issuer.

(f) All commitments of the Issuer hereunder are further subject to the condition that the Bonds will only be issued if the Issuer determines that such issuance will not cause the Issuer to lose its qualification as a "qualified small issuer" within the meaning of Section 265(b)(3)(c) of the Code in any year.

Dated this 13th day of November, 2019.

SIOUX COUNTY, IOWA

By: /s/Mark Sybesma, Chairperson

Attest:/s/Ryan Dokter, County Auditor

- 7) Mike Hofman, Executive Director, Orange City Chamber of Commerce, updated the Board on Western Iowa Tourism and made a funding request for FY21 in the amount of \$500. The Board will decide on the amount of funding at a later date.
- 8) Ryan Dokter, Sioux County Auditor, presented a fireworks permit application from Doug Gerwulf. The fireworks display would take place at the old Sioux Center Airport on December 31, 2019 from 8 to 9 PM. Gerwulf provided all the necessary documentation and received permission from the Sioux Center Fire Department. Motion by Vande Weerd and supported by Bloemendaal to approve the fireworks permit application. Motion carried unanimously.

9) Doug Julius, Sioux County Engineer,

- Distributed a map for a proposed gas line for Siouxland Energy. The gas line will need to use County easement for portions of the gas line.
- Updated the Board on secondary road activities and progress of the 2019 construction projects.
- Reported that three trucks are now listed on Purple Wave to be auctioned.
- Distributed a map for road line maintenance painting.

10) Committee Reports:

- **Sybesma & Vande Weerd** – Reported that Dickinson County voted to join the Sioux Rivers Mental Health Region recently. If Dickinson is approved, they will join July 1, 2020.
- **Muilenburg** – Reported that the County crop has been harvested. There were 3,815 bushels of soy beans and 7,764 bushels of corn.
- **Degen** – 1) Attended a recent Conservation Board meeting, 2) will discuss a contract with Trane for the geothermal system at the next Board meeting.
- **Bloemendaal** – Reported on the recent MidSioux meeting.
- **Vande Weerd** – 1) Toured the Nature Center, 2) reported on the Readifuels project near Hull. The entity is waiting for a government grant which should fund in December.
- **Sybesma** – Reported on the Housing Trust meeting. A request was approved for a grant to pay for a basement for a home in Ireton. The agency is discussing a plan to approve down payments for residents with low income.

11) The Chairman adjourned the meeting at 10:15 a.m. until 9:00 a.m. Tuesday, November 19, 2019.

Mark Sybesma, Chairman
Sioux County Board of Supervisors

ATTEST: _____
Ryan Dokter
Sioux County Auditor