

The Barnes County Commission met in regular session on Tuesday, July 21, 2020 with Cindy Schwehr, Vicky Lovell, Bill Carlblom, John Froelich, and Shawn Olauson present. Chairman Carlblom called the meeting to order at 8:00 a.m., the Pledge of Allegiance was recited, and the Agenda was reviewed.

Highway Department – Chip Sealing Bid Opening

Kerry Johnson, Highway Superintendent, and Matt Lang, Kadrmas, Lee & Jackson, opened the chip seal bids for County Road #4. John Froelich moved to accept the low bid of \$241,211 from Aztec; Cindy Schwehr seconded the motion. Motion carried upon roll-call vote, with all members voting “yes”. Updates included: Hobart Grade Raise, River Road washout, chip sealing.

Dispatch Employee Introduction

Holly Neuberger, Dispatch Coordinator, introduced Santiago Mendoza as a new Barnes County Dispatcher.

Auditor – Minutes

Vicky Lovell moved to approve the July 7, 2020 regular minutes and the July 13, 2020 special meeting minutes; Shawn Olauson seconded the motion. Motion carried.

Auditor –Bond Resolution

Cindy Schwehr moved to approve Bond Resolution 2020-3, contingent upon State’s Attorney’s approval; Bill Carlblom seconded the motion. Motion carried, with Vicky Lovell voting “no”.

RESOLUTION #2020-3

RELATING TO LEASE-PURCHASE FINANCING OF COUNTY JAIL

BE IT RESOLVED by the Board of County Commissioners of Barnes County, North Dakota (the “County”), as follows:

SECTION 1. AUTHORIZATION. 1.1. Authorization. The County is authorized by Section 11-11-14 of the North Dakota Century Code, to enter into a lease-purchase agreement for the purpose of financing the acquisition, construction, and equipping of a new County jail (the “Project”). It is hereby found, determined and declared to be necessary and desirable and in the best interest of the County to begin preliminary proceedings to finance the Project by entering into a lease-purchase agreement and to create certificates of participation (the “Certificates”) therein. 1.2. Financing and Sale. The County hereby engages Dougherty & Company LLC as the underwriter with respect to the financing of the Project. The County hereby engages Arntson Stewart Wegner PC as bond counsel for the financing. 1.3. Financing Documents. The County authorizes Dougherty & Company LLC and Arntson Stewart Wegner PC to complete the proceedings necessary for the sale and issuance of the Certificates. The County Auditor is authorized and directed to review and approve on behalf of the County an official statement to be distributed to potential purchasers of the Certificates. Provided, the lease-purchase agreement and related documents, and the issuance of the Certificates, including terms of sale, are subject to approval by the Board of County Commissioners at a subsequent meeting.

SECTION 2. REIMBURSEMENT. 2.1. Recitals. (a) The Internal Revenue Service has issued Section 1.150-2 of the Income Tax Regulations (the “Reimbursement Regulations”) dealing with the issuance of bonds all or a portion of the proceeds of which are to be used to reimburse the County for expenditures made prior to the date of issuance of such bonds. (b) The Reimbursement Regulations generally require that the County make a declaration of its official intent to reimburse itself for such prior expenditures out of the proceeds of a subsequently issued series of bonds within 60 days after payment of the expenditures, that the bonds be issued and the reimbursement allocation be made from the proceeds of such bonds within the reimbursement period (as defined in the Reimbursement Regulations), and that the expenditures reimbursed be capital expenditures or costs of issuance of the bonds. (c) The County desires to comply with requirements of the Reimbursement Regulations with respect to the Project and the proceeds of the Certificates. 2.2. Official Intent Declaration. (a) The County proposes to undertake the Project and to make original expenditures with respect thereto prior to the issuance of the Certificates (reimbursement bonds within the meaning of the Reimbursement Regulations), and reasonably expects to issue the Certificates (reimbursement bonds) for the Project, in one or more series, in a maximum principal amount of \$16,560,000. (b) Other than (i) de minimis amounts permitted to be reimbursed pursuant to Section 1.150-2(f)(1) of the Reimbursement Regulations or (ii) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Reimbursement Regulations, the County will not seek reimbursement for any original expenditures with respect to the Project paid more than 60 days prior to the date of adoption of this resolution. All original expenditures for which reimbursement is sought will be capital expenditures or costs of issuance of the Certificates. 2.3. Budgetary Matters. As of the date hereof, there are no County funds reserved, pledged, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, pledged, allocated on a long term basis or otherwise set aside) to provide permanent financing for the original expenditures related to the Project, other than pursuant to the issuance of the Certificates (reimbursement bonds).

Consequently, it is not expected that the issuance of the Certificates (reimbursement bonds) will result in the creation of any replacement proceeds. 2.4. Reimbursement Allocations. The County shall be responsible for making the “reimbursement allocations” described in the Reimbursement Regulations, being generally the transfer

of the appropriate amount of proceeds of the Certificates (reimbursement bonds) to reimburse the source of temporary financing used by the County to make payment of the original expenditures relating to the Project. Each reimbursement allocation shall be made within 30 days of the date of issuance of the Certificates (reimbursement bonds), shall be evidenced by an entry on the official books and records of the County maintained for the Certificates (reimbursement bonds) and shall specifically identify the original expenditures being reimbursed.

Dated July 21, 2020.

BARNES COUNTY, NORTH DAKOTA
Chairman, Board of County Commissioners

Attest:
County Auditor

The governing body of the County acted on the foregoing resolution at a properly noticed meeting held in Valley City, North Dakota, on July 21, 2020, with the motion for adoption made by Cindy Schwehr and seconded by Bill Carlblom and the roll call vote on the motion was as follows: "Aye" – Cindy Schwehr, Bill Carlblom, John Froelich, and Shawn Olason; "Nay" – Vicky Lovell; Absent – None.

Commission Discussion

Commission discussion included: Museum, Water Resources, 10-mile Lake Outlet, State Equalization, and Library.

Budget Discussion

Auditor Beth Didier presented budget calculations. Budget will be discussed further on August 4th to publish the preliminary budget.

Department Head Meeting

Department reports were presented from: Parks, Building & Grounds, Emergency Management, Treasurer, Veterans Service, Extension, Sheriff, Corrections, IT, Equalization, Planning & Zoning, State's Attorney, and Auditor. Theresa Will, City-County Health Director, presented the following report:

We continue to provide peer support for those with addictions and/or mental health problems but have terminated the contract with the F5 Project. We have temporarily hired a peer support/care coordinator who will assist with in-office peer support and coordinating services at our recovery house. We will be meeting with a representative from Firm Foundations, a recovery facility in Jamestown that was recommended by Tonya Duffy and other members of the Drug Task Force. In our Syringe Services Program, we have served 39 clients over the past 6 months, provided education and referrals. Of these 39 clients, 9 are homeless. The goal is to provide education and assistance, meet them where they are at and when they are ready assist them to get the treatment services that they need. Influenza vaccine will be more important than ever this year, protecting yourself, protecting others from exposure to influenza but also, with COVID and influenza circulating at the same time, the healthcare system will be very busy so trying to decrease the strain on the healthcare system. Please encourage everyone in your departments to be immunized for influenza. You will see drive-thru and large community immunization events, maintaining social distancing, masking, etc. Services at CCHD have resumed but with adaptations. Screening of staff daily and clients with each visit. Clients and staff are masked in the office and in the homes. Staff are masking when in a meeting in which we are not able to maintain a 6-foot distance; most of our meetings we continue to have virtually. Handwashing has always been important for us but paying even more attention to even more frequent hand washing and not touching face, nose, eyes. Installed plexiglass sneeze guards in high contact areas. We are trying to assure that if someone within our office contracts COVID, that it has as minimal as possible effect on the operations of the office. Thank you to all who participated in the drive-thru testing event. We had an overwhelming response. At least 355 of those tested were from Barnes County, 85 didn't list a county, had participants from Cass, Stutsman, Steele, Burleigh, Morton, Ransom, Griggs, Lamoure, Bottineau and Benson Counties. Please remember that testing is NOT prevention, prevention is handwashing, maintaining social distance, stay home when you are ill, face coverings, etc. State testing strategies have changed since our event on 7/8. We will be planning as a region with an allotment of test kits for the 8-county region. College students/staff will be included in the testing numbers each week, so we are setting up events for VCSU as they return to campus. We will continue to do testing, drive up to the west door of our office, on Wednesdays, we schedule from 4:30-5:30, then go backwards from 4:30 to 3:30 so we don't have big gaps in schedule and only need to use one set of PPE. As long as the community demand is there for testing and test kits are available, we will continue this. Big increase of cases again over the weekend, overwhelming the ability to provide appropriate case investigation and contact tracing. Our regional staff, and Heather Schwehr, locally, are working on contact tracing. There is definite evidence that using face coverings decreases the spread of COVID. Please use a mask whenever in close contact (within 6 feet for 15 minutes or more). Please be safe. Dr. Stahl, our new state health officer, says we will likely be doing contact tracing and case investigations at this time next year. Working with all the schools on their restart plans. Dr. Buhr, Dr. Tanya Diegel and I will meet with superintendents from BCN, LMM, St. Catherine's, Maple Valley, VCPS and others on Thursday this week. If someone symptomatic gets tested, they are asked to stay home until they get results. If there is a positive, I am notified, and dispatch is notified. A Case investigator (local or from the Department of Health) will be in touch with the positive. They will ask who the positive has been in close contact with (within 6 feet for 15 minutes or more) the 48 hours prior to their positive test result until they received the

result. Those people are considered close contacts and are required to quarantine for 14 days from their last exposure to the positive case. The positive case will need to isolate for 10 days after the positive test, be fever free without medications for 24 hours and have improvement of symptoms before they are able to come out of isolation. Someone will be in touch with you if you are a determined to be a close contact.

With no further business, Cindy Schwehr made a motion, seconded by Shawn Olauson, to adjourn the meeting. Motion carried unanimously, and the meeting was adjourned at 10:46 a.m.

Bill Carlblom, Chairman
Barnes County Commission

Beth M Didier
Barnes County Auditor