

16b

ITEMS TO INCLUDE ON AGENDA FOR August 17, 2021

WOODBURY COUNTY, IOWA

Woodbury County Law Enforcement Center Authority Contribution.

- Resolution Approving and Authorizing the usage of a portion of the Fiscal Recovery Funds under the American Rescue Plan Act (“ARPA”).

NOTICE MUST BE GIVEN PURSUANT TO IOWA CODE
CHAPTER 21 AND THE LOCAL RULES OF THE COUNTY.

August 17, 2021

The Board of Supervisors of Woodbury County, State of Iowa, met in open session, in the Board Room, Woodbury County Courthouse, 620 Douglas Street, Sioux City, Iowa, at 4:30 P.M., on the above date. There were present Chairperson De Witt, in the chair, and the following named Board Members:

Monson, Radig, Ung, Wright

Absent: _____

Board Member De Witt introduced the following resolution entitled "RESOLUTION APPROVING AND AUTHORIZING THE USAGE OF A PORTION OF THE FISCAL RECOVERY FUNDS UNDER THE AMERICAN RESCUE PLAN ACT ("ARPA")", and moved that the resolution be adopted. Board Member Monson seconded the motion to adopt. The roll was called and the vote was,

AYES: De Witt, Monson, Radig, Ung, Wright

NAYS: _____

Whereupon, the Resolution was duly adopted as follows:

#13,223
RESOLUTION APPROVING AND AUTHORIZING THE
USAGE OF A PORTION OF THE FISCAL RECOVERY
FUNDS UNDER THE AMERICAN RESCUE PLAN ACT
("ARPA")

WHEREAS, Woodbury County (the "County") and the City of Sioux City (the "City") are the incorporating units of the Woodbury County Law Enforcement Center Authority (the "Authority"); and

WHEREAS, the general purpose of the Authority is to design, construct, equip and furnish a new law enforcement center including the acquisition of land for such purposes for the joint use of the County and the City; and

WHEREAS, pursuant to a special election on March 3, 2020, the Authority is authorized to issue its Law Enforcement Center Facilities Revenue Bonds in an amount not exceeding the amount of \$50,300,000 for the purpose of designing, constructing, equipping and furnishing a law enforcement center including the acquisition of land for such purposes for the joint use of the County and the City; and

WHEREAS, the construction budget for the new law enforcement center was estimated at approximately \$43,000,000; and

WHEREAS, competitive bids were solicited by the Authority and two bids were received; and

WHEREAS, the Authority approved a construction contract in the approximate amount of \$58,390,000 with the lowest responsive, responsible bidder; and

WHEREAS, total project costs including the \$58,390,000 construction contract plus additional soft costs (e.g., consulting fees, land acquisition, costs of issuance, etc.) are currently expected to be approximately \$65,076,000; and

WHEREAS, based on these current projections there is a funding gap of approximately \$15,576,000; and

WHEREAS, the County believes that the increased costs over and above the original construction estimates are at least partially due to COVID-19 pandemic related conditions (e.g., HVAC systems designed to prevent dangerous cross contamination and minimizing the risk of airborne health hazards in a building delivering critical government functions, additional facilities for mental health related needs, use of materials that can be more easily sanitized, etc.); and

WHEREAS, on March 11, 2021, the ARPA was signed into law by the President of the United States; and

WHEREAS, Fiscal Recovery Funds are intended to provide support to local governments in responding to the impact of COVID-19; and

WHEREAS, the Board expects to receive approximately \$10,013,663 of Fiscal Recovery Funds under the ARPA in calendar year 2021 and approximately \$10,013,663 of Fiscal Recovery Funds under the ARPA in calendar year 2022; and

WHEREAS, Iowa Code Section 346.27(8) provides in part that the County may make donations of property, real or personal, to the Authority as deemed proper and appropriate in aiding the Authority to effectuate its purposes; and

WHEREAS, Iowa Code Section 346.27(9)(j) provides in part that the Authority may accept donations, contributions, capital grants, or gifts from individuals, associations, municipal and private corporations, and the United States, or any agency or instrumentality thereof; and

WHEREAS, it is the intention of the Board to contribute approximately \$10,000,000 of the Fiscal Recovery Funds received in calendar year 2021 and approximately \$5,576,000 of the Fiscal Recovery Funds received in calendar year 2022 to the Authority to be used in addition to its Law Enforcement Center Facilities Revenue Bonds for the purpose of designing, constructing, equipping and furnishing a law enforcement center for the joint use of the County and the City.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WOODBURY COUNTY, IOWA:

Section 1. Subject to further guidance from the Department of Treasury, the County hereby approves and authorizes a contribution of approximately \$10,000,000 of the Fiscal

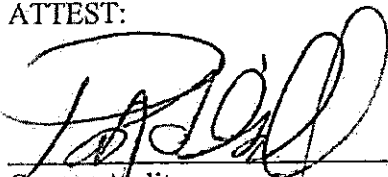
Recovery Funds received in calendar year 2021 and approximately \$5,576,000 of the Fiscal Recovery Funds received in calendar year 2022 to the Authority to be used in addition to its Law Enforcement Center Facilities Revenue Bonds for the purpose of designing, constructing, equipping and furnishing a law enforcement center for the joint use of the County and the City.

PASSED AND APPROVED this 17th day of August, 2021.



Chairperson

ATTEST:



County Auditor

CERTIFICATE

STATE OF IOWA

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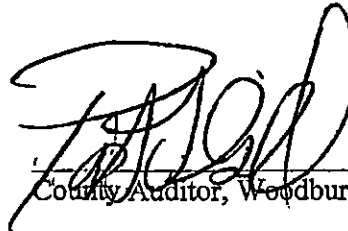
) SS

COUNTY OF WOODBURY

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I, the undersigned County Auditor of Woodbury County, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the County showing proceedings of the Board, and the same is a true and complete copy of the action taken by the Board with respect to the matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Board and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board pursuant to the local rules of the Board and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective County offices as indicated therein, that no Board vacancy existed except as may be stated in the proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the County or the right of the individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Board hereto affixed this 17th day of August, 2021.



County Auditor, Woodbury County, Iowa