

ORIGINAL

ITEMS TO INCLUDE ON AGENDA FOR February 7, 2017

SIoux COUNTY, IOWA

- Resolution Waiving Notice under Amended Agreement, Pursuant to Chapter 28E for the Joint Extension, Improvement and Operation of an Airport Facility.

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

February 7, 2017

The Board of Supervisors of Sioux County, State of Iowa, met in regular session, in the Board of Supervisor's Room, County Courthouse, 210 Central Avenue Southwest, Orange City, Iowa, at 9:00 o'clock A.M., on the above date. There were present Chairperson Mark Sybesma, in the chair, and the following named Board Members:

Arlyn Kleinwolterink, John Degen, Al Bloemendaal,

Dennis Wright, Mark Sybesma

Absent: _____

* * * * *

Board Member Wright introduced the following resolution entitled "RESOLUTION WAIVING NOTICE UNDER AMENDED AGREEMENT, PURSUANT TO CHAPTER 28E FOR THE JOINT EXTENSION, IMPROVEMENT AND OPERATION OF AN AIRPORT FACILITY", and moved its adoption. Board Member Bloemendaal seconded the motion to adopt. The roll was called and the vote was

AYES: Kleinwolterink, Degen, Bloemendaal, Wright,
Sybesma

NAYS: _____

Whereupon, the Chairperson declared the following resolution duly adopted.

RESOLUTION WAIVING NOTICE UNDER AMENDED
AGREEMENT, PURSUANT TO CHAPTER 28E FOR THE
JOINT EXTENSION, IMPROVEMENT AND OPERATION OF
AN AIRPORT FACILITY

WHEREAS, the Cities of Sioux Center and Orange City and Sioux County, Iowa (the "Members") are parties to the Amended Agreement pursuant to Chapter 28E between the City of Sioux Center, Iowa and the City of Orange City, Iowa and Sioux County, Iowa for the Joint extension, improvement and operation of an Airport Facility (the "Facility"), which was filed with the Iowa Secretary of State on January 20, 2017 (the "Agreement"); and

WHEREAS, the Agreement, among other things, empowers the Board of the Facility (the "Board") to determine that capital improvements are needed at the Facility, determine the estimated costs of such improvements, and to allocate and assign said costs among the Members pursuant to the Agreement; and

WHEREAS, the Agreement further provides that Sioux County, Iowa (the "County") may issue obligations on behalf of the Facility and its Members to fund such projects upon notice to, and election of, the individual members of the Facility pursuant to Article VII, Section 4 of the Agreement; and

WHEREAS, the Board of the Facility has requested that the County issue \$4,850,000 in Urban Renewal Revenue Notes (the "Notes") to fund all Members' Costs for the extension and improvement of the Facility (the "Financing"), has assigned each Member a \$1,616,666.67 principal amount share, and the County has held a hearing and taken additional action to do so; and

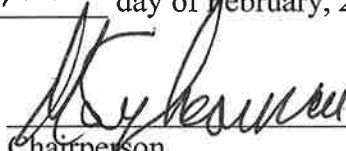
WHEREAS, in anticipation of the above, the Sioux County Board of Supervisors has held hearings and taken additional action for the issue of not to exceed \$5,000,000 Urban Renewal Revenue Capital Loan Notes to fund the Members' shares under the Agreement.

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

Section 1. Definitions. All capitalized terms used in this resolution shall have the meanings given to them in the Agreement.

Section 2. Waiver of Notice. All notice required under Article VII, Section 4 prerequisite to the issuance of the Financing by the County under the Agreement is hereby waived and the Chairperson and County Auditor are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Agreement, including any such certificates or documents as may be necessary or desirable in order to further evidence the authorization of the County with respect to the issuance by the County of one or more series of Notes in the amount of \$4,850,000 to fund the Facility improvement project.

PASSED AND APPROVED this 7th day of February, 2017.



Chairperson

ATTEST:



County Auditor

