

RESOLUTION NO. 985-08-14-2023

WHEREAS, the Boards of Supervisors of Cedar, Clinton, Delaware, Jackson, and Jones Counties (collectively hereinafter the "Members") in the State of Iowa have authorized and executed a certain Eastern Iowa Regional Utility Service Systems Intergovernmental Agreement (the "28E Agreement") pursuant to Chapter 28E of the Code of Iowa; and

WHEREAS, the terms of the 28E Agreement provide for the creation of the Eastern Iowa Regional Utility Service Systems Commission (the "EIRUSS") for the purposes of planning, designing, developing, financing, constructing, owning, operating, and maintaining wastewater treatment systems and water systems for and on behalf of the Members and the cities and unincorporated areas within the boundaries of the Members; and

WHEREAS, pursuant to the provisions of a certain joint agreement entered into between EIRUSS and Jackson County, Iowa (the "County"), EIRUSS has undertaken the Droessler Subdivision Water Main Extension 2023 Bellevue, Iowa (the "Project"); and

WHEREAS, the County has heretofore authorized EIRUSS to issue revenue bonds and corresponding revenue bond anticipation notes in an amount not to exceed \$1,000,000 in order to pay the costs of the Project; and

WHEREAS, Resolution No. 979-06-30-2023, adopted by the Board of Supervisors of Jackson County on June 30, 2023, is hereby rescinded and replaced with the provisions of Resolution No. 985-08-14-2023; and

WHEREAS, it is now necessary for the Board of Supervisors of the County to approve and authorize the issuance of a Sewer Revenue Bond Anticipation Project Note in the maximum principal amount of \$817,000;

NOW, THEREFORE, It Is Hereby Resolved by the Board of Supervisors of Jackson County, Iowa, as follows:

Section 1. The County hereby approves and authorizes EIRUSS to issue the Project Note in the maximum principal amount of \$817,000 in order to finance the Project.

Section 2. The County is the primary beneficiary (the "Benefited Governmental Entity") of the issuance of the Project Note, and the total principal amount of the Project Note shall be allocated to the County for purposes of Section 265(b)(3)(c)(iii) of the Internal Revenue Code of 1986 (the "Code").

Section 3. The County hereby designates and authorizes EIRUSS to designate, on the County's behalf, the Project Note as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3)(B) of the Code.

Section 4. The County agrees that it will not issue additional tax-exempt obligations during calendar year 2023 which, when added to the County's other tax-exempt obligations issued during calendar year 2023, would be in excess of \$10,000,000.

Section 5. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved 8-15, 2023.

JACKSON COUNTY, IOWA

By *Michelle Steinhilber*
Chairperson, Board of Supervisors

Attest:

Alisa Smith
County Auditor

COUNTY CONSENT RESOLUTION

479694-8

Maquoketa, Iowa

August 15, 2023

The Board of Supervisors of Jackson County, Iowa, met on August 15, 2023, at 9:00 o'clock A.m., at the Courthouse, Maquoketa, Iowa. The Chairperson presided and the roll being called, the following members of the Board were present and absent:

Present: - Nim Flagel, Mike Steines, Don Schwenger

Absent: _____

Other Business

After due consideration and discussion, Board Member Flagel introduced the resolution next hereinafter set out and moved its adoption, seconded by Board Member Schwenger. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following Board Members voted:

Ayes: Flagel - Steines - Schwenger

Nays: _____

Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out. declared the resolution duly adopted as hereinafter set out.

Other Business

At the conclusion of the meeting, and upon motion and vote, the Board adjourned.

Mike Steines
Chairperson, Board of Supervisors

Attest:

Olivia Smith
County Auditor