

April 25, 2011

Seventeenth Day

The Worth County Board of Supervisors met pursuant to adjournment with all members present.

Motion by Haugen, second by Abrams, carried to approve the April 18, 2011 board minutes.

Motion by Abrams, second by Haugen, carried to recess the regular board meeting.

Motion by Haugen, second by Abrams, carried to open the public hearing on DD2/L1 Main at 9:00 A.M.

Jim Hyde, Worth County Assistant Engineer, gave his report that 900' would be replaced with 18 inch plastic for an estimate of \$23,000.00. Public comment was heard.

Motion by Haugen, second by Abrams, carried to close the public hearing at 9:52 A.M.

Motion by Abrams, second by Haugen, carried to reconvene the regular board meeting.

Motion by Haugen, second by Abrams, carried to direct the Worth County Engineer to advertise for bids on the DD2/L1 Main project for letting on May 16, 2011.

Motion by Haugen, second by Abrams, carried to recess the regular board meeting.

Motion by Abrams, second by Haugen, carried to open the public hearing on Resolution #04-25-11 to consolidate the Worth County UR-2 Economic Development Urban Renewal Area and the Worth County Hartland Township Economic Development Urban Renewal Areas, pursuant to Section 403.4 of the Code of Iowa, and approve urban renewal plan amendment & Ordinance #04-25-11 providing for the division of taxes levied on taxable property in the Manly Project Addition to the Worth County Consolidated Urban Renewal Area pursuant to Section 430.19 of the Code of Iowa at 10:00 A.M. Public comment was heard.

Motion by Haugen, second by Abrams, carried to close the public hearing at 10:07 A.M.

Motion by Abrams, second by Haugen, carried to reconvene the regular meeting.

Motion by Abrams, second by Haugen, to approve Resolution #04-25-11
A resolution to consolidate the Worth County UR-2 Economic Development Urban Renewal Area and the Worth County Hartland Township Economic Development Urban Renewal Areas, pursuant to Section 403.4 of the Code of Iowa, and approve urban renewal plan amendment

WHEREAS, the Board of Supervisors of Worth County, Iowa (the "County") has created the Worth County UR-2 Economic Development Urban Renewal Area and the Worth County Hartland Township Economic Development Urban Renewal Area (the "Original Urban Renewal Areas"); and

WHEREAS, it has been proposed to consolidate the Original Urban Renewal Areas into the Worth County Consolidated Urban Renewal Area and to add to the Consolidated Urban Renewal Area the property included within the legal description set out in Exhibit A hereto; and

WHEREAS, sufficient need exists to warrant finding the area shown in Exhibit A to be an economic development area; and

WHEREAS, notice of a public hearing by the Board of Supervisors of the County on the question of creating the Worth County Consolidated Urban Renewal Area and on a proposed urban renewal plan amendment to add the property legally described on Exhibit A hereto, was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Board conducted said hearing; and

WHEREAS, the proposal was submitted to and reviewed by the County's Planning and Zoning Commission; and

WHEREAS, Section 403.17 of the Code of Iowa requires an agreement between a county and a city with respect to an urban renewal area located within two miles of the city limits of a city; and

WHEREAS, the property proposed to be added to the Worth County Consolidated Urban Renewal Area is located within two miles of the city limits of the cities of Manly and Kensett, and those cities have approved agreements to allow including such property within the Worth County Consolidated Urban Renewal Area; and

WHEREAS, Section 403.17 of the Code of Iowa also provides that no property may be included in an urban renewal area that meets the definition in that Section of "agricultural land," unless the owners of such property agree that such property may be included; and

WHEREAS, it has been determined that certain property meeting the definition of "agricultural land" is included within the legal description set out in Exhibit A hereto, and the owners of such property have authorized the County to include such property in the Worth County Consolidated Urban Renewal Area; and

WHEREAS, copies of the urban renewal plan amendment, notice of public hearing and notice of a consultation meeting with respect to the urban renewal plan amendment were mailed to all affected school districts in the County and North Iowa Area Community College; the consultation meeting was held on the 11th day of April, 2011; and responses to any comments or recommendations received following the consultation meeting were made as required by law;

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

Section 1. An economic development area as defined in Chapter 403 of the Code of Iowa, is found to exist with respect to the property described in Exhibit A hereto.

Section 2. The area identified in Section 1 hereof is hereby declared to be an urban renewal area, in conformance with the requirements of Chapter 403 of the Code of Iowa.

Section 3. The development of this area is necessary in the interest of the public health, safety or welfare of the residents of Worth County.

Section 4. All real estate previously designated as being part of the Worth County UR-2 Economic Development Urban Renewal Area or part of the Worth County Hartland Township Economic Development Urban Renewal Area is hereby consolidated into a new urban renewal area to be known as the Worth County Consolidated Urban Renewal Area, and the area identified in Section 1 hereof is also added to the Worth County Consolidated Urban Renewal Area.

Section 5. It is hereby determined by this Board of Supervisors as follows:

A. The proposed urban renewal plan amendment conforms to the general plan of the County as a whole;

B. Proposed economic development in the area identified in Section 1 hereof is necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 6. The amendment to the urban renewal plan for the Worth County Consolidated Urban Renewal Area, attached hereto and made a part hereof, is hereby in all respects approved.

Section 7. All provisions of the urban renewal plans for the Original Urban Renewal Areas, including any amendments, are hereby made applicable to the Worth County Consolidated Urban Renewal Area.

Section 8. The adoption of the urban renewal plan amendment and the adoption of an ordinance designating the area identified in Section 1 hereof for purposes of establishing such area as a tax increment area will have no effect on any of the tax increment ordinances previously adopted for any property in the Original Urban Renewal Areas and no effect on any base valuations previously established pursuant to such ordinances.

Section 9. The agreements with the cities of Manly and Kensett included as exhibits to the urban renewal plan amendment are hereby approved, and the Chairperson and County Auditor are hereby authorized and directed to execute said agreements on behalf of the County.

Section 10. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved April 25, 2011.

Dennis May, Chairperson Board of Supervisors ATTEST: Kay Clark, County Auditor

Roll call: Aye – Abrams, Haugen, May; Nay – None. Motion carried.

Motion by Haugen, second by Abrams, that the ordinance entitled “Ordinance #04-25-11 providing for the division of taxes levied on taxable property in the Manly Project Addition to the Worth County Consolidated Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa” be adopted. Roll call: Aye – Abrams, Haugen, May; Nay – None. Motion carried.

Motion by Abrams, second by Haugen, that the statutory rule requiring the ordinance to be considered and voted on for passage at two Board meetings prior to the meeting at which it is

to be finally passed be suspended. Roll call: Aye – Abrams, Haugen, May; Nay – None. Motion carried.

Motion by Haugen, second by Abrams, that the ordinance entitled “Ordinance No. 04-25-11. An Ordinance providing for the division of taxes levied on taxable property in the Manly Project Addition to the Worth County Urban Renewal Area, pursuant to Section 403.19 of the Code of Iowa” now be put upon its final passage and adoption. Roll call: Aye – Abrams, Haugen, May; Nay – None. Motion carried.

Motion by Abrams, second by Haugen, to approve Resolution #04-25-11A

Resolution to fix a date for a public hearing on a loan agreement

WHEREAS, the Board of Supervisors of Worth County, Iowa (the “County”), proposes to enter into a loan agreement (the “General Obligation Urban Renewal Loan Agreement”) in a principal amount not to exceed \$6,000,000 pursuant to the provisions of Sections 331.402 and 331.441 of the Code of Iowa for the essential county purpose of paying the cost, to that amount, of planning, undertaking, and carrying out projects in the Worth County Consolidated Urban Renewal Area consisting of the acquisition of certain property owned by Xenia Rural Water District and making an economic development grant in connection with construction of a rail loop north of the City of Manly, and, in lieu of calling an election therefor, the County desires to institute proceedings to enter into the Loan Agreement by causing a notice of such proposal to be published, including notice of the right to petition for an election; and

WHEREAS, it is necessary to fix a date of meeting of this Board at which it is proposed to take action to enter into the Loan Agreement and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Worth County, Iowa, as follows:

Section 1. This Board shall meet on the 16th day of May, 2011, at the courthouse, Northwood, Iowa, at 10:00 o’clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Loan Agreement.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the General Obligation Urban Renewal Loan Agreement, setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County, in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE
PROCEEDINGS TO ENTER INTO A LOAN AGREEMENT
IN A PRINCIPAL AMOUNT NOT TO EXCEED \$6,000,000

The Board of Supervisors of Worth County, Iowa, will meet on the 16th day of May, 2011, at the courthouse, Northwood, Iowa, at 10:00 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Loan Agreement") in a principal amount not to exceed \$6,000,000 for the purpose of paying the cost, to that extent, of planning, undertaking, and carrying out projects in the Worth County Consolidated Urban Renewal Area consisting of the acquisition of certain property owned by Xenia Rural Water District and making an economic development grant in connection with construction of a rail loop north of the City of Manly.

The Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 331.402 and 331.441 of the Code of Iowa. The Loan Agreement will constitute a general obligation of the County.

The maximum rate of interest which may be paid under the Loan Agreement is 7% per annum.

At any time before the date fixed for taking action to enter into the Loan Agreement, a petition may be filed with the County Auditor asking that the question of entering into the Loan Agreement be submitted to the registered voters of the County.

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

Kay Clark
County Auditor

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved April 25, 2011.

Dennis May, Chairperson Board of Supervisors ATTEST: Kay Clark, County Auditor

Roll call: Aye – Abrams, Haugen, May; Nay – None. Motion carried.

Motion by Haugen, second by Abrams, carried to recess the regular board meeting.

Motion by Abrams, second by Haugen, carried to open the public hearing on Ordinance #04-25-11A Floodplain Management & Ordinance #04-25-11B Worth County Zoning Ordinance Amendment at 10:30 A.M. Public comment was heard.

Motion by Abrams, second by Haugen, carried to close the public hearing at 10:34 A.M.

Motion by Haugen, second by Abrams, carried to reconvene the regular meeting.

Motion by Abrams, second by Haugen, carried to adopt Ordinance #04-25-11A Floodplain Management & Ordinance #04-25-11B Worth County Zoning Ordinance Amendment.

Motion by Haugen, second by Abrams, carried that the statutory rule requiring the ordinances to be considered and voted on for passage at two Board meetings prior to the meeting at which they are to be finally passed be suspended.

Motion by Abrams, second by Haugen, carried to adopt Ordinance #04-25-11A Floodplain Management & Ordinance #04-25-11B Worth County Zoning Ordinance Amendment.

The following claims were approved:

Abrams Drainage Service	Service-Eng	1,039.60
Agri-Sales & Bldg	Parts-Eng	50.00
Ahrens, Kaylene	Election-Aud	94.88
Allen Occupational Health Serv	Service-Eng	286.00
Alliant Energy	Service-Gsr	1,104.43
American Resource Consultants	Supplies-Aud	179.69
Austin Office Products	Supplies-Shf	17.04
B & J Water Conditioning Inc	Supplies-Phd	30.00
Block, Dan	Exp-Con	151.94
Bmc Aggregates Lc	Rock-Eng	688.79
Bp	Fuel-Eng	113.42
Bratrud, Jean	Election-Aud	74.25
Bruce, Sarah	Mileage-Phd	25.00
Brunsvold, Harold	Mileage-Plz	27.26
Butler, Shana	Mileage-Phd	19.50
Capranos, Thomas	Rent-Vaf	200.00
Carquest Auto Parts	Credit-Con	461.13
Central Ia Distributing	Supplies-Con	1,669.30
Cerro Gordo Co Sheriff	Service-Shf	150.00
Ciavarelli, Joan	Election-Aud	78.38
City of Fertile	Service-Eng	1,551.24
City of Grafton	Rutf-Eng	1,014.72
City of Hanlontown	Rutf-Eng	363.24
City of Joice	Rutf-Eng	901.74
City of Kensett	Rutf-Eng	444.24
City of Manly	Cdbg Grant-Ndp	150,000.00
City of Northwood	Service-Con	17.00
Cnh Capital	Supplies-Con	387.82
Coates, John	Well Plug-San	200.00
Community Care Inc	Service-Mha	441.42
County Case Management	Fee-Mha	99.00
Culligan	Supplies-Shf	29.00
D & L Equipment	Parts-Eng	126.29
Dell Marketing L P	Supplies-Phd	458.00
Diekema, John	Well Rehab-San	600.00
Distad, Dennis A	Tax-Con	666.27
Dorsey, Kelli	Mileage-Phd	16.25
Duncan Heights Inc	Service-Mha	2,144.12

Faktor, Virginia	Election-Aud	78.38
Fallgatter's Market	Supplies-Ema	26.00
Farmchem Corp	Supplies-Con	352.59
Ferden, Eugene	Meeting-Vaf	61.28
Ferley, Paul	Meeting-Vaf	50.00
Gardiner Thomsen	Service-Ndp	4,125.00
Grafton Fire Department	Reimburse-E911	2,000.00
Greve Law Office	Rent	300.00
Greve, Jeff	Exp-Att	20.68
Groh, Zelda	Election-Aud	82.50
Hackbart, Philip E.	Meeting-Vaf	61.28
Hamand, Carol	Election-Aud	78.38
Harris, Paula	Exp-Shf	141.00
Heartland Asphalt Inc	Supplies-Eng	1,120.00
Heartland Power Coop	Service-Eng	234.78
Hebel, Ila	Election-Aud	82.50
Hendrikson, Debra	Mileage-Hha	175.50
Hengesteg, Clair	Mileage-Plz	17.86
Hoiseth, Tarah	Mileage-Hha	20.50
Holiday Inn	Edu-Vaf	252.00
Huebner, Cheryl	Mileage-Phd	172.65
Iowa Dept of Human Services	Service-Mha	28,098.29
Iowa Dept of Public Safety	Supplies-Shf	1,347.00
Iowa Law Enforcement Academy	Edu-Shf	530.00
Iowa Secretary of State	Service-Aud	39.52
Isac	Mtg-Sup	100.00
Isac Group Health	Health Ins Prem	42,079.00
Isaca	Edu-Aud	145.00
Iscta	Edu-Trs	150.00
Jacobson Supply Llc	Parts-Eng	658.00
Johnson Vinyl Graphics	Supplies-Cap	190.00
Johnson, Hal	Rent	940.00
Johnson, Kirk	Rent-Soc	200.00
Johnson, Teresa	Mileage-Phd	23.00
Jost, Margaret	Election-Aud	78.38
Krumm, Margaret	Election-Aud	11.18
Lawson Products Inc	Supplies-Con	168.03
Lawyer, Ted	Mileage-Plz	44.18
Lexis-Nexis	Service-Att	128.00
London Deer Creek Cemetery	Fees-Vaf	50.00
Low's Standard	Fuel-Asr	79.67
Lupkes, Jayne	Mileage-Plz	33.84
Manly Junction Signal	Service-Con	615.44
Marshall & Swift Inc	Supplies-Gsr	15.24
Martin Marietta Materials	Rock-Eng	668.85
Mason City Business Systems	Service-Trs	106.15
Medline Industries Inc.	Supplies-Phd	63.11
Melby, Ruth	Mileage-Mha	118.22
Mental Health Center	Service-Mha	6,675.28
Michaelis, Carrol	Election-Aud	74.25

Midwest Technology Services	Service-Dap	150.00
Mueller, Dean A	Exp-Con	16.47
Nora Springs Rockford Register	Service-Aud	275.20
North Country Equipment	Supplies-Con	40.53
Northern Ia Construction	Parts-Eng	23,694.00
Northern Iowa Therapy Pc	Service-Phd	140.00
Northwood Anchor	Service-Plz	665.28
Northwood Electric Inc	Service-Gsr	286.73
Northwood Lumber	Supplies-Eng	116.34
Olsen, Laurie	Mileage-Aud	44.65
Orpen, Diann	Election-Aud	4.13
Paetec	Service-Eng	16.36
Parmley, Jerry	Exp-Vaf	290.55
Pinnacle Quality Insight	Supplies-Phd	150.00
Pitney Bowes	Supplies-Trs	157.37
Pritchard's of Northwood Inc	Service-Phd	213.67
Qwest	Service-Eng	1,578.42
Radiologist of North Iowa Pc	Service-Mex	34.00
Randall Ready Mix Llc	Rent-Eng	315.00
Redinger, Shanan	Election-Aud	74.25
Reindl Repair	Service-Eng	815.50
Reserve Account	Postage-Trs	1,000.00
Rohne, Joel	Mileage-Aud	245.34
Rollins, Sarah	Mileage-Hha	143.00
Scott Van Keppel Llc	Parts-Eng	717.22
Secretary of State	Fee-Shf	30.00
Severson, Ryan	Mileage-Plz	5.64
Sioux Sales Co	Supplies-Shf	132.35
Smith, Candace	Mileage-Aud	78.38
Sorbo, Mary	Election-Aud	78.38
Staples Credit Plan	Exp-Phd	144.55
State Hygienic Laboratory	Service-San	450.00
Streich, Norma	Election-Aud	82.50
Stumo, Ilyce	Election-Aud	4.13
The Pride Group	Service-Mha	1,603.32
Thomas, Dylan	Service-Mha	35.00
Torgeson, Beverly M	Election-Aud	78.38
Tractor Interior Upholstery	Parts-Eng	48.30
Trenhaile, Judith	Election-Aud	82.61
Truax Company Inc	Supplies-Con	26.59
U S Postal Service	Postage-Asr	414.75
Van Den Broeke, Denise	Service-Att	7.00
Ver Helst Snyder Drug	Supplies-Shf	410.08
Verizon Wireless	Service-It/Gis	535.38
Viafield	Supplies-Con	7.49
Visa	Exp-Phd	2,200.87
Waste Management	Service-Recy	1,856.74
Weatherwax, Linda	Election-Aud	116.03
Wendt, Barbara	Election-Aud	109.81
Willsher, Arlene	Election-Aud	78.38

Winnebago Co Auditor	Reimburse-Mha	7,460.60
Worth County	Health Ins Prem	1,517.00
Worth County Extension	Edu-Con	35.00
Worth County P H	Exp-Phd	94.99
Worth County Public	Labor-Tra	590.00
	GRAND TOTAL	308,301.73

The meeting adjourned until 9:00 A.M., May 2, 2011.

Auditor

Chairperson