

December 3, 2018

Forty-eighth Day

The Worth County Board of Supervisors met pursuant to adjournment with Ken Abrams, Merlin Bartz and Mark Smeby present.

Unless otherwise indicated, all of the following motions offered at this meeting were carried with the following vote: Ayes: Abrams, Bartz and Smeby. Nays: none. Abstentions: none. Absent: None.

Abrams led the meeting in the Pledge of Allegiance.

Motion by Bartz, second by Smeby, carried to approve the November 26, 2018 board minutes.

Motion by Smeby, second by Bartz, carried to approve the Agreement of Services between Worth County and Pathology Associates of Mason City.

Motion by Bartz, second by Smeby, carried to approve the FY17/18 Annual Urban Renewal Report.

Motion by Smeby, second by Bartz, carried to approve drainage claims in the amount of \$18,789.40 as per the following schedule:

Terry O'Hern	DD #2 Main	Beaver Trapping	\$350.00
Bruce Bailey	DD #21 West Main	Right of Way	\$2,047.00
Helen Faber	DD #21 West Main	Right of Way	\$12,126.40
Worth County Treasurer	DD #2 Main	Admin Fees 17	\$414.00
Worth County Treasurer	DD #2/Jensen Lat Main	Admin Fees 17	\$46.00
Worth County Treasurer	DD #3 Main	Admin Fees 17	\$67.00
Worth County Treasurer	DD #4 Main	Admin Fees 17	\$101.00
Worth County Treasurer	DD #5	Admin Fees 17	\$67.00
Worth County Treasurer	DD #6/Lat 9	Admin Fees 17	\$72.00
Worth County Treasurer	DD #7/Lat 4B	Admin Fees 17	\$10.00
Worth County Treasurer	DD #8	Admin Fees 17	\$39.00
Worth County Treasurer	DD #10/Lat 8	Admin Fees 17	\$24.00
Worth County Treasurer	DD #11/Lat 35	Admin Fees 17	\$26.00
Worth County Treasurer	DD #11/Lat 67	Admin Fees 17	\$21.00
Worth County Treasurer	DD #18	Admin Fees 17	\$90.00
Worth County Treasurer	DD #23/Lat 2	Admin Fees 17	\$15.00
Worth County Treasurer	DD #23/Lat 6	Admin Fees 17	\$31.00
Worth County Treasurer	DD #23 Lat 9	Admin Fees 17	\$95.00
Worth County Treasurer	DD #35	Admin Fees 17	\$24.00
Worth County Treasurer	DD #37	Admin Fees 17	\$19.00
Worth County Treasurer	DD #40	Admin Fees 17	\$15.00
Worth County Treasurer	DD #46/Lat 9	Admin Fees 17	\$30.00
Worth County Treasurer	DD #54	Admin Fees 17	\$45.00
Worth County Treasurer	DD #327 Main	Admin Fees 17	\$169.00
Worth County Treasurer	DD #25	Admin Fees 17	\$30.00
Worth County Treasurer	DD #11/Lat 41 Sys	Admin Fees 17	\$52.00
Worth County Treasurer	DD #1	Admin Fees 18	\$32.00
Worth County Treasurer	DD #3 Main	Admin Fees 18	\$67.00
Worth County Treasurer	DD #3/Lat 3 Lower	Admin Fees 18	\$6.00
Worth County Treasurer	DD #3/Lat 3 Upper	Admin Fees 18	\$40.00
Worth County Treasurer	DD #7 CO	Admin Fees 18	\$143.00
Worth County Treasurer	DD #8	Admin Fees 18	\$39.00
Worth County Treasurer	DD #8 CO	Admin Fees 18	\$39.00

Worth County Treasurer	DD #11 MA	Admin Fees 18	\$868.00
Worth County Treasurer	DD #11 MF	Admin Fees 18	\$415.00
Worth County Treasurer	DD #11 L58	Admin Fees 18	\$45.00
Worth County Treasurer	DD #13 OPEM D	Admin Fees 18	\$271.00
Worth County Treasurer	DD #18 M CO	Admin Fees 18	\$90.00
Worth County Treasurer	DD #19 M	Admin Fees 18	\$158.00
Worth County Treasurer	DD #22 MT	Admin Fees 18	\$96.00
Worth County Treasurer	DD #22 L10B	Admin Fees 18	\$8.00
Worth County Treasurer	DD #23 Main	Admin Fees 18	\$299.00
Worth County Treasurer	DD #23 L9C	Admin Fees 18	\$17.00
Worth County Treasurer	DD #33	Admin Fees 18	\$84.00
Worth County Treasurer	DD #46/Lat 9	Admin Fees 18	\$30.00
Worth County Treasurer	DD #68 CO	Admin Fees 18	<u>\$17.00</u>
		Grand Total	\$18,789.40

Motion by Smeby, second by Bartz, carried to recess the regular session at 9:24 A.M.

Motion by Smeby, second by Bartz, carried to open the public hearing for 2018.12.03 Renewable Energy Property Ordinance at 10:00 A.M. Public comment was heard. A list of those in attendance and those who testified along with the letters received are available at the auditor's office.

Motion by Abrams, second by Bartz, carried to close the public hearing at 11:49 A.M.

Motion by Smeby, second by Bartz, carried to reconvene the regular session at 11:57 A.M.

Supervisor Bartz submitted and read a technical correction amendment to Ordinance 2018.12.03.

Supervisor Abrams read Ordinance 2018.12.03 as amended.

Worth County Ordinance 2018.12.03

Title: Renewable Energy Provisions

Section 1. Applicability.

This ordinance shall apply to Renewable Energy Property including a Solar Energy System as defined under Iowa Code Section 441.21 (8) (c) (1) or (2) or a Wind Energy Conversion Property eligible to be taxed under Worth County Ordinance 94/12/5 as defined by Iowa Code Section 427B.26 (4) (b).

Section 2. Qualifying County Infrastructure Projects.

For purposes of this ordinance, "county infrastructure projects" shall be defined as:

1. Bridge and road repair and replacement, and/or,
2. Courthouse repair, renovation, or construction, and/or,
3. Sanitary sewer projects in unincorporated areas of the county, and/or,
4. Other infrastructure projects which Worth County singularly undertakes or jointly undertakes as part of another or with other governmental entities organized under Iowa law.

Section 3. Property Eligible For Exemption.

Renewable Energy Property qualifying under the applicable provisions of Section 1 of this ordinance and proposed for construction in townships in Worth County not zoned as of the effective date of this ordinance shall be considered exempt from future county zoning restrictions and requirements if any percentage of the value of such property is prospectively committed for county infrastructure projects.

Section 4. Additional Qualifying Conditions.

For purposes of this ordinance, “prospectively committed” shall mean the passage through county resolution of a formula by which a valuation percentage of a future Renewable Energy Project is designated in whole or in part for county infrastructure projects as defined in Section 2.

Section 5. Severability Clause.

If any section, provision, or other part of this ordinance shall be adjudged invalid or unconstitutional, said adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or other part thereof not adjudged invalid or unconstitutional.

Section 6. Effective Date.

This ordinance shall be in effect upon its final passage, approval, and publication as provided by law.

Motion by Bartz, second by Abrams, carried to approve the first of three readings of Ordinance 2018.12.03 as amended. Ayes: Bartz, Smeby, Abrams; Nays: None; Absent: None.

The second reading of Ordinance 2018.12.03 will be on December 10, 2018.

Motion by Smeby, second by Bartz, carried to adjourn at 12:11 P.M. The next meeting of the Board of Supervisors will be Monday, December 10, 2018 at 9:00 A.M.

Jacki A. Backhaus
Auditor

Kenneth J. Abrams
Chairperson