

November 15, 2022

Forty-sixth Day

The Worth County Board of Supervisors met pursuant to adjournment with Mark Smeby, Enos Loberg and A.J. Stone, present. All members voting "AYE" unless noted.

Meeting called to order by Smeby, followed by the Pledge of Allegiance.

Motion Stone/Second Loberg to approve today's agenda and minutes from November 7, 2022 meeting. Motion carried.

Motion Loberg/Second Stone to approve claims in the amount of \$47,480.09 as per the following schedule. Motion carried.

Agvantage Fs Inc	Fuel-Eng	13,359.25
Ajb Enterprise Llc	Service-Eng	542.50
Brian M Kuchay, Md	Ems Contract	200.00
Brightree Home Health & Hospice Llc	Service-Phd	3,080.91
Carquest Auto Parts Inc	Supplies-Eng	3,377.88
Certified Laboratories	Supplies-Eng	871.85
City Of Fertile	Service-Eng	73.25
City Of Kensett	Service-Eng	51.60
Culligan Of Mason City	Service-Shf	232.10
Diamond Mowers Inc	Parts-Eng	173.28
Fallgatter's Market Inc	Supplies-Con	46.43
Fleetpride	Service-Eng	1,675.10
Frank Stearns	Service-Mex	200.00
Grafton Welding	Service-Eng	419.00
Heartland Power Coop	Service-Wwt	2,955.82
Henry M. Adkins & Son Inc.	Supplies-Aud	137.69
Huber Supply Co Inc	Supplies-Eng	400.89
Ia Apco	Dues-Shf	100.00
Ia State Sheriffs & Deputies Association	Dues-Shf	400.00
Institute Of Ia Cert Assessors	Edu-Asr	315.00
Jim Hunt Electric Llc	Service-Ema	879.15
Kelly Hardware	Supplies-Eng	334.84
Law Offices Of Hopkins & Huebner, P.C.	Service-Eng	675.00
Lawson Products Inc	Parts-Eng	165.50
Naco	Dues-Org	450.00
Napa Auto Parts	Supplies-Eng	40.99
Nelson Family Trust	Rent-Shf	300.00
Northwood Anchor Inc	Service-Eng	476.80
State Hygienic Laboratory	Service-San	340.00
Thrifty White Pharmacy	Supplies-Shf	20.56
Tom Mason	Well-San	500.00
Ulland Brothers Inc	Rock-Eng	5,399.94

Viafield	Supplies-Eng	957.50
Wex Bank	Service-Tra	2,238.52
Worth County Engineer	Fuel-Con	974.63
Worth Lumber Co	Supplies-Eng	18.30
Ziegler Inc	Service-Eng	5,095.81
	Grand Total	<hr/> 47,480.09

Motion Stone/Second Loberg to approve the monthly clerk of court report. Motion carried.

Motion Loberg/Second Stone to approve payroll eligibility verification for Samuel Warren at \$97,000/year as IT Director. Motion carried.

Motion Stone/Second Loberg to approve the adoption of a resolution entitled “Resolution to Declare Necessity and Establish an Urban Renewal Area, Pursuant to Section 403.4 of the Code of Iowa and Approve Urban Renewal Plan Amendment for the Worth County Consolidated Urban Renewal Area.” Roll Call: Stone – Aye, Loberg – Aye, Smeby – Aye. Motion carried.

RESOLUTION NO. 2022.11.15

Resolution to Declare Necessity and Establish an Urban Renewal Area, Pursuant to Section 403.4 of the Code of Iowa, and Approve Urban Renewal Plan Amendment for the Worth County Consolidated Urban Renewal Area

WHEREAS, as a preliminary step to exercising the authority conferred upon Iowa counties by Chapter 403 of the Code of Iowa (the “Urban Renewal Law”) a county must adopt a resolution finding that one or more slums, blighted or economic development areas exist in the county and that the development of such area or areas is necessary in the interest of the public health, safety or welfare of the residents of the county; and

WHEREAS, the Board of Supervisors (the “Board”) of Worth County, Iowa (the “County”) by resolution previously established the Worth County Consolidated Urban Renewal Area (the “Urban Renewal Area”) and adopted an urban renewal plan (the “Plan”) for the governance of projects and initiatives to be undertaken therein; and

WHEREAS, a proposal has been made which shows the desirability of expanding the Urban Renewal Area to add and include all the property (the “Property”) described on Exhibit A (on file at Auditor’s Office) for ; and

WHEREAS, the proposal demonstrates that sufficient need exists to warrant finding the Property to be an economic development area; and

WHEREAS, an amendment (the “Amendment”) to the Plan has been prepared which (1) covers the addition of the Property to the Urban Renewal Area; and (2) authorizes the undertaking of new urban renewal projects in the Urban Renewal Area

consisting of (i) using tax increment financing to pay the costs of renovating and remodeling the existing County Courthouse and Jail or constructing a new County Courthouse and Jail; (ii) using tax increment financing to pay the costs of constructing county road and bridge improvements in order to enhance transportation infrastructure and encourage the promotion of economic development; and (iii) using tax increment financing to provide credit support to Readifuels-Iowa, LLC in connection with the installation of the pipeline from Hanlontown to Manly Terminal; and

WHEREAS, notice of a public hearing by the Board on the question of establishing the Property as part of the Urban Renewal Area and on the proposal to adopt the Amendment was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Council has conducted said hearing on October 17, 2022; and

WHEREAS, the Planning and Zoning Commission of the County has reviewed and commented on the proposed Amendment; and

WHEREAS, copies of the Amendment, notice of public hearing and notice of a consultation meeting with respect to the urban renewal plan were mailed to the Northwood-Kensett Community School District, the Lake Mills Community School District, the St. Ansgar Community School District, the Central Springs Community School District and the City of Northwood; the consultation meeting was held on October 3, 2022; and responses to any comments or recommendations received following the consultation meeting were made as required by law; and

WHEREAS, portions of the Property lie within and within two miles of the incorporated limits of the Cities of Fertile, Iowa; Grafton, Iowa; Hanlontown, Iowa; Joice, Iowa; Kensett, Iowa; Manly, Iowa; and Northwood, Iowa (collectively known as the “Cities”), and pursuant to Section 403.17, the Cities have executed joint agreements (the “Joint Agreements”) consenting to the County’s proposed urban renewal activity on the Property; and

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 on the Property.

Section 2. The Property is hereby declared to be an urban renewal area, in conformance with the requirements of Chapter 403 of the Code of Iowa, and is hereby designated the Worth County Consolidated Urban Renewal Area.

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

Section 4. It is hereby determined by this Board of Supervisors as follows:

The Amendment and the proposed projects and initiatives described therein conform to the general plan of the County as a whole;

Proposed projects described in the Amendment are necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

- C. It is not anticipated that any families will be displaced in connection with the County's undertakings under the Amendment. Should such issues arise, then the County will develop a feasible method of relocating any displaced persons into decent, safe and sanitary dwelling accommodations within their means and without undue hardship.

Section 5. The Amendment is made a part hereof and is hereby in all respects approved in the form presented to this Board, and the County is hereby authorized to undertake the projects and initiatives described therein. The Joint Agreements are hereby approved, and the Chairperson and County Auditor are hereby authorized and directed to execute said Joint Agreements on behalf of the County.

Section 6. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved November 15, 2022.

Mark Smeby, Chairperson, Board of Supervisors
Attest: Jacki A. Backhaus, County Auditor

Supervisor Smeby introduced an ordinance entitled "Ordinance No. 2022.11.15. An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the 2022 Addition to the Worth County Consolidated Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa."

Motion Stone/Second Loberg to adopt Ordinance No. 2022.11.15. An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the 2022 Addition to the Worth County Consolidated Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa. Roll Call: Stone – Aye, Loberg – Aye, Smeby – Aye. Motion carried. The Chairperson declared that the ordinance had been given its initial consideration.

Motion Stone/Second Loberg that the statutory rule requiring an ordinance to be considered and voted on for passage at two Board meetings prior to the meeting at which it is to be finally approved be suspended. Roll Call: Stone – Aye, Loberg – Aye, Smeby – Aye. Motion carried.

Motion Stone/Second Loberg that the ordinance entitled "Ordinance No. 2022.11.15. An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the 2022 Addition to the Worth County Consolidated Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa," now be put upon its final consideration and adoption. Roll Call: Stone – Aye, Loberg – Aye, Smeby – Aye. Motion carried.

Chairperson Smeby recessed the regular session at 8:55 A.M.

Chairperson Smeby reconvened the regular session at 9:05 A.M. to conduct the 2022 General Election Canvass.

The Board of Supervisors proceeded to canvass the results of the votes of the 2022 General Election for the United States Senator, United States Representative – District 2, Governor/Lieutenant Governor, Secretary of State, Auditor of State, Treasurer of State, Secretary of Agriculture, Attorney General, State Senator-District 30, State House of Representatives - District 60, Constitutional Amendment 1, two Supreme Court Justices, two Court of Appeals Judges and one District 2A Judges were made and certified to the Secretary of State as provided by law. We hereby certify that 3,273 ballots were cast in Worth County at the General Election on November 8, 2022.

The vote for said offices and the County, Township, and Soil & Water Conservation District Commission, Agriculture Extension Council Member offices and County Public Measure A, pursuant to Iowa Code Chapter 50.24, were tabulated and the results were declared as set forth in the election records which, by this reference, is made part of these proceedings.

County officers were declared as follows:

County Supervisor, District 1 – Aaron Stone
County Supervisor, District 3 – Enos Loberg
County Treasurer – Jake Hanson
County Recorder – Teresa Olson
County Attorney – Jeffrey H. Greve

Township officers were declared as follows:

Barton Township: Trustees – Joseph E. Nydegger, Dennis Meyer
Clerk – Pamela Meyer
Bristol Township: Trustees – Daniel Martinson, Eliot Evans
Clerk – Bruce Burdick
Brookfield Township: Trustees – Brenda Tenold-Moretz, Randy Hengesteg
Trustee to fill vacancy – William Imlau
Clerk – Theresa M. Cooper
Danville Township: Trustees – Justin Faber, Joe Thompson
Clerk – Kevin Knudson
Deer Creek Township: Trustees – Martin Cotter, Ron Davidson
Clerk – Jeff Moretz
Fertile Township: Trustees – Andrew Hansen, Randy Oswald
Clerk – Peter Brattrud
Grove Township: Trustees – Sharyl Nestor, Daniel J. Hendrikson
Clerk – Annika Schreiber
Hartland Township: Trustees – Kyle Wallin, Matt Hengesteg
Clerk – Linda Loken
Kensett Township: Trustees – Roger Harris, Ken Parcher
Clerk – Kristine M. Gordon
Lincoln Township: Trustee – Dennis L. Kruger, Dennis Dahl
Clerk – Brad Dietrich
Silver Lake Township: Trustees – Rob Nelson, Larry Maher
Clerk – Allan Wogen
Union Township: Trustees – Paul Hackbart, Justin John Kruger

Clerk – William H. Borchardt

Soil and Water Conservation District Commissioners declared as follows: James Iverson & Russell Olson.

Agriculture Extension Council Members were declared elected as follows: Christopher Chodur, Curtis Schaub, Brenda Reicherts, Sarah Hagen and Dennis Schipull.

Agriculture Extension Council Member – to Fill Vacancy was declared elected as follows: Jennifer Patterson.

Worth County Pubicl Measure A – Yes (52.57%), No (47.43%) – Did not Pass.

Motion Stone/Second Loberg to adjourn at 9:57 A.M. Motion carried.

Jacki A. Backhaus
Auditor

Mark Smeby
Chairperson