

Sibley, Iowa  
November 22, 2022

The Osceola County Board of Supervisors met pursuant to law and adjournment at 8:45 am at Osceola County Courthouse Board Room in Sibley, Iowa with the following members present: Ed Jones, Mike Schulte, LeRoy DeBoer, Jayson Vande Hoef, and Jerry Helmers. Absent: None.

Schulte moves to approve the November 22, 2022 agenda. Second by DeBoer. All vote aye. Motion carried.

It was moved by Vande Hoef, second by Schulte to approve November 15, 2022 minutes. All vote aye. Motion carried.

DeBoer moves to approve the December schedule as follows: December 13<sup>th</sup>, and 27<sup>th</sup> with claims being paid on the 13<sup>th</sup> and 27<sup>th</sup>. Second by Helmers. All vote aye. Motion carried.

The Board did not receive any itemized bids from the contractors who put in a bid for the storage shed. One of the bidders withdrew his bid. It was moved by Jones, second by DeBoer to reject all bids and advertise again in January for this project. Ayes- Jones, DeBoer, Schulte, Helmers. Nay – None. Abstain- Vande Hoef.

It was moved by Schulte, second by DeBoer to approve Kwik Trip, Inc Class E liquor license. All vote aye. Motion carried.

Jones moves to approve the request from Melvin 313 Club for a fireworks permit for December 3, 2022. Second by Vande Hoef. All vote aye. Motion carried.

It was moved by Jones, second by DeBoer to approve the pay increase for Trevor Gries, as deputy/jailer to \$58,112. All vote aye. Motion carried.

Schulte moves to approve to Certify the TIF reports for FY 2023/2024 and approve the State reports for 2021/2022. Second by Jones. All vote aye. Motion carried.

The representative from Discovery House and Daniel House had the wrong date down to meet with the Board. They will reschedule.

Payroll registers from November 16<sup>th</sup> and 18<sup>th</sup> were reviewed.

Jones moves to pay claim #920 to Bosma Water Service. Second by DeBoer. Ayes- Jones, DeBoer, Schulte, Helmers. Nay- None. Abstain-VandeHoef. Motion carried. It was moved by Schulte, second by Jones to pay the remainder of the claims. All vote aye. Motion carried.

At 9 am a public hearing was held for the first consideration of Ordinance #61 Providing for the Repeal of County Ordinance #47 Providing for the Division of Taxes Levied on certain Taxable Property in Osceola County Urban Renewal Area 7. With no written or oral comments received the public hearing was closed. Vande Hoef moves to approve the first consideration of Ordinance #61. Second by Schulte. All vote aye. Motion carried.

It was moved by Schulte, second by DeBoer to waive the second and third consideration of Ordinance # 61 Providing for the Repeal of County Ordinance #47 Providing for the Division of Taxes Levied on certain Taxable Property in Osceola County Urban Renewal Area 7. All vote aye. Motion carried.

This being the time and place specified for taking action on the proposal to incur non-current debt in an amount not to exceed \$152,370, the County Auditor announced that no written objections had been placed on file. Whereupon, the Chairperson called for any written or oral objections, and there being none, the Chairperson closed the public hearing.

After due consideration and discussion, Supervisor Jones introduced the following resolution and moved its adoption, seconded by Supervisor Vande Hoef. The Chairperson put the question upon the adoption of said resolution, and the roll being called, the following Supervisors voted:

Ayes: Jones, Vande Hoef, Schulte, De Boer, Helmers. Nays: None.

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

RESOLUTION NO 28 22/23

Authorizing Internal Loan to Fund Urban Renewal Project Costs

WHEREAS, the Board of Supervisors of Osceola County, Iowa (the "County"), has established the 2003 Urban Renewal District 1 (Spirit Lake Ethanol, LLC a.k.a. Otter Creek Ethanol, LLC) (the "Urban Renewal Area") and has established the 2003 Urban Renewal District 1 (Spirit Lake Ethanol, LLC a.k.a. Otter Creek Ethanol, LLC) Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has undertaken the Osceola County Enterprise Park Property Acquisition Grant Assistance Program (the "Grant Assistance Program") as an urban renewal project in the Urban Renewal Area; and

WHEREAS, it has been proposed that the County facilitate an internal advance of funds in the amount of \$152,370 in order to provide an economic development grant (the "Grant") to MBN Brothers, LLC under the Grant Assistance Program, and, pursuant to Section 331.479 of the Code of Iowa, the County has published notice and has held a public hearing on such proposal on November 22, 2022, and

WHEREAS, the County desires to make the Grant eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors, as follows:

Section 1. It is hereby directed that ONE HUNDRED FIFTY-TWO THOUSAND THREE HUNDRED SEVENTY DOLLARS (\$152,370) be advanced (the "Advance") for the funding of the Grant from the County's General Fund (the "Source Fund"). The Advance shall be repaid to the Source Fund, without interest, out of future incremental property tax revenues received into the Tax Increment Fund.

It is intended that the Advance shall be repaid in one or more annual installment(s) on or before June 1, 2026, provided however that repayment of the Advance is subject to the determination of the Board of Supervisors that there are incremental property tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Fund relative to the Advance, and the Board of Supervisors reserves the right to appropriate funds, or to withhold such appropriation, at its discretion.

Section 2. A copy of this Resolution shall be filed in the office of the County Auditor of Osceola County to evidence the Advance. Pursuant to Section 403.19 of the Code of Iowa, the County Auditor is hereby directed to certify, no later than December 1, 2022, the original amount of the Loan.

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

PASSED AND APPROVED on November 22, 2022.

Jessica Rohrs, Family Crisis Center gave their annual report and funding request of \$3,500 for FY 23/24.