

BOARD PROCEEDINGS

EIGHTH DAY

FEBRUARY 15, 2005

The Board of Supervisors met pursuant to adjournment. Present were Eugene Elsbecker, Chairman, Don Besch, Lee Froehlich, Don McGregor, and Jack Plathe. Absent none.

Motion by Besch and 2nd by McGregor to approve the minutes of the previous meeting. Ayes all, Nays none. Motion carried unanimous.

Motion by Froehlich and 2nd by Plathe to approve the agenda. Ayes all, Nays none. Motion carried unanimous.

Public Discussion and Committee Reports were held.

Motion by Besch and 2nd by McGregor to reinstate Homestead Tax Credit to Bruce Johnson for the following property, Algona Inc 7512201134006, 1403 E Poplar, in accordance with the Code of Iowa and advice of assessor. Ayes all, Nays none. Motion carried unanimous.

Motion by Froehlich and 2nd by Elsbecker to approve the 1st Reading of Ordinance 14. Ayes all, Nays none. Motion carried unanimous.

Motion by McGregor and 2nd by Elsbecker to approve Resolution 02-15-05-01 to authorize the Kossuth County Auditor to transfer \$5000 from the General Basic Fund to the Conservation Reserve Fund, as was agreed upon during budget 2005-2006. If over \$25,000 was collected for camping fees, shelter fees, and equipment fees, the board would move \$5000 for matching money for grants. Roll Call Vote: Plathe no, McGregor yes, Froehlich no, Besch no, Elsbecker yes. Motion failed 3 no, 2 yes.

Motion by Besch and 2nd Plathe to approve Tom Ristau as new member of the Conservation Board. Ayes all, Nays none. Motion carried unanimous.

Motion by Plathe and 2nd by Froehlich to approve bid of \$10,795 for lawn tractor and accessories from J.B. Mertz & Sons, purchase for Courthouse. Ayes all, Nays none. Motion carried unanimous. Bids were taken from J.B. Mertz & Sons, Ernie Williams LTD. and Buscher Bros. Corp.

Motion by Froehlich and 2nd by Plathe to approve Enterprise Certification for City of West Bend. Roll Call Vote: Besch yes, Froehlich yes McGregor yes, Plathe yes, Elsbecker yes. Motion carried unanimous.

Motion by Elsbecker and 2nd by McGregor to approve Resolution #10 for the City of West Bend.

Kossuth County, Iowa

Resolution No. 10

RESOLUTION APPROVING THE APPLICATION TO THE IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT REQUESTING CERTIFICATION OF AN ENTERPRISE ZONE IN KOSSUTH COUNTY.

WHEREAS, Kossuth County, Iowa, (hereinafter referred to as "County") is a political subdivision organized and existing under the laws and the constitution of the State of Iowa (hereinafter referred to as "State"); and

WHEREAS, the purpose of Iowa Code Sections 15E.191 through 15E.196 is to promote new economic development in economically distressed areas by encouraging communities to target resources in ways that attract productive private investment; and

WHEREAS, administrative rules adopted by the Iowa Department of Economic Development (hereinafter referred to as "Department") require the County to approve, by resolution, the establishment of an enterprise zone and the submission of an application requesting certification to the Iowa Department of Economic Development Board (hereinafter referred to as "Board"); and

WHEREAS, Iowa Code Section 15E.196 enumerates incentives or assistance for an eligible business located in an enterprise zone. For purposes of determining the incentives or assistance provided in Section 15E.196, "*eligible business*" means a business which has been approved to receive incentives and assistance by the Department pursuant to application as provided in Section 15E.196 of the Iowa Code. One of the incentives listed is the County for which an eligible enterprise zone is certified may exempt from all property taxation all or a portion of the value added to the property upon which an eligible business locates or expands in an enterprise zone and which is used in the operation of the eligible business. (Under Article 8; Section 6, the Commission will utilize the decision matrix forms in determining the property tax exemption under the Enterprise Zone Benefits. Refer to Attachment Amended Resolution #1).

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY AS FOLLOWS:

SECTION 1. The County certifies that it is an eligible participant and meets the following required distress criteria pursuant to Iowa Code Section 15E.194: (Choose all that apply – must have at least 2)

- The County has an average weekly wage that ranks among the bottom twenty-five counties in the state based on the 2000 annual average weekly wage for employees in private business.
- The County has a family poverty rate that ranks among the top twenty-five counties in the state based on the 2000 census.
- The County has experienced a percentage population loss that ranks among the top twenty-five counties in the state between 1995 and 2000.
- The County has a percentage of persons sixty-five years of age or older that ranks among the top twenty-five counties in the state based on the 2000 census.

SECTION 2. The County hereby requests enterprise zone certification from the Board, pursuant to Iowa Code Section 15E.192, for **90.17 acres** described below, which the County verifies the total amount of land designated as enterprise zones under Iowa Code Section 15E.192, Subsections 1 and 2, and any other enterprise zones certified by the Department, excluding those approved pursuant to Iowa Code Section 15E.194, Subsection 4, does not exceed in the aggregate one (1) percent of the total county area (623,248 or 623,251.20 acres).

(See attached legal descriptions and site maps)

SECTION 3. The County shall provide a copy of this resolution to the Department and shall file this resolution with the Kossuth County Assessor.

SECTION 4. All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. The provisions of this resolution are hereby declared to be severable and if any section, phrase, or provision shall be for any reason declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases, and provisions hereof.

SECTION 6. This resolution shall become effective immediately upon its passage and approval.

Passed and approved this 15th day of February, 2005.

Roll call Vote: Besch pass, Froehlich yes, McGregor pass, Plathe yes back to Besch no, McGregor yes and Elsbecker yes. Motion carried 4-1.

On motion adjournment was taken until February 22, 2005.

Attest: _____

Joann Bormann
Kossuth County Auditor

Eugene Elsbecker, Chairman
Board of Supervisors