

MONTGOMERY COUNTY SUPERVISORS MINUTES  
October 1, 2009

The Montgomery County Board of Supervisors met in quorum, Thursday, October 1, 2009, at 9:00 a.m. at the courthouse for their regular meeting. The meeting was called to order by Chairman Bryant Amos. There was a roll call of members with Supervisors Amos, Glen Benskin, Karen Blue, and Steve Ratcliff present. Supervisor Donna Robinson was absent.

Motion to approve the agenda by Benskin, second by Ratcliff. Roll call: Yes: Amos, Benskin, Blue, Ratcliff. No: None. Motion carried.

Minutes of the Merged Area XIV Canvass of September 28, 2009 were approved as read. The Chairman called for public comments. There were no audience comments.

The Supervisors shared their weekly committee/assignment updates. Ratcliff reported he had attended a Zion Recovery meeting. Blue attended a Red Oak Chamber and Industry meeting and a Montgomery County Memorial Hospital Board meeting. Benskin mentioned an upcoming meeting in Clarinda regarding the potential closing of the Clarinda Mental Health Institute and encouraged other supervisors to attend the meeting.

In the Secondary Roads Update, Engineer Brad Skinner asked for the FEMA flood repair project be awarded to the low bidder. Motion by Ratcliff, second by Benskin to award the FEMA 08-(9-10-11)-09-5 contract to Vernon Pierson at the low bid of \$82,124.50. Roll Call: Yes: Amos, Benskin, Blue, Ratcliff. No: None. Motion passed.

Skinner asked that the surplus equipment sealed bids received at the Engineer's Office by 3:30 p.m. the 20<sup>th</sup> of October be presented with award recommendations be put on the agenda for October 22<sup>nd</sup>. He also asked that the Coburg project recommendation be put on the agenda next week. He briefed the Board on the progress of the Stanton maintainer shed, and two potential ponds that the NRCS is recommending as flood protection projects to be done in approximately three years.

Auditor Joni Ernst forwarded the courthouse maintenance manager's request that the Board consider automatic flush toilets in the public men's restroom. The consensus was the money could be better used on other projects at this time.

Motion by Blue, second by Ratcliff to approve the City of Elliott-owned property abatements for 409 3<sup>rd</sup> Street, 401 5<sup>th</sup> Street, and Lot 11 of the SE ¼ of Section 1-Township 73-Range 38. Roll call: Yes: Blue, Ratcliff, Amos, Benskin. No: None. Motion carried.

Red Oak City Manager Brad Wright was present to ask the Board to support the extension of TIF revenue funding for K&D Properties. Motion by Blue, second by Ratcliff to approve Resolution 09-18, read as follows:

**RESOLUTION TO ALLOW THE CITY OF RED OAK TO USE  
INCREMENTAL PROPERTY TAX REVENUES FOR AN ADDITIONAL FIVE  
YEARS**

**WHEREAS**, the City of Red Oak, Iowa (the "City") has established the Red Oak Urban Renewal Area (the "Urban Renewal Area"), pursuant to Chapter 403 of the Code of Iowa which includes the real property described on Exhibit A hereto (the "Property"); and **WHEREAS**, project development needs with respect to the Property will require that the City use incremental property tax revenues, as provided for in Section 403.19 of the code of Iowa, to be received with respect to the Property to pay the cost of certain public improvements related to the development of residential housing (the "Project"); and **WHEREAS**, Section 403.22 of the Code of Iowa prohibits cities from collecting incremental property tax revenues for this type of project for more than eleven years without the consent of any affected county, school district and community college; and

**WHEREAS**, the City Council of the City has requested that the Board of Supervisors of Montgomery County, Iowa, approve this resolution in order to allow the City to use incremental property tax revenues from the Property for five additional fiscal years, as provided by law;

**NOW THEREFORE**, it is resolved by the Board of Supervisors of Montgomery County, Iowa, as follows:

Section 1. Pursuant to Section 403.22 of the Code of Iowa, this Board hereby approves the use by the City of Red Oak, Iowa, of future incremental property tax revenues produced with respect to the Property, for a total period of up to fifteen fiscal years, beginning with the second fiscal year after the year in which the City first certified debt with respect to the Property to the Montgomery County Auditor.

Section 2. The County Auditor is hereby directed to forward an executed copy of this Resolution to the City Council of Red Oak.

Passed and approve the 1<sup>st</sup> day of October, 2009.

Roll call: Yes: Amos, Benskin, Blue, Ratcliff. No: None. Motion carried.

Motion by Ratcliff, second by Benskin to receive the SIRHA 2008 Annual Report. Roll call: Yes: Amos, Benskin, Blue, Ratcliff. No: None. Motion carried.

Motion by Benskin, second by Ratcliff to receive the ICAP 2008 Annual Report. Roll call: Yes: Blue, Ratcliff, Amos, Benskin. No: None. Motion carried.

Agenda items discussed for next regular board meeting were the Coburg project, Jail Committee report, Clarinda Mental Health meeting, claims, and payroll.

Next regular meeting is scheduled for Thursday, October 8, 2009 at 9 a.m. Motion by Benskin, second by Ratcliff to adjourn. All in favor. Meeting adjourned at 9:45 a.m.

BRYANT AMOS, CHAIRMAN

ATTEST: JONI K. ERNST, AUDITOR