

PROCEEDINGS: Winnebago Co.

WINNEBAGO COUNTY BOARD OF SUPERVISORS June 2, 2020

The Winnebago County Board of Supervisors met in session at 9:00 A.M. June 2, 2020 adjourned from June 1, 2020.

Present: Supervisors Stensrud, Jensvold, and Durby Absent:

The meeting is held today via You Tube and a conference call. This is due to COVID-19 and heightened public health risks.

On a motion by Durby and seconded by Stensrud the Supervisors moved to open the Public Hearing for 2020 Internal TIF Debt Resolution. All voted aye. Motion carried.

There was no public comment. On a motion by Durby and seconded by Stensrud the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the 2020 Internal TIF Debt Resolution. All voted aye. Motion carried.

RESOLUTION NO 6-2-2020-01-01 AUTHORIZING INTERNAL ADVANCE TO FUND URBAN RENEWAL PROJECT COSTS

WHEREAS, the Board of Supervisors (the "Board") of Winnebago County, Iowa (the "County"), has established the Winnebago County UR-2 Economic Development Urban Renewal Area (the "Urban Renewal Area"); and

WHEREAS, the Board has also established the Winnebago County UR-2 Economic Development Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund"); into which all incremental property tax revenues received from the Urban Renewal Area should be deposited; and

WHEREAS, the Board has also identified a County Courthouse improvement project (the "Project") to be constructed in the Urban Renewal Area; and

WHEREAS, it has been proposed that the County approve an internal advance of funds in the amount of \$2,500,000 (the "Advance") in order to pay the costs of the Project, and the County desires to make the Advance eligible to be repaid from fu-

ture incremental property tax revenues to be derived from the Urban Renewal Area; and

WHEREAS, notice of a public hearing on approving the Advance as a non-current debt, pursuant to Section 331.479 of the Code of Iowa, was published, and the hearing was held;

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

Section 1. It is hereby directed that \$2,500,000 be advanced to the Tax Increment Fund from the County's Capital Projects Fund for the funding of the Project. The Advance shall be treated as a loan (the "Loan") to the Tax Increment Fund and shall be repaid to the Capital Projects Fund without interest, out of future incremental property tax revenues received into the Tax Increment Fund.

Payments on the Loan are subject to annual appropriation by the Board and to the determination of the Board that there are incremental property tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Fund.

Section 2. The Tax Increment Fund is hereby pledged to the repayment of the Loan, and a copy of this Resolution shall be filed in the office of the County Auditor to evidence this pledge. Pursuant to Section 403.19 of the Code of Iowa, the County Auditor is hereby directed to certify, no later than December 1, 2020, the original amount of the Loan as an obligation that is eligible to be repaid from future incremental property tax revenues, and to certify no later than December 1 of each succeeding year any remaining outstanding balance 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 June 2, 2020.

Bill Jensvold, Chairperson Attest: Karla Weiss, County Auditor The session was adjourned until 2:00 P.M. June 2, 2020.

Bill Jensvold, Chairperson Attest: Karla Weiss, Auditor Published in the Buffalo Center Tribune on Wednesday, June 17, 2020

Proceedings

WINNEBAGO COUNTY BOARD OF SUPERVISORS June 2, 2020

The Winnebago County Board of Supervisors met in session at 2:00 P.M. June 2, 2020 adjourned from June 2, 2020.

Present: Supervisors Stensrud, Jensvold, and Durby Absent:

The meeting is held today via You Tube and a conference call. This is due to COVID-19 and heightened public health risks.

At 2:00 P.M. there was discussion regarding the former Law Enforcement Center property located at 216 S Clark St, Forest City, IA 50436. On a motion by Stensrud and seconded by Durby the Supervisors moved to set a Public Hearing for Monday, June 8, 2020 at 9:00 A.M. All voted aye. Motion carried.

The session was adjourned until 9:00 A.M. June 8, 2020.

Bill Jensvold, Chairperson Attest: Karla Weiss, Auditor Published in the Buffalo Center Tribune on Wednesday, June 17, 2020

PUBLIC NOTICE

Legal Publication SUMMARY OF ENACTED WINNEBAGO COUNTY ORDINANCE NO.42

Pursuant to Chapter 380 of the Code of Iowa, notice is hereby given of the final passage of Ordinance No. 42 by the Board of Supervisors of Winnebago County, Iowa on June 16th, 2020. A summary of the ordinance is as follows:

1. The title of the ordinance is: "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF WINNEBAGO COUNTY, IOWA, BY ADDING A NEW CHAPTER, FLOOD PLAIN MANAGEMENT REGULATIONS."

2. The ordinance amends The Code of Ordinances for Winnebago County, Iowa by adding an Updated Ordinance, entitled FLOOD PLAIN MANAGEMENT ORDINANCE. It is the purpose of this chapter to protect and preserve the rights, privileges, and property of Winnebago County Iowa, and its residents and to preserve and improve the peace, safety, health, welfare, comfort and convenience of its residents by minimizing those flood losses described in this chapter with provisions designed to:

a. Restrict or prohibit uses which are dangerous to health, safety or property in times of flood or which cause excessive increases in flood heights or velocities.

b. Require that uses vulnerable to floods, including public facilities which serve such uses, be protected against flood damage at the time of initial construction or substantial improvement.

c. Protect individuals from buying lands which may not be suited for intended purposes because of flood hazard.

d. Assure that eligibility is maintained for property owners in the community to purchase flood insurance through the National Flood Insurance Program.

e. A violation of this ordinance shall be prosecuted in the same manner as misdemeanors are prosecuted and upon conviction the violator shall be punishable according to law; however, in addition to or in lieu of any criminal prosecution the County of Winnebago, Iowa shall have the power to issue a civil infraction for any violation of this chapter and shall be entitled to any fines, injunctive relief, and other remedies allowed the County of Winnebago, Iowa under the civil infraction provisions of the Code of Iowa. It is specifically declared that the failure of a developer, individual, or entity to comply with the provisions of this chapter or the Code of Iowa shall be a nuisance subject to all fines and remedies in this Code.

3. The entire ordinance is on file in the Auditor's office located at 126 S. Clark St. Forest City, Iowa and available for public inspection from Monday through Friday between the hours of 8 am and 4 pm Or online at https://www.winnebagocounty-ia.gov/departments/zoning-administrator

4. The ordinance becomes effective on June 19th, 2020. Matt Duve, Zoning Administrator.

Published in the Buffalo Center Tribune on Wednesday, June 17, 2020

NOTICE OF PUBLIC HEARING AMENDMENT OF FY2019-2020 CITY BUDGET

Form 653.C1

The City Council of \_\_\_\_\_ County, Iowa will meet at \_\_\_\_\_ in \_\_\_\_\_ County, Iowa at \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ (Date)

for the purpose of amending the current budget of the city for the fiscal year ending June 30, 2020 (year)

by changing estimates of revenue and expenditure appropriations in the following programs for the reasons given. Additional detail is available at the city clerk's office showing revenues and expenditures by fund type and by activity.

Table with 4 columns: Item, Total Budget as certified or last amended, Current Amendment, Total Budget after Current Amendment. Rows include Revenues & Other Financing Sources, Expenditures & Other Financing Uses, and various sub-items like Taxes, Public Safety, etc.

Explanation of increases or decreases in revenue estimates, appropriations, or available cash: increase for sewer repair, Street repair, and Tractor repair. Sewer repair partially covered by insurance.

There will be no increase in tax levies to be paid in the current fiscal year named above. Any increase in expenditures set out above will be met from the increased non-property tax revenues and cash balances not budgeted or considered in this current budget. This will provide for a balanced budget.

Vic Matthias City Clerk/Finance Officer Published in the Buffalo Center Tribune on Wednesday, June 17, 2020

Proceedings

CITY OF BUFFALO CENTER COUNCIL PROCEEDINGS June 3, 2020

The Buffalo Center City Council met for a public hearing and special session on Wednesday, June 3, 2020 at 7pm at City Hall. Due to COVID-19 guidelines this meeting was made possible with an audio conference service. Council present: Hofbauer, Bechler, Weaver. Absent: Holland and Garcia.

Mayor John Davids called the hearing to order. The hearing was an opportunity for comments on the 2019-2020 budget amendment. There were no comments. Hofbauer moved, seconded by Bechler, to close the hearing.

Mayor John Davids called the special session to order. Weaver moved, seconded by Hofbauer, to approve the agenda. Three ayes, motion carried.

Bechler moved, seconded by Weaver, to adopt Resolution 9-2020 approving the budget amendment for the 2019-2020 fiscal year. Roll call vote: three ayes. Resolution carried.

Hofbauer moved, seconded by Bechler, to approve resolution of ICP054019A1 and to allow the Mayor to sign for the City. Roll call vote: three ayes. Motion carried.

Bechler moved, seconded by Weaver, to adjourn the meeting. Three ayes, meeting adjourned.

John R Davids, Mayor Attest: Deb Landtheer, City Clerk Published in the Buffalo Center Tribune on Wednesday, June 17, 2020

PROBATE

NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF FOREIGN PERSONAL REPRESENTATIVE AND NOTICE TO CREDITORS THE IOWA DISTRICT COURT FOR WINNEBAGO COUNTY IN THE MATTER OF THE ESTATE OF ESTATE OF JENNIE ULLESTAD, Deceased. CASE NO. ESPR010972

To All Persons Interested in the Estate of Estate of Jennie Ullestad, Deceased, who died on or about January 16, 2020:

You are hereby notified that on June 3, 2020, the last will and testament of Jennie Ullestad, deceased, bearing date of January 29, 2019, was admitted to probate in the above named court and that Richard Hamre was appointed foreign personal representative of the estate. Any action to set aside the will must be brought in the district court of said county within the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice to all heirs of the decedent and devisees under the will whose identities are reasonably ascertainable, or thereafter be forever barred.

Notice is further given that all persons indebted to the estate are requested to make immediate payment to the undersigned, and creditors having claims against the estate shall file them with the clerk of the above named district court, as provided by law, duly authenticated, for allowance, and unless so filed by the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred.

Dated: June 3, 2020. Andrew A. Willaert AT0008501 GISLASON & HUNTER LLP Attorneys for Personal Representative Eide Bally Center, Suite 500 111 South 2nd Street Mankato, MN 56001 Phone: 507-387-1115 Fax: 507-387-4413

Date of second publication June 17, 2020 Published in the Buffalo Center Tribune on Wednesday, June 10 and June 17, 2020

RESOLUTION NO. 06-01-20-20-001 PUBLIC PURPOSE OF RETIREMENT EXPENSE

WHEREAS, Mark Krull has 33 years of service for the Winnebago County Secondary Road Department and is retiring on May 22, 2020.

WHEREAS, the County Engineer has recommended Mark be recognized for his years of public service.

NOW THEREFORE BE IT RESOLVED by the Winnebago County Board of Supervisors that a memento, not to exceed thirty-five dollars, purchased from the Secondary Road Fund is considered a public purpose expense.

Passed and approved this 1st day of June, 2020.

BOARD OF SUPERVISORS OF WINNEBAGO COUNTY, IOWA Bill Jensvold, Chair

Attest: Karla Weiss, County Auditor Kris Oswald, Drainage Clerk discussed drainage matters including DD 11 Improvement project will move dirt to DD 1 for repairs on slough ins.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the pay application for Dave Randall Construction. All voted aye. Motion carried.

The following claims were approved and ordered to be paid:

Anoka County Sheriff's Office -Services..... 140.00 Ability Network Inc-Services.....111.35 Adkins & Son Inc, Henry -Services.....5,290.59 Amazon Capital Services-Supplies... 81.74

WINNEBAGO COUNTY BOARD OF SUPERVISORS June 1, 2020

The Winnebago County Board of Supervisors met in session at 9:00 A.M. June 1, 2020 adjourned from May 26, 2020.

Present: Supervisors Stensrud, Jensvold, and Durby Absent:

The meeting is held today via You Tube and a conference call. This is due to COVID-19 and heightened public health risks.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the minutes for the May 26, 2020 Board Meeting and approve the Agenda for June 1, 2020. All voted aye. Motion carried.

There was discussion regarding when the Courthouse would fully open. The Treasurer's office wishes to continue by appointment. All other departments are open by appointment, except the Auditor's office is open to the public. The Supervisors decided to wait to discuss opening.

Scott Meinders, Engineer discussed secondary road matters including rail road crossing work.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve a salary increase for Eric Hythecker, Engineering Technician. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the Iowa DOT Budget Amendment. All voted aye. Motion carried.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the following resolution. All voted aye. Motion carried.

RESOLUTION NO. 06-01-20-20-001 PUBLIC PURPOSE OF RETIREMENT EXPENSE

WHEREAS, Mark Krull has 33 years of service for the Winnebago County Secondary Road Department and is retiring on May 22, 2020.

WHEREAS, the County Engineer has recommended Mark be recognized for his years of public service.

NOW THEREFORE BE IT RESOLVED by the Winnebago County Board of Supervisors that a memento, not to exceed thirty-five dollars, purchased from the Secondary Road Fund is considered a public purpose expense.

Passed and approved this 1st day of June, 2020.

BOARD OF SUPERVISORS OF WINNEBAGO COUNTY, IOWA Bill Jensvold, Chair

Attest: Karla Weiss, County Auditor Kris Oswald, Drainage Clerk discussed drainage matters including DD 11 Improvement project will move dirt to DD 1 for repairs on slough ins.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the pay application for Dave Randall Construction. All voted aye. Motion carried.

The following claims were approved and ordered to be paid:

Anoka County Sheriff's Office -Services..... 140.00 Ability Network Inc-Services.....111.35 Adkins & Son Inc, Henry -Services.....5,290.59 Amazon Capital Services-Supplies... 81.74