

R E S O L U T I O N 173

WHEREAS; a lawsuit brought by Heritage Cablevision, Inc. against Marion County, Iowa involves a constitutional challenge to Iowa Code Chapter 427A; and

WHEREAS: this lawsuit threatens the ability of all Iowa counties to collect taxes on certain property of utility companies; and

WHEREAS; the lawsuit is likely to proceed to the appellate level, thus generating significant defense cost; and

WHEREAS; the ISAC Board of Directors recognizes that this lawsuit seriously threatens the stability of each county's tax base; and

WHEREAS; the ISAC Board of Directors has requested each county to contribute financially to the defense of this lawsuit, now

THEREFORE BE IT RESOLVED, that the Mitchell County Board of Supervisors does hereby appropriate the sum of \$700.00 in order to assist Marion County, Iowa in defending the action. This sum shall be paid to the Iowa State Association of Counties' Multi-County Services Agency account upon receipt of billings from ISAC.

This 22nd day of June, 1987.

AYES:

Don Decker
Betty J. Cawley
Gene Mayer

ATTEST:

Dorothy Kinsch
County Auditor