

RESOLUTION #290-93

The Board of Supervisors then proceeded to discuss the matter of calling a special county election.

Board Member Don Hendrickson introduced the following Resolution entitled "RESOLUTION CALLING A SPECIAL COUNTY ELECTION," and moved its adoption. Board Member Betty McCarthy seconded the motion to adopt. The roll was called and the vote was,

AYES: Hendrickson
Lincoln
McCarthy

NAYS: _____

Whereupon, the Chairperson declared the following Resolution duly adopted:

RESOLUTION CALLING A SPECIAL COUNTY ELECTION

WHEREAS, the County of Mitchell, State of Iowa, proposes to contract indebtedness and issue general obligation bonds to provide funds to pay costs of a general county purpose project hereinafter described; and

WHEREAS, Section 331.442 of the Code of Iowa, provides that before the Board may institute proceedings for the issuance of bonds for a general county purpose, it shall call a special county election to vote upon the proposition of issuing said bonds in accordance with the provisions of said statute; and

WHEREAS, neither the proposal for the issuance of the bonds hereinafter set forth, nor any other proposal incorporating any portion of it, has or will have been submitted to the electors of the County for a period of more than six months prior to the date of election hereinafter provided; and

WHEREAS, "Mitchell County Press - News", is a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, and is published in said County and of general circulation therein;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MITCHELL, IOWA:

Section 1. That there is hereby called a special county election on Tuesday, the 13th day of April, 1993, at which election there shall be submitted to the qualified electors of said County the following question, to-wit:

"Shall the County of Mitchell, State of Iowa, be authorized to construct and equip a jointly owned City/County Law Enforcement Center, at a total cost not exceeding \$1,110,000 and issue its General Obligation Bonds in an amount not exceeding \$1,110,000 for that purpose?"

Section 2. That the voting place or places for said election, and the hours the polls shall be opened and closed shall be as set out in the notice of election, said notice to be prepared and approved by the County Commissioner of Elections.

Section 3. That the form of ballot to be used at said election shall be as follows: (a) in those precincts using paper ballots they shall be printed on some color other than white, pursuant to the provisions of Section 49.43 of the Code of Iowa; substantially in the form set forth in the Notice of Election, and (b) in those precincts using voting machines, if any, they shall be printed in black ink on clear, white material, of such size as will fit the ballot frame, and in as plain, clear type as the space will reasonably permit, pursuant to the provisions of Section 52.10 of the Code of Iowa, substantially in the form set forth in the Notice of Election. That said notice shall show the names of all candidates or nominees and the office each seeks, if any, and if more than one public measure shall be submitted to the electors at the time of the said election, all such measures shall be printed upon one ballot.

Section 4. That the Election Board for the voting precinct or precincts shall be appointed by the County Commissioner of Elections, not less than 15 days before the date of said election.

Section 5. That the Auditor of Mitchell County, Iowa, being the County Commissioner of Elections, is hereby directed to publish the notice of election once in the "Mitchell County Press - News", being a legal newspaper, printed wholly in the English language, as defined by Section 618.3 of the Code of Iowa, published in said County and of general circulation therein, said publication to be not less than four clear days nor more than twenty days prior to the date of said election.

Section 6. That the County Commissioner of Elections shall cause to be prepared all such ballots and election registers and other supplies as may be necessary for the proper and legal conduct of said election.

Section 7. That the Auditor is hereby directed to file a certified copy of this Resolution in the office of the County Commissioner of Elections, which filing shall also constitute the "written notice" to the County Commissioner of Elections of the election date required to be given by the governing body under the provisions of Chapter 47 of the Code of Iowa.

PASSED AND APPROVED, this 1st day of March,
1993.

Bol Liniak
Chairperson

ATTEST:

Sandra Heckstein
Auditor

Receipt of a certified copy of the foregoing resolution is
hereby acknowledged this 1st day of March,
1993.

Sandra Heckstein
County Auditor and County
Commissioner of Elections

5/91

CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF MITCHELL)

I, the undersigned County Auditor and Secretary of the Board of Supervisors of Mitchell County, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of said County showing proceedings of the Board, and the same is a true and complete copy of the action taken by said Board with respect to said matter at the meeting held on the date indicated in the attachment, which proceedings remain in full force and effect, and have not been amended or rescinded in any way; that meeting and all action thereat was duly and publicly held in accordance with a notice of meeting and tentative agenda, a copy of which was timely served on each member of the Board and posted on a bulletin board or other prominent place easily accessible to the public and clearly designated for that purpose at the principal office of the Board (a copy of the face sheet of said agenda being attached hereto) pursuant to the local rules of the Board and the provisions of Chapter 21, Code of Iowa, upon reasonable advance notice to the public and media at least twenty-four hours prior to the commencement of the meeting as required by said law and with members of the public present in attendance; I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective offices as indicated therein, that no vacancy existed except as may be stated in said proceedings, and that no controversy or litigation is pending, prayed or threatened involving the incorporation, organization, existence or boundaries of the County or the right of the individual named therein as officers to their respective positions.

WITNESS my hand and the seal of said Board hereto affixed this 1st day of March, 1993.

Sandra Heckstein
County Auditor for the Board of
Supervisors of Mitchell County,
State of Iowa

(COUNTY SEAL)

March 1, 1993

The Board of Supervisors of Mitchell County, State of Iowa, met in regular session, in the Supervisors boardroom, Courthouse, 508 State Street, Osage, Iowa, at 1:45 o'clock P.M., on the above date. There were present Chairperson Bob Lincoln, in the chair, and the following named Board Members:

Don Hendrickson

Betty McCarthy

Absent: _____

* * * * *