Board Member SAINEL then introduced the following Resolution entitled "RESOLUTION DETERMINING AN AREA OF THE COUNTY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE COUNTY; DESIGNATING SUCH AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT; AND ADOPTING THE STATE LINE ECONOMIC DEVELOPMENT DISTRICT URBAN RENEWAL PLAN THEREFOR" and moved that the same be adopted. Board Member TANNER seconded the motion to adopt. The roll was called and the vote was,

AYES: SAINEL, WALK, TANNER

NAYS: 0

Whereupon, the Chairperson declared the resolution duly adopted as follows:

RESOLUTION NO. 690-06

RESOLUTION DETERMINING AN AREA OF THE COUNTY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE COUNTY; DESIGNATING SUCH AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT; AND ADOPTING THE STATE LINE ECONOMIC DEVELOPMENT DISTRICT URBAN RENEWAL PLAN THEREFOR.

WHEREAS, this Board has reasonable cause to believe that the area described below satisfies the eligibility criteria for designation as an urban renewal area under Iowa law; and

WHEREAS, a proposed State Line Economic Development District Urban Renewal Plan for the area described below has been prepared, which proposed Plan is on file in the office of the County Auditor and which is incorporated herein by reference; and

WHEREAS, this proposed Urban Renewal Area includes and consists of:

> Commencing at the intersection of the south right of way line of State Line Road and the westerly right of way line of the IC & E Railroad, thence west 2,716 feet along said south right of way line of State Line Road, thence southwesterly 1,680 feet to a point 1,989 feet west of the westerly right of way line of the IC & E Railroad, thence east 1,989 feet to the westerly right of way line of the IC & E Railroad, thence northeasterly along said westerly right of way line of the IC & E Railroad to the point of beginning. Said parcel contains 88.18 acres.

WHEREAS, the proposed urban renewal area includes land classified as agricultural land and written permission of the current owners has been obtained; and

WHEREAS, it is desirable that these areas be redeveloped as part of the overall redevelopment area covered by said proposed Urban Renewal Plan to be known hereafter as the "State Line Economic Development District Urban Renewal Plan"; and

WHEREAS, the Iowa statutes require the Board of Supervisors to submit the proposed State Line Economic Development District Urban Renewal Plan to the Planning and Zoning Commission for review and recommendation as to its conformity with the General Plan for development of the County as a whole, prior to Board of Supervisors approval of such urban renewal project and an urban renewal plan therefor; and

WHEREAS, creation of the State Line Economic Development District Urban Renewal Plan Area and adoption of the State Line Economic Development District Urban Renewal Plan therefor has been approved by the Planning and Zoning Commission for the County as being in conformity with the general plan for development of the County as a whole, as evidenced by its written report filed herewith and incorporated herein by this reference; and

WHEREAS, by resolution adopted on May 16, 2006, this Board directed that a consultation be held with the designated representatives of all affected taxing entities to discuss the proposed State Line Economic Development District Urban Renewal Plan and the division of revenue described therein, and that notice of said consultation and a copy

of the proposed State Line Economic Development District Urban Renewal Plan be sent to all affected taxing entities; and

WHEREAS, pursuant to such notice, the consultation was duly held as ordered by the Board of Supervisors and all required responses to the recommendations made by the affected taxing entities, if any, have been timely made as set forth in the report of the Designated Representative filed herewith and incorporated herein by this reference, which report is in all respects approved; and

WHEREAS, by said resolution this Board also set a public hearing on the adoption of the proposed State Line Economic Development District Urban Renewal Plan for this meeting of the Board, and due and proper notice of said public hearing was given, as provided by law, by timely publication in the "Mitchell County Press-News", which notice set forth the time and place for this hearing and the nature and purpose thereof; and

WHEREAS, in accordance with said notice, all persons or organizations desiring to be heard on said proposed Plan, both for and against, have been given an opportunity to be heard with respect thereto and due consideration has been given to all comments and views expressed to this Board in connection therewith and said public hearing has been closed.

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

Section 1. That the findings and conclusions set forth or contained in the proposed "State Line Economic Development District Urban Renewal Plan" for the area of Mitchell County, Iowa legally described and depicted in the Plan and incorporated herein by reference (which area shall hereinafter be known as the "State Line Economic Development District Urban Renewal Plan Area"), be and the same are hereby adopted and approved as the findings of this Board for this area.

Section 2. This Board further finds:

a. A feasible method exists for the location of families who will be displaced from the State Line Economic Development District Urban Renewal Plan Area into decent, safe and sanitary dwelling accommodations within their means and without undue hardship to such families;

b. The State Line Economic Development District Urban Renewal Plan conforms to the general plan for the development of the County as a whole; and

c. As to those areas of open land to be acquired by the County included within the State Line Economic Development District Urban Renewal Plan Area:

i. With reference to those portions thereof which are to be developed for residential uses, this Board of Supervisors hereby determines that a shortage of housing of sound standards and design with decency, safety and sanitation exists within the County; that the acquisition of the area for residential uses is an integral part of and essential to the program of the municipality; and that one or more of the following conditions exist:

A. That the need for housing accommodations has been or will be increased as a result of the clearance of slums in other areas, including other portions of the urban renewal area.

B. That conditions of blight in the municipality and the shortage of decent, safe and sanitary housing cause or contribute to an increase in and spread of disease and crime, so as to constitute a menace to the public health, safety, morals, or welfare.

C. That the provision of public improvements related to housing and residential development will encourage housing and residential development which is necessary to encourage the retention or relocation of industrial and commercial enterprises in this state and its municipalities.

D. The acquisition of the area is necessary to provide for the construction of housing for low and moderate income families.

ii. With reference to those portions thereof which are to be developed for non-residential uses, such non-residential uses are necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 3. That the State Line Economic Development District Urban Renewal Plan Area is an economic development area within the meaning of Iowa Code Chapter 403; that such area is eligible for designation as an urban renewal area and otherwise meets all requisites under the provisions of Chapter 403 of the Code of Iowa; and that the rehabilitation, conservation, redevelopment, development, or a combination thereof, of

such area is necessary in the interest of the public health, safety or welfare of the residents of this County.

Section 4. That the State Line Economic Development District Urban Renewal Plan, attached hereto as Exhibit A and incorporated herein by reference, be and the same is hereby approved and adopted as the "State Line Economic Development District Urban Renewal Plan for the State Line Economic Development District Urban Renewal Plan Area"; the State Line Economic Development District Urban Renewal Plan for such area is hereby in all respects approved; and the County Auditor is hereby directed to file a certified copy of said State Line Economic Development District Urban Renewal Plan with the proceedings of this meeting.

Section 5. That the State Line Economic Development District Urban Renewal Plan for the State Line Economic Development District Urban Renewal Plan Area shall be in full force and effect from the date of this resolution until the later of the date of termination set forth in the State Line Economic Development District Urban Renewal Plan or the date on which payment of all obligations issued or advances made to carry out the purposes thereof shall be fully provided for. Said State Line Economic Development District Urban Renewal Plan shall be forthwith certified by the County Auditor, along with a copy of this Resolution, to the Recorder for Mitchell County, State of Iowa, to be filed and recorded in the manner provided by law.

PASSED AND APPROVED this 20th day of June, 2006.

_____
Chairperson, Board of Supervisors

ATTEST:

_____
County Auditor

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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 28th day of June, 2006.

Lowell Tesch

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

(COUNTY SEAL)

DLILLEBO\492249.1\WP18715.007

ORIGINAL

(This Notice to be posted)

NOTICE AND CALL OF PUBLIC MEETING

Governmental Body:	The Board of Supervisors of Mitchell County, State of Iowa.
Date of Meeting:	June 20, 2006.
Time of Meeting:	9:30 o'clock A.M.
Place of Meeting:	Boardroom, Courthouse, 508 State Street, Osage, Iowa.

PUBLIC NOTICE IS HEREBY GIVEN that the above mentioned governmental body will meet at the date, time and place above set out. The tentative agenda for said meeting is as follows:

- Public hearing on the proposed State Line Economic Development District Urban Renewal Plan.
- Resolution determining an area of the County to be an economic development area, and that the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of the County; designating such area as appropriate for an Urban Renewal Project; and adopting the State Line Economic Development District Urban Renewal Plan therefor.

Such additional matters are set forth on the additional 1 page(s) attached hereto.
(number)

This notice is given at the direction of the Chairperson pursuant to Chapter 21, Code of Iowa, and the local rules of said governmental body.

Lowell Moon

County Auditor, Mitchell County, State of Iowa

June 20, 2006

The Board of Supervisors of Mitchell County, State of Iowa, met in REGULAR session, in the Boardroom, Courthouse, 508 State Street, Osage, Iowa, at 9:30 o'clock A .M., on the above date. There were present Chairperson STAN WALK, in the chair, and the following named Board Members:

CHERYL TANNER

VERNE TANNER

Absent: 0

* * * * * * *

This being the time and place fixed for a public hearing on the matter of the adoption of the proposed State Line Economic Development District Urban Renewal Plan, the Chairperson first asked for the report of the Designated Representative with respect to the consultation held with the affected taxing entities to discuss the proposed Plan. The Board was informed that the consultation was duly held as ordered by the Board, and that NO written recommendations were received from affected taxing entities. The report of the Designated Representative with respect to the consultation was placed on file for consideration by the Board.

The Board also was informed that the proposed Plan had been approved by the Planning and Zoning Commission as being in conformity with the general plan for development of the County as a whole, as set forth in the minutes or report of said Commission previously placed on file for consideration by the Board.

The Chairperson then asked the County Auditor whether any written objections had been filed with respect to the proposed Plan, and the County Auditor reported that NO written objections thereto had been filed. The Chairperson then called for any oral objections to the adoption of the State Line Economic Development District Urban Renewal Plan and NONE were made. The public hearing was then closed.

[Attach summary of objections here]