

**Dickinson County Board of Supervisors
January 2, 2013**

9:30 A.M. Present are Supervisors Bill Leupold, Chairperson David Gottsche, Vice-Chairperson Mardi Allen, Paul Johnson, and Supervisor Pam Jordan.

The pledge of allegiance to the flag was recited by those present.

Assistant County Attorney Lonnie Saunders gave the Oath of Office to the newly elected officials whose terms begin January 2, 2013, namely County Auditor Nancy Reiman, County Sheriff Greg Baloun, County Supervisor District No.3 David Gottsche, and County Supervisor District No. 5 Pamela Jordan.

Time for the organizational items for the calendar year 2013.

Moved by Johnson, seconded by Leupold to appoint David Gottsche as Chairperson of the Board of Supervisors for the calendar year 2013. All voted aye.

Moved by Jordan, seconded by Allen to appoint Bill Leupold as Vice-Chairperson of the Board of Supervisors for the calendar year 2013. All voted aye.

Moved by Allen, seconded by Jordan to adopt **RESOLUTION 2013-1 CONSTRUCTION EVALUATION RESOLUTION**

WHEREAS, Iowa Code Section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2013 and January 31, 2014 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF DICKINSON COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). All voted aye to adopt.

Moved by Johnson, seconded by Allen, to approve the liquor license renewal application and outdoor service area application of Okoboji View Golf Club. All present voted aye.

Several officials from the City of Lake Park present for the discussion of a resolution concerning the low and moderate housing TIF funds available from the developments of Silver Shores and West Bay Estates. Moved by Johnson, seconded by Leupold to pass, approve and adopt Resolution No. 2013-2 A RESOLUTION ALLOCATING LOW AND MODERATE HOUSING ASSISTANCE FUNDS GENERATED UNDER THE DICKINSON COUNTY URBAN RENEWAL AREA-LAKE PARK PLAN OF NOVEMBER,

2001 (SILVER SHORES FIRST ADDITION) AND THE WEST BAY ESTATES URBAN RENEWAL PLAN OF OCTOBER, 2004.

WHEREAS, Dickinson County, Iowa, acting through its Board of Supervisors in cooperation with, and at the request of the City of Lake Park, Dickinson County, Iowa, did on January 20, 2002 adopted the Dickinson County Urban Renewal Area-Lake Park Plan and adopted Ordinance NO. 20-2 providing for the separate allocation of incremental general property tax revenues generated in the Urban Renewal Area; and

WHEREAS, on December 14, 2004, Dickinson County, Iowa, acting through its Board of Supervisors in cooperation with, and at the request of the City of Lake Park, Dickinson County, Iowa, did adopt the West Bay Estates Urban Renewal Plan and adopted an Ordinance No. 04-3 providing for the separate allocation of incremental general property tax revenues generated in the Urban Renewal Area; and

WHEREAS, Silver Shores First Addition has been developed in the Dickinson County Urban Renewal Area-Lake Park Plan which has generated substantial tax incremental revenue; and

WHEREAS, West Bay Estates has been developed in the West Bay Estates Urban Renewal Area which has generated substantial tax incremental revenue; and

WHEREAS, pursuant to the Dickinson County Urban Renewal Area-: Lake Park Plan, 34% of TIF revenue is to be used to support housing for low and moderate income families; and

WHEREAS, pursuant to the West Bay Estate Urban Renewal Plan, 37% of TIF revenue is to be used to support housing for low and moderate income families; and

WHEREAS, the Dickinson County Auditor has collected, set aside and is holding LMI funds arising from both Urban Renewal Projects described above; and

WHEREAS, under the Agreements between the City of Lake Park, Iowa, and Dickinson County, Iowa, and the Development agreements between the City of Lake Park, Iowa, and the Developers of Silver Shores First Addition and West Bay Estates, it was agreed that LMI funds generated by the development projects would be utilized in the respective developments, or in the City of Lake Park, Iowa, and

WHEREAS, community leaders and interested parties in the City of Lake Park, Iowa, propose to form and operate an Iowa non-profit corporation, the Lake Park Housing Authority, Inc., for the purpose of receiving, administering, allocating and expending the LMI funds generated under the Urban Renewal Projects identified above; and

WHEREAS, the proponents of the Lake Park Housing Authority, Inc., have provided to the Board an overview of intended and proposed uses of the LMI funds; and

WHEREAS, the Board of Supervisors finds that the LMI funds generated under the Urban Renewal Projects described above should be allocated and expended for projects in the City of Lake Park, Iowa, and

WHEREAS, the board finds that the Lake Park Housing Authority, Inc. is an appropriate entity to receive, administer, allocate, and dispense the LMI funds.

NOW, THEREFORE, BE IT RESOLVED by the Dickinson County Board of Supervisors as follows:

Section 1. The LMI funds generated under the Dickinson County Urban Renewal Area-Lake Park Plan approved by the Board on December 27, 2002 and the LMI funds generated under the West Bay Estates Urban Renewal Plan approved by the Board December 14, 2004 shall be allocated only for low and moderate income housing assistance projects in the City of Lake Park, Iowa.

Section 2. At such time as the Lake Park Housing Authority, Inc. has been formally established and has developed specific plans for the use of the LMI funds, upon application of the Authority, the Board will consider authorizing the disbursement of such funds to the Lake Park Housing Authority, Inc.

Section 3. All resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

Section 4. If any section, provision or part of this resolution shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 5. This resolution shall be in effect after its final passage and approval as provided by law.

Passed and approved by the Board the 2nd day of January, 2013.

All voted aye.

Moved by Leupold, seconded by Jordan to make the following appointments to various board and committees of the board of supervisors:

Housing Task Force-Jordan
Industrial Development-Bill Leupold/Kirb Walters
UDMO-Allen
Landfill Comm.-Leupold
E911-Johnson
Emergency Management-Gottsche
Rides-Leupold
Third Judicial District-Allen
Pride Group of Okoboji-Gottsche
NWIPDC-Leupold
Workforce Development-Jordan
Seasons Center-Gottsche, Allen,
Compass Pointe-Allen,
MHI Citizens Advisory Board-Jordan
YES Center Board-Allen
FEMA Multi-County- Johnson
RC&D Comm-Jordan
REAP Comm-Gottsche
TEA21-Leupold
Shield Comm-Johnson
HAZMAT-Johnson
DNR Contact for HF 2494-Kohlhaase
DC Trails Board contact-Jordan
Water Quality Commission-Halling, Allen, Leupold
ECI-DeCat Empowerment-(vacant)
CRIS-Allen
NW Ia Consortium-Allen
All voted aye.

Moved by Leupold, second by Allen to appoint George Morris to the Seasons Center Board as Dickinson County layperson representative. All voted aye.

Moved by Allen, seconded by Jordan to appoint Jason Harrington to the Compass Pointe as Dickinson County layperson representative. All voted aye.

Moved by Jordan, seconded by Allen to appoint Bob Eilers to fill a vacancy on the Veteran's Affairs Commission. All voted aye.

The Board reviewed their appointment to others boards and the need to be gender balanced.

Moved by Leupold, seconded by Jordan to appoint Jeff Ashland to the Board of Adjustment. All voted aye.

Moved by Jordan, seconded by Johnson to appoint Jack Eichman and Connie Bjornstad to the Board of Health. All voted aye.

Moved by Leupold, seconded by Johnson to appoint Willa Mueske to the Dickinson County Conservation Board. All voted aye.

Moved by Allen, seconded by Leupold to appoint Doris Welle to the Planning and Zoning Commission. All voted aye.

Moved by Allen, seconded by Jordan to appoint the following to the Dickinson County Eminent Domain Commission:

Dickinson County 2013 Compensation Commission to Assess Damages

OWNERS/OPERATORS OF AGRICULTURAL PROPERTY

Earl Baish	2281 110th Ave.	Lake Park, IA 51347
Bruce Will	RR 1 Box 106	Milford, IA 51351
Robert Zimmer	2481 210th Ave.	Milford, IA 51351
Valoris Johnson, Jr.	403 8th St.	Spirit Lake, IA 51360
Joe Estes	24270 140th St.	Spirit Lake, IA 51360
Tim Hemphill	2270 180 th Ave.	Milford, IA 51351
Hugh Thompson	1556 310 th Ave.	Spirit Lake, IA 51360
Jon Gunderson	1777 140th St.	Lake Park, IA 51347
Norvin Johnson	2790 200 th St.	Spirit Lake, IA 51360

CITY PROPERTY OWNERS

Don Lamb	Box 557	Milford, IA 51351
Norman Meinking	11670 Hwy 276	Spirit Lake, IA 51360
Jerry Duhn	RR Box 5655	Spirit Lake, IA 51360
Duane Von Ehwegen	Box 254	Terril, IA 51364
Marvin Rohlf	12895 Hwy 327	Spirit Lake, IA 51360
Dale Palmberg	PO Box 448	Spirit Lake, IA 51360
Lance Heikens	PO Box 276	Lake Park, IA 51347
Mel Zevenbergen	PO Box 412	Lake Park, IA 51347

LICENSED REAL ESTATE SALESPERSONS/BROKERS

Dori Lippon	3121 Hwy 71	Spirit Lake, IA 51351
Marilyn Strickland	4208 Lakeshore Dr.	Okoboji, IA 51355
Kirb Walters	708 P. Ave.	Milford, IA 51351
Leo Carlson	17185 Lakewood Drive	Spirit Lake, IA 51360
Ray Wilson	24750 182 nd St.	Spirit Lake, IA 51360
Bob Hanson	1009 10 th St.	Milford, IA 51351
Richard Ortman	713 Q. Ave.	Milford, IA 51351

BANKER, AUCTIONEERS, LOAN OFFICERS

Dick Long	RR 1 Box 132	Milford, IA 51351
Greg Nattress	1545 200 th St.	Milford, IA 511351
C. W. Wetzeler	805 25th St.	Spirit Lake, IA 51360
Larry Shaffer	15224 Weather End Dr.	Spirit Lake, IA 51360
John Brown	25817 169 th St.	Spirit Lake, IA 51360
Dave Awtry	18 Airport Acres	Milford, IA 51351

Steve Franker
Jeff Richter
Dan Hummel
Joe Simington
Mary Kay Bates
Dick Packebush

503 9th St.
16847 258th Ave
2710 160th St
2535 225th Ave.
15500 N Tradewind Dr.
207 Chestnut Avenue

Spirit Lake, IA 51360
Spirit Lake, IA 51360
Spirit Lake, IA 51360
Milford, IA 51351
Spirit Lake, IA 51360
Lake Park, IA 51347

All voted aye.

Board reports on committee meetings given.

There being no further items for business before the Board, it was moved by Allen, seconded by Leupold to adjourn. All voted aye.

_____ David Gottsche, Chairperson

_____ Nancy Reiman, Auditor