

**BOARD OF SUPERVISOR'S Regular Meeting**  
**July 23, 2013 - 10:00a.m. Board of Supervisors' Room**  
**Webster County Courthouse**

The Board of Supervisors met in Session on the above date with the following members present: Singer, Fletcher, Dencklau, and Campbell. Absent: Leffler.

Moved by Fletcher, seconded by Dencklau to approve minutes of the July 16, 2013 regular meeting. Motion carried unanimously.

Moved by Dencklau, seconded by Campbell to receive and place on file Manure Management Plan Update for Carl Sandgren in Section 23, Roland Township. (Copy on file in Auditor's office). Motion carried unanimously.

Moved by Campbell, seconded by Fletcher to approve and authorize Chair to sign an official endorsement letter in support of the City of Fort Dodge Application for the Clean Water State Revolving Loan Fund Sponsored Project Program. (Copy on file in Auditor's office). Motion carried unanimously.

Moved by Fletcher, seconded by Dencklau to approve and authorize Chair to sign the following 28E Agreement with the City of Fort Dodge for the Clean Water State Revolving Loan Fund Sponsored Project Program:

**This Agreement is entered into by and between the City of Fort Dodge, Iowa (hereafter "City") and the Webster County, Iowa (hereafter "County") in accordance with Iowa Code Section 28E.12 as follows:**

**IN WITNESS WHEREOF**, the parties hereto have executed this Contract.

City of Fort Dodge, Iowa

By: s/Matt Bemrich

Name: Matt Bemrich

Title: Mayor

Date: 7/22/2013

Webster County Board of Supervisors

By: s/Bob Singer

Name: Bob Singer

Title: Board Chair

Date: 7/23/2013

- 1.) The City has an existing loan through the Clean Water State Revolving Loan Program.
- 2.) The City understands and supports the benefits of water quality projects.  
Furthermore the city, in joint cooperation with the County, is proposing to apply for Water Resource Restoration Funds through the Sponsored Projects Grant Program for water quality improvements in the Des Moines River Watershed.
- 3.) The City agrees to administer the program and be the fiscal agent for all components of the water quality projects associated with the Sponsored Projects Application.
- 4.) The County shall be responsible for all development activities associated with the Badger Lake Watershed Improvement activities including land acquisition, designing, letting, and constructing the project.
- 5.) The County agrees to maintain the proposed improvements for a minimum of twenty-five years at the County's expense.
- 6.) The County shall complete all work on the Badger Lake Watershed by December 31, 2014. In the instance of high water on site, or similar weather-related delays, all work shall be completed as soon as practicable.
- 7.) If any section, provision, or part of this Agreement shall be found to be invalid or unconstitutional, such judgment shall not affect the validity of the Agreement as a whole or any section, provision, or part thereof not found to be invalid or unconstitutional, except to the extent that the original intent of the Agreement cannot be fulfilled.
- 8.) It is the intent of both parties that no third party beneficiaries be created by this Agreement.
- 9.) This Agreement as set forth in paragraphs 1 through 9 herein (inclusive) represent the entire Agreement between the City and County. Any subsequent change or modification to the terms of this Agreement shall be in the form of a duly executed Addendum to this Agreement.

Motion carried unanimously.

Moved by Dencklau, seconded by Campbell to set 10:00a.m. on August 6, 2013 as the time and date for public hearing on the first consideration to adopt proposed Ordinance 051; an ordinance regulating the operation of all-terrain vehicles and off-road vehicles in Webster County, Iowa. Motion carried unanimously.

Moved by Campbell, seconded by Fletcher to set 10:30a.m. on August 6, 2013 as the time and date for public hearing on the first consideration to amend Ordinance 048; an Ordinance providing that general property taxes levied and collected each year on all property located with the Webster County Regional Urban Renewal Area, as amended, in Webster County, State of Iowa, by and for the benefit of the State of Iowa, Webster County, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including Bonds issued or to be issued, incurred by the County in connection with the Webster County Regional Urban Renewal Area (Amendment No. 2 to the Webster County Regional Urban Renewal Plan). Motion carried unanimously.

Moved by Fletcher, seconded by Dencklau to adjourn the meeting. Motion carried unanimously.