Del. Co. Auditor

'97 FEB 28 AM 8 50

300-2544

Instrument Preparer - Sharon McCrabb, Courthouse, Manchester, Iowa - 319 927 4701

CERTIFICATION

Attached hereto is the supporting documentation for the filing of Delaware County Ordinance #11 as follows:

1. Delaware County Ordinance #11 signed by the Board of Supervisors on December 4, 1995.
2. Resolution adopting Ordinance #11, signed by the Board of Supervisors on December 4, 1995.
3. Copy of the Supervisors' Minutes dated December 4, 1995 in Book V showing the reading of Ordinance #11 and adoption of the Resolution.
4. Copy of proof of publication of Delaware County Ordinance #11 in the Manchester Press on December 12, 1995 and in the Delaware County Leader on December 13, 1995.

I, Sharon McCrabb, County Auditor, do hereby certify that the attached are original instruments or true copies of the above listed instruments.

Dated this 28 day of February , 1997.

Sharon McCrabb, Delaware County Auditor

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

Subscribed and sworn to me and in my presence by Sharon McCrabb, Delaware County Auditor on this 28 day of February, 1997.

Carolyn A. Wilson, Notary Public in and for the State of Iowa.

My commission expires 12-17-98.

DATE 2-28-92 BOOK 2 PAGE 1

DELAWARE COUNTY ORDINANCE #11

AN ORDINANCE TO IMPOSE A LOCAL OPTION SALES AND SERVICES TAX IN DELAWARE COUNTY - BE IT ENACTED BY THE BOARD OF SUPERVISORS OF DELAWARE COUNTY, IOWA:

Section 1. Local Option Sales and Services Tax

There is imposed a local sales and services tax applicable to transactions within the incorporated area of Edgewood, within Delaware County, Iowa. The rate of the tax shall be 1% of the gross receipts from the sale of goods and services taxed under Chapter 422, Division IV, of the Iowa Code in the city of Edgewood within Delaware County, Iowa, where the tax is imposed except those transactions exempted from the sales and services tax by Section 422B.8 of the Iowa Code, as amended.

The local sales and services tax is imposed on transactions occuring on or after April 1, 1996 within the incorporated area of the city of Edgewood, within Delaware County, Iowa. The tax shall be collected by all persons required to collect State gross receipts and taxes.

Section 2. Effective Date

This ordinance shall be in effect April 1, 1996.

Section 3. Repealer

All ordinances and parts thereof in conflict herewith are hereby repealed.

Passed by the Board of Supervisors on this 4th day of December, 1995.

Delaware County Board of Supervisors

Jerome E. Besler, Chairman

Bob Clemen

G. Eldon Koeneke

ATTEST:

Sharon McCrabb, County Auditor and
Ex-officio Clerk of the Board

RESOLUTION

WHEREAS, the voters in the City of Edgewood, within Delaware County, Iowa, approved the question of a local option sales and services tax at an election held on November 28, 1995; and

WHEREAS, counties are required to impose a local option sales and services tax by ordinance in those political jurisdictions that the question received majority approval; and

WHEREAS, the Board has considered this ordinance to impose said tax and has waived further readings of the ordinance,

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

Section 1. The attached ordinance, entitled Local Option Sales and Services Tax in Delaware County and numbered 11 is hereby adopted.

Section 2. The Auditor is directed to publish said ordinance as required by law.

Section 3. The County Auditor is further directed to certify copies of the Local Option Sales and Services Tax in Delaware County Ordinance #11 to the Iowa Department of Revenue and Finance and to the Clerk of the City of Edgewood where the tax is imposed.

Section 4. This resolution shall take effect immediately.

Dated this 4th day of December, 1995.

Delaware County Board of Supervisors

Jerome E. Besler

Jerome E. Besler, Chairman

Bob Clemen

Bob Clemen

G. Eldon Koeneke

G. Eldon Koeneke

ATTEST: Sharon McCrabb

Sharon McCrabb, County Auditor

December 4, 1995
Manchester, Iowa
9:00 A.M.

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors and ex-officio Board of County Canvassers, for Delaware County, met to certify the votes cast in this county at the Edgewood Special held on the 28th day of November, 1995, as shown by the tally lists returned from the election precincts. Besler & Koeneke present; Clemen, absent.

Upon public measure A "To authorize imposition of a local sales and services tax in the City of Edgewood within Delaware County, Iowa, at the rate of one percent (1%) to be effective on April 1, 1996" there were Eighty One (81) votes cast of which Sixty Nine (69) votes were cast for the question and Twelve (12) were cast against the question.

We therefore declare the public measure A to be adopted.

There being no further business, this canvass was declared adjourned. These minutes were read and approved.

Jerome E. Besler, Chairman

Sharon McCrabb, Auditor

****

December 4, 1995
Manchester, Iowa
10:00 A.M.

STATE OF IOWA)
) SS:
DELAWARE COUNTY)

The Delaware County Board of Supervisors met in regular session this date at 10:00 A.M. with all members present. Jerome E. Besler, Chairman, called the meeting to order.

Motion made by Clemen, seconded by Koeneke and carried that the following county employees be allowed to attend their various meetings: Scott Meier to attend the 49th Annual Iowa County Engineers Conference in Ames on December 5-7, 1995; Eldon Koeneke approved retroactively to attend an Operation New View meeting on November 29, 1995. All ayes.

Motion made by Koeneke, seconded by Clemen and carried that the following claims be approved including payroll from November 24, 1995 in the amount of $80,335.54 through warrants number 3034 through 3176:

	GENERAL BASIC FUND	
Blue Cross & Blue Shield of Iowa	premium	$1,064.11
GTE	services	206.13
IES Utilities	services	133.60
Peoples Natural Gas	services	665.26
Masonville Post Office	postage stamps	380.00
Maquoketa Valley REC	electric service	376.43
U. S. Postmaster	postage	1,280.00
Three Rivers FS Company	gasohol	814.70
	GENERAL SUPPLEMENTAL FUND	
Treasurer, State of Iowa	mental health services	32,779.68
	RURAL SERVICES FUND	
Don Preussner	Township meeting	12.00
	SECONDARY ROAD FUND	
GTE Midwest	services	33.83
Interstate Power Company	services	61.46
Peoples Natural Gas Co.	services	74.94
Three Rivers FS Company	gasohol & diesel	4,173.43

Motion made by Clemen, seconded by Koeneke and carried that the first reading of Ordinance #11 be approved as follows:

DELAWARE COUNTY ORDINANCE #11

AN ORDINANCE TO IMPOSE A LOCAL OPTION SALES AND SERVICES TAX IN DELAWARE COUNTY - BE IT ENACTED BY THE BOARD OF SUPERVISORS OF DELAWARE COUNTY, IOWA:

Section 1. Local Option Sales and Services Tax

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The local sales and services tax is imposed on transactions occuring on or after April 1, 1996 within the incorporated area of the city of Edgewood, within Delaware County, Iowa. The tax shall be collected by all persons required to collect State gross receipts and taxes.

Section 2. Effective Date

This ordinance shall be in effect April 1, 1996.

Section 3. Repealer

All ordinances and parts thereof in conflict herewith are hereby repealed.

Passed by the Board of Supervisors on this 4th day of December, 1995.

Delaware County Board of Supervisors

/S/ Jerome E. Besler, Chairman /S/ Bob Clemen /S/ G. Eldon Koeneke

ATTEST: /S/ Sharon McCrabb, County Auditor and Ex-officio Clerk of the Board

Supervisor's Minutes,

KOCH BROTHERS, DES MOINES 80-641

Motion made by Koeneke, seconded by Clemen and carried that the following Resolution be approved:

RESOLUTION

WHEREAS, the voters in the City of Edgewood, within Delaware County, Iowa, approved the question of a local option sales and services tax at an election held on November 28, 1995; and

WHEREAS, counties are required to impose a local option sales and services tax by ordinance in those political jurisdictions that the question received majority approval; and

WHEREAS, the Board has considered this ordinance to impose said tax and has waived further readings of the ordinance,

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

Section 1. The attached ordinance, entitled Local Option Sales and Services tax in Delaware County and numbered 11 is hereby adopted.

Section 2. The Auditor is directed to publish said ordinance as required by law.

Section 3. The County Auditor is further directed to certify copies of the Local Option Sales and Services Tax in Delaware County Ordinance #11 to the Iowa Department of Revenue and Finance and to the Clerk of the City of Edgewood where the tax is imposed.

Section 4. This resolution shall take effect immediately.

Dated this 4th day of December, 1995.

Delaware County Board of Supervisors
/S/ Jerome E. Besler, Chairman
/S/ Bob Clemen
/S/ G. Eldon Koeneke

ATTEST: /S/ Sharon McCrabb, County Auditor

All ayes.

Motion made by Clemen, seconded by Koeneke and carried that the Iowa Department of Transportation Certificate of Utility Agreements, Acquisition of Right of Way and Relocation Assistance for Project # FM-28(24)--55-28 for P.C.C. Paving be approved. All ayes.

Motion made by Koeneke, seconded by Clemen and carried that the county subscribe to the Wallace-Homestead Printing Co. printing service for the 1995 Iowa General Assembly legislative sheets at $5.25 per session day. All ayes.

Motion made by Clemen, seconded by Koeneke and carried that the Application for Sunday Sales Privilege and the Renewal Application for a Class C Liquor License for The Detour, RR #2, Dyersville, Iowa, be approved for the period of one year effective December 1, 1995.

Greg Buckendahl questioned the board on the status of the E-911 implementation in Delaware County.

Bob Clemen said the lastest time given by the consulting firm was June 4, 1996.

Mr. Buckendahl wanted to know why Garlyn Glanz was being paid from E-911 funds and also the consultants.

Bob Clemen responded that the consultants were hired to help guide the county through the startup with areas noone here was familiar with such as signage, etc.. Garlyn Glanz is the coordinator and does all the general work. He is not asked to keep a daily log and was hired to do the work for one year at approximately $5,400.00 per year.

Mr. Buckendahl asked who would take care of the E-911 data base after Mr. Glanz year had expired.

Bob Clemen stated that the Board is presently looking into someone to continue with the E-911 data base.

Mr. Buckendahl stated that a $1.00 surcharge should be recinded if not operational in two years and he intends to write letters to get this started.

Bob Clemen stated that the lake area has slowed the process due to the mapping problems, however, by slowing the process the E-911 Board saved considerable money on purchasing the new technical equipment and we have state of the art equipment. He said that the sign project took extra time to have it correct the first time. He went on to say that the surcharge funds come into the county treasurer and are invested in interest bearing accounts until they are needed.

Eldon Koeneke also stated that the sign people were ordered off private property different times and this also slowed the process.

Mr. Buckendahl addressed different problems he felt existed with the Conservation Board. He hoped that board members who could not attend meetings could be replaced with new members or with interim board members. He stated that he goes down to listen to the board and they have a meeting for the public and then adjourn to the back room to have a secondary meeting. He felt too much business was conducted in whispers and not brought before the public, such as the proposed shower building at Bailey Ford Park. He felt that if the shower building were being proposed, the public should have some imput especially with the tax freeze and budget cuts.

Discussion was held with County Attorney, John Bernau, on the open meetings law. Attorney Bernau advised he could provide the code section for Mr. Buckendahl to look at whenever he wished.

Mr. Buckendahl asked the Supervisors if he could have imput into the county budget work sessions and felt that the public hearings on the budget should be held (at least one) after hours when more of the public could be present.

Auditor Sharon McCrabb advised that the canvass held this date did not change the results of the Local Option Sales Tax Election held November 28, 1995.

There being no further business, this meeting adjourned. These minutes were read and approved.

Jerome E. Besler, Chairman

Sharon McCrabb, Auditor

STATE OF IOWA, Delaware County-ss.

I, Larry K. Woellert, being duly sworn depose and say that I am publisher of The Manchester Press, a newspaper published weekly in Manchester, in said county, and that the Ord #11

in case of Delaware County

a copy of which is hereto attached, was published in said newspaper for 1 weeks consecutively; the first publication having been made on the 12th day of December A.D. 19 95, and the last on the ____ day of ____ A.D. 19____

Publication fee, $ 8.90

Larry K. Woellert

Subscribed by Larry K. Woellert and by him sworn to before me, a notary public in and of Delaware County, Iowa this 28th day of December A.D. 19 95

Witness my hand and seal the date last above written.

Doris Tucker Notary Public

Delaware County Ordinance #11

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Delaware County Board of Supervisors
/S/ Jerome E. Besler, Chairman
/S/ Bob Clemen
/S/ G. Eldon Koeneke

ATTEST:
/S/ Sharon McCrabb, County Auditor and Ex-officio Clerk of the Board

P97

12-12-95

Legal Notice - Board of Supervisors

DELAWARE COUNTY ORDINANCE #11

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Delaware County Board of Supervisors:
Jerome E. Besler, Chairman
Bob Clemen
G. Eldon Koeneke

ATTEST:
Sharon McCrabb, County Auditor and
Ex-officio Clerk of the Board

State of Iowa, Delaware County, ss.

I, Mary Heele, being duly sworn, state that I am the publisher of the Delaware County Leader, a newspaper published at Hopkinton, Delaware County, Iowa, and the attached notice was published in said newspaper for one consecutive weeks beginning Dec 13 19 95, and ending same 19____, Printer's fees, $ 9.11

Mary Heele

Subscribed in my presence and sworn to before me by Mary Heele on this 28th day of December, 19 95.

GERALDINE P. HUBER
MY COMMISSION EXPIRES
Jan 26, 1998

Geraldine P. Huber
Notary Public

BOOK 7 PAGE 1