RESOLUTION NO. #16-2013/2014

RESOLUTION TERMINATING THE DEVELOPMENT AGREEMENT BY AND BETWEEN GRUNDY COUNTY, IOWA AND OLDEROG WHOLESALE TIRES, INC.

WHEREAS, this Board of Supervisors entered into a Development Agreement dated November 26, 2007 by and between Grundy County, Iowa (the "County") and Olderog Wholesale Tires, Inc. ("Olderog"); and

WHEREAS, the County wished to provide incentives to the Developer to purchase, and operate a "spec" building on certain property within the Grundy County Urban Renewal Area: Grundy County Industrial Park Project Area, as amended; which was established by Resolution No. 51-2003/2004 and approved on May 12, 2004; and

WHEREAS, pursuant to Section 2(g) of the Development Agreement, Olderog agreed to maintain 4 Full-Time Employment Units in return for a series of Economic Development Grants to be paid from the Urban Renewal Tax Increment Fund of the County; and

WHEREAS, a Notice of Default was sent to Mark Olderog at the address provided in the Development Agreement on September 9, 2013 requesting the Annual Certification required in the Development Agreement be provided within 30 days to the County showing that 4 Full Time Employment Units were currently employed and have been employed throughout the term of the Agreement; and

WHEREAS, the County received no response from Olderog in said 30 day period of time; and

WHEREAS, accordingly, the Board of Supervisors has now determined that said Development Agreement by and between Grundy County, Iowa and Olderog Wholesale Tires, Inc. should be terminated.

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

Section 1. That the Development Agreement dated November 26, 2007 by and between Grundy County, Iowa and Olderog Wholesale Tires, Inc. shall be and is hereby terminated effective as of the date hereof.

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PASSED AND APPROVED this 21st day of October, 2013.

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James Ross, Chairperson Board of Supervisors

ATTEST:

Rhonda R. Deters, County Auditor

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STATE OF IOWA

COUNTY OF GRUNDY

I, the undersigned County Auditor and Secretary of the Board of Supervisors of Grundy County, State of Iowa, do hereby certify that attached is a true and complete copy of the portion of the records of the County showing proceedings of the Board, and the same is a true and complete copy of the action taken by the Board with respect to the 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 the 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 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 the 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 individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of the Board hereto affixed this 21st day of October, 2013.

(COUNTY SEAL)

Rhonda R. Deters, County Auditor Grundy County, State of Iowa

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NOTICE AND CALL TO PUBLIC MEETING

Governmental Body: Grundy County Board of Supervisors

Date of Meeting: October 21, 2013

Place of Meeting: Supervisors Room Grundy County Courthouse, 706 G Ave., Grundy Center, Iowa

PUBLIC NOTICE IS HEREBY GIVEN that the Board of Supervisors of Grundy County, Iowa, will meet at the date, time, and place set forth herein.

Tentative agenda for said meeting is as follows:

- 1. Call to order and taking of roll 9:00 A.M.
- 2. Reading of minutes of the previous meeting.
- 3. Business items:

9:00 - Todd Rickert, CPC Administrator Case Management Services update
9:10 - Nancy Haren, Public Health Manager Agency update Introduction of Public Health Team Lead Consideration of creation of Facebook page for Public Health
9:25 - Kirby D. Schmidt, County Attorney Certification of application for condemnation
9:35 - Gary Mauer, County Engineer Windstream Utility Permit Department update
9:45 - Mary Ingham, Director, Crisis Intervention Service Agency update
Recorder's Quarterly Report

- Resolution #16-2013/2014 terminating the Development Agreement between Grundy County, Iowa, and Olderog Wholesale Tires, Inc.
- Approval of Annual Urban Renewal Report FY 2013
- Approve payment of bills
- Updates on various board and committee meetings
- 4. Adjournment

This notice is given by the direction of the Grundy County Board of Supervisors pursuant to chapter 21.4 of the Code of Iowa. If you have a disability requiring special meeting accommodations, please call 319-824-5813.

Rhonda R. Deters, County Auditor