

ORDINANCE NO. 38A

AN ORDINANCE AMENDING ORDINANCE NO. 38 (VI-X), AND PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE COUNTY FARM URBAN RENEWAL AREA OF THE COUNTY OF JASPER, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF JASPER, NEWTON COMMUNITY SCHOOL DISTRICT, 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 SAID COUNTY IN CONNECTION WITH THE AMENDED AND RESTATED URBAN RENEWAL PLAN FOR THE COUNTY FARM URBAN RENEWAL AREA

WHEREAS, the Board of Supervisors of the County of Jasper, Iowa has heretofore, in Ordinance No. 38 (VI-X), provided for the division of taxes within an area referred to as the Speedway Urban Renewal Project Area, pursuant to Section 403.19 of the Code of Iowa; and

WHEREAS, the Board of Supervisors, pursuant to Resolution No. 06-96 approved on October 10, 2006, has approved an adopted and Amended and Restated Urban Renewal Plan for the foregoing area, the purpose of which is to (i) change the name of the Urban Renewal Project Area from the "Speedway Urban Renewal Area" to the "County Farm Urban Renewal Area," (ii) delete references to the Speedway project that was originally proposed for construction in the Urban Renewal Project Area, and (iii) broaden the scope of the urban renewal activities to be undertaken within the Urban Renewal Project Area so as to facilitate commercial development therein; and

WHEREAS, indebtedness has been incurred by the County, and additional indebtedness is anticipated to be incurred in the future, to finance urban renewal project activities within the Urban Renewal Project Area, and the continuing needs of redevelopment within the Urban Renewal Project Area are such as to require the continued application of the incremental tax resources of the Urban Renewal Project Area; and

WHEREAS, the following enactment is necessary to accomplish the objectives described in the premises.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF JASPER, IOWA, THAT:

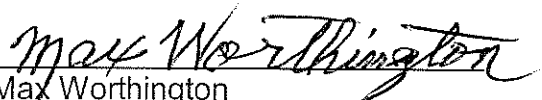
Section 1: All references in Ordinance Number 38 (VI-X) to the "Speedway Urban Renewal Project Area" are hereby amended to refer to the "County Farm Urban Renewal Project Area" in all places that such references appear in Ordinance No. 38

(VI-X). All references to the "Urban Renewal Project Area" in Ordinance No. 38 (VI-X) shall be deemed to refer to the County Farm Urban Renewal Project Area.

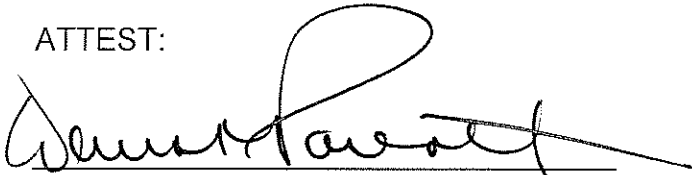
Section 2: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. The provisions of this Ordinance are intended and shall be construed so as to continue the division of taxes from property within the Urban Renewal Project Area under the provisions of Section 403.19 of the Code of Iowa, as authorized in Ordinance No. 38 (VI-X). In the event that any provision of this Ordinance shall be determined to be contrary to law it shall not affect other provisions or application of this Ordinance which shall at all times be construed to fully invoke the provisions of Section 403.19 of the Code of Iowa with reference to the Urban Renewal Project Area and the territory contained therein.

Section 3: This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED AND APPROVED this 10th day of October, 2006.


Max Worthington
Chair of the Board of Supervisors

ATTEST:


Dennis K. Parrott/Jasper County Auditor

Read first time: October 10, 2006

Read second time: Waived

Read third time: Waived

PASSED AND APPROVED: October 10, 2006

PUBLISHED: October 16, 2006



ORDINANCE CERTIFICATE

STATE OF IOWA)
) SS
COUNTY OF JASPER)

I certify that Ordinance Number 38A (VI-X), of which a true copy is attached, was duly adopted by the Board of Supervisors of the County of Jasper, signed by the Chairperson and published as required by law and is now in effect. I further certify that the consideration(s) and votes taken for the enactment of said Ordinance were as follows:

1. First consideration - Date: October 10, 2006
Vote: In favor - Worthington, Ward, Carpenter Opposed - None
Absent or Abstain - None
2. Second consideration - Waived by motion and vote 10/10/2006
3. Final Consideration - Waived by motion and vote 10/10/2006
4. Publication Date: October 17, 2006

(Affidavit of Publication Attached)

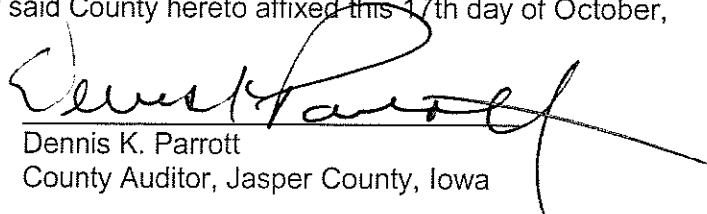
The Ordinance was not considered on any date after its first consideration as shown above when it did not receive an affirmative vote for passage.

On the date of October 10, 2006, the Board of Supervisors adopted a motion for the suspension of the rule requiring separate consideration at three meetings and voted the final adoption of the Ordinance. The vote for suspension of the rules was by a three-fourths majority of the full Board of Supervisors, voting Worthington, Ward, Carpenter in favor, none opposed and none absent, vacant or abstaining and was duly recorded.

I further certify that each meeting for the consideration of the Ordinance was duly and publicly held, with a notice of the meeting and tentative agenda naming the consideration of the Ordinance timely posted and upon reasonable advance notice to the media as required by the Chapter 21 of the Code of Iowa and rules of the Board then governing.

I further certify that the individuals named therein were on the date thereof duly and lawfully possessed of their respective County offices as indicated therein, that no Board 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 individuals named therein as officers to their respective positions.

WITNESS my hand and the seal of said County hereto affixed this 17th day of October, 2006.


Dennis K. Parrott
County Auditor, Jasper County, Iowa

(SEAL)



Invoice
News Printing Company

Publisher of
The Newton Daily News
The Jasper County Advertiser
PO Box 967, Newton, IA 50208-0967 • (641) 792-3121

Jasper County Auditor Office
Attn Dennis Parrott
PO Box 944
Newton, IA 50208

Your Order No:
Our Order No:
Date Shipped:
Invoice Date Oct. 17, 2006
Terms: 30 Days Net

A service charge of 1.5% per month will be made
on past due balances. 18% annual percentage rates

Public notice Ordinance 38A, published in the Newton Daily News.

10/17/06 24 lines 7 point type @ .313

7.51

Total

\$ 7.51

PUBLIC NOTICE
ORDINANCE NO. 38A

An ordinance amending Ordinance No. 38 (VI-X), and providing that general property taxes levied and collected each year on all property located within the County Farm Urban Renewal Area of the County of Jasper, State of Iowa, by and for the benefit of the State of Iowa, County of Jasper, Newton Community School District 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 said County in connection with the Amended and Restated Urban Renewal Plan for the County Farm Urban Renewal Area. Complete ordinance on file in the Office of the Jasper County Auditor located in Room 202 of the Jasper County Courthouse, Newton, Iowa.

October 17

AFFIDAVIT OF PUBLICATION

State of Iowa, Jasper County, ss:
I, Jim Nelson, Publisher of The Newton Daily News, a daily newspaper of general circulation, printed and published at Newton, Jasper County, Public Notice Ordinance No. 38A appeared 1 TIME (S) upon the following date(s) to wit:

October 17, 2006

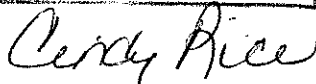
Publication fees \$ 7.51

Signed



Subscribed and sworn to before me this
23rd day of October 2006

Notary Public



PUBLIC NOTICE
ORDINANCE NO. 38A
An ordinance amending Ordinance No. 38 (VI-X), and providing that general property taxes levied and collected each year on all property located within the County Farm Urban Renewal Area of the County of Jasper, State of Iowa, by and for the benefit of the State of Iowa; County of Jasper, Newton Community School District 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 said County in connection with the Amended and Restated Urban Renewal Plan for the County Farm Urban Renewal Area. Complete ordinance on file in the Office of the Jasper County Auditor located in Room 202 of the Jasper County Courthouse, Newton, Iowa.

October 17

T
D Rec Fee no fee
G
A E-Fee _____
AS
S
E Trans Fee _____



Doc ID: 001592550006 Type: GEN
Recorded: 10/25/2006 at 12:35:22 PM
Fee Amt: \$0.00 Page 1 of 6
Jasper County, Iowa
Nancy Parrott County Recorder
File **2006-00006934**

DOCUMENT PREPARED BY:

William J. Noth
Ahlers & Cooney, P.C.
100 Court Ave Suite 600
Des Moines IA 50309-2231
Telephone: 515-243-7611

RETURN RECORDED DOCUMENT TO:

JASPER COUNTY AUDITOR'S OFFICE
CONNIE RARIDON/CAROL KIELLY

TITLE OF DOCUMENT:

AN ORDINANCE AMENDING ORDINANCE NO. 38 (VI-X), AND PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE COUNTY FARM URBAN RENEWAL AREA OF THE COUNTY OF JASPER, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, COUNTY OF JASPER, NEWTON COMMUNITY SCHOOL DISTRICT, 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 SAID COUNTY IN CONNECTION WITH THE AMENDED AND RESTATED URBAN RENEWAL PLAN FOR THE COUNTY FARM URBAN RENEWAL AREA

GRANTOR: SEE PAGE
GRANTEE: SEE PAGE

no fee
Co. Aud.