

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON AUGUST 28, 2012.

Meeting called to order at 9:00 a.m. by Chairman Tom Heidenwirth with members Mark Reiher and Karl Nelson present. Also present was Fern Myers, Allison.

Minutes of the previous meeting were read and approved as read.

Board met with Public Health Director Jennifer Becker and Connie Rottink regarding the county wellness program. Also present was County Engineer John Riherd. Becker requested permission to allow full-time and part-time employees to participate in the upcoming flu shot clinic at no cost to the employees. The Board authorized said request.

A public hearing was held on a Revolving Loan Application by Ann Nalan and William Nalan: BAN LLC d/b/a Community Bowl, Dumont, IA. No other taxpayers were present. No written or oral comments were received. Upon the close of the public hearing, it was moved by Nelson, second by Reiher to approve a Resolution as follows:

RESOLUTION #760

WHEREAS, The Butler County Board of Supervisors (hereinafter referred to as **The Board**) has approved a Small Business Loan Plan by Motion on August 28, 2012 to be administered by **The Board** for the purposes of assisting small businesses; and

WHEREAS, Ann Nalan and William Nalan, owners; BAN LLC dba Community Bowl, of Dumont, Iowa has applied for a small business loan from the Butler County Revolving Loan Fund in the amount of \$5,000.00, and

WHEREAS, the request has been approved by the Butler County Revolving Loan Fund Loan Review Committee.

NOW, THEREFORE **The Board** approves the loan request subject to the terms and conditions as follows:

1. That a loan of \$5,000.00 be approved for Ann Nalan and William Nalan, owners; BAN LLC dba Community Bowl, of Dumont, Iowa, subject to proof of additional financing from a lead bank and proof of at least ten percent (10%) owner equity into the project.
2. That the interest rate should be fixed at five percent (5%) per annum.
3. That the loan shall be repaid into the Revolving Loan Fund inclusive of all interest realized thereon according to the schedule:

Term The term of the note should be five years.

Payments Monthly payments of interest and principal.

4. That Ann Nalan and William Nalan, owners; BAN LLC dba Community Bowl, of Dumont, Iowa, enter into a Loan Agreement with Butler County.
5. Penalties for late payment:
 1. After delinquency of five (5) days, the borrower shall be charged a late penalty the greater of \$25.00 or one and one-half percent (1.5%) per month of the payment due.
 2. After ten (10) days, the borrower will be notified by certified mail. A meeting will be set up between **The Board** and the borrower to determine the degree of the problem and the steps needed for payment compliance.
 3. Non-payment after sixty (60) days following the meeting between **The Board** and borrower will cause Butler County to initiate foreclosure procedures unless a satisfactory repayment schedule is negotiated.
6. This loan shall be secured by blanket security agreement on business assets and a personal guarantee.

Passed this 28th day of August, 2012.

UPON Roll Call the vote thereon was as follows:

AYES: Karl Nelson

Mark Reiher

Tom Heidenwirth

NAYS: None

WHEREUPON the Resolution was declared duly adopted.

ATTEST: *Holly A. Fokkena*, County Auditor

Board met with Engineer John Riherd regarding DOT Agreement – RISE Project for Access Road at Butler County Logistics Park. After discussion it was moved by Reiher, second by Nelson to approve said agreement. Motion Carried.

Board acknowledged receipt of Manure Management Plan Annual Updates for Kramer Finisher Farm; Quarry Finisher Farm; Jensen Finisher Farm; Jefferson Finisher Farm; RB/Knock Finisher Farm; RB Schrage 2 Finisher Farm; and Lovillia Finisher Farm.

Board approved claims as submitted.

Moved by Reiher, second by Nelson to adjourn to Tuesday, September 4, 2012 at 9:00 A.M. Motion carried.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on August 28, 2012.