

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON SEPTEMBER 13, 2013.

Meeting called to order at 9:00 a.m. by Chairman Mark V. Reiher with members Tom Heidenwirth and Rex Ackerman present. Also present were Engineer John Riherd, Sheriff Jason Johnson, Recorder Janice Jacobs, Treasurer Vicki Schoneman, Economic Development Director Jeff Kolb, Fern Myers, Allison, Iowa and Zach and Deb Winkowitsch, Allison, Iowa.

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

Board reviewed REAP Report and ordered it placed on file.

Board met with Conservation Director Mike Miner to amend transfer request of August 27, 2013. Moved by Reiher, second by Heidenwirth to rescind previous request and to authorize Auditor to create sub-fund 0009 in the General Fund and transfer \$25,000 for Conservation Equipment Purchase to said fund, and transfer \$14,636.48 from the General Fund to Land Acquisition. Motion carried.

Moved by Reiher, second by Heidenwirth to appoint Rex Ackerman as alternate to Upper Cedar Watershed Management Improvement Authority. Motion carried.

Board reviewed copier purchase agreement with DHS. Moved by Reiher, second by Ackerman to approve same. Motion carried.

Board held Public Hearing on Revolving Loan Fund application for Steve Winkowitsch and Zach Winkowitsch dba Wink's Diner. Present were Engineer John Riherd, Sheriff Jason Johnson, Recorder Janice Jacobs, Treasurer Vicki Schoneman, Economic Development Director Jeff Kolb, Fern Myers, Allison, Iowa and Zach and Deb Winkowitsch, Allison, Iowa.

Auditor reported no written or oral comments were received. At the close of the Public Hearing it was moved by Reiher, second by Heidenwirth to approve the following:

RESOLUTION #790

WHEREAS, The Butler County Board of Supervisors (hereinafter referred to as **The Board**) has approved a Small Business Loan Plan by Motion on September 13, 2013 to be administered by **The Board** for the purposes of assisting small businesses; and

WHEREAS Steve Winkowitsch and Zach Winkowitsch, dba Wink's Diner, of Allison, Iowa have applied for a small business loan from the Butler County Revolving Loan Fund in the amount of \$10,000.00, 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 \$10,000.00 be approved for Steve Winkowitsch and Zach Winkowitsch, dba Wink's Diner, of Allison, 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 Steve Winkowitsch and Zach Winkowitsch, dba Wink's Diner, of Allison, 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 a personal guarantee and a blanket security agreement on assets of business.

Passed this 13th day of September, 2013.

UPON Roll Call the vote thereon was as follows:

AYES: Tom Heidenwirth
Rex Ackerman
Mark V. Reiher

NAYS: None

WHEREUPON the Resolution was declared duly adopted.

ATTEST: *Lizbeth Williams*, County Auditor

Board met with County Engineer John Riherd to review Annual Report to Iowa DOT FY13. Also present was Deputy Auditor Mary Brouwer. No action taken.

Board canvassed results of September 10, 2013 School Election. Also present was Election Clerk Lisa Beadle.

Board approved claims as submitted.

Board acknowledged receipt of Manure Management Plan Annual update for N024.

Moved by Reiher, second by Ackerman to adjourn to Tuesday, September 17, 2013 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 September 13, 2013.