

RESOLUTION NO 2016-39

AUTHORIZING INTERNAL LOAN TO
FUND URBAN RENEWAL PROJECT COSTS

WHEREAS, the Board of Supervisors of Lyon County, Iowa (the "County"), has established the Lyon County Economic Development Urban Renewal Area (the "Urban Renewal Area") and has established the Lyon County Economic Development Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has authorized and undertaken the 2016 Lyon County Highway Improvements Project as an urban renewal project (the "Project") in the Urban Renewal Area in order to facilitate agribusiness and economic development in the Urban Renewal Area; and

WHEREAS, it has been proposed that the County facilitate an internal loan of funds in the amount of \$484,000 (the "Loan") in order to pay the costs of the Project, including the acquisition of raw materials and legal and administrative fees incurred in connection therewith, and the County desires to make the Loan eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors, as follows:

Section 1. It is hereby directed that the Loan in the amount of FOUR HUNDRED EIGHTY-FOUR THOUSAND DOLLARS (\$484,000) be loaned for the funding of the Project from the Secondary Road Fund. The Loan shall be repaid to the Secondary Road Fund without interest, out of future incremental property tax revenues received into the Tax Increment Fund.

It is intended that the Loan shall be repaid before June 30, 2018, provided however that repayment of the Loan is subject to the determination of the Board of Supervisors that there are incremental property tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Fund relative to the Loan, and the Board of Supervisors reserves the right to appropriate funds, or to withhold such appropriation, at its discretion.

Section 2. A copy of this Resolution shall be filed in the office of the County Auditor of Lyon County, Iowa to evidence the Loan. Pursuant to Section 403.19 of the Code of Iowa, the County Auditor is hereby directed to certify, no later than December 1, 2016, the original amount of the Loan.

Section 3. All resolutions or parts thereof in conflict herewith, are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 24th day of October, 2016.

Chairperson

Attest: _____
County Auditor