

Prepared by: De Koster & De Koster, 1102 Main Street, P.O. Box 801, Hull, IA 51239; (712) 439-2511

**RESOLUTION** 062818

RESOLUTION APPROVING AGREEMENT  
BY AND AMONG THE CITY OF HULL, THE COUNTY OF SIOUX, AND  
BOYDEN-HULL COMMUNITY SCHOOL DISTRICT  
RE: LIBERTY HEIGHTS URBAN RENEWAL AREA EXTENSION

WHEREAS, the City Administrator and Hull Industrial Development Corporation have negotiated an agreement to extend the Urban Renewal Area for Liberty Heights for fifteen (15) years, and

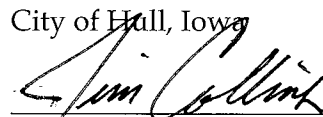
WHEREAS, Sioux County and the Boyden-Hull Community School District have agreed to this extension.

NOW, THEREFORE BE IT REMEMBERED that on this 28<sup>th</sup> day of June, 2018, the City Council of the City of Hull, Hull, Iowa, does adopt the following Resolution:

**RESOLUTION**

BE IT RESOLVED that the Agreement by and among the City of Hull, the County of Sioux and Boyden-Hull Community School District, to extend to a total of fifteen (15) years the Liberty Heights Urban Renewal Area, attached to this Resolution as Exhibit A, be approved and that the Mayor and City Administrator be directed to sign this Agreement and all other agreements necessary to carry out the purpose of this agreement.

  
\_\_\_\_\_  
Roger Buys, Mayor  
City of Hull, Iowa

  
\_\_\_\_\_  
Jim Collins, City Clerk  
City of Hull, Iowa

(SEAL)

ATTEST:



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Jim Collins, City Clerk  
City of Hull, Iowa

**AGREEMENT**

**BY AND AMONG**

**THE CITY OF HULL,**

**THE COUNTY OF SIOUX**

**AND**

**BOYDEN-HULL COMMUNITY SCHOOL DISTRICT**

**May 2018**

WHEREAS, Iowa Code Section 403.22(5) provides that the division of revenue under Iowa Code Section 403.19 may continue for 10 fiscal years (beginning with the second fiscal year after the year of first certification of debt) for housing projects, unless the municipality undertaking the project has a population of under 15,000 and obtains approval from the governing bodies of all Affected Taxing Entities (County and School District) to extend the division of revenue for up to five (5) years; and

WHEREAS, the City of Hull has a population of under 15,000; and

WHEREAS, the City will assist Hull Industrial Development Corporation in development of a 38-lot housing subdivision in the Liberty Heights Residential Urban Renewal Area, by funding infrastructure improvement costs associated with the development; and

WHEREAS, sufficient incremental taxes may not be generated to allow the City to fully fund the projects during the 10 years statutorily allowed for the division of revenue under Section 403.22(5); and

WHEREAS, the City is requesting the Affected Taxing Entities to allow an extension of the ability of the City to collect Tax Increment in order to adequately fund the residential projects in the Liberty Heights Residential Urban Renewal Area for up to a total of 15 years.

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:


Section 1. Pursuant to Iowa Code Section 403.22(5), all Affected Taxing Entities have, by resolution of their governing bodies, approved the extension of the division of revenue under Iowa Code Section 403.19 in the Liberty Heights Residential Urban Renewal Area for the City of Hull, Iowa, for projects involving the provision of infrastructure improvements related to housing and residential development for a total of fifteen (15) fiscal years of division of revenue (beginning with the second fiscal year after the year of first certification of debt) in connection with the housing projects.

Section 2. The City will not request the Boyden-Hull Community School District to pass a resolution authorizing the capture of the instructional support program levy for any years that tax increment is collected. Accordingly, there will be no capture of instructional support program levy for any years that tax increment is collected.

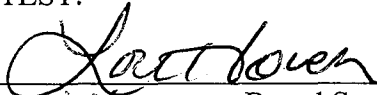
Section 3. The undersigned officials affirm they are duly authorized to execute this Agreement on behalf of the party for which they are signing.

Section 4. This Agreement may be executed in any number of counterparts, each of which shall constitute one and the same instrument.

**BOYDEN-HULL COMMUNITY SCHOOL  
DISTRICT**


  
Jake TenHaken, Board President

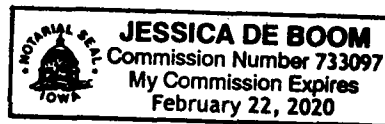
ATTEST:

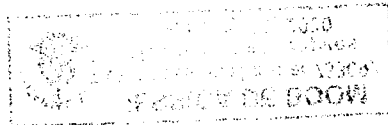
  
Lori Hoven, Board Secretary

STATE OF IOWA            )  
  ) SS:  
COUNTY OF SIOUX        )

On this 18th day of June, 2018, before me the undersigned, a Notary Public in and for the State of Iowa, personally appeared Jake TenHaken and Lori Hoven, to me personally known, who, being duly sworn, did say that they are the individuals who executed the foregoing instrument; and Jake TenHaken and Lori Hoven acknowledged the execution of said instrument to be their voluntary act and deed, voluntarily executed.

  
Jessica DeBoom  
Notary Public in and for the State of Iowa





COUNTY OF SIOUX, STATE OF IOWA

Mark Sybesma

Mark Sybesma, Chairperson, Board of Supervisors

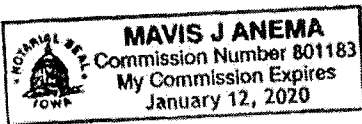
ATTEST:

Ryan Dokter

Ryan Dokter, County Auditor

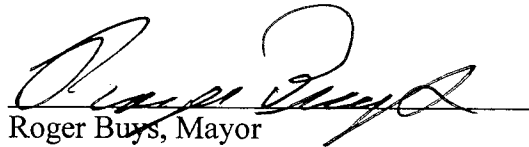
STATE OF IOWA            )  
  ) SS:  
COUNTY OF SIOUX        )

On this 29th day of May, 2018, before me the undersigned, a Notary Public in and for the State of Iowa, personally appeared Mark Sybesma and Ryan Dokter, to me personally known, who, being duly sworn, did say that they are the individuals who executed the foregoing instrument; and Mark Sybesma and Ryan Dokter acknowledged the execution of said instrument to be their voluntary act and deed, voluntarily executed.





Mavis J. Anema  
Notary Public in and for the State of Iowa

CITY OF HULL, IOWA


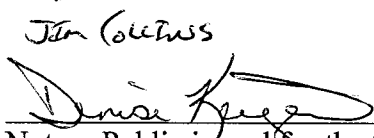
  
Roger Buys, Mayor

ATTEST:

  
\_\_\_\_\_  
~~Dwayne Bonestroo~~, City Clerk  


STATE OF IOWA                    )  
  ) SS:  
COUNTY OF SIOUX            )

On this 28 day of June, 2008, before me the undersigned, a Notary Public in and for the State of Iowa, personally appeared Roger Buys and ~~Dwayne Bonestroo~~, to me personally known, who, being duly sworn, did say that they are the individuals who executed the foregoing instrument; and Roger Buys and ~~Dwayne Bonestroo~~ acknowledged the execution of said instrument to be their voluntary act and deed, voluntarily executed.

  
  
\_\_\_\_\_  
Notary Public in and for the State of Iowa

