

**RESOLUTION FOR CONSTRUCTION AGREEMENT
BETWEEN WAYNE COUNTY AND RESIDENTS ON 200TH STREET**

Wayne County Resolution No. 011717

Consenting to and approving the plans for the improvement of County Road 565 (200th Street), located on the west line of Section 5, T-67-N, R-20-W (Monroe Township, Wayne County, IA).

WHEREAS, it is proposed to improve, by Wayne County, 200th Street in accordance as follows:

Improve 200th Street from an Area Service "B" to an Area Service "A" (See attachment A)

WHEREAS, the County has informed itself and the undersigned as to the proposed improvement,

NOW, THEREFORE, BE IT RESOLVED by the said undersigned and Wayne County, as follows:

1. The County hereby approves said project and consents to the reclassification in accordance with the requirements set forth by the County Engineer.
2. The County will take such legal steps and procedures to a conclusion such legal action and/or proceedings as are now or may hereafter be required.
 - a. To take such steps as may be necessary to secure the consent to the removal of any trees that may interfere with the construction of the project.
 - b. To remove existing and prevent future encroachments and obstructions upon roads or highways covered by the project.
 - c. To improve drainage of the road by improving the grade of the roadway and establishing drainage ditches necessary to sufficiently remove water from the road right of way.

All above ground utilities shall be placed as close to the right of way line as practical.

3. The undersigned will be responsible for all costs incurred on the segment of 200th Street road reclassification, to include original contract items, and any contract modifications as to scope, quantity, and quality. These costs shall include but not be limited to the labor, material, and equipment necessary to reclassify said road to an Area Service "A" including the purchase and placement of granular material on the roadway.
4. Upon completion of the project, the undersigned agrees that they will reimburse the County actual costs incurred as the result of reclassifying the Area Service of 200th Street. Payments may be made in yearly installments to the County for a period not to exceed three (3) years for the amount of actual costs with no interest charges incurred by the undersigned. All costs associated with the road improvement may be assessed to the undersigned's property taxes.
5. Attachment B shall describe the percentage of payment of total costs associated with the project that are to be assessed to each undersigned and shall be signed by each.
6. Upon completion of the project, any changes in the physical features of the project will be authorized only after approval has been secured from the County.

7. This Agreement will reclassify the road from an Area Service "B" to an Area Service "A" and as such shall alter or modify existing responsibility and authority for the care, maintenance, operation, and control of the road to that of the new classification.

Attest: She Ruelle
Auditor

[Signature]
Board Of Supervisors Chairman

Passed this 20 day of DECEMBER, 20 16.

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|--------------------------|--|
| <u>Norman A. Mallett</u> | <u>2841 200th St Seymour IA.</u> |
| <u>Edw. Ginzelsich</u> | <u>2923 Edison Rd Seymour Ia</u> |
| <u>James Stetmon</u> | <u>2865 200th St. Seymour IA.</u> |
| <u>Levi Schlabach</u> | <u>2842 200th St. Seymour IA</u> |
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R-20-W

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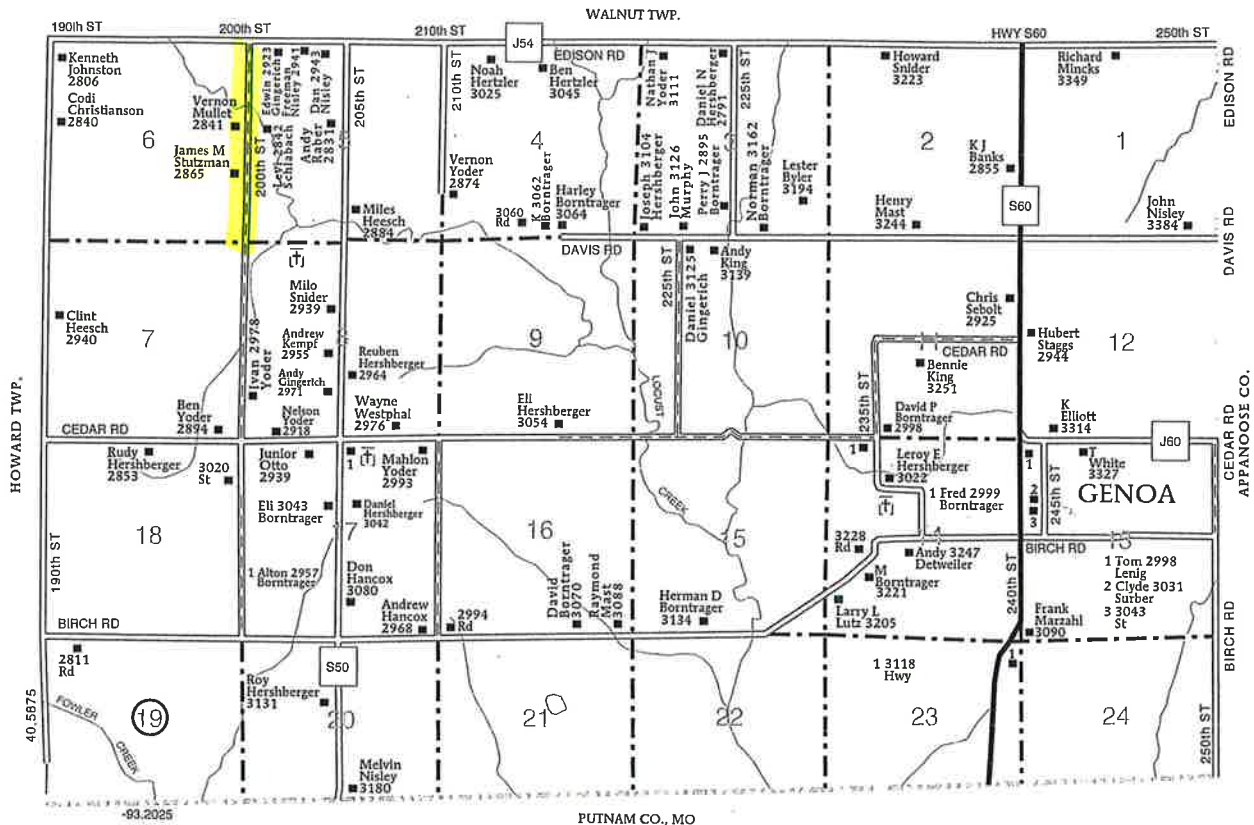


EXHIBIT B

Print Name Signature Pay Percentage of Total

Vernon A. Mullet Vernon A. Mullet 25%

Edwin Gingrich Edwin Gingrich 25%

James M. Stutzman James Stutzman 25%

LEVI A Schlabach Levi A. Schlabach 25%
