

**Shelby County 109 Taxing District Minutes Regular Meeting November 13, 2025
at the Shelby County Recycling Facility. 8:00 a.m.**

Attendance: Chairman Rusty Newton, Kerry Magan, Wayne Karem, and Derek Gould.

A: Administrative Items:

A-1 Minutes of the October 9, 2025, regular meeting was presented. Motion to approve the minutes was made by Karem, seconded by Magan, and approved.

A-2

A-2a Magan presented a summary of the project expenses vs. the overall finances of the Taxing District.

A-2b Magan made a motion to approve the October 2025 Financial Report. Karem seconded the motion, and the motion carried.

A-3 Magan made a motion, seconded by Karem to approve the October 2025 bill list in the amount of \$153,895.95 (\$153,895.95 in operating funds and \$0.00 in grant funds), and the amount of \$864,172.81 to be invoiced to KACo as part of construction project expense. The motion carried.

B: Active Items:

B-1 Recycling Facility Expansion:

B-1a Magan made a motion, seconded by Karem to authorize the chairman to execute the change orders to the Prodigy contract submitted through Woolpert. The motion carried.

B-2 Gould presented the proposed holiday schedule for 2026 Karem made a motion, seconded by Magan to adopt the schedule that was presented. The motion carried.

B-3 Karem made a motion, seconded by Magan to surplus the retired facility computers. The motion carried.

C: Directors Report

C-1 Gould presented the Recycling report.

C-2 Gould presented the Solid Waste Director's report.

C-3 Gould presented the Clean Community report.

D: Old Business: Chairman Newton reported that attorney William Stewart had reviewed the cell tower lease and that he signed the agreement. For future reference, the following items are included in the signed agreement:

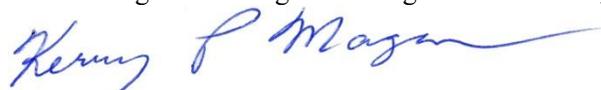
- The tenant agrees to make an option payment to the Shelby County 109 Taxing District in the amount of \$2,000.00 within thirty days of the execution of the agreement. The option period will be for a term of two (2) years from the effective date.
- The tenant may exercise the option at any time during the option period by written notice to the landlord.
- The notice to exercise the option shall set forth the commencement date of the initial term.
- Effective as of the commencement date, the landlord leases the premises to the tenant in accordance with the agreement for an initial term of five (5) years.
- The tenant shall have the option to extend the initial term for nine (9) successive terms of nine (9) years each.
- The beginning rent will be One Thousand Dollars (\$1,000.00) per month.
- The Rent shall increase by 1.49% annually on each year of the commencement date.

E: New Business: None

F: Public Comments: None

The meeting was adjourned at 8:50 am

The next regular meeting scheduling is December 11, 2025, at 8:00 a.m. at the facility



Respectfully Submitted, Kerry P. Magan, Secretary