

June 1, 2004

The Board of Supervisors of Shelby County, Iowa, met pursuant to law and rules of said board in regular session at 9:00 a.m. in the Supervisors Chambers of the Shelby County Courthouse with the following members present:, Roger Schmitz, Chairman; Richard Ferry, Vice-Chairman; and Gayle Petersen; and Marsha J. Carter, Clerk.

It was moved by Ferry, seconded by Petersen, to approve the agenda AND the following items contained in the Consent Agenda:

- A. Minutes of May 18, 21, and 25, 2004
- B. Office Reports – None
- C. Committee Reports

AYES: Schmitz, Ferry, Petersen

NAYES: None

The Veterans Affairs Commission appeared before the Board to discuss the hiring process for the new Executive Director.

Now being the time for the public hearing on an application to Economic Development Set-Aside (EDSA) and Enterprise Zone programs for funding assistance totaling \$800,000 to open the operations of Shelby County Cookers, the Chairman did open the hearing. Lynn Easton, SWIPCO, was present. Easton and the Auditor reported that they had received no written or oral comments. It was moved by Ferry, seconded by Petersen, to close the hearing and agree to sponsor the grant and to approve the application. AYES: Schmitz, Ferry, Petersen
NAYES: None

Bob Broomfield, Harlan Community School District Superintendent, appeared before the Board to discuss the possible re-distribution of a portion of the Tax Increment Financing (TIF) Funds from the County's Urban Renewal District to the Harlan School District. Schmitz stated that this was not possible at this time because it will take all of the TIF Funds to cover the bond payments necessary for this project and that it is the intent of the current Board of Supervisors to dissolve the Urban Renewal District when the current debt and the proposed indebtedness for the Shelby County Cookers Project has been retired, which will be of benefit to all the taxing entities.

Now being the time for the public hearing on the 1st reading of Shelby County Ordinance No. 2004-2, Amendment to Shelby County Subdivision Ordinance, the Chairman did open the hearing. There were no written or oral comments. It was moved by Ferry, seconded by Petersen, to close the hearing with the second reading scheduled for June 15, 2004. AYES: Schmitz, Ferry, Petersen
NAYES: None

It was moved by Petersen, seconded by Ferry, to adopt the following resolution:

RESOLUTION NO. 2004-19
ENTRY RECORD OF THE HEARING AND DETERMINATION OF
THE AMENDMENT TO THE COUNTY BUDGET FOR FISCAL YEAR 2004

BE IT REMEMBERED on this 1st day of June, 2004, the Board of Supervisors met in scheduled session for the filing and considering of an amendment to the Shelby County Budget for Fiscal Year 2004.

THEREUPON, the Board investigated and found that the notice of the time and place of hearing had, according to law, and as directed by the Board, been published and that the affidavit of publication is on file with the County Auditor.

THEREUPON, on said day, the hearing was taken up and considered. There were no written or oral comments.

THEREFORE, BE IT RESOLVED, that the Shelby County Budget Service Areas be amended as follows:

Public Safety from \$1,405,328 to \$1,430,328
County Environment from \$417,090 to \$432,391
Administration from \$977,867 to \$1,002,167
Nonprogram Current from \$4,381 to \$554,381

Debt Service from \$365,898 to \$560,898
Capital Projects from \$1,175,700 to \$1,503,315

The Department Appropriations will be increased by the following amounts:

Policy & Administration	791,688
MIS	9,300
Misc Court	20,000
Jail	5,000
Conservation/Land Use	33,728
Secondary Road	277,500
Total Amendment	1,137,216

The Capital Fund Purchases will be increased by the following amounts:

Building & Grounds	26,460
MIS	3,000
Roadside Management	18,005

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on June 1st, 2004, the vote thereon being as follows:

AYES: Schmitz, Ferry, Petersen NAYES: None

Ferry left the meeting at 9:55 a.m.

It was moved by Petersen, seconded by Schmitz, to approve the claims of May 28, 2004. AYES: Schmitz, Petersen NAYES: None

It was moved by Petersen, seconded by Schmitz, to approve the Projected Case Management Rate for FY2005. AYES: Schmitz, Petersen NAYES: None

It was moved by Petersen, seconded by Schmitz, to authorize the Chairman to sign the MH/DD Provider Contract with Concerned, Inc., for FY2005. AYES: Schmitz, Petersen
NAYES: None

It was moved by Petersen, seconded by Schmitz, to recommend the approval of the hiring of a full-time Social Worker for the Shelby-Harrison-Monona County Community Services Department to the Harrison and Monona County Supervisors. AYES: Schmitz, Petersen
NAYES: None

It was moved by Petersen, seconded by Schmitz, to authorize the Chairman to sign the FY2005 Rural Transit System Joint Participation Agreement with Southwest Iowa Transit Agency. AYES: Schmitz, Petersen NAYES: None

The discussion on the sale of bonds for the Shelby County Cookers Project was tabled until the next meeting.

It was moved by Petersen, seconded by Schmitz, to set the date for the opening of sealed bids on the following items located at the County Farm as July 6, 2004, at 9 a.m. in the Supervisors Chambers: (1) 40' X 60' Metal Building and (2) 4-6 Ton Bulk Tank with Auger. AYES: Schmitz, Petersen NAYES: None

The Chairman re-opened the hearing of May 4, 2004, on the proposed sale of County-Owned Land. The Auditor reported that there were no written or oral comments on record. It was moved by Petersen, seconded by Schmitz, to close the hearing and adopt the following resolution.

RESOLUTION NO. 2004-20
PUBLIC HEARING ON
PROPOSED DISPOSAL OF COUNTY INTEREST IN REAL ESTATE

WHEREAS, Shelby County received from William Bieker a proposal to purchase County-owned land legally described as: Parcel No. 833407000071 – The South 10 feet of Lot 7 of Amended Westridge Estates II to the City of Harlan, Iowa and subject to public streets, ordinances and easements of record.

WHEREAS, Shelby County received from Dorothy Carroll a proposal to purchase County-owned land legally described as: Parcel No. 831412401001 – Starting at a point 882' south of the NE Corner of the SE ¼ of Section 12-78-39 and running thence southwest 1222' along the NW side of drainage ditch on centerline of 40' road to a point 185' east of the SW corner of the NE ¼ SE ¼ of Section 12-78-39, containing 1.122 acres of land, more or less.

NOW THERE FORE, BE IT RESOLVED by the Board of Supervisors of Shelby County, Iowa, that the proposals of purchase as executed by William Bieker in the sum of \$1.00 and as executed by Dorothy Carroll in the sum of fifty cents are accepted.

BE IT FURTHER RESOLVED that the Chair of the Shelby County Board of Supervisors is hereby appointed to execute and acknowledge the acceptance of the proposal of purchase and to execute and acknowledge a Quit Claim Deed conveying the real estate to William Bieker and Dorothy Carroll.

BE IT FURTHER RESOLVED that the Shelby County Auditor is requested, pursuant to Chapter 569.8, Code of Iowa, to strike from the taxing books of the County all taxes previously levied or set on the above listed property.

Passed and approved this 1st day of June, 2004.

AYES: Schmitz, Petersen NAYES: None

It was moved by Petersen, seconded by Schmitz, to authorize the Chairman to sign the Joint Agreement with the City of Harlan regarding the County Urban Renewal Amendment. AYES: Schmitz, Petersen NAYES: None

A discussion was held on the necessity to lock down the room where the servers for the County's computer system are being housed. The MIS Director position is being phased out as of June 30, 2004, and there will not be anyone on staff to watch over the system. The postage machine is also housed in that room. Since it will no longer be accessible, the postage machine will be eliminated as soon as possible.

The County Engineer was not available to update the Board on ongoing Secondary Road projects.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:32 a.m.

Roger Schmitz, Chairman

ATTEST:

Marsha J. Carter
Clerk to the Board of Supervisors

NOTE: These minutes are as recorded by the Clerk to the Board of Supervisors and are subject to Board approval at the next regular meeting.