

July 3rd, 2018

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: Charles Parkhurst, Chairman,; Roger Schmitz, Vice-Chairperson; Steve Kenkel and Mark Maxwell, Clerk.

The Chair asked that any conflict of interest be stated concerning any item on the agenda. No conflicts were stated.

A motion was made by Kenkel and seconded by Schmitz to approve the agenda with no additions. AYES: Unanimous NAYES: None

A motion was made by Schmitz with a second by Parkhurst, to approve the minutes of the June 19th. AYES: Unanimous NAYES: None

It was moved by Kenkel, seconded by Schmitz, to approve the Claims of June 30th, 2018 as listed in the claims register. AYES: Unanimous NAYES: None

Chairman Parkhurst then recessed the regular meeting and opened the public hearing. It was reported that notice of the intention of the Board to conduct a public hearing on the proposal to incur noncurrent debt in an amount not to exceed \$200,000, for the purpose of financing projects in the Shelby County Urban Renewal Area, had been published according to law and as directed by the Board, and that this is the time and place at which the Board shall receive oral or written objections from any resident or property owner of the County. There were no written objections, statements, and evidence heretofore filed or were reported to the Board.

Supervisor Schmitz then made a motion to exit the hearing and resume the regular meeting. Kenkel seconded the motion, a vote was held in regards to the motion. The motion was passed unanimously by Schmitz, Kenkel and Parkhurst.

RESOLUTION NO. 2018-17

Authorizing Loan to Tax Increment Revenue Fund

WHEREAS, the Board of Supervisors of Shelby County, Iowa (the "County"), has established the Shelby County Urban Renewal Area (the "Urban Renewal Area") and has established the Shelby County Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and WHEREAS, the County proposes to undertake certain urban renewal projects (the "Projects") in the Urban Renewal Area, consisting of using incremental property tax revenues to pay the costs, to that extent, of the construction of improvements to roads, bridges and culverts; and WHEREAS, it has been proposed that the County approve an internal advance of funds in the amount of \$200,000 (the "Advance") for the purpose of paying the costs of the Projects, including legal and administrative fees, and in order to make the Advance eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area; and WHEREAS, pursuant to Section 331.479 of the Code of Iowa, notice of the date of the meeting of the Board of Supervisors at which it is proposed to take action to approve the Advance has been published, and a hearing has been held; NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Shelby County, Iowa, as follows:

Section 1. It is hereby directed that \$200,000 be advanced to the Tax Increment Revenue Fund from the General Basic Fund, in order to pay certain costs incurred by the County related to the Projects. This advance shall be treated as a loan (the "Loan") to the Tax Increment Revenue Fund and shall be repaid to the General Basic Fund out of incremental tax revenues received with respect to the Urban Renewal Area. Payments on the Loan are subject to the Board's determination that there are incremental tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Revenue Fund. Once appropriated, payments may be made on the Loan on June 1 of each year to the extent there are incremental tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Revenue Fund. The right is hereby

reserved to issue additional obligations, or to enter into additional loans, payable from the Tax Increment Revenue Fund, which may either rank on a parity with the Loan or may have a priority over the Loan with respect to the revenues in the Tax Increment Revenue Fund. Section 2. The Tax Increment Revenue Fund is hereby pledged to the repayment of the Loan, and a copy of this Resolution shall be filed in the office of the County Auditor to evidence this pledge. Pursuant to Section 403.19 of the Code of Iowa, the original amount of the Loan shall be certified to the County Auditor as an obligation that is eligible to be repaid from future incremental property tax revenues by December 1, 2018, and, no later than December 1 of each succeeding year, any remaining outstanding balance of the Loan, shall be certified to the County Auditor in the same manner. Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Supervisor Schmitz moved the adoption of the resolution entitled "A Resolution Authorizing Loan to Tax Increment Revenue Fund," seconded by supervisor Kenkel. The Chairperson put the question on the motion, and the roll being called, the following Supervisors voted the following Ayes: Kenkel, Schmitz and Parkhurst. Nays: None The Chairperson declared the resolution duly adopted and signed approval thereto.

Chairman Parkhurst then read a prepared statement in regards to a union requesting a resolution presented to the board, and that it be passed by the Board of Supervisors. Parkhurst then read the following prepared statement:

The Board has met with our Labor Counsel, Michael Galloway, to discuss the union's request to adopt the resolution entitled "Support for Shelby County Employees and Collective Bargaining Units." As part of this meeting we also discussed with Mike our strategy for collective bargaining. Mike has advised us that we should not adopt this resolution for various reasons.

Our view is that this resolution is an attempt to ensure the employees of Shelby County continue to have "a voice" regarding their terms and conditions of employment, but also makes a political statement regarding the Legislature's Chapter 20 changes. We are not interested in involving Shelby County in a political debate with the Legislature regarding the changes to Chapter 20. It is our intent to continue to treat our employees with respect and dignity and to provide a fair economic package that will allow us to continue to recruit and retain employees. We as a Board know how important it is to have a workforce that is prepared every day to serve the citizens of Shelby County. As of today, it is not the intent of the Board to "strip" the contracts, but the Board will comply with Chapter 20 and remove the subjects from the contracts that are now considered prohibited subjects of bargaining. The Board looks forward to working with its various bargaining units to achieve voluntary agreements that are fair and fiscally responsible.

Chairman Parkhurst then mentioned the Shelby County Jail recently received their report from the State of Iowa. The report mentioned the jail is well maintained and major recommended improvements have been made in the facility, the report also made note of the professionalism of the staff.

Geralyn Greer, Shelby County Recorder, discussed with the board her departments plans for digitizing documents and asked for Board approval to sign an equipment rental agreement with Microfilm Imaging Systems to begin the task of digitizing aging county records in several Courthouse departments. Marcus Gross, County Attorney has reviewed and approved the agreement. Steve Kenkel made a motion to sign the agreement. Roger Schmitz seconded the motion. A vote was held with the Board voting unanimously in favor of the contract.

Lonnie Maguire, Community Services Director, gave her quarterly report and asked for approval for a 28-E agreement with ICTS. Schmitz made a motion to sign the agreement and it was seconded by Kenkel. The following votes were recorded. Ayes: Parkhurst, Schmitz and Kenkel. No nays were recorded.

Tony Buman, Shelby County Assessor, gave his quarterly report and recommendation to approve the applications on file in the Assessor's Office for Homestead Tax Credit, Military Tax Credit, Business Property Tax Credit, and Disabled Veterans Homestead Credit for taxes due in 2018-2019. A motion was made by Kenkel and a second was made by Schmitz to approve the credits. A vote was held with Parkhurst, Schmitz and Kenkel voting in favor of the credits. No nays were cast.

Mark Maxwell, Shelby County Auditor gave his quarterly report which included next week's Special Election being held in Shelby. Maxwell also notified the Supervisors that the canvass for the Special Election in Shelby will be July 17th at 9:00 AM in the Supervisors' board room. Assigning authority and district tax levies has begun in his office and the IT agreements with Thinkspace IT have been signed for the coming year. It appears the budget goals were met in fy 2018.

Carolyn Blum, Shelby County Treasurer, presented the results of the Treasurer's tax sale and the many tasks that are included in the departments yearly activities.

Terri Daringer, Environmental Health Director, said the state has increased funding for her department and the seven counties that it serves. Ragbrai will be going through some of the counties that are served by her department and is making the summer busier than normal.

Bob Seivert Emergency Management Coordinator reviewed procedures during a tornado warning. Cell phone use, for warning citizens of these types of warnings, appears to be rising in Shelby County.

Sergeant Cody Eckles gave the Sheriff's office report, noting that part timers were being used to fill patrol shifts. The new patrol cars are being outfitted with equipment and the new K9 and handler are currently being trained.

Nick Preston, Conservation Director, updated the Board on current activities and projects within his department.

Kyle Lindberg, Jail Administrator, informed the board that original cast iron fittings in the roof drains in the jail facility are leaking. The project will take two days to complete. The jail occupants will be housed in Harrison County on July 11th and 12th. Lindberg said jail policy has not been modified since 2003 and the policy is now under review.

Brandon Burmeister, Shelby County Engineer, then informed the Board of current projects and how the weather has affected both internal projects and projects that were bid out earlier in the year.

Craig Rau, City Councilperson from Portsmouth, addressed the board, asking for assistance or any ideas in slowing down the traffic on the north /south farm to market road. Speed bumps were suggested and discussed. The Sheriff's department and Secondary Roads department offered to do what they could and that further discussions could lead to permanent solutions for the speeding problem.

There being no further business appearing, the Chairman declared the meeting adjourned.

Charles Parkhurst, Chairman

ATTEST:

Mark L. Maxwell
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.