

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: LaVon A. Christensen, Chairman; Gayle Petersen, Vice-Chairman; Richard Ferry; and Marsha J. Carter, Clerk.

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

- A. Minutes of August 20, 2002
- B. Office Reports – MIS
- C. Committee Reports

AYES: Christensen, Petersen, Ferry      NAYES: None

It was moved by Petersen, seconded by Ferry, to approve the claims of August 29, 2002.  
AYES: Christensen, Petersen, Ferry      NAYES: None

HMU long distance telephone services will be discussed at a future meeting.

It was moved by Petersen, seconded by Ferry, to approve the tax suspension on the following property: Lot 1 of Tuckers Subdivision in the City of Shelby, Iowa. AYES: Christensen, Petersen, Ferry      NAYES: None

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

**SHELBY COUNTY  
RESOLUTION 2002-21**

**RESOLUTION APPROVING THE APPLICATION TO THE IOWA DEPARTMENT OF  
ECONOMIC DEVELOPMENT REQUESTING CERTIFICATION OF AN  
ENTERPRISE ZONE IN SHELBY COUNTY**

WHEREAS, Shelby County (hereinafter referred to as the “County”), State of Iowa is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the “State”); and

WHEREAS, the purpose of 2001 Iowa Code Sections 15E.191 through 15E.196 and all subsequent amendments including 2002 Iowa Acts, House File 2378 (the “Act”) is to encourage mutual development objectives between communities and private business and to promote development and investment in economically distressed areas within the State; and

WHEREAS, the Act and administrative rules adopted by the Iowa Department of Economic Development require the County to approve, by resolution, the establishment of an Enterprise Zone and the submission of a request for certification to the Iowa Department of Economic Development Board of Directors; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SHELBY COUNTY AS FOLLOWS:

SECTION 1. The County certifies that it is an eligible participant under the Act and meets the following distress criteria required under Section 15E.194 of the Act, as amended by 2002 Iowa Acts, House File 2378:

- a) Shelby County has an average weekly wage that ranks among the bottom 25 counties in the State.
- b) Shelby County has a percentage of persons 65 years of age or older that ranks among the top 25 counties in the State.

SECTION 2. The County hereby requests Enterprise Zone certification from the Iowa Department of Economic Development Board of Directors as authorized in Section 15E.194 of the Act for the 149.38 acres described below, which the County certifies, when added to previously certified zones, is less than 1% of the total area of the 378,379 acres in Shelby County.

- a) EARLING ENTERPRISE ZONE #1—Lot 1 of ASD of N1/2 NE1/4 & Part of the S1/2 NE1/4, Section 6, T80N, R39W of the 5<sup>th</sup> P.M., except that platted to Earling Industrial Park 7-27-2001 by Instrument 1925-01; and Lots 1 & 2 of Earling Industrial Park, City of Earling, Iowa (16.65 Acres)
- b) HARLAN PLAZA ENTERPRISE ZONE #1—Lots 25-30 of Replat 1 of Lot 6 Harlan Plaza; Lots 2,3,4,5,7,& 8 of Harlan Building Corporation's Fourth Industrial Park Replat, City of Harlan, Iowa (56.86 Acres)
- c) DEFIANCE ENTERPRISE ZONE #1—Part NE1/4 NE1/4 of Section 23, T81N, R39W of the 5<sup>th</sup> P.M., lying North of Railroad ROW and East of Iowa State Highway 59 (6.88 Acres)
- d) WESTERN VENTURES ENTERPRISE ZONE #1—Shelby County Business Park, T79N, R39W, Lots 1-6 (32.63 Acres)
- e) SHELBY ENTERPRISE ZONE #1—SW1/4 SE1/4 OF Section 33, T78N, R40W of the 5<sup>th</sup> P.M. (36.36 Acres)

SECTION 3. The County shall provide a copy of this resolution to the Iowa Department of Economic Development and shall file this resolution with the Shelby County Assessor.

SECTION 4. All resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. The provisions of this resolution are hereby declared to be severable and if any section, phrase, or provision shall be for any reason be declared to be invalid, such declaration shall not effect the validity of the remainder of the sections, phrases, and provisions hereof.

SECTION 6. This resolution shall become effective immediately upon its passage and approval.

Passed and approved: September 3, 2002

AYES: Christensen, Petersen, Ferry    NAYES: None

It was moved by Petersen, seconded by Ferry to approve and authorize the Chairman to sign the FY2002 Actual Case Management Report, showing a reimbursement due from the State for approximately \$30,000. AYES: Christensen, Petersen, Ferry    NAYES: None

Pat Hall, Snyder and Associates, failed to appear.

The County Engineer presented the Secondary Road Annual Report for FY2002.

It was moved by Ferry, seconded by Christensen, to authorize the Auditor to issue a warrant to Keast Ford, Harlan, for the Bridge Shop truck as soon as the invoice is presented. AYES: Christensen, Petersen, Ferry    NAYES: None

The County Engineer updated the Board on on-going Secondary Road projects.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:09 a.m.

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LaVon A. Christensen, Chairman

ATTEST:

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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.