

June 17, 2003

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: Gayle Petersen, Chairman; Roger Schmitz, Vice-Chairman; and Richard Ferry; and Marsha J. Carter, Clerk.

It was moved by Schmitz, seconded by Petersen, to approve the agenda with the addition of the Law Enforcement Collective Bargaining Agreement and a Subordination Agreement AND the following items contained in the Consent Agenda:

- A. Minutes of June 3, 2003 – Ferry stated that the minutes did not contain the wording that the Mission Statement was finalized on February 18, 2003. Auditor Marsha Carter stated again that there was no official action taken in February. Ferry requested that the minutes of June 3, 2003, be changed as follows: “A discussion was held on the Shelby County Mission Statement. Supervisor Ferry proposed new wording for the County Mission Statement. Auditor Marsha Carter tried to explain that this Mission Statement was a county-wide project and that the final wording was voted on by all the departments in the County and finalized in 1998. Ferry stated that the final decision was with the Board. There was no official action by the Board, but Ferry ordered that the current Mission Statements hanging in every department in the County be ~~taken down and~~ corrected as follows:.....”
- B. Minutes of May 20, 2003 – Correction – “This being the time and place as advertised for letting Project HC-00-24, the Board proceeded to open and read the following bids: Richards Construction, Sac City, Iowa \$23,642.15; Neil Jensen Construction, Woodbine, Iowa \$27,166.05; Nelson/Rock Contracting, Onawa, Iowa \$34,344.40; Negus-Sons, Inc, Omaha, Nebraska \$41,025.80; Gus Construction, Casey, Iowa \$57,046.04. It was moved by Schmitz, second by Ferry, to accept the bid of Richards Construction at their quote of ~~\$27,166.05~~ \$23,642.15, authorize the Chairman to sign all contract documents, and authorize the Auditor to pay progress payment as recommended by the County Engineer. AYES: Petersen, Schmitz, Ferry NAYES: None”
- C. Office Reports – None
- D. Committee Reports

AYES: Petersen, Schmitz, Ferry

NAYES: None

It was moved by Schmitz, seconded by Ferry, to approve the claims of June 17, 2003. AYES: Petersen, Schmitz, Ferry NAYES: None

Tom Ouren, The Agency, appeared before the Board to discuss the Loss Control Report completed by IMWCA, our Workers Compensation Insurance. There has been an increase in our Workers Compensation usage. The company recommends that the County use a designated health care provider. Charlie Parkhurst, Safety Coordinator, will contact the local doctors for more information.

It was moved by Schmitz, seconded by Petersen, to approve Policy No. 29, Policy to Provide Deferred Compensation or Cash Reimbursement in Lieu of Health Insurance Benefit. AYES: Petersen, Schmitz, Ferry NAYES: None

It was moved by Ferry, seconded by Schmitz, to abate the real estate taxes in the amount of \$216.00 on an abandoned mobile home in Westridge Acres Mobile Home Park, according the Code of Iowa. AYES: Petersen, Schmitz, Ferry NAYES: None

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

RESOLUTION NO. 2003-17
AUTHORIZE AUDITOR TO TRANSFER FUNDS

WHEREAS, it is desired to transfer monies from the General Funds and from the Rural Basic Fund, and

WHEREAS, said operating transfers are in accordance with Sections 331.432, Code of Iowa,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Shelby County, Iowa, as follows:

SECTION 1. The Auditor is hereby authorized to transfer funds from the General Basic and Supplemental Funds and from the Rural Basic Funds to the Capital Fund to cover expenditures as set out in the County Budget for Fiscal Year 2004.

SECTION 2. The Auditor is hereby authorized to transfer funds from the Rural Basic Fund to the Flood & Erosion Control Fund to cover expenditures as set out in the County Budget for Fiscal Year 2004.

SECTION 3. The Auditor is hereby authorized to transfer funds from the General Basic Fund to the Conservation Land Acquisition Trust Fund to cover expenditures as set out in the County Budget for Fiscal Year 2004.

SECTION 4. The Auditor is hereby authorized to transfer funds from the General Basic and Rural Basic Funds to the Secondary Road Fund to cover expenditures as set out in the County Budget for Fiscal Year 2004

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on June 17, 2003, the vote thereon being as follows:

AYES: Christensen, Petersen, Ferry NAYES: None

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

RESOLUTION NO. 2003-18
APPROPRIATE FUNDS TO OPERATE COUNTY OFFICES AND DEPARTMENTS
FOR FISCAL YEAR 2004

WHEREAS, in accordance with Section 331.434(6) of the Code of Iowa which requires the Board of Supervisors of Shelby County, Iowa, to appropriate funds to operate all offices and departments of said county for Fiscal Year 2004.

THEREFORE BE IT RESOLVED, that the Board of Supervisors do hereby authorize the appropriations for Fiscal Year 2004 as follows:

SECTION 1: The amounts itemized by department on the following Schedule A are hereby appropriated from the resources of each fund so itemized.

SECTION 2: Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2003.

SECTION 3: In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amount appropriated pursuant to this resolution.

SECTION 4: If at any time during the budget year the Auditor shall ascertain that the available resources of a fund for that year will be less than said funds total appropriations she shall immediately so inform the Board and recommend appropriate corrective action.

SECTION 5: The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate on a report the status of such accounts to the applicable department monthly during the budget year.

SECTION 6: All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2004.

SCHEDULE A

POLICY AND ADMINISTRATION	\$	1539609
MIS		192415
GIS		123099
AUDITOR		221487
RECORDER		136920
TREASURER		244774
ATTORNEY		148760
COURT RELATED COSTS		84386
SHERIFF AND JAIL		818161
CONSERVATION/LAND USE		389437
PUBLIC HEALTH		213174
SOCIAL SERVICES		84000
VETERANS		24280
MH/MR/DD		1741202
SECONDARY ROAD		4653700
TOTAL		\$10615404

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on June 17, 2003, the vote thereon being as follows:

AYES: Petersen, Schmitz, Ferry NAYES: Naves

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

RESOLUTION NO. 2003-19
ELECTRONIC TRANSACTIONS CLEARINGHOUSE

WHEREAS, Iowa counties are required to comply with the provisions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), including the standard transaction regulations which require that health plans use standard formats and codes when conducting common health care transactions electronically; and

WHEREAS, cooperating with other counties for the purpose of creating an Electronic Transactions Clearinghouse in order to comply with the HIPAA standard transaction regulations will save time and money; and

WHEREAS, an Electronic Transactions Clearinghouse could potentially have beneficial applications for counties far beyond HIPAA;

THEREFORE, BE IT RESOLVED by the Board of Supervisors that this County does hereby enter into the Electronic Transactions Clearinghouse (ETC) 28E Agreement.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on June 17, 2003, the vote thereon being as follows:

AYES: Petersen, Schmitz, Ferry NAYES: Naves

It was moved by Petersen, seconded by Schmitz, to authorize the Chairman to sign the Law Enforcement Collective Bargaining Agreement, effective July 1, 2003. AYES: Petersen, Schmitz, Ferry NAYES: Naves

It was moved by Petersen, seconded by Christensen, to authorize the Chairman to sign the Subordination Agreement in favor of Midstates Bank concerning Down Payment Assistance Case #00-HM-104-026. AYES: Petersen, Schmitz, Ferry NAYES: None

It was moved by Schmitz, seconded by Petersen, to set the letting date for the fuel bid as 9:30 a.m. on July 1, 2003. AYES: Petersen, Schmitz, Ferry NAYES: None

The Board proceeded to the Treasurer’s Office to count the cash. Results were as follows:

CD’s	\$1,680,000.00
Cash	\$ 1,676.30

The Board proceeded to the Care Facility to do an onsite inspection of the property.

There being no further business appearing, the Chairman declared the meeting adjourned at 11:35 a.m.

Gayle Petersen, 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.