

January 2, 2004

The Shelby County Board of Supervisors met in an organizational session at 9:00 A.M. in the Supervisors Chambers in the Courthouse with the following members present: Roger Schmitz, Richard D. Ferry, Gayle Petersen, and Marsha J. Carter, Clerk.

It was moved by Ferry, seconded by Petersen, to approve Roger Schmitz as Chairman of the Board of Supervisors for the 2004 calendar year. Motion carried unanimously.

It was moved by Schmitz, seconded by Petersen, to approve Richard Ferry as Vice-Chairman of the Board of Supervisors for the 2004 calendar year. Motion carried unanimously.

It was moved by Schmitz, seconded by Ferry, to approve the agenda. Motion carried unanimously.

It was moved by Ferry, seconded by Petersen, to approve the minutes of December 23, 2003. Motion carried unanimously.

It was moved by Ferry, seconded by Petersen, that the following resolution be adopted:

RESOLUTION NO. 2004-1
A RESOLUTION APPOINTING DEPUTY COUNTY OFFICIALS
FOR THE 2004 CALENDAR YEAR

BE IT RESOLVED, that the following persons shall be appointed deputies for the following offices as recommended by the elected officials according to Chapter 331.903, Code of Iowa:

Marcus Gross, Jr., County Attorney	Susan Larson Christensen, Asst. County Attorney Judson Frisk, Assistant County Attorney
Linda Jacobsen, County Recorder	Linda Stroeher, Deputy Recorder
Gene Cavanaugh, County Sheriff	Mark A. Hervey, Chief Deputy Sheriff John A. Kelly, Deputy Sheriff Mark E. Kaufman, Deputy Sheriff Robin L. Ambrose, Deputy Sheriff Chad Butler, Deputy Sheriff Kelly Lefeber, Deputy Sheriff
Kathy Stinn, County Treasurer	Joann L. Christensen, Deputy Treasurer-MV Dept. Sherry Heller, Deputy Treasurer-Tax Department Marie A. Madsen, Assistant Sharon A. Oman, Assistant
Marsha J. Carter, County Auditor	Karen Petersen Goans, Deputy Auditor Rhonda Brown, Deputy Auditor

AYES: Schmitz, Ferry, Petersen NAYES: None

It was moved by Petersen, seconded by Schmitz, to appoint Bryce Schaben as Weed Commissioner for 2004. Motion carried unanimously.

The Board of Supervisors shall meet as required by Chapter 331.213, Code of Iowa, and shall hold their first meeting of each year on the first day in January, which is not a Saturday, Sunday or holiday and shall hold all subsequent meetings of the year as scheduled by the Board. All meetings of the Board shall be scheduled and conducted in compliance with Chapter 21.

All claims filed by Wednesday, before the third Tuesday of each month in the Auditor's office will be approved for payment by the Board of Supervisors on the third Tuesday of each month.

It was moved by Petersen, seconded by Ferry, to approve the appointment of R.D. Harris and Scott Markham as County Medical Examiners and to accept the proposal of the physicians of Shelby County that the doctor on call will act in the Medical Examiners' absence. Motion carried unanimously.

It was moved by Ferry, seconded by Petersen, to approve the appointment of the following persons as members of the Compensation Board for the Condemnation of Private Property for Shelby County for 2004, as required by Chapter 472.4, Code of Iowa:

FARM OWNER - OPERATORS

CITY PROPERTY OWNERS

Walter Staiert
Elk Horn, Iowa

Kayla Jacobs
Harlan, Iowa

Don Schomers
Earling, Iowa

Merle Petersen
Elk Horn, Iowa

Doug Robinson
Shelby, Iowa

Paul Leinen
Harlan, Iowa

David Boettger
Harlan, Iowa

Michael Cain
Harlan, Iowa

Donald Leinen
Portsmouth, Iowa

Todd Langenfeld
Earling, Iowa

Dave Wahling
Shelby, Iowa

Richard Leinen
Portsmouth, Iowa

Charles Wooster, Jr.
Manilla, Iowa

Donald Holdsworth
Irwin, Iowa

REAL ESTATE BROKERS

PERSONS HAVING KNOWLEDGE OF
PROPERTY VALUES IN SHELBY COUNTY

Kirk Petersen
Harlan, Iowa

Mark Langenfeld
Earling, Iowa

Terry Knapp
Harlan, Iowa

Norman Mathiasen
Harlan, Iowa

Ben Plumb
Harlan, Iowa

Lamont Christensen
Elk Horn, Iowa

Rowland Burton
Irwin, Iowa

Jerry Lapke
Harlan, Iowa

Randy Ouren
Harlan, Iowa

Danny Gold
Irwin, Iowa

Jan Arkfeld
Defiance, Iowa

John Wells
Defiance, Iowa

Dave Robinson
Shelby, Iowa

Terry Bails
Harlan, Iowa

It was moved by Schmitz, seconded by Petersen, to approve the Harlan Tribune or the Harlan News Advertiser and the Danish Villages Voice as official newspapers for 2004, as defined in Chapter 618.3 and Chapter 349, Code of Iowa. The Board set the limit on notices to three columns wide and seven inches long. Anything over that size will not be approved for payment. Motion carried unanimously.

It was moved by Petersen, seconded by Ferry, that the County Auditor be authorized to draw warrants for salaries of county officers, their deputies and clerks; courthouse custodians; and all secondary road employees. The auditor is also authorized to pay the telephone, utilities, freight, United Parcel, deferred compensation claims and the expenses of transporting person(s) to state institutions. The Board authorized the County Auditor to issue warrants for County Conservation Commission, County Assessor, Shelby County Solid Waste Agency, Shelby

County Veteran Affairs Commission, Shelby County Board of Health, Shelby County Community Services, and Shelby County Emergency Management Agency. Motion carried unanimously.

It was moved by Petersen, seconded by Ferry, that the following resolution be adopted:

RESOLUTION NO. 2004-2
RESOLUTION CONCERNING NON-DISCRIMINATION IN EMPLOYMENT

WHEREAS, Shelby County has in the past tried to conform to all federal rules and regulations pertaining to equal employment opportunities, and

WHEREAS, the County of Shelby wishes to continue to comply with all federal rules and regulations for equal employment opportunities,

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Shelby County, Iowa, that Shelby County will make every effort possible to comply with all federal laws and regulations in existence and future laws which may come about pertaining to equal employment opportunities.

AYES: Schmitz, Ferry, Petersen NAYES: None

It was moved by Ferry, seconded by Schmitz, that the following days shall constitute paid holidays for all eligible employees as stated herein for the 2004 year. Motion carried unanimously.

January 1, New Year's Day	November 11, Veterans Day
February 16, President's Day	November 25, Thanksgiving Day
May 31, Memorial Day	November 26, Friday after Thanksgiving Day
July 5, Independence Day	December 24, Christmas Day
September 6, Labor Day	

The Board also established the following policy: If a holiday falls on Saturday, the preceding Friday will be a paid holiday; when a holiday falls on Sunday, the following Monday will be a paid holiday. This policy is in effect for all holidays mentioned except Christmas Eve afternoon.

It was moved by Ferry, seconded by Petersen, that the following resolution be adopted:

RESOLUTION NO. 2004-3
RESOLUTION FOR COUNTY ENGINEER TO EXECUTE CERTIFICATION OF
COMPLETED WORK

BE IT RESOLVED, by the Board of Supervisors of Shelby County, Iowa, that Daniel Ahart, the County Engineer of Shelby County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market construction projects in this county.

AYES: Petersen, Schmitz, Ferry NAYES: None

It was moved by Ferry, seconded by Petersen, that The Agency, Harlan, IA, be the broker for bonding for Shelby County for 2004. Motion carried unanimously.

APPOINTMENTS AND RE-APPOINTMENTS:

The following appointment and re-appointments were made by the Chairman:

Harrison/Monona/Shelby Empowerment Area – Marsha J. Carter
Shelby-Harrison-Monona Planning Council &
28E Mental Health Coordinator Board - Ferry
Fourth Judicial District Department of
Correctional Services Board of Directors – Schmitz
Juvenile Emergency Service Committee - Schmitz
Emergency Management Agency Commission – Petersen

E911 Joint Service Board – Petersen
Southwest Iowa Planning Council to the Midlands &
Southwest Iowa Transit Authority Commission – Petersen
Planning & Zoning Commission – Marsha J. Carter
Rural District Zoning Board of Adjustment – Marsha J. Carter
Solid Waste Agency Board - Schmitz
Shelby County Safety Commission – Petersen
Shelby County Ambulance Commission – Schmitz
West Central Development Board – Ferry
Shelby County DevelopSource – Schmitz
Enterprise Zone Commission - Schmitz
WESCO - Ferry
Board of Health – Ferry
R C & D Board - Petersen
Hungry Canyons Alliance - Ferry
Workforce Development – Region 13 - Ferry
Metropolitan Area Planning Association - Schmitz
Loess Hills Development & Conservation Authority – John Wendt & Jerry Henscheid

It was moved by Ferry, seconded by Petersen, to authorize the Chairman or the Vice-Chairman to sign any documents related to farms belonging to the County and documents relating to any farm programs the County will be eligible for in the future. Motion carried unanimously.

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

RESOLUTION NO. 2004-4
ECONOMIC DEVELOPMENT
PUBLIC PURPOSE STATEMENT

BE IT RESOLVED by the Shelby County Board of Supervisors that the funding of Shelby County DevelopSource and Shelby County Area Wide Chamber and any other economic development project deemed appropriate by the Board is an economic development project as defined in Iowa Code Section 15A.1 and that this expenditure would further a public purpose, that public purpose to be an expansion or retention of jobs in Shelby County with a target of adding 250 jobs over the next fiscal year.

AYES: Schmitz, Ferry, Petersen NAYES: None

Joel Dirks, West Central Development Corporation, appeared before the Board to present the FY2005 Request for funding of \$1000. The Board did not fund this organization last year and will not fund for FY2005.

Roger Bissen, President of the Emergency Services Association, appeared before the Board to request that the Board sign a letter of support to present to the County fire departments. A discussion was held on what the letter should state. Bissen will bring the letter to the January 6 meeting.

It was moved by Petersen, seconded by Ferry, to approve the Amendment to the EMS Systems Development Grant for additional funds in the amount of \$10,101. AYES: Schmitz, Ferry, Petersen NAYES: None

A FY2005 Budget Request was received from SWITA for \$7000. The County funding will remain at the FY2004 level of \$4500.

There being no further business appearing, the Chairman declared the meeting adjourned at 11:09 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.