

May 4, 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 April 20, 2004
- B. Office Reports – MIS
- C. Committee Reports

AYES: Schmitz, Ferry, Petersen

NAYES: None

It was moved by Ferry, seconded by Petersen, to approve the claims of April 30, 2004. AYES: Schmitz, Ferry, Petersen NAYES: None

Now being the time for the public hearing on the proposed sale of County-Owned Land, the Chairman did open the hearing. The Auditor reported that the people who had shown an interest in purchasing the land available had decided not to go forward so no bids were filed. A discussion was held on the possible future sale of the land, and the Chairman closed the hearing.

Ted Payseur of Veenstra & Kim, Des Moines, appeared before the Board to discuss the installation of a sewer system at the Western Ventures Business Park. He presented a proposed contract for the Survey, Design, and Inspection of the system. No action was taken.

The Board discussed the following excerpt from the Board Minutes of February 17, 2004: “Larry Flanagan, DevelopSource; Bruce Nuzum, Iowa Area Development Group, Des Moines; and other interested parties appeared before the Board to present an Industrial Prospect for Shelby County that wishes to locate in the spec building in the Business Park south of Harlan on Hiway 59. The company is a microwave bacon plant that would purchase the 40,000 square foot building and add an additional 20,000 square feet. Their goal is to be in operation by late 2004, employing 75-100 employees to start, with the hope of eventually employing in excess of 200. It was moved by Ferry, seconded by Petersen, to support this Industrial Prospect by agreeing that once all the documentation is in place the County will invest \$150,000 cash plus pay for the installation of a sewer line and turning lanes on Hiway 59, for a total net investment of approximately \$530,000 to be paid back with Tax Increment Financing Revenue. AYES: Schmitz, Ferry, Petersen NAYES: None.” It was moved by Petersen, seconded by Ferry, to rescind this motion at this time. AYES: Schmitz, Ferry, Petersen NAYES: None. The Board continues to support this project but is unable to promise any monetary amounts until a more accurate assessment of valuations and costs are completed.

Now being the time for the consultation meeting with any affected taxing entities regarding the following:

AMENDMENT TO THE COUNTY’S URBAN RENEWAL PLAN

DESCRIPTION OF THE BUSINESS PARK URBAN RENEWAL DISTRICT

The boundaries of the Shelby County Business Park Urban Renewal District as stated on Page 6 of the Urban Renewal Plan is amended to include the following area:

NE ¼ NW ¼ of Section 30-79-38

Fr NW ¼ NW ¼ of Section 30–79–38

NW ¼ NE ¼ of Section 25–79–39

NE ¼ NE ¼ of Section 25–79–39

S ½ NE ¼ of Section 25, T79 N, R39W of the 5th PM except there from that portion of the real estate conveyed under warranty deed recorded in Book 378, Page 165, and except that part of

real estate conveyed under warranty deed recorded as instrument #1388-91, subject to public roads, containing 32.1 taxable acres.

TERMINATION OF URBAN RENEWAL PLAN

The date of termination of the Business Park Urban Renewal Plan as stated on Page 13 of the Urban Renewal Plan is amended to June 30, 2010.

All other portions of the Urban Renewal Plan will remain as stated.

The Chairman asked for comments from the floor. M. J. Broomfield, SWIPCO, appeared before the Board to inform them that all the required notices had been sent out. Marsha Carter, Auditor, reported that she had received no written or oral comments. The Public Hearing on this matter was set for May 18, 2004, at 9 a.m.

It was moved by Ferry, seconded by Petersen, to accept the resignation of Tom McMullen as Veterans Affairs Director, effective June 30, 2004. AYES: Schmitz, Ferry, Petersen
NAYES: None

After discussion concerning proposed budget amendments, it was moved by Petersen, seconded by Ferry, to adopt the following resolution:

RESOLUTION 2004-15
ENTRY RECORD OF THE FILING AND CONSIDERATION OF THE
COUNTY BUDGET AMENDMENT
FOR FISCAL YEAR 2004

BE IT REMEMBERED on this 4th day of May, 2004, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for filing and considering the amendment of the County Budget for Fiscal Year 2004. There was present a quorum as required by law.

Entry record for filing of said budget amendment was established and approved for publication. The board, being fully advised, find that the date of the hearing on said amendment should be fixed, and it does fix, the 1st day of June, 2004, A.D., at the hour of 9:00 a.m. as the date and time of hearing to be held in the Supervisor's Chambers in the Courthouse in Shelby County, Iowa.

The above resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on May 4, 2004. The vote thereon being as follows:

AYES: Schmitz, Ferry, Petersen NAYES: None

The County Engineer updated the Board on ongoing Secondary Road projects.

The Board proceeded to review the bids on Project STP-S-C083(33)—5E-83 Asphalt Resurfacing, M-47 as received by the Iowa Department of Transportation at their letting April 20, 2004. The bids are as follows: Brower Construction Co. \$1,064,087.20; Fred Carlson Company \$1,085,974.36; Henningsen Construction, Inc. \$1,113,361.91; Western Engineering Co. \$1,147,194.15. It was moved by Petersen, seconded by Ferry, to accept the low bid of Brower Construction Co. of Sioux City, Iowa at their bid of, \$1,064,087.20 and authorize the Chairman to sign all contract documents. AYES: Schmitz, Ferry, Petersen
NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 10:15 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.