

February 15, 2005

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; LaVon Christensen; and Marsha J. Carter, Clerk.

It was moved by Ferry, seconded by Christensen, to approve the agenda with the following addition: (1) Shelby County Chamber Update on Tourism Committee AND the following items contained in the Consent Agenda:

- A. Minutes of February 1, 3, and 8, 2005
- B. Office Reports – IT
- C. Committee Reports

AYES: Schmitz, Ferry, Christensen

NAYES: None

It was moved by Christensen, seconded by Ferry, to approve the Claims of January 31 and February 15, 2005, as listed in the Claims Register. AYES: Schmitz, Ferry, Christensen NAYES: None

Dawn Cundiff, Shelby County Chamber, appeared before the Board to give them an update on how the Hotel/Motel Tax money is being spent. The funds being raised by the Hotel/Motel Tax equal about \$13,900, instead of the estimated \$35,000.

The Chairman appointed Jerry Lawson, Roger Schmitz, and Marsha Carter to the TIF Committee required by the 28E Agreement with the City of Harlan. This Committee will meet once a year to approve the expenditure of these funds.

It was moved by Ferry, seconded by Christensen, to approve an informational publication concerning the Local Option Sales Tax Election on March 8, 2005. The City of Harlan has agreed to pay one half of the costs of this publication. AYES: Schmitz, Ferry, Christensen NAYES: None

The County Assessor appeared before the Board of Supervisors to discuss the legality of transferring \$78,000 from the Special Appraisal Fund into the Assessor's Fund to pay salaries and benefits. The Board of Supervisors is one voting member of his Conference Board. He presented various options, which included eliminating from one to three employees. The Board agreed they would need legal advice before they could proceed with any kind of decision. The next meeting of the Conference Board is February 10, 2005.

Bryce Schaben, Roadside Manager, appeared before the Board to discuss a proposal to purchase the Old Harlan Landfill Property. The Board will do more research on the property, and it will be formally discussed at the next meeting.

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

RESOLUTION NO. 2005-8
ROAD EMBARGO

WHEREAS: The Board of Supervisors of Shelby county, Iowa, consisting of the following members: Roger Schmitz, Chairman; LaVon Christensen, member; and Richard Ferry, member, met to consider placing load limits on selected "Load Sensitive" road surfaces in the Shelby county Secondary Road System, to prevent frost breakup, excessive load break up, etc., and

WHEREAS: The Board states that all designated surfaced roads be embargoed and allowing only trucks and other vehicles with a gross weight of less than ten (10) tons to travel these roads. School busses are exempt from this embargo.

THEREFORE: The Shelby County Board of Supervisors resolves to hereby order the County Engineer to post the same for load limits of ten (10) tons as soon as he deems necessary. These limits shall become effective when the signs are erected and shall remain in effect until the signs are removed.

BE IT FURTHER RESOLVED that the Board of Supervisors may grant permits of exemption upon showing that there is a need to move to market farm produce a type subject to rapid spoilage or loss of value or to move any animal feed to the farm or fuel for home heating purposes.

Passed and approved this 15th day of February, 2005.

AYES: Schmitz, Ferry, Christensen NAYES: None

This being the time and place as advertised for the opening of bids for Shelby County Project LFM-99-15, a bridge replacement project, the Board proceeded to open and read the bids as follows: Murphy Heavy Contracting, Anita, Iowa, \$47,803.00; Cunningham-Reis, Van Meter, Iowa, \$72,325.00; Nelson/Rock, Onawa, IA, \$93,762.00. It was moved by Christensen, seconded by Ferry, to accept the bid of Murphy Heavy Contracting for \$47,803.00 and authorize the Chairman to sign all contract documents and authorize the Auditor to issue warrants for progress payments as recommended by the County Engineer. AYES: Schmitz, Ferry, Christensen NAYES: None

This being the time and place as advertised for the opening of bids for Shelby County Project LS-99-25, a bridge replacement/pipe culvert project, the Board proceeded to open and read the bids as follows :Gus Construction, Casey, Iowa, \$47,218.80; Joy Dirt, Cushing, Iowa, \$73,501.33; Nelson/Rock, Onawa, IA, \$93,090.00. It was moved by Christensen, seconded by Ferry, to accept the bid of Gus Construction for \$47,218.80 and authorize the Chairman to sign all contract documents and authorize the Auditor to issue warrants for progress payments as recommended by the County Engineer. AYES: Schmitz, Ferry, Christensen NAYES: None

The County Engineer gave a secondary road project update.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:23 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.