

February 6, 2007

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 Christensen, seconded by Ferry, to approve the agenda AND the following items contained in the Consent Agenda:

- A. Minutes of January 16, 2007
- B. Office Reports – None
- C. Committee Reports

AYES: Schmitz, Ferry, Christensen

NAYES: None

It was moved by Christensen, seconded by Ferry, to approve the Claims of January 31, 2007, as listed in the Claims Register. AYES: Schmitz, Ferry, Christensen NAYES: None

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

RESOLUTION NO. 2007-7
ENTRY RECORD OF THE HEARING AND DETERMINATION
OF THE COUNTY BUDGET FOR FISCAL YEAR 2008

BE IT REMEMBERED, on the 6th day of February, 2007, A.D., at the hour of 9:00 A.M. of said day, the Board of Supervisors of Shelby County, Iowa, met for the purpose of the hearing upon the county budget as filed with the Board. There was present a quorum as required by law.

WHEREAS, the Board investigated and found that the notice of time and place of hearing had, according to law, and as directed by the Board, been published in the official county newspapers published in Shelby County and that affidavits of publication, therefore, are on file with the County Auditor.

THEREFORE, on said day, the budget was taken up and considered. Present were representatives from Harlan Newspapers, HMU Cable Station, KNOD Radio Station, other interested parties, and various department heads. There were no other written or oral comments. After discussion, the Chairman declared the hearing closed and the County Budget for Fiscal Year 2008 adopted, along with the Shelby County Compensation Board recommendation.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on February 6th, 2007, the vote thereon being as follows:

AYES: Schmitz, Ferry, Christensen

NAYES: None

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

RESOLUTION NO. 2007-8
A RESOLUTION URGING REPEAL OF THE RESIDENCY
REQUIREMENT IN IOWA CODE SECTION 692A.2A

WHEREAS, the Board of Supervisors of the County of Shelby, Iowa, has considered the issues of ineffectiveness and expenditure of law enforcement resources related to sex offender residency restrictions, and

WHEREAS, the Iowa County Attorneys Association, the Iowa Sheriffs and Deputies Association, the Iowa Coalition Against Sexual Abuse, the Prevent Child Abuse Iowa organization, the Iowa State Association of Counties, and not less than eleven other professional Iowa groups and associations support repeal, and

WHEREAS, the Board of Supervisors of the County of Shelby desires to express its support for the repeal of Iowa Code Section 692A.2A.

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

Section 1: That the Legislature of Iowa and the Governor of Iowa should repeal Iowa Code Section 692A.2A.

PASSED AND APPROVED this 6th day of February, 2007.

AYES: Schmitz, Ferry, Christensen NAYES: None

Carolyn Blum, County Treasurer, presented the Semi-Annual Report of the Shelby County Treasurer.

It was moved by Christensen, seconded by Ferry, to authorize the Chairman to sign the 28E Agreement with the Iowa Department of Transportation for Drivers Licensing Services, as recommended by the County Treasurer. AYES: Schmitz, Ferry, Christensen NAYES: None

M. J. Broomfield, SWIPCO/SWITA, appeared before the Board to present the annual update of their ongoing projects.

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

RESOLUTION NO. 2007-9
RESOLUTION REQUESTING AN APPROPRIATION TO THE
STATE HOUSING TRUST FUND BY THE IOWA LEGISLATURE

WHEREAS, the Shelby County Board of Supervisors supports the development and preservation of affordable housing for low-income people.

WHEREAS, the General Assembly approved HF 2797 during the 2006 Legislative Session, and

WHEREAS, this legislation states that it is the intent of the Legislature in 2007 to appropriate \$2 million toward funding the State Housing Trust Fund, and

WHEREAS, sixty percent of the appropriation is to fund local housing trust funds and forty percent is to fund project based housing, and

WHEREAS, from the inception of the State Housing Trust Fund the number of local housing trust funds has grown from 4 to 17, and

WHEREAS, local housing trust funds have been established in over 50 counties and/or cities in Iowa and these represent over 60% of the State's population, and

WHEREAS, FY2007 eligible requests to the Iowa Finance Authority just from local housing trust funds were nearly twice the amount the Legislature intends to appropriate totally in 2008, and

WHEREAS, revenue from the State Housing Trust Fund assists local housing trust funds to develop much needed housing, encourages the establishment of new housing trust funds, and provides funding for other project based housing within the State of Iowa, and

WHEREAS, this source of funding also helps to leverage other public and private funds, and therefore provides Iowa's citizens much needed housing, and

WHEREAS, affordable housing enhances community and economic development activities and helps to stabilize the lives of Iowa families,

NOW, THEREFORE, BE IT RESOLVED, that the Shelby County Board of Supervisors does hereby request the Iowa Legislature appropriate \$6.7 million to the State Housing Trust Fund as administered by the Iowa Finance Authority.

PASSED AND APPROVED this 6th day of February, 2007.

AYES: Schmitz, Ferry, Christensen NAYES: None

Broomfield also presented information on the creation of the Southwest Iowa Housing Trust Fund. Shelby County's participation will be discussed at the next meeting of this Board.

It was moved by Christensen, seconded by Ferry, to approve the updated Safety Policies, as recommended by Charlie Parkhurst, Safety Coordinator. AYES: Schmitz, Ferry, Christensen
NAYES: None

It was moved by Christensen, seconded by Ferry, to approve the following appointments: Jeffrey A. Trailer, Deputy Sheriff and Jason Wickizer, Reserve Deputy Sheriff. AYES: Schmitz, Ferry, Christensen NAYES: None

It was moved by Christensen, seconded by Ferry, to authorize the Chairman to sign the Agreement for GIS Services between Shelby County and the Shelby County Conference Board/Shelby County Assessor. AYES: Schmitz, Ferry, Christensen NAYES: None

It was moved by Christensen, seconded by Ferry, to approve the following 2006 Payroll and to authorize the Clerk to include the salaries of the employees of the Landfill, EMA, and Assessor. AYES: Schmitz, Ferry, Christensen NAYES: None

Auditor: Marsha J. Carter, 39,930.96; Karen Goans, 31573.31; Elections: Rhonda Brown, 30722.40; Petrea Nelson, 387.00; Shannon Lowe, 2655.00; G.I.S.: Gerald Lawson, 49724.72; Sandra Ronfeldt, 27770.29; Treasurer: Kathaleen Stinn, 39513.97; Sherry Heller, 17990.95; Marie Madsen, 29166.64; Debra McLaughlin, 7112.25; Kristen Lund, 1756.00; Motor Vehicle: Joann Christensen, 30308.01; Sharon Oman, 29166.65; Danny Petersen, 4858.90; Recorder: Linda Fahn, 37882.45; Linda Stroehrer, 30308.05; Janet Johannsen, 23121.93; County Attorney: Marcus Gross, Jr, 42202.00; Susan Christensen, 28958.64; Sheriff Administration: Durwood Cavanaugh, 48981.44; Karla Kramer, 28049.42; Sheriff Deputies: Mark Hervey, 42831.66; John Kelly, 42158.48; Robin Ambrose, 32199.97; Kelly Lefeber, 39790.67; Chad Butler, 42558.23; Blair Paulsen, 32105.96; Donavon Dontje, 31186.79; Jail: Mark Hervey, 6329.12; Cynthia Murphy, 28266.34; Harold Brensel, 30036.28; Karen Klein, 25605.52; Ruth Mortensen, 28895.41; Juanita Kurth, 28465.39; Jesse Andersen, 2900.70; Custodial: Charles Parkhurst, 36616.24; Penny Anderson, 25269.45; Supervisors: Richard Ferry, 22516.00; Roger Schmitz, 23015.10; LaVon Christensen, 22516.00; Environmental: Joseph Stroehrer, 43244.72; Terri Daringer, 32145.92; Roland Wegner, 5959.63; Robert Nielsen, 24259.92; Julie Goesser, 22888.40; General Relief: Thomas Walker, 337.48; Rural Zoning: Charles Trailer, 4779.84; Veterans Administration: William Sorensen, 14176.92; Community Services: Ylonda Maguire, 50421.97; Jill Schiltz, 34049.01; Jessica Mock, 33276.58; Christy Casey, 30390.54; Adrienne Ehrens, 28770.42; Rachel Hansen, 29528.32; Kimarie Maassen, 25458.57; Roadside Management: Bryce Schaben, 38697.84; Mark Assman, 20821.89; James Sander, 6935.25; Brent Rasmussen, 14103.92; Township Trustees: Bryan Greve, 42.00; Larry Madson, 57.00; Kenneth Peters, 63.00; Eugene Troll, 42.00; Secondary Roads: Daniel Ahart, 103753.76; Dennis Anastasi, 45126.27; Lyle Behrens, 35566.82; Kenneth Blackwell, 34259.10; Allen Bruck, 34571.80; Thomas Ferry, 33193.61; Robert Kimball, 2764.08; Donald Gessert, 34429.42; Ralph Gessert, 43461.09; Marvin Goans, 49354.35; Richard Hastert, 31851.80; Todd Jacobsen, 29465.30; Franklin Sick, 30924.26; Michael Kienast, 37453.38; Gerald Kohles, 34380.41; Richard Musfeldt, 34125.25; James Baughman, 34441.40; Curtis Sonderman, 33970.40; David Sternberg, 34417.21; Charles Trailer, 56784.40; Edward Schmitz, 34282.02; Michael Whitaker, 50594.22; Bruce Waddell, 36210.39; Harold Jager, Jr, 10736.00; Ann Wolken, 31783.76; David Gau, 38717.51;

Bernard Swenson, 32338.46; Douglass Daringer, 31748.62; Philip Monahan, 13011.38; Tracy Klein, 29844.65; Randy Armentrout, 12502.00; John Campbell, Jr., 12221.75; Jason Schmitz, 4314.50; Paul Schechinger, 1260.00; Kim Conrad, 9433.50; Mark Haynes, 9856.88; Lawrence Rasmussen, 9733.50; Nicole Wolken, 2904.00; Christopher Goans, 5040.00; Charles Parkhurst, 1984.84; Conservation: Christina Groen, 28833.23; Nicholas Preston, 35880.00; Donald Miller, 10240.00; Jon Rasmussen, 7740.00; EMA: Robert Seivert, 46481.30; Durwood Cavanaugh, 1857.20; Teresa Bruck, 30293.35; Mark Haynes, 6802.70; Angela Hansen, 24737.06; Bradley Butler, 26762.27; Kandi Schlensig, 32113.89; Allen Tremel, 32494.06; Mary Ann Anastasi, 22890.63; Michael Jensen, 37248.14; Douglas Fahn, 1708.29; Karen Goans, 1622.84; Jason Wickizer, 11934.47; Landfill: Daniel Ahart, 9354.50; Ann Wolken, 7967.53; John Linde, 32048.60; Vivian Arnold, 10695.70; Roland Wegner, 5751.25; Lavonna Block, 13164.18; Charles Trailer, 5698.03; Cletus Gubbels, 30666.71; Assessor: Edward Schoenenberger, 10618.08; Tony Buman, 19173.44; Betty Larsen, 13729.32; Michael Onnen, 20421.00

It was moved by Ferry, seconded by Christensen, to approve amended Policy No. 9 – Charges For Services and place on file in the Auditor’s Office. AYES: Schmitz, Ferry, Christensen NAYES: None

Angela Biggs, NRCS, appeared before the Board to discuss the costs of repairs to numerous watershed structures in Shelby County. A letter is being drafted to send to the landowners, notifying them of their responsibility on this matter.

Charlie Trailer, Zoning Officer, appeared before the Board to discuss a Commercial Development Corridor along the paved roads in Shelby County. The Board asked what other counties were doing. Trailer will do more research on this subject and report back to the Board at a later date.

Corey Rasmussen, Section 9, Jackson Township, appeared before the Board to discuss his proposed dairy expansion. Discussion was held on concerns of use of county right-of-way. After County Engineer showed Board photos of site and after discussion, the Board concluded that permanent pavement into the right-of-way would not be acceptable. The Board fully supports Rasmussen’s project, and the County Engineer will work with him during the construction phase on roadway matters.

A discussion was held on the Safety Lane Turn Off for Westphalia from Highway 59. The County Engineer will arrange a meeting with the Iowa Department of Transportation to submit a petition signed by 200+ citizens requesting the turning lane.

The County Engineer gave the secondary road project update.

There being no further business appearing, the Chairman declared the meeting adjourned at 11:10 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.