

June 5, 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 May 15, 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 May 31, 2007, as listed in the Claims Register. AYES: Schmitz, Ferry, Christensen NAYES: None

Linda Arndt, FEMA Intergovernmental Affairs, appeared before the Board to introduce herself as the Public Officials Contact for Shelby County. She will be available to answer any questions regarding the Federal Disaster Declaration for the flood on May 4, 5 and 6, 2007.

Charles Parkhurst, Building & Grounds Superintendent, appeared before the Board to inform them that one of the Linden trees on the west side of the Courthouse was diseased. He had contacted Gute Tree Service out of Carroll to check it and decide if it could be saved. Parkhurst will report back to the Board.

Lonnie Maguire, Community Services Director, presented the FY2008 Projected Cost Report for Case Management. The FY2007 cost to be charged to the State for Case Management Services performed by Shelby County Case Managers was \$199.54. For FY2008 the cost will be \$239.74. It was moved by Ferry, seconded by Christensen, to authorize the Chairman to sign the FY2008 Projected Cost Report for Case Management and to forward it to IME-DHS, as recommended by the Community Services Director. AYES: Schmitz, Ferry, Christensen NAYES: None

The FY2006 Actual Indirect Cost Report from Maximus was received and placed on file in the Auditor's Office.

It was moved by Christensen, seconded by Ferry, to authorize the Chairman to sign the FY2008 Rural Transit System Joint Participation Agreement with SWITA/SWIPCO. AYES: Schmitz, Ferry, Christensen NAYES: None

Marsha Carter, Election Commissioner, presented information to the Board on the cost of the Precinct Election Official Certification Training, which was held in April. Forty six (46) PEO's completed the training at a cost of \$3,968.79. The State will reimburse the County from HAVA Funds up to \$50 per PEO, or \$2,300.00.

Carter also reported on the passage of House File 911, which requires voting systems to provide a paper record for review by the voter. The cost to upgrade the county's current twelve (12) touch screen voting machines will be approximately \$600 per machine or \$7,200, which will be fully reimbursed by the State from HAVA Funds. It was moved by Ferry, seconded by Christensen, to adopt the following resolution:

#### **RESOLUTION NO. 2007-18**

**REQUESTING REIMBURSEMENT FUNDS FROM STATE TO PAY FOR VOTER VERIFIED PAPER AUDIT TRAIL (VVPAT) FOR VOTING EQUIPMENT**

**Whereas**, Iowa Code section 52.7, subsection 1, paragraph "1", as amended by 2007 Iowa Acts, Senate File 369, requires voting systems to provide a paper record for review by the voter, and

**Whereas**, 2007 Iowa Acts House File 911, section 1, subsection 13, requires the county board of supervisors to submit to the office of secretary of state a resolution adopted by the board declaring the method by which the county intends to comply with section 52.7, subsection 1, paragraph "1", 2007 Iowa Acts, Senate File 369, by June 15, 2007,

**Therefore, We**, the Board of Supervisors of Shelby County hereby resolve that we intend to comply with section 52.7, subsection 1, paragraph "1", 2007 Iowa Acts, Senate File 369 as follows:

Shelby County's primary voting system is an optical scan system with direct recording electronic voting machines (DRE) for accessibility, and the county intends to add paper record printer attachments that are compatible with the county's current twelve (12) DRE voting machines. Full re-imbursement funds are available from the state for this option.

Done at Harlan, the county seat of Shelby County, on this 5<sup>th</sup> day of June, 2007.

AYES: Schmitz, Ferry, Christensen    NAYES: None

Bob Seivert, EMA Coordinator, appeared before the Board to discuss a letter received by Brad Reischl and a request from the residents on Kingwood Road. Kingwood Road was recently accepted into the Secondary Road System and, according the County Zoning Ordinance, was renamed from Kingwood Lane to Kingwood Road. The residents are requesting an exception be made to the Ordinance so they would not have to change their address. Since the action had taken place according to the existing Ordinance, no action was taken.

Seivert also presented an Interim 28E Agreement from the Council Bluffs Fire Department of Weapons of Mass Destruction Hazardous Material Response. This Agreement is for only one year and would be necessary until the State signs 28E Agreements with designated WMD teams across the State. It was moved by Christensen, seconded by Ferry, to authorize the Chairman to sign the Interim 28E Agreement after review and approval by the County Attorney, as recommended by the EMA Coordinator. AYES: Schmitz, Ferry, Christensen  
NAYES: None

Dawn Cundiff, Chamber of Commerce Director, updated the Board on tourism activities and presented a financial report, which was placed on file in the Auditor's Office.

David Yamada, Shelby County DevelopSource, updated the Board on the economic development projects and presented the Laborshed Study for Shelby County.

It was moved by Christensen, seconded by Ferry, to approve the purchase of a CAT 320 excavator from Nebraska Machinery, Omaha, at their quoted price of \$145,000, with no trade in, as recommended by the County Engineer. AYES: Schmitz, Ferry, Christensen  
NAYES: None

Dan Ahart, County Engineer, updated the Board on the May Flooding Disaster Declaration and the sources of recovery funding. The County incurred approximately \$450,000 in damages. FEMA will cover allowable expenditures for labor and equipment hours with 75% FEMA, 10% State, and 15% County. The Emergency Repair Fund of the Federal Highway Administration could potentially cover some repair costs on the major collector roads with 90% Federal and 10% County. The Emergency Watershed Protection could potentially cover damage over and above what FEMA will cover, but are also recommending the installation of nine wiers with only part of the cost paid by EWP. This could mean that even with all the possible resources, the County could possibly have \$100-200,000 of unplanned expenditures. Planned projects and routine maintenance may become an issue in FY2008.

The County Engineer updated the Board on activities of the county road crews and the status of current maintenance and construction projects.

The Board, along with the Building & Grounds Superintendent, proceeded to the Care Facility to do an annual inspection of the building and grounds.

There being no further business appearing, the Chairman declared the meeting adjourned at 12:00 p.m.

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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.