

December 4, 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 with the following additions: (1) Shelby County Cookers IDED Grant Extension, (2) RAGBRAI Resolution AND the following items contained in the Consent Agenda:

- A. Minutes of November 20, 2007
- B. Office Reports – None
- C. Committee Reports

AYES: Schmitz, Ferry, Christensen

NAYES: None

It was moved by Ferry, seconded by Christensen, to approve the Claims of November 30, 2007, as listed in the Claims Register. AYES: Schmitz, Ferry, Christensen NAYES: None

Now being the time set the public hearing on the time and place for the public hearing on the proposal to submit an application to the FY2008 Community Development Block Grant (CDBG) program, the Chairman did open the hearing. M. J. Broomfield, SWIPCO, explained Myrtue Memorial Hospital's plan for expansion and the need for the additional physical therapy space. The estimated project cost is \$1,100,000. The County's application will be for a \$600,000 CDBG grant, with the Hospital being the subrecipient of that grant, and the Hospital will provide the local share of \$500,000 through donations and other funds. Carter reported there were no written or oral comments. It was moved by Christensen, seconded by Ferry, to close the hearing and to approve the submission of the CDBG application as presented. AYES: Schmitz, Ferry, Christensen NAYES: None

Broomfield also presented each Board member with the SWITA/SWIPCO annual report.

Broomfield also reported that the Southwest Iowa Housing Trust Fund had helped 47 households in Shelby County with repairs and maintenance. The County had agreed to pay up to \$1,000 per household up to \$10,000 per year for houses outside of Harlan. Broomfield stated that she would be sending Shelby County a bill for \$6,000.

It was moved by Christensen, seconded by Ferry, to set the date to accept bids for the cash rent of the County Farm land as December 18, 2007 at 9:15 a.m. AYES: Schmitz, Ferry, Christensen NAYES: None

David Yamada, DevelopSource, appeared before the Board to report that the Amendment for the Extension for the IDED Grant for Shelby County Cookers had been received. The Iowa Department of Economic Development approved on June 24, 2004 a contract with Shelby County for the expenditure of Nonentitlement Community Development Block Grant funds to assist Shelby County Cookers, LLC with an economic development project. By written correspondence dated August 10, 2007, the Grantee requested a twelve-month extension of the contract end date to allow Shelby County Cookers, LLC to meet contract obligations. The Department approved the Grantee's request on September 5, 2007. The end date of the Contract now reads June 30, 2008.

David Yamada, Shelby County DevelopSource, updated the Board on the economic development projects for Shelby County.

Dan Ahart, County Engineer, was not available to update the Board on activities of the county road crews and the status of current maintenance and construction projects.

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

RESOLUTION NO. 2007-33

Pertaining to the use of Secondary Roads in Shelby County, Iowa by RAGBRAI and by cyclists in general.

WHEREAS, the Register’s Annual Great Bike Ride Across Iowa (RAGBRAI) is a unique event that draws thousands of visitors to Iowa annually and promotes Iowa tourism: and

WHEREAS, biking in general is an excellent form of exercise enjoyed by millions of Americans, as well as a pollution-free form of transportation that should be encouraged; and

WHEREAS, secondary roads in Iowa are not designed or maintained to meet any specific standards related to bicycle travel; and

WHEREAS, the recent lawsuit against Crawford County involving the death of a RAGBRAI participant demonstrates the need to address the use of the county secondary road system by RAGBRAI and by cyclists in general; and

WHEREAS, the current situation has created an unacceptable exposure to future bicycle-related lawsuits against this County;

NOW THEREFORE, be it resolved by the Board of Supervisors that they respectfully request that the Iowa Legislature address this issue in 2008 on a statewide basis so that the Board of Supervisors does not have to act at the local level to regulate the use by cyclists of secondary roads under the jurisdiction of the County.

AYES: Schmitz, Ferry, Christensen      NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 9:44 a.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.