

December 14, 2010

The Board of Supervisors of Shelby County, Iowa, met pursuant to law and rules of said board in special session at 9:00 a.m. in the Supervisors Chambers of the Shelby County Courthouse with the following members present: Delbert Hull, Chairman; Roger Schmitz, Vice-Chairman; James Burmeister; and Marsha J. Carter, Clerk.

It was moved by Burmeister, seconded by Schmitz, to approve the agenda. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to designate the Auditor's Office to compile the results from each polling site for the canvass and to certify them to each affected entity. AYES: Hull, Schmitz, Burmeister NAYES: None

This being the day set by law for the board to canvass the returns of the Harlan Community School PPEL & ISL Election held on December 7, 2010, the Board certified the results on the following question:

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED:  
PUBLIC MEASURE A

Shall the Board of Directors of the Harlan Community School District in the Counties of Shelby and Harrison, State of Iowa, be authorized for a period of ten (10) years to levy and impose an instructional support tax in an amount (after taking into consideration instructional support state aid) of not exceeding ten percent (10%) of the total of regular program district cost for the budget year and moneys received under Iowa Code section 257.14 as a budget adjustment in the budget year, and be authorized annually, in combination, as determined by the Board, to levy an instructional support property tax upon all the taxable property within the school district commencing with the levy of property taxes for collection in the fiscal year ending June 30, 2013, and to impose an instructional support income surtax upon the state individual income tax of each individual income taxpayer resident in the School District on December 31 for each calendar year commencing with calendar year 2012, or each year thereafter, the percent of income surtax to be determined by the Board for each fiscal year, to be used for any general fund purpose?

YES 339  
NO 82

The Board declared this measure as passed.

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED:  
PUBLIC MEASURE B

Shall the Board of Directors of the Harlan Community School District in the Counties of Shelby and Harrison, State of Iowa, for the purpose of purchasing and improving grounds; constructing schoolhouses or buildings and opening roads to schoolhouses or buildings; purchasing of buildings and the purchase of equipment; paying debts contracted for the erection or construction of schoolhouses or buildings, not including interest on bonds; procuring or acquisition of libraries; repairing, remodeling, reconstructing, improving, or expanding the schoolhouses or buildings and additions to existing schoolhouses; expenditures for energy conservation; renting facilities under Chapter 28E; purchasing transportation equipment for transporting students; lease purchase option agreements for school buildings or equipment; or purchasing equipment authorized by law; or for any purpose or purposes now or hereafter authorized by law, be authorized for a period of ten (10) years to levy a voter-approved physical plant and equipment property tax upon all the taxable property within the school district of not exceeding sixty seven cents (\$.67) per One Thousand Dollars (\$1,000) of assessed valuation, commencing with the levy of property taxes for collection in the fiscal year ending June 30, 2012, or each year thereafter?

YES 333  
NO 89

The Board declared this measure as passed.

This being the day set by law for the board to canvass the returns of the IKM-Manning Community School Revenue Purpose Statement Election held on December 7, 2010, the Board certified the results on the following question:

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED:  
PUBLIC MEASURE C

Summary: To adopt the revenue purpose statement to authorize the expenditure of revenues from the State of Iowa secure an advanced vision for education fund received by the IKM-Manning Community School District. In the IKM-Manning Community School District, the following Revenue Purpose Statement which specifies the use of the sales, services and use tax funds from the State of Iowa secure an advanced vision for education fund for school infrastructure (penny sales, services and use tax for schools) shall be adopted:

To provide funds for property tax relief.

To provide funds to build and furnish a new school building or buildings; to build and furnish addition(s) to school buildings in the District; to remodel, repair, expand, and improve the school buildings in the District; to purchase and improve grounds; for demolition work; to furnish and equip district facilities.

To provide funds for the purchase, lease or lease-purchase of buildings or equipment (including transportation, technology and recreation equipment) as authorized by law, to implement energy conservation measures, sharing or rental of facilities, procuring or acquisition of libraries, or opening roads to schoolhouses or buildings.

To provide funds for emergency repairs to respond to natural disasters, such as fire, wind damage, flood; unanticipated mechanical, plumbing, structural, roof, electrical system failures; environmental remediation; or to respond to changes in demographics that require construction of additions or improvements to school buildings or new school buildings.

To provide funds to establish and maintain public recreation places and playgrounds; provide for supervision and instruction for recreational activities; or for community education purposes; and other authorized expenditures and purposes as now or hereafter permitted by law and designated by the IKM-Manning Community School District.

To provide funds for the payment of principal and interest or retirement of general obligation bonds issued for school infrastructure purposes, energy improvement loans, loan agreements authorized by Iowa Code section 297.36, sales, service and use tax revenue bonds issued under Iowa Code section 423E.5.

It being understood that if this proposition should fail to be approved by the voters, such failure shall not be construed to terminate or restrict authority previously granted by the voters to expend receipts from the secure an advanced vision for education fund.

If approved, this Revenue Purpose Statement shall remain in effect until replaced or amended by the IKM-Manning Community School District.

YES 138  
NO 8

The Board declared this measure as passed.

It was moved by Burmeister, seconded by Schmitz, to amend the following motion approved at the December 7, 2010 meeting of the Board as follows: "The Compensation Board recommendation for the FY2012 Elected Officials salaries was presented. It was moved by Schmitz, seconded by Burmeister, to lower the recommendation by 33% as follows: 4.5% - Sheriff lowered to 3.02%; 3% - Auditor, Treasurer, Recorder, Attorney

lowered to 2.01%; 2% - Supervisors lowered to ~~1.34%~~ 0%, as allowed by Iowa Code 331.907(3) . AYES: Hull, Schmitz, Burmeister NAYES: None.”

The Board acknowledged receipt of the FY2012 ISAC Health Insurance rates, which will increase by 4.75%.

Bob Seivert, EMA Coordinator; Mike Jensen, Assistant Communications Supervisor; and Mark Hervey, Shelby County Sheriff, appeared before the Board to discuss the 2012 911 Narrowbanding Project and the necessity of hiring a consultant. Both Seivert and Jensen presented the pros and cons of hiring a consultant with one of the main points that the \$25-30,000 cost was not included in the original project estimates and would probably need to be funded out of the General Fund. After much discussion, it was moved by Burmeister, seconded by Schmitz, to approve the hiring of a consultant for the 2012 911 Narrowbanding Project with the stipulation that it will initially be paid out of the 911 Fund with General Supplemental Fund to reimburse not to exceed \$24,465 for this expense only if there is not enough 911 surcharge funds to cover the cost. AYES: Hull, Schmitz, Burmeister NAYES: None

Seivert also discussed the funding of the TriCounty HazMat Team. He proposed two options: (1) County funded OR (2) Develop a formula to assess the companies that are storing chemicals at their facilities. Seivert will research the options and bring the information back to the Board.

It was moved by Schmitz, seconded by Burmeister, to approve the abatement of taxes on mobile home #SK2361C, previously located in the City of Harlan, in the amount of \$660.00. AYES: Hull, Schmitz, Burmeister NAYES: None

Frank Hermsen, New Hope Village, appeared before the Board to present their annual report.

The Board recessed at 12:50 p.m.

The Board reconvened at 9:00 a.m. on Thursday, December 17, 2009.

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed funding of \$682,451 for the Emergency Management Agency as presented by Bob Seivert, EMA Coordinator. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed funding of \$150,000 for Conservation as presented by Nick Preston, Conservation Director. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed budget for the County Attorney as submitted by Marcus Gross, County Attorney. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed budget for the Board of Supervisors. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for expenses for Medical Examiner, Miscellaneous Court, Department of Human Services, and Other Environmental Control as presented by Marsha Carter, Shelby County Auditor. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed funding of \$885,694 for MH/MR/DD and the budget for General Relief as presented by Lonnie Maguire, Community Services Coordinator. AYES: Hull, Schmitz, Burmeister NAYES: None

The Board recessed at 12:50 p.m.

The Board reconvened on December 16 at 9:00 a.m.

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for Secondary Road as presented by Dan Ahart, County Engineer, with the adjustment to his contracted raise from 3% down to 2%. The amount of the transfer from General and Rural Basic Funds and the funding of the FICA and IPERS from Rural Fund will be decided when the County-wide budget is compiled. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed budget for the Sheriff as presented by Mark Hervey, Sheriff. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for the Jail as presented by Rod McMurphy, Chief Deputy. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budgets for the Auditor, Election, G.I.S., I.T., Building & Grounds, Risk Management, Juvenile Court, and Other Policy & Administration as presented by Marsha Carter, Shelby County Auditor. AYES: Hull, Schmitz, Burmeister NAYES: None

After discussion of the Board's agreement with the Unions not to give raises to other departments in excess of the agreed 2% and the Board's action to lower the Compensation Board's recommendation for all elected officials' salaries by 33% to bring all but the Sheriff down to 2%, it was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed budget for Environmental Health as presented by Joe Stroeher, Environmental Specialist, based on Stroeher's agreement to lower the budgeted salaries to show only a 2% increase for himself and his secretary. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the FY2012 proposed budget for the Treasurer and Debt Service as presented by Carolyn Blum, Shelby County Treasurer. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for the Recorder as presented by Linda Fahn, Shelby County Recorder. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for Veterans Affairs as presented by Gene Cavanaugh, Veterans Affairs Administrator. AYES: Hull, Schmitz, Burmeister NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the FY2012 proposed budget for Planning & Zoning presented by Tony Buman, Shelby County Assessor and Zoning Administrator. AYES: Hull, Schmitz, Burmeister NAYES: None

Discussion was held on Contributions to Other Governments/Organizations. No final decision will be made until the entire Countywide budget is compiled.

There being no further business appearing, the Chairman declared the meeting adjourned at 3:36 p.m.

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Delbert Hull, Chairman

ATTEST:

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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.