

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; James Burmeister, Vice-Chairman; Delbert Hull; and Marsha J. Carter, Clerk.

The Chair asked that any Conflict of Interest be stated concerning any item on the agenda. None were stated.

It was moved by Burmeister, seconded by Hull, to approve the agenda with the addition of County Funding of College Park Project. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Hull, seconded by Burmeister, to approve the minutes of October 2, 2012, as presented. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Hull, seconded by Burmeister, to approve the Sheriff and Recorder Quarterly Reports of Fees Collected and place them on file in the Auditor's Office. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Hull, seconded by Burmeister, to approve the Claims of October 18, 2012, and place the listing on file in the Auditor's Office. AYES: Schmitz, Burmeister, Hull NAYES: None

Representatives from the Shelby County Chamber of Commerce and other interested parties appeared before the Board to discuss the merging of Shelby County DevelopSource and the Chamber. Supervisor Hull read the following statement: "Shelby County has been a longtime supporter of the Shelby County Chamber of Commerce. The County has also been a longtime supporter of the county-wide economic development organization now called Shelby County DevelopSource. Because I believe the two entities have similar functions and fulfill similar county-wide developmental goals, with resulting duplication of efforts, I feel the two entities should merge. Therefore, I move that the Shelby County Chamber of Commerce and Shelby County DevelopSource be strongly encouraged by Shelby County to develop plans and timelines for a blending of their two organizations into one, county-wide economic development and retail/commercial business support group." The motion was seconded by Supervisor Schmitz, who then asked if there was any discussion. Several Chamber members stated that they felt this motion was a threat and that the Board was pushing them to join without sufficient time to properly plan. Terry Cox, Harlan City Administrator, stated that the City of Harlan had made the same motion at their last Council meeting, with the intention to only encourage the Chamber to consider the possibility of the merge. Supervisor Schmitz stated that no threat was intended, and, if the Chamber decided to remain a separate entity, the County's support would not change. After much discussion, Schmitz called for the vote. AYES: Schmitz, Hull NAYES: Burmeister

Discussion was held on the Shelby County Chamber of Commerce Hotel/Motel Tax Committee. Shelby County Resolution No. 2003-22 restricts the use of the revenue generated by the local Motel/Hotel tax to be spent "for the promotion and encouragement of tourism." The Hotel/Motel Tax has been in place for approximately 10 years. No formal audit of revenues generated or funds allocated has been made by the Shelby County Chamber of Commerce since the inception of the tax. The Tourism Committee of the Harlan Chamber of Commerce, who receives and decides how to allocate the tax revenues, should make an accounting of how those funds have been spent and should demonstrate distribution of those funds by a formal audit. It was moved by Hull, seconded by Burmeister, that the Shelby County Chamber of Commerce be requested to submit to an audit of the Hotel/Motel Tax revenues generated and the allocation of those tax proceeds since the inception of the tax. The audit should be done by the City of Harlan, Auditors, Williams and Company of LeMars, Iowa, within the next 30 days with their report of audit submitted to the Shelby County Chamber of Commerce and the Shelby County Board of Supervisors with the

cost of this audit be advanced by the City of Harlan, but ultimately paid for from the tax revenues generated by the Hotel/Motel tax. AYES: Schmitz, Burmeister, Hull
NAYES: None

Terry Cox, Harlan City Administrator, appeared before the Board to discuss the possible relocation of the Harlan City Hall. The City has been looking for a larger office space for the City Police, but is now considering the possibility of moving all their offices into the City's portion of the College Park building. This space is currently set aside as an Entrepreneurial Center. If the City would move into this space, the current City Hall could then be used for the Entrepreneurial Center. Cox has been meeting with all entities which funded the original project. Since the County funded \$100,000 towards the College Park Project, Cox wanted approval from the Board. It was moved Burmeister, seconded by Hull, to support the possible relocation. AYES: Schmitz, Burmeister, Hull NAYES: None

Cox also wanted to commend Dan Ahart, County Engineer, for the great working relationship that has been established between the City's Maintenance Department and Secondary Roads.

It was moved by Burmeister, seconded by Hull to approve the Chamber's use of the Courtyard for Harvest Fest on October 27. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the transfer of \$200,000 from Rural Basic to General Basic for Uniformed Patrol Services and \$9,000 from General Basic to Mental Health for reimbursement for General Relief administration. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Hull, seconded by Burmeister, to appoint Mickey Williams to the Shelby County Veterans Affairs Commission, term expiring 6-30-2015, and Bob Thoms to the Shelby County Conservation Board, term expiring 12-31-2017. AYES: Schmitz, Burmeister, Hull NAYES: None

Dan Ahart, County Engineer, was available to update the Board on activities of the county road crews and the status of current maintenance and construction projects.

Now being the time to review the bids for the Redline Bridge, Project BROS-CO83(51) – 5F-8, the Engineer presented the following bids to the Board: Godbersen-Smith Construction Co. - \$375,654.30; Murphy Heavy Contracting Corp. - \$396,898.50; Graves Construction Co. - \$397,489.83; Dixon Construction Co. - \$403,251.60; A. M. Cohron & Son, Inc. - \$423,783.97; Iowa Bridge & Culvert, L.C. - \$445,995.71; Cunningham-Reis Co. - \$469,267.00; United Contractors, Inc & Subsidiaries - \$479,142.15. After review, it was moved by Burmeister, seconded by Hull, to approve the low bid of Godbersen-Smith Construction Co. of \$375,654.30 and authorize the Chairman to sign all necessary contract documents. AYES: Schmitz, Burmeister, Hull NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 10:34 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.