

October 15, 2013

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; Steve Kenkel, Vice Chairman; Charles Parkhurst; 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 Parkhurst, seconded by Kenkel, to approve the agenda. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Kenkel, seconded by Parkhurst, to approve the minutes of October 1, 2013, as presented. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Kenkel, seconded by Parkhurst, to approve the Quarterly Reports of the Sheriff and Recorder, as presented. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Kenkel, seconded by Parkhurst, to approve the Claims of October 15, 2013, and place the listing on file in the Auditor's Office. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

The Chairperson announced that an amendment to the County's plan for the Douglas Township Urban Renewal Area had been prepared and that it was now necessary to set a date for a public hearing on that amendment. Accordingly, Supervisor Parkhurst moved the adoption of the following resolution entitled "Resolution setting date for a public hearing on 2013 Amendment to the Douglas Township Urban Renewal Area and plan," and the motion was seconded by Supervisor Kenkel. Following due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted:

Ayes: Schmitz, Kenkel, Parkhurst Nays: None

Whereupon, the Chairperson declared the resolution duly adopted, as follows:

RESOLUTION NO. 2013-23  
SETTING DATE FOR A PUBLIC HEARING ON  
2013 AMENDMENT TO THE DOUGLAS TOWNSHIP  
URBAN RENEWAL AREA AND PLAN

WHEREAS, the Board of Supervisors of Shelby County, Iowa (the "County") has created the Douglas Township Urban Renewal Area (the "Urban Renewal Area") and has approved an urban renewal plan for the Urban Renewal Area; and

WHEREAS, Chapter 403 of the Code of Iowa requires that, before a county adds property to an urban renewal area or approves any new urban renewal project, a county must amend the existing urban renewal plan to include that new property or new project; and

WHEREAS, an amendment to the urban renewal plan for the Urban Renewal Area has been prepared which proposes to add property to the Urban Renewal Area, to describe certain county bridge and road improvement projects as urban renewal projects and to change the name of the Area to the Shelby County Urban Renewal Area; and

WHEREAS, it is now necessary that a date be set for a public hearing on this proposal;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Shelby County, Iowa, as follows:

Section 1. This Board will meet at the Courthouse, Harlan, Iowa, on the 19th day of November, 2013, at 9:00 o'clock a.m., at which time and place it will hold a public hearing on the proposed 2013 amendment to the Urban Renewal Area and plan.

Section 2. The County Auditor shall publish notice of the hearing, the same being in the form attached to this resolution, which publication shall be made in a newspaper of general circulation in Shelby County, which publication shall be not less than four (4) nor more than twenty (20) days before the date set for the hearing.

Section 3. Pursuant to Section 403.5 of the Code of Iowa, the County Auditor and County Engineer are hereby designated as the County's representatives in connection with the consultation process which is required under that section of the urban renewal law.

Section 4. The County Auditor is hereby requested to provide a copy of the 2013 Amendment to the County Plan and Zoning Commission for its review.

Passed and approved October 15, 2013.

#### NOTICE OF A PUBLIC HEARING ON 2013 AMENDMENT TO THE DOUGLAS TOWNSHIP URBAN RENEWAL AREA

Notice Is Hereby Given: That at 9:00 o'clock a.m., at the Courthouse, Harlan, Iowa, on the 19th day of November, 2013, the Board of Supervisors of Shelby County will hold a public hearing on the question of amending the Douglas Township Urban Renewal Area and the urban renewal plan for that Area, pursuant to Chapter 403 of the Code of Iowa, to add certain property to the Area, to describe certain projects as urban renewal projects and to change the name of the Area to the Shelby County Urban Renewal Area. Properties to be added include the following:

- Kirkman Farms Confinement, located in Sections 11 & 14-79-38
- Arkfeld Confinement, located in Section 6-81-38
- Farm Service Coop fertilizer plant, located in Section 23-81-39
- Agricultural property owned by Arkfeld family interests, located at the intersection of Highway 59 and County Road F16, plus other property in Sections 1-81-39 & 6-81-38
- Various portions of county roads that are adjacent to the properties being added
- Fifteen county bridges at various locations

All of the properties are more fully described in the copy of the 2013 Amendment to the Urban Renewal Plan on file in the office of the County Auditor.

Urban Renewal Projects to be undertaken include the following:

Bridge replacements/improvements: on Timber Road, 2300th Street, 1000th Street, Wildwood Road, 1200th Street, Juniper Road, Ginkgo Road, Ironwood Road, 300th Street, 500th Street, 800th Street, Redwood Road, 1800th Street and 2100th Street, all as more specifically shown on the map that is part of the 2013 Amendment to the Urban Renewal Plan on file in the office of the County Auditor.

Improvements to County Roads: Commencing at intersection of County Road F-16 and Hwy 59, thence east approximately two miles; commencing at the intersection of Hwy 59 and 2200th St, thence west approximately 1400 feet; and commencing at the intersection of Redbud Road and Hwy 44, thence north approximately 6600 feet. All as

more specifically shown on the map that is part of the 2013 Amendment to the Urban Renewal Plan on file in the office of the County Auditor.

The general scope of the proposed urban renewal plan amendment, as more specifically described therein, is to add property to the Urban Renewal Area for the purpose of making it possible to use incremental property tax revenues to finance various County bridge and road improvements.

At the hearing any interested person may file written objections or comments and may be heard with respect to the subject matter of the hearing.

By Order of the  
Shelby County Board of Supervisors

It was moved by Kenkel, seconded by Parkhurst, to authorize the Chairman to sign the Urban Renewal Agreement with the City of Defiance. This agreement is necessary due to the fact that the County plans to include a piece of property in the Amended Urban Renewal Area that is within the two-mile radius of the City of Defiance. Defiance has already signed off on the agreement. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Parkhurst, seconded by Kenkel, to set the Beaver Bounty at \$20.00 per beaver for the FY2014 year, with a maximum payout of \$10,000. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Parkhurst, seconded by Kenkel, to appoint Stanley Slaven to the Veterans Affairs Commission, term ending June 30, 2016. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Kenkel, seconded by Parkhurst, to approve the FY2013 Annual Financial Report for publication and to authorize the Auditor to transfer \$321 from the Debt Service Fund to the General Basic Fund to clear out that fund balance. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

Discussion was held on the flags that are displayed on both sides of the street around the Courthouse Square. Fajen Lumber from Elk Horn stepped up and donated the 8 U.S., 8 Iowa, and 4 POW flags to replace the worn out flags that were flying. These flags were donated in memory of all the lost or injured soldiers and veterans of Shelby County, especially those that served in Viet Nam. The County, the City of Harlan, and Harlan Municipal Utilities continue to work on a cooperative plan to maintain the flags.

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.

There being no further business appearing, the Chairman declared the meeting adjourned at 9:49 p.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.