

October 21, 2014

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

It was moved by Parkhurst, seconded by Schmitz, to approve the Minutes of October 7, 2014, as presented. AYES: Kenkel, Parkhurst, Schmitz NAYES: None

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

It was moved by Parkhurst, seconded by Schmitz, to approve the Claims of October 21, 2014, as listed in the Claims Register. AYES: Kenkel, Parkhurst, Schmitz NAYES: None

Now being the time for the Public Hearing on the Construction Permit application from Brandt Ferry for a new 700 head deep pit beef cattle confinement building at an existing swine confinement facility, the Chairman did open the hearing. Carter stated that the publication had been in the newspaper as required by law. She also stated that she had received no written or oral comments. Ferry was present to answer any questions. Chairman Kenkel stated that he and the Assistant County Engineer will meet with the Iowa DNR at the proposed construction site to complete the Master Matrix. If all requirements are met, it will be recommended that the DNR approve Brandt Ferry's Construction Application.

Discussion was held on the Final Ruling on the Application for Individual Drainage Rights for Ag Unlimited, Inc, Applicant, and Kay and Tom Schechinger, Landowners to be traversed. Drainage Hearing was held on June 17, 2014. Schechingers were present and requested some clarifications be made in the Final Ruling. The Board felt the proposed changes were already addressed in the document. It was moved by Schmitz, seconded by Parkhurst, to approve the Final Ruling as presented and place on file in the Auditor's Office and to approve payment of the claim for \$4,508.00 filed by James Hudson as legal counsel for Shelby County in this matter, said amount to be reimbursed to Shelby County by Ag Unlimited-50% and Schechingers-50%, as set out in the Final Ruling. AYES: Kenkel, Parkhurst, Schmitz NAYES: None

It was moved by Parkhurst, seconded by Schmitz, to set November 4, 2014 at 9:00 a.m. as the date and time for the First Reading of the Amendment to Shelby County Ordinance No. 2006-6, Shelby County Zoning Regulations. AYES: Kenkel, Parkhurst, Schmitz 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.

There being no further business appearing, the Chairman declared the meeting adjourned at 9:33 a.m.

Steve Kenkel, Chairman

ATTEST:

Marsha J. Carter
Acting-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.