

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: Charles Parkhurst, Chairman; Roger Schmitz, Vice-Chairperson; Mark Maxwell, Clerk- Steve Kenkel absent.

The Chair asked that any conflict of interest be stated concerning any item on the agenda. No conflicts were stated.

A motion was made by Schmitz and seconded by Parkhurst to approve the agenda with no additions. AYES: Unanimous NAYES: None

A motion was made by Schmitz with a second by Parkhurst, to approve the minutes of the October 2nd meeting. AYES: Unanimous NAYES: None

It was moved by Schmitz, seconded by Parkhurst, to approve the Claims of October 11th, 2018 as listed in the claims register. AYES: Unanimous NAYES: None

Todd Valline representing the Shelby County Chamber of Commerce ask for board approval for the use of Courthouse grounds for Harvestfest on Saturday October 27<sup>th</sup>. Auditor Maxwell confirmed to receiving the application for Harvest Fest. Details have been worked out to have the Courthouse open for voting that day with the Chamber. A motion by Parkhurst and a second by Schmitz was made to approve the application. Schmitz and Parkhurst both voted in approval.

Mark Maxwell Shelby County Auditor asked the board to approve the yearly Southwest Iowa Transit Authority agreement by motion, the agreement asks for a yearly Shelby County contribution to SWIPCO of \$6,000.00. A motion was made by Schmitz and a second by Parkhurst preceded a unanimous vote totaling 2-0 in favor of the motion by Schmitz to approve the agreement.

Mark Maxwell Shelby County Auditor advised that the County Insurance, the Iowa Communities Insurance pool proxy must be approved by resolution

A motion by Schmitz and a second by Parkhurst was made to approve the following resolution after a reading.

#### RESOLUTION NO. 2018-21

#### NOMINATION AND APPOINTMENT OF INDIVIDUAL AND ALTERNATE TO REPRESENT SHELBY COUNTY IOWA WITH THE IOWA COMMUNITIES ASSURANCE POOL.

Be it known, that the undersigned representative of the Shelby County, Iowa (hereafter referred to as MEMBER) by resolution of the governing body, hereby nominates and appoints the following individual and alternate to represent the MEMBER with the Iowa Communities Assurance Pool (hereinafter referred to as the POOL). Mark Maxwell and Brandon Burmeister shall act as liaison between MEMBER and the POOL for the purposes of relating risk reduction and loss control information, and any other loss information or instructions concerning the obligations of the MEMBER imposed by signing the Iowa Risk Management Agreement and the rules and regulations established thereunder, to the same extent and with like effect as the undersigned thereunder, to the same extent as the undersigned could do if personally present and the undersigned does hereby ratify and confirm and adopt all action done or taken by the individual or alternate.

A vote was held and the resolution Approved this 16th day of October, 2018 with ayes by Parkhurst, and Schmitz, no nays were cast.

The Board of Supervisors of Shelby County, Iowa, met on October 16, 2018, at nine o'clock, a.m., at the Supervisors' Room, Shelby County Courthouse, Harlan, Iowa, for the purpose of setting a date for a public hearing on amending an urban renewal plan. The Chairperson presided and the roll being called, the following members of the Board were present and absent: Present: Shelby County Supervisors Charles Parkhurst, Roger Schmitz Absent: Steve Kenkel.

It was reported that an amendment to the County's plan for the Shelby County Urban Renewal Area had been prepared, describing new urban renewal projects that will be undertaken in the Urban Renewal Area and adding additional property to the Area, and that it was necessary to set a date for a public hearing on that amendment. Accordingly, Supervisor Schmitz moved the adoption of the following resolution entitled "Resolution setting date for a public hearing on 2018 Amendment to the Shelby County Urban Renewal plan," and the motion was seconded by Supervisor Parkhurst.

Following due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted: Ayes: Schmitz, and Parkhurst Nays: None Whereupon, the Chairperson declared the resolution duly adopted, as follows:

#### RESOLUTION NO. 2018-22

Setting date for a public hearing on 2018 Amendment to the Shelby County Urban Renewal Plan

WHEREAS, the Board of Supervisors of Shelby County, Iowa (the "County") has created the Shelby County 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 approves any new urban renewal project or adds new property to an urban renewal area, a county must amend the existing urban renewal plan to describe the new property and to include that new project; and

WHEREAS, an amendment to the urban renewal plan for the Urban Renewal Area has been prepared which describes new urban renewal projects related to county road and culvert improvements and also adds new property to the Urban Renewal Area; and

WHEREAS, it is 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: This Board will meet at the Supervisors' Room, County Courthouse, Harlan, Iowa, on the 20th day of November, 2018, at Nine o'clock a.m., at which time and place it will hold a public hearing on the proposed 2018 amendment to the Urban Renewal Area and plan

Notice of the hearing shall be published, 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.

Pursuant to Section 403.5 of the Code of Iowa, County Engineer and County Auditor 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.

Shelby County Engineer Brandon Burmeister addressed the board concerning Discussion or possible approval of Upgrade of Level "B" Road and Aggregate Surfacing of Approximately 1,000 feet of 900<sup>th</sup> Street. Area to be upgraded described as: From County Highway M-47 East along 900<sup>th</sup> Street approximately 1,800 feet along current Level A roadway. Thence approximately 1,000 feet of current level B roadway that shall be upgraded to Level A per Shelby County Upgrade of Level "B" Road and Aggregate Surfacing Policy. A livestock confinement has units on a designated level "B" road. The unit owner will pay for the upgrades to the County to make the road accessible to the livestock units. Burmeister also mentioned the M-47 project and the repairs south of Harlan on Linden Road are being completed. He also noted that tire recycling prices have been raised and the recycler has increase the price they charge to Shelby County.

Dean Frazen had requested time from the board to discuss the current construction he is performing in Shelby County. He asked for an update of the level "B" road his company is currently using to access a construction site. This level B dirt road is not accessible in wet conditions and one way to the site is under a low clearance railroad bridge. County policy dictates that a landowner may pay for upgrades to the County to bring the level B road to a County level A road. Any grading must

have all adjacent landowners agree to modifications needed for any upgrade the County performs. A meeting will be held between Brandon Burmeister and Craig Weis to determine costs of upgrading the road to a level A road.

There being no further business appearing, the Chairman declared the meeting adjourned.

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Charles Parkhurst, Chairman

ATTEST:

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Mark L. Maxwell  
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.