

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 Board Room with the following members present: Steve Kenkel, Chairperson; and Supervisor Charles Parkhurst, Supervisor Darin Haake being absent and Mark Maxwell, Clerk.

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

A motion was made by Parkhurst and seconded by Kenkel to approve the agenda with the walk through of County Buildings cancelled until a later date. AYES: Unanimous NAYES: None

The claims of July 14th 2022, were then considered for approval; a motion by Parkhurst and a second by Kenkel was followed by unanimous approval.

The minutes of July 5th, 2022 were then considered to be entered into permanent record. A motion by Parkhurst and a second by Kenkel preceded a unanimous vote approving the motion.

The Supervisors then had opportunity to share information from the various committees of which the Supervisors are members. Supervisor Kenkel advised that the Ambulance Commission is still working on solutions to the issues facing the County.

Shelby County Recorder, Geralyn Greer, was on hand to present for supervisor approval her departments quarterly report. Parkhurst made a motion to approve the report Kenkel seconded the motion. The motion passed unanimously. Greer advised of recent changes to Iowa Code requirements and how they have affected her office.

Todd Valline presented updates and events sponsored by the Shelby County Chamber of Commerce and Industries. Valline noted that County funding has been deferred and intended to be used to promote, grow existing businesses and attract new Shelby County businesses.

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**Resolution 2022-36 to set hearing date and first reading
for a Hazardous liquid pipeline ordinance to implement and
supplement county land restoration and damage assessment Authority
in accordance with Iowa Code Chapter 479B**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Hazardous Liquid Pipeline Ordinance to implement and supplement Shelby County land restoration and damage assessment authority in accordance with Iowa Code 479B. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 2nd day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake

Approved this 19th day of July 2022

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**Resolution 2022-37 to set hearing date and second reading
for a Hazardous liquid pipeline ordinance to implement and
supplement county land restoration and damage assessment Authority
in accordance with Iowa Code Chapter 479B-**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Hazardous Liquid Pipeline Ordinance to implement and supplement Shelby County land restoration and damage assessment authority in accordance with Iowa Code 479B. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 16th day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake
Approved this 19th day of July 2022

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**Resolution 2022-38 to set hearing date and third reading
for a Hazardous liquid pipeline ordinance to implement and
supplement county land restoration and damage assessment Authority
in accordance with Iowa Code Chapter 479B-**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Hazardous Liquid Pipeline Ordinance to implement and supplement Shelby County land restoration and damage assessment authority in accordance with Iowa Code 479B. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 23rd day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake
Approved this 19th day of July 2022

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**RESOLUTION NO. 2022-39 ENTRY RECORD OF THE FILING AND
PUBLICATION, PUBLIC HEARING AND CONSIDERATION
OF A CARBON DIOXIDE PIPELINE RISK MINIMIZATION
CERTIFICATION ORDINANCE**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Carbon Dioxide Pipeline Minimization Certificate ordinance. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 2nd day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake
Approved this 19th day of July 2022

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**RESOLUTION NO. 2022-40 ENTRY RECORD OF THE FILING AND
PUBLICATION, PUBLIC HEARING AND CONSIDERATION
OF A CARBON DIOXIDE PIPELINE RISK MINIMIZATION
CERTIFICATION ORDINANCE**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Carbon Dioxide Pipeline Minimization Certificate ordinance. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 16th day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake
Approved this 19th day of July 2022

The Supervisors then considered the following resolution after a motion by Parkhurst and a second by Kenkel:

**RESOLUTION NO. 2022-41 ENTRY RECORD OF THE FILING AND
PUBLICATION, PUBLIC HEARING AND CONSIDERATION
OF A CARBON DIOXIDE PIPELINE RISK MINIMIZATION
CERTIFICATION ORDINANCE**

BE IT RESOLVED on this 19th day of July 2022, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for a reading and comments from the Public or County officials for a Shelby County Carbon Dioxide Pipeline Minimization Certificate ordinance. There was present a quorum as required by law.

Entry record for a public hearing and reading of said Ordinance was established and approved for publication. The Board, being fully advised, find that the date of the hearing on said ordinance should be fixed, and it does fix, the 23rd day of August 2022, at the hour of 9:00 A.M. as the date and time of hearing to be held at the CJ Therkildsen Center, 705 Victoria St. Harlan, Shelby County, Iowa.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on July 19th, 2022, the vote thereon being as follows:

Ayes: Steve Kenkel and Charlie Parkhurst Nays: None Absent: Darin Haake
Approved this 19th day of July 2022

A secondary Roads Department Report was then given by Brandon Burmeister, Shelby County Engineer. Burmeister asked the supervisors to consider detour arrangements with the Iowa Department of Transportation for the use of County road M-16 and County Road F-32 as detour routes for upcoming construction projects. Parkhurst made a motion to approve the agreement, Kenkel seconded the motion, the motion passed.

Burmeister, the Director of the Shelby County Landfill Commission, then recommended the appointment of Stacy Ferry to a vacant spot on the Landfill Board. Parkhurst made a motion to approve the nomination, Kenkel seconded the motion was approved. Burmeister provided details of his departments recent and future undertakings.

Mark Maxwell, Shelby County Auditor, advised that the software company that changed versions of county financial software has found an uncorrectable error. The challenges facing the County since January has been no small task. The problem arose when a vendor cashed a county check over 9 months old. All vendors with outstanding checks, received letters asking them to have the Shelby County issue a new check in the new software, one vendors cashed the old check after receiving the letter. This caused a double entry out of an account and the single entry recourse is not allowed by the Counties Auditors, The Treasurers office and the Auditors offices are working with the private Auditors to put the issue behind for reconciling the annual report for the fiscal year that ended June 30th.

Maxwell advised the Supervisors that the opioid settlement funds are getting close to being released and is preparing questions for EMA, Substance Abuse, Jail and Sheriffs Departments on which departments will need access to the funds.

Having no further business the meeting was adjourned.

The meeting adjourned at 9:48 AM.

Steve Kenkel Chairperson

Attest: Mark Maxwell, Auditor