

The Shelby County Board of Supervisors met in a regular session at 9:00 A.M. in the Supervisors Chamber in the Courthouse with the following members present: Steve Kenkel, Charles Parkhurst, Bryce Schaben, and Mark Maxwell, Clerk.

Chairperson, Steve Kenkel, asked that any conflict of interest be stated concerning any item on the agenda. None were stated.

It was moved by Schaben, seconded by Parkhurst, to approve the agenda. Motion carried unanimously.

It was moved by Parkhurst, seconded by Schaben to approve the minutes of July 6th, 2023. Motion carried unanimously.

The latest claims were then approved unanimously after a motion by Schaben and a second by Parkhurst.

A report on the results of the Shelby County Pipeline Ordinance Injunction was given by Steve Kenkel. The Judge's temporary, preliminary injunction ruling, means the county may not enforce our hazardous pipeline ordinance at this time. The County will continue to evaluate its options but a trial in the case is currently scheduled for January 2024. We have 30 days to respond to the ruling. Legal counsel is reviewing the situation. Kenkel reviewed his position concerning the pipeline proceedings thus far.

Janice Gaul, Mayor of Earling, spoke and mentioned that Earling is a small town and has retirees and working-class citizens with children; the children often play at the baseball diamond and playground unsupervised and the proposed pipeline only has a 50 foot limit from those areas. That is also the distance the pipeline can pass by the Earling water supply.

Sherry Webb spoke about her family's century farm that the pipeline route is intended to cross, and she does not want this to be forced to have this project cross her family farm.

The regional Representatives for Senator Joni Ernst and Representative Randy Feenstra were in attendance to listen to today's proceedings. Abby Vander Werf (Feenstra) and Brittany Rockwell (Ernst) introduced themselves and will presumably report back to the officials that they represent.

Brandon Burmeister gave a report of Secondary Road happenings and asked the Supervisors to approve and upgrade a level B service roadway to a level A roadway, a portion of 660th street west to m56. The landowner requesting the upgrade is paying for this service. Schaben made a motion to approve the upgrade, Parkhurst seconded the motion the motion passed.

Todd Valline of the Shelby County Chamber of Commerce and Industry informed the Board of Supervisor of the many Chamber events and programs including today's all member meeting and goals set forth for the upcoming year.

The Supervisors then considered a formal Resolution 2023-42 required by the Iowa DOT to process the grant application by Shelby County Trails. Support of the grant is required to be in Resolution form to be accepted for consideration. Schaben made a motion to approve the resolution and Parkhurst seconded the motion the motion passed after Kenkel, Parkhurst and Schaben all voted in favor of passage, no nays were cast.

Resolution 2023-42

A RESOLUTION AUTHORIZING SHELBY COUNTY SUBMITTAL OF AN APPLICATION FOR FUNDING FROM THE STATE RECREATIONAL TRAILS PROGRAM TO THE DEPARTMENT OF TRANSPORTATION (DOT) FOR THE FUNDING OF THE SHELBY COUNTY TRAIL DEVELOPMENT

Whereas the Shelby County Supervisors a valid and functioning of Shelby County. Whereas the State Recreational Trails Program provides funding at the state level to local jurisdictions for the development of eligible projects; and Whereas, the program is administered by the Iowa Department of Transportation which prioritizes and ranks all project applications; and NOW, THEREFORE, BE IT RESOLVED BY THE SHELBY COUNTY SUPERVISORS THAT: 1. Shelby County Supervisors supports and approves the application made for State Recreational Trails Funds. 2. Shelby County Supervisors hereby commits to the Iowa Department of Transportation to secure local match as required by the State Recreational Trails Program funding. 3. The Shelby County Trails hereby authorized to approve and execute the application and award agreement on behalf of Shelby County.

Taya Vonnahme from the Manning Regional Recovery Center was invited by the Supervisors to explain the services that the Recovery Center Provides, specifically the Opioid Addiction function of the Center. Shelby County is on track to receive opioid treatment funding in the coming years and Vonnahme representing a regional center, that does serve Shelby County asked for Manning Regional Health to be considered as a recipient of a portion of the funds available

Anna Schwarte, of Shelby County Public Health spoke to the Supervisors about expending funds for from the opioid litigation funds for her organization to inform and provide information to Shelby County schools about recognizing opioid types, use and overdoses.

Parkhurst made a motion to award Public Health \$3,000 for this service provided by Public Health. And \$21,000 this fiscal year to be spent on prevention and treatment of opioid addiction for Manning Regional Recovery Center. Schaben seconded the motion passed.

Shelby County Treasurer, Carolyn Blum was on the agenda to have the Supervisors inspect and vote on approval of her Semi-Annual report. Schaben made a motion to approve the report and Parkhurst seconded the report, the motion carried.

Blum noted that County Treasurers are now allowed to charge a \$10.00 fee for out of County drivers licenses and identifications. This is called a convenience fee and used to offset the costs that were 100% paid by county residents for this service to out of County residents for licenses and Identifications.

The supervisors reported on the various committees that they are assigned it was noted that Steve Kenkel who will have a report next meeting on the Iowa Utilities Board Process and Charles Parkhurst reported that there are funds with MAPA available for trails.

ATTEST:

Steve Kenkel, Chairperson

Mark Maxwell

Clerk to the Board of Supervisors