

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

Schaben moved, seconded by Parkhurst to approve the minutes of August 15th. Motion carried unanimously.

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

The Auditor reported estimates for the three sizes of coils used to heat and cool the Courthouse in the rooms. The Auditor suggested budgeting an amount each year to upgrade the units. Replacing a certain number of units each year and rebuilding existing units for spares in case of failure will ensure that the ordering time a coil unit in any given area will not slow down replacement. The Auditor also reported that the roof on the EMA building and Annex roofs have been completed and another heavy downfall will test those repairs.

Chairperson Steve Kenkel then gave a brief report on the Iowa Utilities Board proceeding now taking place, The scheduling of testimonies has been disrupted and has created some changes in the order of proceedings.

Tony Buman, Shelby County Assessor was present to ask the Supervisors to abate a railroad tower from the Shelby County tax rolls as railroad property is taxed through a different State controlled mechanism. The parcel number being 830307101001. Parkhurst made a motion to approve the abatement and Schaben seconded the motion. The motion was approved.

Brandon Burmeister gave a report of the Secondary Roads Department and reported on the bridge crew, ditching crew, and culvert replacements as well as several other activities involving his department.

Policy number 4, The Filing and Payment of Claims, was then submitted to the Supervisors for consideration. The major change was adding the Authorization of several officers and elected officials of Shelby County to complete a wire transfer for payment of a claim on county funds. Parkhurst made a motion to approve the policy and Schaben seconded the motion the motion passed.

The Supervisors were presented with resolution 2023-43 which will place a Shelby County moratorium on wind energy permits as follows: Resolution 2023-43 moratorium on wind energy construction permits. WHEREAS, Shelby County Iowa has no existing ordinance governing the siting, construction, and operation of commercial wind energy systems in unincorporated areas of Shelby County, Iowa, AND WHEREAS, the County has an interest in protecting the County's infrastructure, natural resources and property rights through adequate provisions governing the siting, construction, and operation of commercial wind energy systems, AND WHEREAS, the Board of Supervisors will require substantial time to gather information and coordinate with multiple agencies for the purpose of reviewing, updating or creating ordinances, policies and procedures relative to commercial wind energy systems, AND NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Shelby County Iowa, that Shelby County now imposes a moratorium, effective immediately on September 5th, 2023 and for a period of one-hundred eighty days, on the siting, construction, and operation of commercial wind energy systems, for the purpose of drafting and adopting an ordinance regulating commercial wind energy systems.

Parkhurst made a motion to approve resolution 2023-43, Schaben seconded the motion. A vote was counted with the following results. AYES; Kenkel, Parkhurst and Schaben. NAYS: None. The Resolution passed.

The Supervisors were presented with resolution 2023-44 which will place a county moratorium on solar Energy permits as follows: Resolution 2023-44 Moratorium on solar energy construction permits. WHEREAS, Shelby County Iowa has no existing ordinance governing the siting, construction, and operation of commercial solar energy systems in unincorporated areas of Shelby County, Iowa, AND WHEREAS, the County has an interest in protecting the County's infrastructure, natural resources and property rights through adequate provisions governing the siting, construction, and operation of commercial solar energy systems, AND WHEREAS, the Board of Supervisors will require substantial time to gather information and coordinate with multiple agencies for the purpose of reviewing, updating or creating ordinances, policies and procedures relative to commercial solar energy systems, AND NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Shelby County Iowa, that Shelby County now imposes a moratorium, effective immediately, and for a period of one-hundred eighty days, on the siting, construction, and operation of commercial solar energy systems, for the purpose of drafting and adopting an ordinance regulating commercial solar energy systems.

Schaben made a motion to approve resolution 2023-44, Parkhurst seconded the motion. A vote was counted with the following results. AYES; Kenkel, Parkhurst and Schaben. NAYS: None. The Resolution passed.

The Supervisors then discussed the upcoming trapping season and the Shelby County Bounty on Beavers. Last year only 151 bounties were paid compared to the maximum amount paid out the previous two years. This years trapping season is November 5<sup>th</sup> 2023 to April 15<sup>th</sup> 2024. A motion was made by Schaben and seconded by Parkhurst to approve the budgeted bounty of \$25.00 per tail turned into the County Conservation office, the motion passed to approve the budgeted bounty of \$25.00 per tail turned into the County Conservation office

The Shelby County and Solid Waste Agency Farm ground rental procedures were then discussed. Attendance at the most recent auctions received fewer bidders than expected and this possibly lowered the amount received by Shelby County and the Solid Waste Board. The county owned farmland rent auction procedures including sealed bids versus live auction were discussed and tabled for a future meeting to make a final decision for the method of the county owned land rental.

Having no further business the meeting was adjourned.

---

Steve Kenkel, Chairperson

ATTEST:

---

Mark Maxwell  
Clerk to the Board of Supervisors