

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.

Parkhurst moved, seconded by Schaben, to approve the minutes of November 29th. Motion carried unanimously.

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

Tony Buman, Shelby County Assessor asked for the qualified and current homestead exemption claims placed in his office to be approved. Parkhurst made a motion to approve the qualified claims, Schaben seconded the motion. The motion passed unanimously.

The Assessor then asked for the disallowance of three applications, after an explanation Parkhurst made a motion to disallow the three applications, Schaben seconded, the motion the motion passed.

Schaben made a motion to approve the following resolution 2023-49 to set a hearing date to incur noncurrent debt, Parkhurst seconded the motion.

RESOLUTION NO. 2023-49
RESOLUTION SETTING DATE FOR A PUBLIC HEARING ON A PROPOSAL TO INCUR
NONCURRENT DEBT

WHEREAS, the Board of Supervisors of Shelby County, Iowa (the “County”), has established the Shelby County Emergency Medical Services (EMS) Fund and has established the Shelby County Self Insurance; and WHEREAS, the County proposes to undertake certain EMS startup projects (the “Projects”) in Shelby County, WHEREAS, Shelby County has been required by outside influences to take over EMS services as documented in declarations of EMS being an essential service in Shelby County WHEREAS, the need for funds to cash flow the EMS Department are non existent WHEREAS it has been proposed that the County facilitate an internal advance of funds in the total of TO \$125,00.00 Deposited in the EMS Fund. (the “Advance”) for the purpose of paying the startup costs of the new department. Advance eligible to be repaid from future funds derived from EMS funds once the cash flow proves sufficient to repay the funds. and WHEREAS, pursuant to Section 331.479 of the Code of Iowa, it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to approve the Advance and to give notice thereof as required by such law; NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Shelby County, Iowa, as follows: This Board will meet at the Board of Supervisors room, Courthouse, Harlan, Iowa, on December 19th, 2023, at 9:00 o’clock a.m., at which time and place a hearing will be held and proceedings will be instituted, and action taken to approve the Advance. The County Auditor is hereby authorized to publish notice of said hearing, the same being in the form attached to this resolution, which publication shall be made in a legal newspaper of general circulation in Shelby County, which publication shall be not less than four (4) and not more than twenty (20) days before the date set for the hearing. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

A vote was held with Kenkel, Schaben and Parkhurst all voting in favor of the Resolution 2023-49. No Nays were cast, the motion passed.

Brandon Burmeister gave his Secondary Roads report and progress being made on projects throughout Shelby County, including the excavator and road maintenance projects. He is currently working on the five year plan and fiscal 2025 budget.

Burmeister recommended approval of Resolution 2023-51, a resolution Awarding the Contract for Project No: MF-C083(86) – 55-83 in Shelby County, Iowa and Authorizing the Shelby County Engineer to Execute Contract. Schaben made a motion to approve the resolution 2023-51 Parkhurst seconded the motion, the motion passed after Ayes by Parkhurst Kenkel and Schaben. No nays were cast.

Burmeister also recommended approval of Resolution 2023-52 a resolution awarding the contract for project No. MF-C083(86)-55-83 in Shelby County Iowa and Authorizing the County Engineer to Execute the contract. Parkhurst made a motion to approve the resolution 2023-52, Schaben seconded the motion, the motion passed after ayes by Parkhurst, Kenkel and Schaben. No nays were cast.

A letter of resignation by the County Engineer was considered for approval/ acceptance. A motion was made by Parkhurst to accept the resignation as of January 30th, 2024. Schaben seconded the motion, the motion passed.

The Supervisors reported on the various committee assignments including Schaben notifying the Board that the flood mitigation project may receive a boost as a buyer of credits has been in contact with Conservation Director Nick Preston. Attorneys are presenting the last briefs to the Iowa Utilities Board for final consideration and the injunction against Iowa counties pipeline ordinances has been upheld in the courts, Kenkel reported.

Harlan Chamber of Commerce Executive Director Todd Valline informed that the “Let’s keep the cheer here” promotion is being played out at local businesses. With purchases, tickets can be filled out with chances to win Chamber Cash to use at member businesses. Valline also informed the Supervisors that CDL training has been added to the Iowa Western Community College Harlan location and they are also seeking instructors.

The Supervisors then, after a request by the Assistant Conty Engineer, entered a closed session using Iowa Code 21.5(1)(i) Evaluation/Promotion of Assistant Engineer. Parkhurst motioned to close the session, Schaben seconded, the motion passed.

The Supervisors left closed session at 10:52 AM. A motion was made by Schaben and a second by Parkhurst to open the regular session, the motion passed.

Having no further business the meeting was adjourned.

ATTEST:

Steve Kenkel, Chairperson

Mark Maxwell

Clerk to the Board of Supervisors