

June 4, 2013

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: Roger Schmitz, Chairman; Steve Kenkel, Vice Chairman; Charles Parkhurst; and Marsha J. Carter, Clerk.

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

It was moved by Kenkel, seconded by Parkhurst, to approve the agenda. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Parkhurst, seconded by Kenkel, to approve the minutes of May 21, 2013, as presented. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Parkhurst, seconded by Kenkel, to approve the Claims of May 31, 2013, and place the listing on file in the Auditor's Office. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

Lonnie Maguire, Community Services Director, appeared before the Board to update them on the Southwest Iowa Mental Health Regional Planning Committee's progress and the legislation that was passed this session and how it affects that planning process.

Warren Andrew, Andrew Tuckpointing, appeared before the Board to discuss the additional tuckpointing/repair needed on the Courthouse exterior. It was moved by Kenkel, seconded by Parkhurst, to approve tuckpointing plus replacement of stones on the west side of the Courthouse with the project costs not to exceed \$50,000. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

Carter presented an application from the RAGBRAI committee to use the courtyard as part of the Beverage Garden for July 21 from 5:00 p.m. - 12:00 a.m., which is the day RAGBRAI will be coming through Harlan this year. The current Policy No. 1-County Buildings & Grounds prohibits alcoholic beverages on County grounds. The Supervisors were concerned about the County's liability if someone should get hurt during the festivities. RAGBRAI Committee will furnish the County with a Certificate of Insurance for use of the grounds as required by Policy No. 1, which will protect the County. The County Attorney gave his approval as long as the Certificate of Insurance is filed. It was moved by Parkhurst, seconded by Kenkel, to waive Section 9 of Policy No. 1 for RAGBRAI, subject to compliance of all other requirements. AYES: Schmitz, Kenkel, Parkhurst NAYES: None

It was moved by Kenkel, seconded by Parkhurst, to approve the following resolution:

RESOLUTION NO. 2013-17
RESOLUTION APPROVING AN ADVANCE OF FUNDS FOR REPAYMENT FROM
THE SHELBY COUNTY DOUGLAS TOWNSHIP URBAN RENEWAL TAX
INCREMENT REVENUE FUND AND DIRECTING THE FILING OF CERTIFICATION
UNDER IOWA CODE SECTION 403.19

WHEREAS, Shelby County has established the Shelby County Douglas Township Urban Renewal Area and is planning to prepay the bond for the road upgrade project completed within the Urban Renewal Area; and

WHEREAS, in order to advance funds for the prepayment of the bond, it is necessary to make certain findings under Chapter 403; and

WHEREAS, it is the intention of the County to certify the amount of funds so advanced for reimbursement under Iowa Code Section 403.19; and

WHEREAS, the amount of funds to be advanced for the Project equals:\$183,584.57.

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Shelby County, Iowa, as follows:

Section 1. Pursuant to Ordinance No. 2007-1, there has been established the Shelby County Douglas Township Urban Renewal Area Tax Increment Revenue Fund, into which all incremental property tax revenues received from the Shelby County Douglas Township Urban Renewal Area are deposited. The Board finds the Project to be an Urban Renewal Project as defined in Iowa Code Chapter 403, and further approves an advance of County General funds for said Project.

Section 2. It is hereby directed that \$183,584.57, be advanced from the General Fund in order to prepay the bond for this Project. The advance shall be treated as an internal loan and shall be repaid to the General Fund from the Shelby County Douglas Township Urban Renewal Area Tax Increment Fund.

Section 3. The Shelby County Auditor shall take such actions as are necessary to comply with this Resolution, including but not limited to inclusion of these amounts in the budget, advance and transfer of funds for the Project, certification for reimbursement under Iowa Code Section 403.19 and compliance under Iowa Code Section 403.22.

PASSED this 4th day of June, 2013.

AYES: Schmitz, Kenkel, Parkhurst NAYES: None

Dan Ahart, the County Engineer, was available to update the Board on activities of the county road crews and the status of current maintenance and construction projects.

There being no further business appearing, the Chairman declared the meeting adjourned at 9:51 a.m.

Roger Schmitz, Chairman

ATTEST:

Marsha J. Carter
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.