

January 2, 2018

The Shelby County Board of Supervisors met in an organizational session at 9:04 A.M. in the Supervisors Chamber in the Courthouse with the following members present: Steve Kenkel, Charles Parkhurst, Roger Schmitz, and Mark Maxwell, Clerk.

The Board of Supervisors shall meet as required by Chapter 331.213, Code of Iowa, and shall hold their first meeting of each year on the first day in January, which is not a Saturday, Sunday or holiday and shall hold all subsequent meetings of the year as scheduled by the Board. All meetings of the Board shall be scheduled and conducted in compliance with Chapter 21. Regular meetings shall be held on the first and third Tuesdays of each month.

It was moved by Schmitz, seconded by Kenkel, to approve Charlie Parkhurst as Chairman of the Board of Supervisors for the 2018 calendar year. Motion carried unanimously.

It was moved by Kenkel, seconded by Parkhurst, to approve Roger Schmitz as Vice-Chairman of the Board of Supervisors for the 2018 calendar year. Motion carried unanimously.

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

It was moved by Schmitz, seconded by Kenkel, to approve the agenda. Motion carried unanimously.

It was moved by Schmitz, seconded by Kenkel to approve the minutes of December 19, 2017. With the addition of \$ 832,103.00 of total budget for EMA added to the minutes. Motion carried unanimously.

The Union Grievance was brought up at this time in the EMA department. The 1% raise that the Union employees are entitled receive under their contract was approved. As the Union employees did receive favorable job performance reviews. A motion by Kenkel to approve the Union raise was made by Kenkel, seconded by Schmitz. A vote was held and the motion carried unanimously.

It was moved by Parkhurst, seconded by Schmitz, to approve the claims of December 30, 2017, as listed in the Claims Register. Motion carried unanimously.

It was moved by Kenkel, seconded by Schmitz that all claims filed in the Auditor's office by the Wednesday before the third Tuesday of each month shall be presented to the Board of Supervisors for approval for payment at that meeting. All claims for mileage and travel expenses must be submitted within sixty days of the date incurred. Motion carried unanimously.

It was moved by Schmitz, seconded by Kenkel, that the County Auditor be authorized without prior approval of the Board to pay the wages of all County employees and to pay any other claims properly authorized by the Department Heads. Motion carried unanimously.

Todd Valline, representing the Shelby County Chamber/ Industry updated the board of ongoing activities. Many projects are ongoing and the Harlan City Council will hold a hearing this evening to complete the final hurdle the Harlan Plaza project has.

Brandon Burmeister, County Engineer, updated the Board on activities of the county road crews and the status of current maintenance and construction projects, of course any digging projects have ceased. At the next Board meeting the bid letting signature

pages should be completed for the Supervisors to sign, concerning M47 south from Highway 44 to the County Line.

Steve Kenkel said the next Southwest Iowa Mental Health meeting will be January 8th.

It was moved by Parkhurst, seconded by Schmitz, that the following resolution be adopted:

RESOLUTION NO. 2018-1
A RESOLUTION APPOINTING DEPUTY COUNTY OFFICIALS
FOR THE 2018 CALENDAR YEAR

BE IT RESOLVED, that the following persons shall be appointed deputies for the following offices as recommended by the elected officials according to Chapter 331.903, Code of Iowa:

Marcus Gross, Jr. County Attorney
Assistants: Todd Argotsinger, Jennifer Mumm, Ashley West

Neil Gross Sheriff Deputies: Cody Eckles, , Kelly Lefeber, Chad Butler, Donavon Dontje, Glenn Birks, Nathan Pigsley, Michael Jurgensen, Braden Quist, Jason Wickizer, Unpaid Reserve Deputy

AYES: Kenkel, Parkhurst, Schmitz NAYES: None

It was moved by Schmitz, seconded by Parkhurst, to appoint Bryce Schaben as Weed Commissioner for 2018. Motion carried unanimously.

It was moved by Parkhurst, seconded by Kenkel, that the following days shall constitute paid holidays for all eligible employees as stated herein for the 2018 year. Motion carried unanimously. Auditor Maxwell brought up that other Counties had granted employees all of Christmas eve for next year, as it falls on a Monday, a brief discussion was held but not included in the approved motion.

New Year's Day - Monday, January 1
Presidents' Day - Monday, February 19
Memorial Day - Monday, May 28
Independence Day - Wednesday, July 4
Labor Day - Monday, September 3
Veterans' Day - Monday, November 12
Thanksgiving Day - Thursday, November 22
Friday after Thanksgiving - Friday, November 23
Christmas - Tuesday, December 25 (off Monday afternoon December 24)\

The Board also established the following policy: If a holiday falls on Saturday, the preceding Friday will be a paid holiday; when a holiday falls on Sunday, the following Monday will be a paid holiday. This policy is in effect for all holidays mentioned except Christmas Eve afternoon.

It was moved by Schmitz and seconded by Parkhurst, to appoint Vince Jauron to the Shelby County Conservation board term ending December 31, 2021. Motion carried unanimously.

It was moved by Parkhurst and seconded by Schmitz, to approve the appointment of Scott Markham as County Medical Examiner and to accept the proposal of the physicians of Shelby County that the doctor on call will act in the Medical Examiner's absence. Motion carried unanimously.

It was moved by Schmitz, seconded by Kenkel, to approve the appointment of the following persons as members of the Compensation Board for the Condemnation of Private Property for Shelby County for 2018, as required by Chapter 472.4, Code of Iowa: Motion carried unanimously for the following names

FARM OWNER - OPERATORS

CITY PROPERTY OWNERS

Lonnie Benson
Irwin, Iowa

Kayla Jacobs
Harlan, Iowa

Jason Monson
Irwin, Iowa

Donald Holdsworth
Harlan, Iowa

Doug Robinson
Shelby, Iowa

Paul Leinen
Harlan, Iowa

David Boettger
Harlan, Iowa

Michael Cain
Harlan, Iowa

Kenneth Schneider
Portsmouth, Iowa

Todd Langenfeld
Earling, Iowa

Dave Wahling
Shelby, Iowa

Richard Leinen
Portsmouth, Iowa

Charles Wooster, Jr.
Manilla, Iowa

Delbert Bruck
Harlan, Iowa

REAL ESTATE BROKERS

PERSONS HAVING KNOWLEDGE OF
PROPERTY VALUES IN SHELBY COUNTY

Kirk Petersen
Harlan, Iowa

Kevin Campbell
Harlan, IA

Terry Knapp
Harlan, Iowa

Norman Mathiasen
Harlan, Iowa

Rowland Burton
Irwin, Iowa

Terry Bails
Harlan, Iowa

Randy Ouren
Harlan, Iowa

Tim Meyers
Harlan, Iowa

Jan Arkfeld
Defiance, Iowa

Dave Robinson
Shelby, Iowa

It was moved by Schmitz, seconded Kenkel, to approve the Harlan Tribune and the Harlan News Advertiser as official newspapers for 2018, as defined in Chapter 618.3 and Chapter 349, Code of Iowa. Motion carried unanimously.

It was moved by Kenkel, seconded by Schmitz, that the following resolution be adopted:

RESOLUTION NO. 2017-2
RESOLUTION CONCERNING NON-DISCRIMINATION

BE IT RESOLVED, by the Board of Supervisors of Shelby County, Iowa, that no person

shall be excluded from the receipt of services or benefits, and Shelby County shall not refuse to hire, accept, register, classify, or refer for employment, or discharge any employee, or otherwise discriminate in employment against any applicant for employment, because of the age, race, creed, color, sex, sexual orientation, gender identity, national origin, religion, or disability of such applicant or employee, unless based upon the nature of the occupation.

AYES: Kenkel, Parkhurst, Schmitz NAYES: None

It was moved by Schmitz, seconded by Parkhurst, that The Agency, Harlan, IA, be the broker for bonding for Shelby County for 2018. Motion carried unanimously.

It was moved by Schmitz, seconded by Parkhurst, that the following appointments be approved. Motion carried unanimously:

SCHMITZ

Fourth Judicial District Department of Correctional Services Board of Directors
Juvenile Emergency Service Committee
Solid Waste Agency Board
Emergency Management Agency Commission
E911 Joint Service Board - Non-Voting Member
Workforce Development - Region 13
Hotel/Motel Tax Committee
Building & Grounds and

PARKHURST

Harrison/Monona/Shelby Empowerment Area
Southwest Iowa Planning Council to the Midlands & Southwest Iowa Transit Authority
Commission
West Central Development Board
Hungry Canyons Alliance
Metropolitan Area Planning Association
Loess Hills Development & Conservation Authority
Conservation Board
Safety/Wellness Committee

KENKEL

Citizens Advisory Board for Cherokee MHI
County's Official Voting Delegate-Southwest Iowa Regional Committee for MH/DD
Shelby-Harrison-Monona Planning Council & 28E Mental Health Coordinator Board
Public Health Board
Environmental Board of Health
Shelby County Chamber of Commerce and Industry
I.T. Committee Member

OTHER COMMITTEE MEMBERSHIP

E911 Joint Service Board - Bob Seivert, Voting Member
Hotel/Motel Tax Committee-Fiscal Agent - Shelby County Auditor
Commission of Veterans Affairs - Stanley Slaven, term ending 6-30-2019
County Board of Local Health - Dr. Phillip Markham, term ending 12-31-2019
Planning and Zoning Board - Marsha Carter and Karen Goans, term ending 12-31-2020
Board of Adjustment - Bill Ahrenholtz, term ending 12-31-2021
2018 - SWIPCO - appoint Todd Valline as County Representative and Terry Arentson as At Large Representative

It was moved by Kenkel, seconded by Schmitz, to authorize any member of the Board to sign any documents related to farms belonging to the County and documents relating to any farm programs the County will be eligible for in the future. Motion carried unanimously.

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

RESOLUTION 2018-3
ECONOMIC DEVELOPMENT
PUBLIC PURPOSE STATEMENT

BE IT RESOLVED by the Shelby County Board of Supervisors that the funding of Shelby County Chamber of Commerce and Industry and any other economic development project deemed appropriate by the Board as an economic development project as defined in Iowa Code Section 15A.1 and that this expenditure would further a public purpose, that public purpose to be an expansion or retention of jobs in Shelby County. Any business receiving economic development funding from Shelby County will be required to abide by the policies set by Shelby County, including but not limited to, Resolution 2007-32, A resolution concerning the use of the E-Verify Website.

AYES: Kenkel, Parkhurst, Schmitz NAYES: None

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

RESOLUTION 2018-4
CONSTRUCTION EVALUATION RESOLUTION

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2018 and January 31, 2019 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SHELBY COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

AYES: Kenkel, Parkhurst, Schmitz NAYES: None

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

RESOLUTION 2018-5
RESOLUTION AUTHORIZING A PARTNERSHIP WITH
SOUTHWEST IOWA HOUSING TRUST FUND, INC.

WHEREAS; The Shelby County Board of Supervisors has found a need for homeownership assistance and housing repairs for lower income individuals and families; and,

WHEREAS; Southwest Iowa Housing Trust Fund, Inc. proposes to provide funding to assist income eligible individuals and families purchase their first-home and repair owner-occupied homes.

NOW THEREFORE, BE IT RESOLVED BY THE SHELBY COUNTY BOARD OF SUPERVISORS, as follows:

SECTION 1: The Shelby County Board of Supervisors is interested in participating in the Southwest Iowa Housing Trust Fund, Inc. housing programs.

SECTION 2: The Shelby County Board of Supervisors will contribute \$1,000.00 per unit assisted in Shelby County lying outside the city limits of Harlan, not to exceed \$5,000.00, in calendar year 2018. Adopted this 2nd day of January, 2018.

AYES: Kenkel, Parkhurst, Schmitz NAYES: None

The Board had received the FY2018 Health Insurance rates from the Iowa State Association of Counties. Rates will be:

- Plan 10 Rate increase of 11.06%
- PLAN 12C (HSA) Rate increase of 10.13%

Employee Insurance contributions change July 1, 2018 -

Single	5% of total premium from 3%
Dependent	11% of total premium from 10%

Kenkel made a motion to approve and a second was made by Schmitz to approve the following resolution:

RESOLUTION 2018-6

SHELBY COUNTY DEPOSITORIES

BE IT RESOLVED, that that Shelby County Board of Supervisors of Shelby County, Iowa, approves the following list of financial institutions to be depositories of Shelby County funds in conformance with all applicable provisions of Iowa Code Chapters 452 and 453 (1983), as amended by 1984 Iowa Acts, S.F. 2220. The Shelby County Treasurer, Sheriff and Recorder are hereby authorized to deposit Shelby County funds in amounts not to exceed the maximum approved for each respective financial institution as set out below:

Shelby County State Bank	Harlan, IA	\$15,000,000
Midstates Bank	Harlan, IA	6,000,000
Farmers Trust & Savings Bank	Earling, IA	6,000,000
Defiance State Bank	Defiance, IA	6,000,000
Bank of the West	Harlan, IA	6,000,000
United Bank of Iowa	Harlan, IA	6,000,000
Town & Country Credit Union	Harlan, IA	6,000,000
SHERIFF-Shelby County State Bank	Harlan, IA	200,000
RECORDER-Midstates Bank	Harlan, IA	100,000

Passed this 2nd day of January, 2018, with the following votes:

AYES: Kenkel, Parkhurst NAYES: None

It was moved by Schmitz, seconded by Parkhurst, to once again offer a \$100 incentive payment to the employees on the County's health insurance plan if 100% of employees participate in the 2018 Wellness Programs. Motion carried.

The board then entered budget workshop to finish the work started at the last meeting for individual departments.

Capital projects were discussed for Buildings and Grounds, estimates for replacing brick along with tuck-pointing at the Jail/EMA building, sewer work under the Courthouse, courthouse lighting painting, mandated elevator updates and painting are all requested by Auditor Maxwell. The reserve was deemed adequate to fund all of these projects after including next year's Capital budget for the Building and Grounds Department.

The Risk Management Budget (insurance) prepared by budget director Maxwell was approved by the board with a motion by Kenkel and a second by Schmitz to approve the budget. Motion carried unanimously.

There being no further business appearing, the Chairman declared the meeting adjourned at 10:14 AM

Charlie Parkhurst, Chairman

ATTEST:

Mark Maxwell
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.