

January 21st, 2020

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: Charles Parkhurst, Chairman, Darin Haake, Vice-Chairperson, Steve Kenkel and Mark Maxwell, Clerk.

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

A motion was made by Kenkel and seconded by Haake to approve the agenda with no additions. AYES: Unanimous NAYES: None

A motion was made by Haake with a second by Kenkel, to approve the minutes of the January 7th Regular meeting. AYES: Unanimous NAYES: None

A motion was made by Kenkel and seconded by Haake to approve the latest claims to be drawn by the Treasurer. All Board members voted for approval.

County Supervisors then had a chance to report on any committees that they belong to. Today it included, Supervisor Haake reported that bids have been received for the roof at the Shelby County EMA/Jail/Sheriffs office building. This will be discussed and bids examined before approval at a later meeting.

Today it was recognized that several County residents expressed an interest in being appointed to the Conservation Board. Paulette Madson was recommended by Darin Haake the Supervisor's representative to the Conservation Board. A motion was made by Haake and seconded by Kenkel to appoint Madson to the Conservation Board. Haake, Kenkel and Parkhurst all voted in favor of nominating Paulette Madson to the Shelby County Conservation Board.

Consideration was then given by the Board concerning the Semi Annual Treasurers report. A motion was made by Kenkel and seconded by Haake to accept the report as prepared. Parkhurst, Kenkel and Haake all voted in favor of accepting the report.

Todd Valline of the Shelby County Chamber of Commerce updated the board about current Shelby County Projects. Valline notified the Supervisors and public that the Chamber is accepting nominations for the Chamber Banquet to be held on February 28th. Valline also thanked all involved including the City of Harlan for assisting the Chamber in hosting the presidential candidate last week during very inclement weather.

Brandon Burmeister, Shelby County Engineer, then asked the board to approve the low bid from Farm Service Cooperative for fuel in the coming 12 month period. Haake made a motion to accept the bid and Kenkel seconded the motion. A vote was held with all three Supervisors voting in favor of the motion.

Burmeister then asked for Supervisor approval of an agreement numbered 2020-056 with the Iowa Department of Transportation for pavement on County Road F-58. A motion was made by Kenkel and a second by Haake to approve the agreement.

Burmeister then presented the following Resolution for Supervisor consideration.

RESOLUTION 2020-7 WHEREAS: The Board of Supervisors of Shelby County, Iowa, consisting of the following members: Charles Parkhurst, Chairman; Darin Haake, Vice-Chairman; and Steven Kenkel, member; met to consider placing load limits on selected "Load Sensitive" road surfaces in the Shelby County Secondary Road System, to prevent frost break up, excessive load break up, etc.

And WHEREAS: This authority is granted under Iowa Code Sections 321.236(8), 321.255, and 321.471 to 321.473 to prohibit the operations of vehicles upon Secondary Roads or impose restrictions as to weight of vehicles to be operated

upon said secondary roads, except farm tractors as defined in Section 321.1, Subsection 7, for a total period not to exceed ninety days in any one calendar year, whenever any said highway by reason of deterioration, rain, snow or other climactic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or the permissible weights thereof reduced.

And WHEREAS: The Board states that all granular surfaced roads be embargoed and allowing only trucks and other vehicles with a gross weight of less than ten (10) tons to travel these roads. **THEREFORE:** The Shelby County Board of Supervisors resolves to hereby order the County Engineer to enact load limits often (10) tons, at his discretion, on all granular surfaced roadways within Shelby County. These limits shall become effective upon agreement to enact embargos by Chairman of Board of Supervisors and County Engineer and shall remain in effect until this resolution is redacted by the Shelby County Engineer. **BE IT FURTHER RESOLVED** that the Board of Supervisors, may, at their discretion, authorize permits of exemption for loads not already exempted by the previous paragraph of this resolution. Any such permit must be specific to the exempted vehicle and its load, and must bear an original signature, in red, of the board member authorizing the exemption. Neither the county engineer nor his staff is authorized to approve additional exemptions. **RESOLVED THIS 21ST DAY OF JANUARY 2020.** A motion was made by Haake and a second by Kenkel was made to approve the resolution 2020-7. A vote was held with Parkhurst, Kenkel and Haake all voting for approval. No Nays were cast

Burmeister then asked the Board to consider the following Resolution numbered 2020-8 for consideration

BRIDGE EMBARGO

WHEREAS: The Board of Supervisors is empowered under authority of Sections 321.236 Sub. (8), 321.255 and 321.471 to 321.479 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and **WHEREAS:** the County Engineer has completed (or has caused to be completed) the Structure Inventory and Appraisal of certain county bridges, in accordance with the National Bridge Inspection Standards and has determined (or it has been determined) that they are inadequate for two-lane legal loads at allowable operating stress. **NOW, THEREFORE, BE IT RESOLVED** by the Shelby County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridges listed. Haake made a motion to approve the Resolution 2020-8, the motion was seconded by Kenkel, the bridges effected by the resolution are listed as follows:

Structure Number	Feature Crossed	Location	Load Limit (tons) All Vehicles
Cass 90-03-510	No Name Creek	Sec. 3,T. 79, R. 40	21,33,39 One Lane
Cass 90-09-510	Mosquito Creek	Sec. 9,T. 79, R. 40	7,10,13 One Lane
Cass 90-13-110	Keg Creek	Sec. 13,T. 79, R. 40	21,32,37
Cass 90-25-210	Keg Creek	Sec. 25,T. 79, R. 40	27-45-40
Cass 90-29-110	Mosquito Creek	Sec. 29,T. 79, R. 40	10,15,24 One Lane
Cass 90-33-210	No Name Creek	Sec. 33,T. 79, R. 40	33-48-40
Cass 90-35-110	Keg Creek	Sec. 35,T. 79, R. 40	8 One Lane
Cass 90-36-210	No Name Creek	Sec. 36,T. 79, R. 40	27-45-40
Center 98-07-810	No Name Creek	Sec. 7, T. 79, R. 38	27-45-40
Center 98-24-210	Elm Creek	Sec. 24, T. 79, R. 38	12,18,24 One Lan
Center 98-27-110	No Name Creek	Sec. 27, T. 79, R. 38	17,25,29
Clay 87-10-120	No Name Creek	Sec. 10, T. 78, R. 37	31-48-40
Clay 87-16-110	Elk Horn Creek	Sec 16, T 78, R 37	4 All Vehicles
Clay 87-29-210	Elk Horn Creek	Sec 29, T 78, R 37	19-28-38

Clay 87-35-110	Camp Creek	Sec 35, T 78, R 37	30-48-40
Douglas 08-10-110	West Nishnabotna River	Sec. 10,T. 80, R. 38	8 One Lane
Douglas 08-22-310	West Nishnabotna River	Sec. 22,T. 80, R. 38	9,14,13 One Lane
Fairview 89-05-110	No Name Creek	Sec 5, T 78, R 39	33-48-40
Fairview 89-09-710	No Name Creek	Sec 9, T 78, R 39	30-48-40
Fairview 89-12-520	No Name Creek	Sec 12, T 78, R 39	30-47-40
Greeley 18-19-610	Snake Creek	Sec 19, T 81, R 38	27-42-40
Greeley 18-13-110	No Name Creek	Sec 13, T 81, R 38	33-48-40
Greeley 18-14-210	No Name Creek	Sec 14, T 81, R 38	26-41-40
Greeley 18-17-210	Snake Creek	Sec 17, T 81, R 38	24-42-40
Greeley 18-29-210	Kidds Creek	Sec 29, T 81, R 38	Bridge Closed
Grove 10-09-110	Bee Tree Creek	Sec 9, T 81, R 40	27-45-40
Grove 10-09-910	Mill Creek Tributary	Sec 9, T 81, R 40	27-46-40
Grove 10-36-110	No Name Creek	Sec 36, T 81, R 40	20,31,29 One Lane
Grove 10-36-120	Moser Creek	Sec 36, T 81, R 40	21,30,31 One Lane
Jackson 97-04-210	Elm Creek	Sec 4, T 79, R 37	25-44-40
Jackson 97-08-110	Elm Creek	Sec 8, T 79, R 37	25-44-40
Jackson 97-12-210	Buck Creek	Sec 12, T 79, R 37	35-48-40
Jackson 97-17-210	Elm Creek	Sec 17, T 79, R 37	26-45-40
Jackson 97-22-110	Bonnie Creek	Sec 22, T 79, R 37	28-40-40
Jackson 97-34-110	No Name Creek	Sec 34, T 79, R 37	17-24-29
Jackson 97-35-610	West Nishnabotna River	Sec 35, T 79, R 37	6 Tons All Vehicles, One Lane
Jackson 97-36-210	Indian Creek	Sec 36, T 79, R 37	35-48-40
Jefferson 17-03-510	No Name Creek	Sec 3, T 81, R 37	28-40-40
Jefferson 17-03-520	West Nishnabotna River	Sec 3, T 81, R 37	13-19-28
Jefferson 17-18-110	Elk Creek	Sec 18, T 79, R 37	25-37-37
Jefferson 17-24-110	Long Branch Creek	Sec 24, T 79, R 387	29-47-40
Jefferson 17-31-110	West Nishnabotna River	Sec 31, T 79, R 397	35-47-40
Jefferson 17-34-110	Long Branch	Sec 34, T 79, R 37	29-47-40
Lincoln 99-04-110	Keg Creek	Sec 4, T 79, R 39	28-40-40
Lincoln 99-04-210	Keg Creek	Sec 4, T 79, R 39	13-19-30
Lincoln 99-08-110	No Name Creek	Sec 8, T 79, R 39	14, 21, 24 One Lane
Lincoln 99-18-110	Keg Creek	Sec 18, T 79, R 39	28-40-40
Lincoln 99-31-210	No Name Creek	Sec 31, T 79, R 39	28-40-40
Lincoln 99-31-220	No Name Creek	Sec 31, T 79, R 39	28-40-40
Lincoln 99-34-210	Silver Creek	Sec 34, T 79, R 39	26-40-40
Lincoln 99-18-120	Keg Creek	Sec 18, T 79, R 39	24-42-40
Monroe 88-04-210	No Name Creek	Sec 4, T 78, R 38	14-18-18
Monroe 88-17-210	Dutch Branch Creek	Sec 17, T 78, R 38	30-47-40
Monroe 88-26-210	Walnut Creek	Sec 26, T 78, R 38	23-24-28
Monroe 88-35-110	Walnut Creek	Sec 35, T 78, R 38	13-19-29
Polk 07-13-510	E. Branch W. Nishnabotna River	Sec 13, T 80, R 37	9-13-19 One Lane
Polk 07-16-110	Long Branch Creek	Sec 16, T 80, R 37	34-48-40
Polk 07-31-510	No Name Creek	Sec 31, T 80, R 37	25-40-40 One Lane
Shelby 80-06-210	Keg Creek	Sec 6, T 78, R 40	10-14-19
Shelby 80-11-110	Silver Creek	Sec 11, T 78, R 40	32-48-40
Shelby 80-20-110	E. Branch W. Nishnabotna River	Sec 20, T 78, R 40	17-27-31
Shelby 80-20-210	East Branch Keg Creek	Sec 20, T 78, R 40	35-48-40
Shelby 80-26-110	Silver Creek	Sec 26, T 78, R 40	23-30-30 One Lane
Shelby 80-30-120	E. Branch Keg Creek	Sec 30, T 78, R 40	23-37-40 One Lane
Shelby 80-34-110	Little Silver Creek	Sec 34, T 78, R 40	29-47-40
Union 19-10-110	Willow Creek	Sec 10, T 81, R 39	28-40-40
Union 19-12-910	W. Fork W. Nishnabotna River	Sec 12, T 81, R 39	12-18-24 One Lane
Union 19-16-120	Moser Creek	Sec 16, T 81, R 39	28-40-40
Union 19-21-110	Moser Creek	Sec 21, T 81, R 39	28-40-40
Union 19-23-610	No Name Creek	Sec 23, T 81, R 39	26-40-40
Union 19-25-810	Snake Creek	Sec 25, T 81, R 39	28-40-40
Union 19-30-110	No Name Creek	Sec 30, T 81, R 39	20-31-40

Washington 00-13-210	No Name Creek	Sec 13, T 80, R 40	29-47-40
Washington 00-16-610	Pigeon Creek	Sec 16, T 80, R 40	25-40-40
Washington 00-20-120	Pigeon Creek	Sec 20, T 80, R 40	26-40-40
Washington 00-23-320	No Name Creek	Sec 23, T 80, R 40	29-47-40
Washington 00-31-420	Pigeon Creek	Sec 31, T 80, R 40	24-35-40
Washington 00-35-320	Mosquito Creek	Sec 35, T 80, R 40	8-12-19 One Lane
Westphalia 09-05-510	Mosquito Creek	Sec 5, T 80, R 39	32-48-40
Westphalia 09-10-110	Lyons Creek	Sec 10, T 80, R 39	15-23-33 One Lane
Westphalia 09-34-110	Silver Creek	Sec 34, T 80, R 39	29-48-40
Greeley 18-05-220	W. Fork W. Nishnabotna River	Sec 5, T 81, R 38	Bridge Closed
Polk 07-03-110	Long Branch Creek	Sec 2, T 80, R 37	One Lane
Westphalia 09-30-210	No Name Creek	Sec 30, T 80, R 39	One Lane

A vote was counted with Haake, Parkhurst and Kenkel all voting in favor of Resolution 2020-8 approval, no nays were cast.

Burmeister then asked for approval of amending the Current Secondary Road Five year program, changing the federal grant funding amount for two Competitive Highway Bridge Program projects from 75% to 55% of estimated project costs. Haake made a motion to approve the amendments to the five year plan, Kenkel seconded the motion. Parkhurst, Kenkel and Haake all voted in favor of the motion made by Haake.

Initial fiscal year 2021 budget numbers were presented to the Board by Mark Maxwell, Shelby County Budget Director. The total property taxes placed on Shelby County taxpayers has increased approximately 11.8% over the last seven years from \$6,031,227 in 2014 to the County to collect an estimated \$6,836,357 for fiscal year 2021. This amounts to a 1.6% increase in property taxes over the last 7 budgets.

There being no further business appearing, the Chairman declared the meeting adjourned.

Charles Parkhurst, Chairman

ATTEST:

Mark L. 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.