

March 2, 2010

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: Delbert Hull, Chairman; Roger Schmitz, Vice-Chairman; James Burmeister; and Marsha J. Carter, Clerk.

It was moved by Schmitz, seconded by Burmeister, to approve the agenda AND the following items contained in the Consent Agenda:

- A. Minutes of February 16, 2010—No meeting on February 2
- B. Office Reports - None
- C. Committee Reports

AYES: Hull, Schmitz, Burmeister    NAYES: None

It was moved by Burmeister, seconded by Schmitz, to approve the Claims of February 26, 2010, and place the listing on file in the Auditor's Office. AYES: Hull, Schmitz, Burmeister  
NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the County's application for the Energy Efficiency Community Development Block Grant Program in the amount of \$188,688 for the replacement of the Courthouse boiler and updated, energy efficient computer servers; to commit to funding the project match of \$94,344 should the project be funded; authorize the Chair to sign necessary forms for the application between now and March 5, which is the grant deadline, including the exempt from SHPO review form the Federal assurances page, and the grant contract; and if the project is denied, to agree to set aside \$30,000 per year until there is enough to replace the existing 43-year-old Courthouse boiler. AYES: Hull, Schmitz, Burmeister    NAYES: None

Wellmark Representative Kelly Lester appeared before the Board to update them on our health insurance usage vs premiums paid. All documents presented were placed on file in the Auditor's Office.

Charles Parkhurst, Building & Grounds Superintendent, updated the Board on maintenance projects in the Courthouse and other County buildings.

A discussion was held on future maintenance of the Courtyard and the grounds surrounding other County buildings. It was moved by Burmeister, seconded by Schmitz, to authorize Carter to publish the following notice. AYES: Hull, Schmitz, Burmeister    NAYES: None

"Shelby County is seeking proposals for maintenance for the grounds surrounding the Courthouse, the Law Enforcement/911 Center, and the County Annex. This would include mowing, trimming, general landscaping maintenance, and snow removal. Proposals can be submitted for grounds maintenance or snow removal or both. Deadline for submission is 4:30 p.m. on March 15, 2010, in the County Auditor's Office, 612 Court St., Harlan, IA."

Carter presented information from Jon Burmeister from Public Financial Management, regarding the bond issue for the Douglas Road Upgrade. Any proceeds from the bond that are not needed to finish the road upgrade can be used to make this year's bond payment.

Shelby County had received notification of the Presidential Disaster Declaration for the ice storm on December 23 thru 27, 2009.

David Yamada, Shelby County DevelopSource, updated the Board on the economic development projects for Shelby County.

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

A discussion was held on the condition of the rural roads after all the snow and ice this winter and the lack of money for repairs. Tom Stoner, Harrison County Engineer, and Tom Robbins, Harrison County Roads Superintendent, were also in attendance to discuss similar problems, not only in Harrison County, but nationwide. Ahart recommended an embargo on the 26 miles of seal coat roads, but did not recommend an embargo on the granular surfaced roads because of the difficulty to enforce and the number of people who would insist on being exempt.

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

RESOLUTION NO. 2010-9  
RESOLUTION OF NECESSITY  
ROAD EMBARGO

WHEREAS: The Board of Supervisors of Shelby County, Iowa, consisting of the following members: Delbert Hull, Chairman; and Roger Schmitz, member and James Burmeister, 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 Section 321.471, and

WHEREAS: The Board states that all designated 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. School busses, emergency vehicles, vehicles hauling home heating fuel to residences, vehicles hauling farm feeds, commercial hauling vehicles and Shelby County owned road maintenance vehicles are exempt from these limitations.

THEREFORE: The Shelby County Board of Supervisors resolves to hereby order the County Engineer to post the same for load limits of ten (10) tons as soon as he deems necessary. These limits shall become effective when the signs are erected and shall remain in effect until the signs are removed.

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 2nd DAY OF MARCH 2010.

AYES: Hull, Schmitz, Burmeister    NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 11:55 a.m.

\_\_\_\_\_  
Delbert Hull, 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.