

January 6, 2009

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

It was moved by Burmeister, seconded by Hull, to approve the agenda with the addition of Appointments to the Judicial Magistrate Appointing Committee AND the following items contained in the Consent Agenda:

- A. Minutes of January 2, 2009
- B. Office Reports - None
- C. Committee Reports

AYES: Schmitz, Hull, Burmeister

NAYES: None

It was moved by Schmitz, seconded by Burmeister, to approve the appointments of Randy Armentrout, Delbert Hull, and GERALYN GREER to the Judicial Magistrate Appointing Committee, terms ending 2014. AYES: Schmitz, Hull, Burmeister NAYES: None

It was moved by Hull, seconded by Burmeister, to increase the Recorder's Exported Copy Fee from 12.5 cents per page to 13 cents per page, as recommended by Linda Fahn, Recorder. AYES: Schmitz, Hull, Burmeister NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the Compensation Board's recommendation for the FY2010 salaries of the elected officials with the notation that this raise brings the salaries up to where they would have been if the elected officials had received the same raise as the unions over the last two years, with the exception of the Supervisors: Supervisors - 0%; Sheriff and County Attorney - 4%; Auditor, Recorder, Treasurer - 4.3%. AYES: Schmitz, Hull, Burmeister NAYES: None

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

RESOLUTION #2009-4
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 \$10,000.00, in calendar year 2009.

Adopted this 6th day of January, 2009.

AYES: Schmitz, Hull, Burmeister

NAYES: None

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

RESOLUTION NO. 2009-5
MASTER MATRIX
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, 2009 and January 31, 2010 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: Schmitz, Hull, Burmeister

NAYES: None

It was moved by Hull, seconded by Burmeister, to authorize the Chairman to sign the Technology Service Agreement with Heartland Technology for FY2010, with no change from FY2009. AYES: Schmitz, Hull, Burmeister NAYES: None

Marsha Carter, Auditor and Budget Director, updated the Board on the status of the FY2010 Budget.

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.

It was moved by Christensen, seconded by Hull, to approve the Employment Contracts and Agreements with Dan Ahart, County Engineer, for the period of January 1, 2009 through June 30, 2009, and July 1, 2009 through June 30, 2012. AYES: Schmitz, Hull, Burmeister
NAYES: None

It was moved by Burmeister, seconded by Hull, to set the date and time for the fuel letting as January 20 at 9:30 a.m. AYES: Schmitz, Hull, Burmeister NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 10:03 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.