

February 17, 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 Hull, seconded by Burmeister, to approve the agenda with the addition of the Emergency Repair Projects AND the following items contained in the Consent Agenda:

- A. Minutes of February 3 and 12, 2009
- B. Office Reports - None
- C. Committee Reports

AYES: Schmitz, Hull, Burmeister

NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the Claims of February 17, 2009, as listed in the Claims Register. AYES: Schmitz, Hull, Burmeister NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the liquor license for Tim Sullivan at the Shelby County Golf Course. AYES: Schmitz, Hull, Burmeister NAYES: None

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

RESOLUTION NO. 2009-8

TO AMEND THE ELECTRONIC TRANSACTIONS CLEARINGHOUSE 28E AGREEMENT

WHEREAS, Section 10 of the Electronic Transactions Clearinghouse 28E Agreement provides for amendment of the 28E agreement by resolution of the ISAC Board of Directors, if the amendment is then submitted to a vote of the individual members counties; and

WHEREAS, the 28E agreement should be amended to provide a more flexible and equitable funding formula for ETC that does not fall disproportionately on counties of any one populations size.

NOW, THEREFORE, BE IT RESOLVED by the Shelby County Board of Supervisors that the Section 7 of the Electronic Transactions Clearinghouse 28E agreement should be amended as follows:

“7. FUNDING. ETC shall provide the services referred to in this Agreement to each member county. The costs to counties for these services shall be determined as follows: Each member county shall annually be assessed a fixed fee as determined by the ISAC Board of Directors on an annual basis. In order to cover ETC’s expenses not covered by the fixed fee, each member county shall annually be assessed its proportional share of a three-year average of the combined total of all member counties’ actual GAAP general basic fund expenditures and mental health fund expenditures.”

Approved by the Shelby County Board of Supervisors on February 17, 2009.

AYES: Schmitz, Hull, Burmeister

NAYES: None

A discussion was held on the proposed State funding cuts for FY2010. Lonnie Maguire, Mental Health Coordinator, presented information estimating her ending balances to be in the red, possible at the end of FY2009, with even larger deficits at the end of FY2010. She is already holding bills from the State Institutions in the amount of \$275,000 to try to make it through the year. She may have no alternative but to cut non-mandatory services and put her clients on waiting lists for services.

Dawn Cundiff, Shelby County Chamber, presented her Financial Report, and did inform the Board that the Tiny Lund Festival and Jammin’ on the Square had been cancelled for 2009.

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

RESOLUTION NO. 2009-9  
ENTRY RECORD OF THE HEARING AND DETERMINATION  
OF THE COUNTY BUDGET FOR FISCAL YEAR 2010

BE IT REMEMBERED, on the 17<sup>th</sup> day of February, 2009, A.D., at the hour of 9:30 A.M. of said day, the Board of Supervisors of Shelby County, Iowa, met for the purpose of the hearing upon the county budget as filed with the Board. There was present a quorum as required by law.

WHEREAS, the Board investigated and found that the notice of time and place of hearing had, according to law, and as directed by the Board, been published in the official county newspapers published in Shelby County and that affidavits of publication, therefore, are on file with the County Auditor.

THEREFORE, on said day, the budget was taken up and considered. Present were representatives from KNOD, Harlan Newspapers, other interested parties, and various department heads. There were no other written or oral comments. After discussion, the Chairman declared the hearing closed and the County Budget for Fiscal Year 2010 adopted, along with the Shelby County Compensation Board recommendation.

The above and foregoing resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on February 17<sup>th</sup>, 2009, the vote thereon being as follows:

AYES: Schmitz, Hull, Burmeister      NAYES: None

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 Hull, seconded by Burmeister, to approve the resurfacing project for 5.6 miles from Corley to M47 as part of the President's Stimulus Package totaling \$1.4 million to be 100% Federally funded. AYES: Schmitz, Hull, Burmeister      NAYES: None

It was moved by Burmeister, seconded by Hull, to authorize the Chairman to sign the Emergency Repair Projects ER-CO83(40)–58-83, ER-CO83(44)–58-83, and ER-CO83(45)--58-83 and approve them to be submitted to the Iowa Department of Transportation as 2008 Flood Damage and eligible for Federal Highway money. AYES: Schmitz, Hull, Burmeister  
NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 10:26 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.