

May 5, 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 AND the following items contained in the Consent Agenda:

- A. Minutes of April 21, 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 April 30, 2009, and place the listing on file in the Auditor's Office. AYES: Schmitz, Hull, Burmeister NAYES: None

Amanda Brewer, WESCO, presented their annual update. It was moved by Burmeister, seconded by Hull, to approve the Provider and Participation Agreement with WESCO. AYES: Schmitz, Hull, Burmeister NAYES: None

Lonnie Maguire, Community Services Director, presented the Shelby County Case Management Projected Cost Report for FY2010, with the new rate set estimated at \$71.78 per 15 minute increment. This will bring in an additional \$25,000 approximately for Case Management expenses. It was moved by Burmeister, seconded by Hull, to approve the Shelby County Case Management Projected Cost Report for FY2010 for submission to IME at the State level. AYES: Schmitz, Hull, Burmeister NAYES: None

It was moved by Hull, seconded by Burmeister, to authorize the Chairman to sign the Community Mental Health Center Affiliation and the Community Mental Health Center Waiver Request for FY2010 and approve for submission to the Iowa Department of Human Services. AYES: Schmitz, Hull, Burmeister NAYES: None

Maguire also stated that State funding had been cut \$18 million state-wide and that the Property Tax Relief funding could possibly be cut, because we may be getting some Federal Stimulus money. This would be applied as a credit to any State Institution bills for our county. Maguire is still estimating year end shortages of 1% for FY2010, 12% for FY2011, and 30% for FY2012, if the State continues to cut the funding sources. Shelby County's only option will be to cut MH/MR/DD services.

Mark Hervey, Shelby County Sheriff, appeared before the Board to discuss the current charges for Jail Room and Board. It was moved by Schmitz, seconded by Hull, to approve an increase in the Jail Room and Board charge from \$20.00/day to \$25.00/day with the weekend rate to remain at \$30.00/day as June 1, 2009; to use the revenue generated from the Jail Room and Board charge to purchase Inmate Excess Medical Insurance from Correctional Risk Services at their current annual rate of \$5,760; and to authorize the Sheriff to sign the necessary documents. AYES: Schmitz, Hull NAYES: Burmeister

It was moved by Burmeister, seconded by Hull, to approve Hervey's request to amend the Sheriff's Department Budget for FY2009 by \$50,000. AYES: Schmitz, Hull, Burmeister NAYES: None

Representatives of Country Care Center presented the annual update.

Dave Radke, Williams and Company, presented the FY2008 Shelby County Audit. The contract for the FY2009 and FY2010 audit was discussed, but no action was taken.

It was moved by Burmeister, seconded by Hull, to approve the Employment Agreement for the Shelby County Veteran Affairs Director position with Gene Cavanaugh, effective May 1, 2009, through June 30, 2010. AYES: Schmitz, Hull, Burmeister NAYES: None

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

RESOLUTION NO. 2009-12
PROPOSED DISPOSAL OF COUNTY INTEREST IN REAL ESTATE

WHEREAS, the Board of Supervisors wishes to dispose of County interest in the following described real estate:

- A. DP-GV – Parcel No. 830430202001 –
- B. EK-CL – Parcel No. 831620301003 –
- C. EK-CL – Parcel No. 831620301004 –
- D. MG-JF – Parcel No. 834100000002 –
- E. MG-JF – Parcel No. 834100004052 –
- F. MG-JF – Parcel No. 834100003012 –
- G. MG-JF – Parcel No. 834100002012 –
- H. MG-JF – Parcel No. 834100001013 –
- I. MG-JF – Parcel No. 834100004012 –
- J. MG-JF – Parcel No. 834100006011 –
- K. MG-JF – Parcel No. 834100003052 –

WHEREAS, in response to solicitation of proposals, property owners wish to purchase adjoining land and combine it with their property as one taxable parcel; and

WHEREAS, disposal of the County’s interest in this real estate would be by Quit Claim Deed according to County Policy; and

WHEREAS, Iowa Code Section 331.361(2) requires a public hearing on disposal of an interest in real estate;

NOW THEREFORE BE IT RESOLVED that a public hearing on this proposed disposal of County interest in real estate is set for June 2, 2009, at 9:00 a.m. in the Supervisors Chambers in the Shelby County Courthouse, and the Shelby County Auditor is directed to publish the notice of hearing.

Passed and approved this 5th day of May, 2009.

AYES: Schmitz, Hull, Burmeister

NAYES: None

After discussion concerning proposed budget amendments, it was moved by Hull, seconded by Burmeister, to adopt the following resolution:

RESOLUTION 2009-13
ENTRY RECORD OF THE FILING AND CONSIDERATION OF THE
COUNTY BUDGET AMENDMENT
FOR FISCAL YEAR FY2009

BE IT REMEMBERED on this 5th day of May, 2009, the Board of Supervisors of Shelby County, Iowa, met in scheduled session for filing and considering the amendment of the County Budget for Fiscal Year2009. There was present a quorum as required by law.

Entry record for filing of said budget amendment was established and approved for publication. The board, being fully advised, find that the date of the hearing on said amendment should be fixed, and it does fix, the 26th day of May, 2009, A.D., at the hour of 8:00 a.m. as the date and time of hearing to be held in the Supervisor's Chambers in the Courthouse in Shelby County, Iowa.

The above resolution was adopted by the Board of Supervisors of Shelby County, Iowa, on May 5, 2009. The vote thereon being as follows:

AYES: Schmitz, Hull, Burmeister NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the amendment to Policy No. 9 - Charges for Services and place on file in the Auditor's Office. 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.

Ahart reported that he had successfully completed a Bridge Inspection Course over the last two weeks and will be doing the majority of the bridge inspections for Shelby County.

Ahart updated the Board on future equipment purchases and also reported that there is \$22.5 million of State IJOBS Bond money available to the counties. Shelby County's share for FY2010 and FY2011 totals approximately \$220,000, which could cover the county's portion of a local bridge project.

There being no further business appearing, the Chairman declared the meeting adjourned at 12:22 p.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.