

February 7, 2012

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

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

It was moved by Hull, seconded by Burmeister, to approve the agenda. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the minutes of January 17, 2012, as presented. AYES: Schmitz, Burmeister, Hull NAYES: None

It was moved by Burmeister, seconded by Hull, to approve the Claims of January 31, 2012, and place the listing on file in the Auditor's Office. AYES: Schmitz, Burmeister, Hull NAYES: None

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

RESOLUTION NO. 2012-7  
ENTRY RECORD OF THE HEARING AND DETERMINATION  
OF THE COUNTY BUDGET FOR FISCAL YEAR 2013

BE IT REMEMBERED, on the 7<sup>th</sup> day of February, 2012, A.D., at the hour of 9:00 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 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 2013 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, the vote thereon being as follows:

AYES: Schmitz, Burmeister, Hull NAYES: None

Bill Petersen, ISAC, and Amanda Downey and Larry Cose, WellMark, appeared before the Board to update them on the County's health insurance plan and rates for FY2013.

It was moved by Hull, seconded by Burmeister, to approve the amendment to the Employee Information Handbook - Guidelines for Employee Conduct and Discipline, by adding Item No. 21 to the list of offenses for which an employee may be disciplined. "Refusal to participate in any incentive program offered to or by the County, which is beneficial to both the employee and the County." During discussion, Burmeister stated that this was an invasion of employee's rights. AYES: Schmitz, Hull NAYES: Burmeister

Mike and Pat Wohlhutter appeared before the Board to discuss the Roar Into Harlan bike nights tentatively being scheduled for the third Thursdays of May - September. The Lions Club had sponsored this event for the last two years, but has declined for this year. It was moved by Burmeister, seconded by Hull, to approve the use of the

Courtyard for this event as long as the required paperwork is filed with the County Auditor. AYES: Schmitz, Burmeister, Hull NAYES: None

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

RESOLUTION NO. 2012-8  
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:

HL-FV – Parcel No. 834200000008

WHEREAS, in response to a solicitation of proposals, the property owner has expressed a desire to purchase the above described real estate which adjoins her land and to combine it with their property as one taxable parcel; and

WHEREAS, all interested parties are charged with the responsibility of determining whether there are any existing liens or assessments attached to the above described real estate which will not be extinguished upon the sale and will continue to attach to the property after such sale; 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 February 21, 2012 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.

AYES: Schmitz, Burmeister, Hull

NAYES: None

Dan Ahart, County Engineer, was not available to update the Board on activities of the county road crews and the status of current maintenance and construction projects.

It was moved by Burmeister, seconded by Hull to authorize the Chair to sign STP Funding Agreement for Project STP-S-CO83(52)–5E-83. AYES: Schmitz, Burmeister, Hull NAYES: None

There being no further business appearing, the Chairman declared the meeting adjourned at 11:09 a.m.

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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.