Marshall County Board of Supervisors
Regular Session April 27, 2010, at 9:00 a.m.

MINUTES

The Board met in regular session on Tuesday, April 27, 2010, at 9:00 a.m. in meeting room #2, 3rd Floor, northeast corner of the courthouse with 2 members present and supervisor Brooks by conference call.

1. Approval or Amendment of Agenda—

Motion by Grabenbauer, second by Brooks to approve the agenda as printed.

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

Consent Agenda:

2. Approve Minutes-- from Regular Session of April 13, 2010.

3. Approve Public Event Held on County Property—Marshall County Drug Endangered Children requests the use of the Courthouse grounds on Saturday, May 1, 2010 from 10:00 a.m.-2:00 p.m. for the Marshall County Prescription Drug Drop-Off Program.

4. Approve Personnel Actions:

a) Change of Pay Rate, James Zimmerman, Veteran's Affairs Office Administrative Assistant, max. 30 hrs/wk, from $12.00/hr.to $12.50/hr., effective April 19, 2010.

5. Manure Management Update-Bill Havelka**,** id #64515**,** has made no changes to their MMP. It has been received and placed on file.

6. Approve Transfer of Funds— Rural Services Basic Fund-transfer for the quarter ending March 31, 2010. Transfer #818 from Rural Services Basic to Secondary Road Fund in the amount of $385,750.

7. Accept Sheriff's Quarterly Report—3-10

General Basic – Service Fees	$23,315.02
General Basic – Interest on Checking	$ 12.59
General Basic – Mileage Fees	$ 4,292.89

8. Approve Claims –as audited and authorize the County Auditor to issue payment of same. The listing of claims paid at this meeting will be included with all claims paid for the month of April; the April list of claims will be a part of the first meeting in May.

Motion by Brooks, second by Grabenbauer, to approve the consent agenda as printed above.

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

9. Secondary Road-Equipment Purchase—Discussion and possible action on the purchase of a New Holland H6730 Disc Mower from Central Iowa Farm Store of Marshalltown for $6,850.00. This unit will be paid from FY 2010 Secondary Road Department Budget.

Motion by Grabenbauer, second by Brooks, to approve the purchase of a New Holland H6730 Disc Mower from Central Iowa Farm Store of Marshalltown for $6,850.00 for Secondary Road Department use.

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

10. Secondary Road-Equipment Purchase—Discussion and possible action on the purchase of a Kent F9FSP Breaker from Murphy Tractor & Equipment of Des Moines for an installed price of $22,300.00. This unit will be paid from FY 2010 Secondary Road Department Budget.

Motion by Brooks, second by Grabenbauer, to approve the purchase of a Kent F9FSP Breaker from Murphy Tractor & Equipment of Des Moines for an installed price of $22,300.for Secondary Road Department use.

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

11. Window Restoration and Replacement – Discussion and action on bids for the Window Restoration and Replacement project at the Courthouse. Review of bids received from contractors, public discussion and motion by Board of Supervisors.

General Contractors	**Hay Construction**	**Renaissance Restoration**	**Garling Construction**
	Marshalltown, IA	**Davenport, IA**	**Belle Plaine, IA**
Bid Security	**Yes**	**Yes**	**Yes**
Addendum No. 1	**x**	**x**	**x**
Addendum No. 2	**x**	**x**	**x**
Addendum No. 3	**x**	**x**	**x**
Addendum No. 4	**x**	**x**	**x**
Base Bid	**$470,750**	**$575,950**	**$451,848**
Alternate No. 1	0	$18,370	$16,000
Window extrusion			
Alternate No. 2	$21,000.00	$52,000.00	$27,000.00

Window Restoration			
Unit Pricing No. 1	2.50LF	12.00LF	5.00LF
Interior stop			
Total with Alternates	**$491,750.00**	**$646,320.00**	**$494,848.00**
Total w/o No. 1 Alternate	**$491,750.00**	**$627,950.00**	**$478,848.00**

Motion by Grabenbauer, second by Brooks, to accept the bid from Hay Construction in the amount of $ 491,750.00 and authorize the Chairman to sign the contract documents and bond. **Representatives from Hay and Garling Construction spoke on extrusions. Todd Kelley reviewed the bid numbers with the Board.**

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

12. Capital Improvement Priorities - Discussion only on capital improvement priorities.

Todd Kelley-Commented on replacing heating and cooling ($125,000.00), asphalt work($20,000), tuckpointing at courthouse and jail, rooftop units at jail, fire alarm at Courthouse(40,000.00), remodel clerk of court and grand court room($150,000.00) and asbestos removal at jail complex.

13. Resolution #2010-0013

Resolution Approving Bond Purchase Agreement, Authorizing Use of Offering Memorandum, and Awarding the sale of General Obligation County Purpose Bonds, Series 2010A

WHEREAS, pursuant to the provisions of Section 331.402 of the Code of Iowa, the Board of Supervisors of Marshall County, Iowa, has heretofore proposed to contract indebtedness and enter into a loan agreement in a principal amount not to exceed $750,000 (the “Loan Agreement”) to provide funds to pay the cost, to that extent, of making improvements and repairs to County buildings, and has published notice of the proposed action and has held a hearing thereon on February 16, 2010; and

WHEREAS, it has been proposed that the County enter into the Loan Agreement with Northland Securities, Inc., Minneapolis, Minnesota (the “Underwriter”) and issue General Obligation County Purpose Bonds, Series 2010A (the “Bonds”), in the principal amount of $750,000, in evidence of its obligations thereunder; and

WHEREAS, a certain Bond Purchase Agreement (the “Bond Purchase Agreement”) has been prepared to set forth the amount and terms of the Bonds and the understanding between the County and the Underwriter, and it is now necessary to make provision for the approval of the Bond Purchase Agreement; and

WHEREAS, a preliminary offering memorandum has been prepared to facilitate the sale of the Bonds, and it is now necessary to make provision for the approval of the offering memorandum and to authorize its use by the Underwriter;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Marshall County, Iowa, as follows:

Section 1. The proposal of the Underwriter referred to in the preamble is hereby accepted, and the Bonds are hereby awarded to the Underwriter at the price specified in such proposal, together with accrued interest.

Section 2. The use by the Underwriter of a Preliminary Offering Memorandum relating to the Bonds in substantially the form as has been presented to and considered by the Board is hereby approved, and the Underwriter is hereby authorized to prepare and use a final Offering Memorandum for the Bonds substantially in the form of the Preliminary Offering Memorandum but with such changes therein as are required to conform the same to the terms of the Bonds and the resolution, when adopted, providing for the sale and issuance of the Bonds, and the County Auditor is hereby authorized and directed to execute a final Offering Memorandum for the Bonds, if requested.

Section 3. The Bond Purchase Agreement is hereby approved in substantially the form as presented to this Board. The Chairperson and County Auditor are hereby authorized and directed to execute and deliver the Bond Purchase Agreement to the Underwriter.

Section 4. All resolutions and orders or parts thereof in conflict with the provisions of this resolution, to the extent of such conflict, are hereby repealed.

Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Dated at Marshalltown, Iowa this 27th day of April, 2010.

Motion by Brooks, second by Grabenbauer, to adopt this Resolution Approving Bond Purchase Agreement, Authorizing Use of Offering Memorandum, and Awarding the sale of General Obligation County Purpose Bonds, Series 2010A.

Roll call vote:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

14. Terry Monson, Representative for RPM Access- Discussion on a request by RPM Access for passage of a Wind Farm Tax Abatement Ordinance**—Jeff Heil,**

Northland Securities, spoke in favor of the ordinance. Deane Adams, County Treasurer, had clarification questions. Craig Madill, County Assessor, spoke on the code requirements.

15. **ISU Extension-**Rich Wrage, ISU Extension Director, talked about the need for additional ISU Council Members.

16. **Public Forum**—Karen Squiers, County Auditor, reported absentee ballots are available in Auditor's office on Thursday, April 29, 2010.

17. **Adjournment--**The next regular meeting is May 11, 2010, at 9:00 a.m. All business to be acted upon at that session should be submitted to the County Auditor's Office or the Board of Supervisors' Office by May 6, 2010, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:09 a.m.

______________________________	Attest:	______________________________
Ronald D. Goecke		Karen Squiers
Board of Supervisors, Chairman		Marshall County Auditor