Marshall County Board of Supervisors
Regular Session June 22, 2010, at 9:00 a.m.

MINUTES

The Board met in regular session on Tuesday, June 22, 2010, at 9:00 a.m. in meeting room #2, 3rd Floor, northeast corner of the courthouse with all 3 members present.

1. Approval or Amendment of Agenda—

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

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

Consent Agenda:

2. Approve Minutes-- from Regular Session of June 8, 2010.

3. Update Manure Management- Blue Valley Pork, David Reinberg**,** id #59449**,** has made no changes to their MMP. P.I. has been updated. The update has been received and placed on file.

4. Update Manure Management- Tamco Pork II, LLC, David Calderwood**,** id #58267**,** has made no changes to their MMP. The update has been received and placed on file.

5. Approve Band Shell Rental Agreement-Iowa Barbeque Contest Association requests to use the Mobile Band Shell at Riverview Park, June 25-26, 2010 for the Barbeque Contest.

6. Approve Band Shell Rental Agreement –Marshalltown Fireworks Committee has submitted a rental agreement for the Mobile Band Shell to be placed at the Central Iowa Fairgrounds for the Fourth of July Celebration on Saturday, July 3**,** 2010.

7. Approve Band Shell Rental Agreement-Marshall County Arts and Culture Alliance requests to use the Mobile Band Shell at Fisher Community Center, Sunday, July 18, 2010 for the Linn Creek Arts Festival.

8. Approve Band Shell Rental Agreement—Fisher Controls, Int., LLC requests to use the Mobile Band Shell at 301 South 1st Ave., Monday, August 23, 2010 for a business conference.

9. Approve Personnel Actions:

a) Change of Status, **Jeremiah Manken,** Marshall County Conservation Department, change rate of pay and status, Maintenance Tech, full time, to Maintenance Tech/Park Officer, at $15.18 upon additional duties on January 1, 2011 and $15.91 upon Iowa Law Enforcement Academy certification effective July 1, 2011.

b.) Change of Status, **Rod Oaks**, Secondary Roads, change rate of pay and status, fulltime, change status from TD3 to PTM2, change rate of pay from $19.86/hr to 19.92/hr., effective July 5, 2010.

c.) Change of Status, **David Schulte**, Secondary Roads, change rate of pay and status, fulltime, change status from TD3 to PTM2, change rate of pay from $19.86/hr to 19.92/hr., effective June 23, 2010.

10. 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 June; the June list of claims will be a part of the first meeting in July.

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

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

11. Secondary Road-Approval of Rental of Mini Excavator—Discussion and possible action on the approval of the rental of a Hyundai 55-7 mini excavator from Reuter's of Elkhart. The rental rate is $1800.00/month.

Motion by Brooks, second by Grabenbauer to approve the rental of a Hyundai 55-7 mini excavator from Reuter's of Elkhart at a rental rate of $1800.00/month.

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

12. Marshall County Life, AD&D and Supplemental Insurance Plans--discussion and action on a change from the current provider, Assurant Employee Benefits, to The Hartford effective July 1, 2010.

Motion by Grabenbauer, second by Brooks to approve the change to The Hartford Financial Services Group, Inc.

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

13. Marshall County Employee Assistance Program—Discussion and action on the July 1, 2010 through June 30, 2011 renewal with Employee & Family Resources.

Motion by Brooks, second by Grabenbauer, to approve the renewal.

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

14. Marshall County Employee Dental Benefit Plan –Discussion and action on the July 1, 2010 through June 30, 2011 renewal with Delta Dental Plan of Iowa.

Motion by Grabenbauer, second by Brooks, to approve the renewal.

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

15. SHAREPOINT USER MEMORANDUM OF UNDERSTANDING (MOU)—Discussion and possible action regarding a MOU between the Iowa Department of Public Health and the Marshall County Board of Supervisors regarding grant contract documents, business records and financial documents. The initial term of this agreement is July 1, 2010 to June 30, 2016 unless terminated earlier in accordance with the terms of the agreement.

Motion by Brooks, second by Grabenbauer to approve and adopt the Memorandum of Understanding between the Iowa Department of Public Health and the Marshall County Board of Supervisors.

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

16. Appropriation of Funds-FY 10-11-Resolution-- Whereas, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2010, in accordance with Section 331.434(6), Code of Iowa; Now Therefore Be It Resolved by the Board of Supervisors of Marshall County, Iowa, as follows:

#01 Supervisors	$170,140
#02 Auditor	563,880
#03 Treasurer	574,551
#04 County Attorney	1,006,190
#05 Sheriff	4,668,545
#07 Recorder	308,111
#08-Buildings and Grounds	1,215,451
#09 Zoning	52,010
#15 Information Systems	573,332
#16 GIS	171,544
#19 General Assistance	22,940
#20 County Engineer	6,279,300
#21 Veteran Affairs	76,110
#22 County Conservation	1,624,818
#23 Local Health Board	390,855
#24 Weed Eradication	15,010
#25 Dept of Human Services	157,513
#28 Medical Examiner	67,900
#31 District Court	409,300

#33 County Library Contract	69,442
#40 Harvester TIF	312,000
#42 Gateway TIF	31,800
#60 Mental Health Administration	4,106,624
#70 Local Emergency Management	18,950
#84 County Capital Building Fund	750,000
#86 Gateway Center Project	-
#99 Nondepartment	1,563,338
Total	$25,199,654

Section 1. The amounts itemized by department are hereby appropriated from the resources of the County to the department or officer listed.

Section 2. Subject to the provisions of other county procedures and regulations and applicable state law, these appropriations shall constitute authorization for the department or officer listed to make expenditures or incur obligations effective July 1, 2010.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2010-11 budget year the Auditor shall ascertain that the available resources of a fund or department for that year will be less than said fund's or department's total appropriations, the Auditor shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations, each of which shall indicate the amount of appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status to the applicable departments and officers monthly during the 2010-11 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2011.

Dated at Marshalltown, Iowa, this 22nd day of June, 2010.

Motion by Grabenbauer, second by Brooks, to adopt the resolution set out above.

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

Attest:

Ronald D. Goecke
Board of Supervisors, Chairman

Karen Squiers
Marshall County Auditor

17. Advance Issuance of Payments-Resolution-

The Board of Supervisors, pursuant to Section 331.506 (3a and b), Code of Iowa, may authorize the County Auditor to issue payment when said Board is not in session for the following purposes:

1. Fixed charges including but not limited to, freight, express, postage, water, light, and telephone service or contracted services, after a bill is filed with the auditor.

2. Salaries and payrolls if the compensation has been fixed or approved by the Board. The salary or payroll shall be certified by the officer or supervisor under whose direction or supervision the compensation is earned.

Therefore Be It Resolved to authorize the County Auditor to issue payments for the aforementioned when said Board is not in session.

Be it further resolved, all bills paid under provisions of Section 331.506 (3a and 3b), Code of Iowa, shall be submitted to the board for review and approval at its next meeting following the payment. The action of the board shall be recorded in the minutes of the board.

Dated at Marshalltown, Iowa, this 22nd day June, 2010.

Motion by Brooks, second by Grabenbauer, to adopt this Resolution.

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

_____ Attest: _____

Ronald D. Goecke
Board of Supervisors, Chairman

Karen Squiers
Marshall County Auditor

18. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of Ferguson for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Ferguson for law enforcement protection within the corporate limits of the City of Ferguson. The agreement is extended through June 30, 2011. The city of Ferguson agrees to pay Marshall County the sum of $3,025.00.

Motion by Grabenbauer, second by Brooks, to approve the Extension Agreement between Marshall County and the City of Ferguson.

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

19. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of LeGrand for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of LeGrand for law enforcement protection within the corporate limits of the City of LeGrand. The agreement is extended through June 30, 2011. The city of LeGrand agrees to pay Marshall County the sum of $21,230.00.

Motion by Brooks, second by Grabenbauer, to approve the Extension Agreement between Marshall County and the City of LeGrand.

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

20. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of Haverhill for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Haverhill for law enforcement protection within the corporate limits of the City of Haverhill. The agreement is extended through June 30, 2011. The city of Haverhill agrees to pay Marshall County the sum of $3,795.00.

Motion by Grabenbauer, second by Brooks, to approve the Extension Agreement between Marshall County and the City of Haverhill.

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

21. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of Clemons for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Clemons for law enforcement protection within the corporate limits of the City of Clemons. The agreement is extended through June 30, 2011. The city of Clemons agrees to pay Marshall County the sum of $3,520.00.

Motion by Brooks, second by Grabenbauer, to approve the Extension Agreement between Marshall County and the City of Clemons.

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

22. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of Gilman for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Gilman for law enforcement protection within the corporate limits of the City of Gilman. The agreement is extended through June 30, 2011. The city of Gilman agrees to pay Marshall County the sum of $17,380.00.

Motion by Grabenbauer, second by Brooks, to approve the Extension Agreement between Marshall County and the City of Gilman.

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

23. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of Liscomb for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Liscomb for law enforcement protection within the corporate limits of the City of Liscomb. The agreement is extended through June 30, 2011. The city of Liscomb agrees to pay Marshall County the sum of $7,150.00.

Motion by Brooks, second by Goecke, to approve the Extension Agreement between Marshall County and the City of Liscomb.

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

24. Liquor License-Class C Liquor License with Sunday Sales Privilege and Outdoor Service—request from West Marshall Golf Course Association, d/b/a Lincoln Valley Golf, for renewal of their Class "C" Liquor License including Sunday Sales Privilege and Outdoor Service, effective 6-30-2010 to 6-29-2011.

Motion by Grabenbauer, second by Brooks, to accept the renewal request.

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

25. Public Forum—Paul Geilenfeldt, County Engineer, gave a West Main St. road update.

26. Adjournment--The next regular meeting is June 30, 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 June 24, 2010, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:24 a.m.

Attest:

Ronald D. Goecke
Board of Supervisors, Chairman

Karen Squiers
Marshall County Auditor