

**Marshall County Board of Supervisors
Regular Session September 14, 2010, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, September 14, 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 Brooks, second by Grabenbauer to amend the agenda by adding **Use of Courthouse Grounds-Angie Pietig, 2nd grade teacher at Franklin School, is requesting the use of the Courthouse grounds on Wednesday, September 22, 2010 from 12:00 p.m. to 1:00 p.m. to eat lunch as part of their Citizenship Unit** to the Consent Agenda.

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

1. a.) Motion by Grabenbauer, second by Brooks to add to the Consent Agenda to Acknowledge Receipt of Letter from Chauffeurs, Teamsters and Helpers, Local Union No. 238 for the Sheriff Department & Sheriff clerical unions to open contracts.

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

1. b.) Motion by Brooks, second by Grabenbauer to approve the agenda as amended and printed.

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

2. Public Hearing- Tamco Pork II, LLC, non-permitted Hog Confinement Construction

Expansion, located in Marshall County Iowa, Green Castle Township, in the SW ¼ SE ¼ of Section 16, T-82N, R-17W. Building Description: The proposed expansion will include constructing one Gilt and Boar building 71' wide 81' long with 20" shallow cement pit with wood frame and steel roof and sides. Capacity: The existing operation is at a non-permitted capacity of 1760(704 AUC) head of hogs with the proposed expansion to 1960(784 AUC) head of hogs.

There was no written comment(s), question(s) or objection(s) on file before the hearing, and no individual(s) voiced comments, questions or objections at the hearing.

Motion by Grabenbauer, second by Brooks to close the public hearing.

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

Consent Agenda:

3. Approve Minutes-- from Special Session of August 23, 2010, Regular Session August 31, 2010, Special Session September 7, 2010 and Special Session September 8, 2010.

3. a.) Use of Courthouse Grounds-Angie Pietig, 2nd grade teacher at Franklin School, is requesting the use of the Courthouse grounds on Wednesday, September 22, 2010 from 12:00 p.m. to 1:00 p.m. to eat lunch as part of their Citizenship Unit

3. b.) Acknowledge Receipt of Letter from Chauffeurs, Teamsters and Helpers, Local Union No. 238 for the Sheriff Department & Sheriff clerical unions to open contracts.

4. Approve Personnel Actions:

a.) Change of Status and Rate of Pay, **Todd Borton**, Secondary Road Department, full time Truck Driver 1 position at \$20.17/hr (probationary pay) to Truck Driver 2 position at \$20.47/hr, effective date September 14, 2010.

5. 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 September; the September list of claims will be a part of the first meeting in October.

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

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

6. Resolution – Marshall County Audit—

Whereas, the Marshall County Board of Supervisors is electing to have an annual audit made by a certified public accountant; and

Whereas, Chapter 11.6 (2a) Code of Iowa, states that a county shall utilize procedures which include a request for proposals for such audit.

Now, Therefore, Be It Resolved, proposals be received in the Marshall County Auditor's Office until 9:00 a.m. on November 9, 2010, for audit services for the fiscal years July 1, 2010, through June 30, 2015. Written notification of the selection of a certified public accountant is to be filed with the Auditor of State.

Dated at Marshalltown, Iowa, this 14th day of September, 2010.

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

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

Ronald D. Goecke
Board of Supervisors, Chairman

Attest:

Karen Squiers
Marshall County Auditor

7. Family Day 2010 Proclamation Request—Monday, September 27, 2010

WHEREAS the use of illegal and prescription drugs and the abuse of alcohol and nicotine constitute the greatest threats to the well-being of America's children;

WHEREAS 15 years of surveys conducted by The National Center on Addiction and Substance Abuse (CASA) at Columbia University have consistently found that the more often children and teenagers eat dinner with their families the less likely they are to smoke, drink and use illegal drugs;

WHEREAS frequent family dining is associated with lower rates of teen smoking, drinking, illegal drug use and prescription drug abuse;

WHEREAS the correlation between frequent family dinners and reduced risk for teen substance abuse is well documented;

WHEREAS parents who are engaged in their children's lives – through such activities as frequent family dinners – are less likely to have children who abuse substances;

WHEREAS family dinners have long constituted a substantial pillar of family life in America:

NOW, THEREFORE, the Marshall County Board of Supervisors do hereby proclaim the fourth Monday in September as Family Day—A Day to Eat Dinner with Your Children and urge all citizens to recognize and participate in its observance.

Motion by Grabenbauer, second by Brooks, to approve the proclamation of the fourth Monday in September as Family Day—A Day to Eat Dinner with Your Children.

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

8. Marshall County Employee Medical and Prescription Drug Benefit

Plan—Discussion and action on the Benefit Services Administration Agreement beginning July 1, 2010 through June 30, 2011, between Marshall County and First Administrators, Inc.

Motion by Brooks, second by Grabenbauer, to approve the Benefit Services Administration Agreement between Marshall County and First Administrators, Inc.

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

Resolution 2010-0023

9. Resolution-Naming Bank Depositories—

On March 23, 2004, a Resolution was adopted naming bank depositories; and
The County Treasurer's current maximum amount at Central State Bank will be increased from \$8,000,000 to \$24,000,000.

Now, Therefore, Be It Resolved that the Board of Supervisors of Marshall County, Iowa, approve the following financial institution to be a depository of the County funds in conformance with all applicable provisions of Chapters 12B and 12C of the Code of Iowa. The Marshall County Officers are hereby authorized to deposit the County funds in amounts not to exceed the maximum approved for the financial institution as set out below:

<u>Depository Name</u>	<u>Location</u>	<u>Previous Maximum</u>	<u>Current Maximum</u>
<u>County Auditor:</u> Central State Bank	109 W. Main St. State Center, Iowa 50247	\$8,000,000	\$24,000,000

Dated at Marshalltown, Iowa this 14th day of September, 2010.

Motion by Grabenbauer, second by Brooks, to adopt this Resolution 2010-0023.

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

_____ Ronald D. Goecke Board of Supervisors, Chairman	Attest: _____ Karen Squiers Marshall County Auditor
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10. Discussion and Action on compliance with the Mental Health Parity and Addiction Equality Act (MHPAEA) effective July 1, 2010. Election of available Options to achieve compliance.

1) As a municipality, Marshall County may opt out of the MHPAEA for the 2010 plan year.

2) Modify our plan to:

- A. Remove all MHCD (Mental Health Chemical Dependency) limits
- B. Pay PPO MHCD Outpatient/Office at 100%;
- C. Pay non-PPO ER (Emergency Room) at 80% to match ER;

In addition:

- D. Cover Biologically-Based the same as other MHCD benefits
 - E. Cover Bereavement
 - F. Cover Smoking Cessation
- 3) Modify our plan to:
- A. A, C and D above same as #2
 - B. Pay PPO MHCD Outpatient/Office with same co-pay to match medical PPO office.
 - C. Pay non-PPO ET at 80% to match ER
 - D. Do not cover E. Bereavement or F. Smoking cessation

Motion by Brooks, second by Grabenbauer to approve Option #1.

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

11. Janitorial Service Agreement with ABM Janitorial Service-

Discussion and possible action on an agreement between Department of Human Services and ABM Janitorial Service-North Central, Inc. for contracted janitorial and other related services located at 206 West State Street in the amount of \$769.67/month for 3 days/week. This agreement is effective September 7, 2010 and is a one year contract.

Motion by Grabenbauer, second by Brooks to approve the agreement between Department of Human Services and ABM Janitorial Service-North Central, Inc. for contracted janitorial and other related services located at 206 West State Street in the amount of \$769.67/month for 3 days/week. This agreement is effective September 7, 2010 and is a one year contract.

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

12. Sale of Marshall County owned Real Estate-

Discussion and action on the proposed sale of the Marshall County owned real estate, located south and west of Laurel and legally described as follows:

The Northwest Quarter of the Southwest Quarter, except the South 95.0" thereof, and the East Half of the Southwest Quarter all being in Section 32, Township 82 North, Range 18 West of the 5th P.M., a Marshall County, Iowa. The 118 acres is comprised of 74 tillable and 44 acres of pasture.

Motion by Brooks, second by Grabenbauer to schedule a public hearing at the board meeting of October 12, 2010 at 9:00 a.m. in meeting room #2 for discussion of sale of the above described County owned real estate, pursuant to Iowa Code Chapter 331.361(2010).

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

13. Marshall County Community Services-Provider and Program Participation Agreement—Discussion and possible action on the program provider agreement between Marshall County and St. Lukes Hospital in Cedar Rapids, Iowa. This is for inpatient commitment for mental health and substance abuse. Rates listed on the agreement shall be effective July 1, 2010.

Motion by Grabenbauer, second by Brooks, to approve this request agreement.

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

14. Secondary Road Employee Contract- Discussion and action on Public Professional and Maintenance Employees, Local 2003, automatic contract renewal.

Motion by Brooks, second by Grabenbauer to acknowledge receipt of the letter from the PPME, Local 2003, for renewing the current agreement of employment under the same terms and conditions as presently exist.

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

15. Public Forum—Harold Lanning, bike trail concerns and Vine Ave. concerns.

16. Adjournment--The next regular meeting is September 28, 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 September 23, 2010, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:49 a.m.

Ronald D. Goecke
Board of Supervisors, Chairman

Attest:

Karen Squiers
Marshall County Auditor