

**Marshall County Board of Supervisors
Regular Session September 28, 2010, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, September 28, 2010, at 9:00 a.m. in meeting room #2, 3rd Floor, northeast corner of the courthouse with 2 members present. Supervisor Goecke was absent.

1. Approval or Amendment of Agenda—

Motion by Brooks, second by Grabenbauer to amend the agenda by adding Sheriff's Department New 28E Agreement between Marshall County and the City of Laurel for Law Enforcement Protection, listed as agenda item #19 with renumbering of agenda items following.

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

Consent Agenda:

2. Approve Minutes-- from Regular Session of September 14, 2010

3. File District Court Report-8-10

General Supplemental Fund 10% Surcharge - \$804.61

4. Approve Personnel Actions:

a) Hire **Laura Jefferson**, Auditor's office, temporary, election clerk, at \$8.50/hr., effective October 4, 2010

5. Approve Band Shell Rental Agreement – Central Iowa Fair has submitted a rental agreement for the Mobile Band Shell to be placed at the Central Iowa Fairgrounds for Wednesday, July 13th through Sunday, July 17th, 2011 for the Central Iowa Fair.

6. Manure Management Update-Tamco Pork II LLC, id no. 58267, a revised update report received and placed on file. On the revised update a note referring to the correction of the head of hog numbers by the DNR. Reverified animal capacity from 1,960 head of hogs to 2,099 head of hogs.

7. Manure Management Update-Lincoln Feeders, id no. 58283, update report received and placed on file with no changes made to the MMP.

8. Manure Management Update-PAG L.C., id no. 59611, update report received and placed on file with no changes made to the MMP.

9. Manure Management Update-Edler Brothers Sec. 13, id no. 62427, update report received and placed on file with no changes made to the MMP.

10. Manure Management Update-Burt Farm and Livestock, id no. 60557, update report received and placed on file with no changes made to the MMP.

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

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

12. Release of Lien-Discussion and possible action on lien release of judgment lien against Robert Doe in the amount of \$125.74 plus interest in Case No. CMCICR060529 as a part of the transfer of real estate to the City of Melbourne.

Motion by Brooks, second by Grabenbauer to approve the lien release document and authorize signature by Vice Chairman.

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

13. Certification of Marshall County Employee Health and Dental Plan—Discussion and possible action on the requirement of Iowa Code, Section 509A.15, to complete and file within 90 days of the end of the plan year, a certificate of compliance with the Iowa Department of Commerce, Insurance Division, an actuarial opinion, an annual financial report and a \$100.00 filing fee for the plan year ending June 30, 2010.

Motion by Grabenbauer, second by Brooks, to accept the report.

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

14. Use of Courthouse Grounds- Garin Buttermore, coordinator for a youth tobacco prevention program for the Iowa Department of Public Health, has submitted a request for the use of the Courthouse grounds, for a tobacco prevention rally being held on the afternoon of Saturday, October 23, 2010 sometime between 4-8 p.m.

Motion by Brooks, second by Grabenbauer to approve the use of the Courthouse grounds on Saturday, October 23, 2010 for a tobacco prevention rally.

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

15. Request for Use of Courthouse Square-Holiday Light Display by Noon Optimists- Discussion and possible action to approve the Noon Optimist Club request to use the Courthouse square for the holiday light display from November 20, 2010-December 31, 2010. The display includes lights to music.

Motion by Grabenbauer, second by Brooks, to grant the use of the courthouse square for a holiday light display by the Noon Optimist Club.

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

16. To set the Date and Time for a Public Hearing concerning Green Mountain Sewer Project Community Development Block Grant Application - Marty Wymore from Region VI is working with Central Iowa Water Association on an Iowa Department of Economic Development federal HUD Community Development Block Grant application for the Green Mountain sewer project. To set the date of Tuesday, October 12, 2010 at 9:00 a.m. for the public hearing.

Motion by Brooks, second by Grabenbauer to set the public hearing date for Tuesday, October 12, 2010 at 9:00 a.m.

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

17. Home Care Plus-Addendum to Amended and Restated Agreement—Discussion and possible action on the approval of the agreement between Marshalltown Medical & Surgical Center, Marshall County and the Marshall County Board of Health. Effective July 1, 2010 – June 30, 2011. The grant amount from the Iowa Department of Public Health is in the amount of \$129,647.00. Details of the amended Agreement are on file in the Board of Supervisor's office.

Motion by Grabenbauer, second by Brooks to accept this Addendum to the Amended and Restated Agreement between Marshalltown Medical & Surgical Center, Marshall County and the Marshall County Board of Health effective July 1, 2010-June 30, 2011. The grant amount from the Iowa Department of Public Health is in the amount of \$129,647.00.

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

18. Secondary Road-Tile Crossing-Discussion and possible action on the tile crossing under Cooper Ave (S52) approximately 375 feet South of IA Hwy 30 located in section 16 of State Center Township. Horizontal Boring & Tunneling Co from Exeter, NE will be doing this work using 60' of Steel Casing for a total of \$9,780.00. Work should be completed by 10-1-2010.

Motion by Brooks, second by Grabenbauer to approve the tile crossing under Cooper Ave.(S52) approximately 375 feet South of IA Hwy 30 located in section 16 of State Center Township. Horizontal Boring & Tunneling Co from Exeter, NE will be doing this work using 60' of Steel Casing for a total of \$9,780.00.

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

19. Sheriff's Department-New 28E Agreement Between Marshall County and the City of Laurel for Law Enforcement Protection--Discussion and possible action on a new 28E Agreement between Marshall County and the City of Laurel for law enforcement protection within the corporate limits of the City of Laurel. The agreement is effective July 1, 2010 - June 30, 2011. The City of Laurel agrees to pay Marshall County the sum of \$6,875.00.

Motion Grabenbauer, second by Brooks to approve a new Law Enforcement Protection Agreement between Marshall County and the City of Laurel effective July 1, 2010 - June 30, 2011. The City of Laurel agrees to pay Marshall County the sum of \$6,875.00.

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

20. Public Forum—Deane Adams reminded citizens of 9/30/2010 due date for property tax payments.

21. Adjournment--The next regular meeting is October 12, 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 October 7, 2010, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:21 a.m.

~~Ronald D. Goecke~~ **Denny**
Grabenbauer
Board of Supervisors, **Vice** Chairman

Attest:

Karen Squiers
Marshall County Auditor