

**Marshall County Board of Supervisors
Regular Session December 21, 2010, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, December 21, 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:	Brooks-Aye	Goecke-Aye	Grabenbauer-Aye
	Member	Chairman	Vice Chairman

2. Mental Health and Developmental Disabilities Policies and Procedures Manual, Public Hearing--

At the public hearing, any resident may present objections to or arguments in favor of any part of the Mental Health and Developmental Disabilities Policies and Procedures Manual.

There were no written comments, questions, or objections on file in the County Auditor's Office. Of the 23 individuals attending the public hearing, one individual(s) presented oral comments, questions, or objections at the hearing.

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

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

3. Mental Health and Developmental Disabilities Policies and Procedures Manual— Discussion and possible action on approval of the MH/DD Policies and Procedures Manual.

Motion by Grabenbauer, second by Brooks, to approve the MH/DD Policies and Procedures Manual.

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

Consent Agenda:

- 4. Approve Minutes--** from Regular Session of December 7, 2010
- 5. Approve Band Shell Rental Agreement--**Marshall County Arts and Culture Alliance requests to use the Mobile Band Shell at Fisher Community Center, Sunday, July 17, 2011 for the Linn Creek Arts Festival.
- 6. Accept Secondary Road Annual Report--**FY 2010
- 7. Appointments--Commencing January 1, 2011:**

a. Condemnation Compensation Commission – 1-year term:

Owner-Operators of Agricultural Property:

Don E. Pfantz, , Clair Long, Gene Wiemers, Don Wogen, David Scott,
Virtus Brockman

Real Estate Salespersons or Real Estate Brokers

Dean Elder, Martha Garcia, Deb Block, Christopher Brodin, Carolyn Koll,
Val Alkire, G. Ward Miller

Owners of City Property

Larry Southard, Wendell Harmon, Sarah Hesmer, Helen Settle, Howard
Stegmann, Derol Hafar, Edward Eugene Neven, Jean Clawson.

Persons Having Knowledge of Property Values by Reason of Their
Occupation

Joseph Ambrecht, Jim Bacino, Cecil Buschbom, Russ D. Paul, Wayne
McDonald, Dean Elder Jr., Joseph W. Ludley

- 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
a all claims paid for the month of December; the December list of claims will be part of the first meeting in January.

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. Marshall Economic Development Impact Committee Update— Joel Akason will give an update on MEDIC project called Marshalltown Works and future goals of MEDIC.

10. Lease/Purchase Financing, Set Hearing—

Motion by Grabenbauer, second by Brooks, to set January 18, 2011, at 9:00 a.m. in Courthouse meeting room #2, as the time and place for a public hearing on proposed lease/purchase financing for sheriff's vehicles in the 2011-12 County Budget.

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

11. Set Hearing on Proposed 2010-2011 Marshall County Budget Amendment –

Motion by Brooks, second by Grabenbauer, to set January 18, 2011, at 9:00 a.m. in Courthouse meeting room #2 as the time and place to conduct a public hearing on the proposed 2010-11 County Budget Amendment.

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

12. Marshall County Cost Allocation-Cost Advisory Services, Inc. Report—The fiscal year 2010 cost allocation plan will result in a total reimbursement of \$36,350 for indirect cost recoveries regarding the local Department of Human Services Office.

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

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

13. Resolution 2010-0026

Resolution--Assessed/Taxable Values of Utility Companies—

Be It Resolved, that pursuant to Section 433.9, Code of Iowa, there be ordered entered in the minute book the length of lines and the assessed value of the property of each of the following utility companies situated in each city, township, or lesser taxing district in its county as fixed by the Director of Revenue & Finance and certified to the County Auditor. These values shall constitute the taxable value for 2010 property taxes, payable in 2011-2012, and the taxes on said property when collected by the County Treasurer shall be disposed of as other taxes on real estate. A detailed report showing the value for each company, by taxing district, is on file in the County Auditor's office.

<u>RAILROAD</u>	MILES	X RATE PER MILE	= <u>VALUE CERT BY</u> <u>DEPT. OF REV.</u>	<u>TAXABLE</u> <u>VALUE</u>
Union Pacific Railroad	41.89	388,506.8366	16,274,551	16,274,551
Iowa River Railroad	13.50	30,726.2569	<u>414,804</u>	<u>414,804</u>
TOTAL			16,689,355	16,689,355

<u>COMMERCIAL</u>	MILES	X RATE PER MILE	= <u>VALUE CERT</u> <u>BY</u> <u>DEPT. OF REV.</u>
<u>TELEPHONE &</u> <u>TELEGRAPH</u>			
Century Tel Fiber Co II	27.91	4,319.9416	120,570
Heart of Iowa Comm. Coop	591.02	5,828.6738	3,444,863
Heart of Iowa Ventures	39.73	24,414.7998	970,000
Iowa Telecom	59.05	8,505.4429	502,246
Paetec fka McLeod USA Network	78.00	5,717.3421	445,953
Partner Comm. Coop.	296.38	6,883.6123	2,040,165
Minerva Valley Tel. Co.	100.13	4,233.8026	423,931
Qwest	466.81	23,103.3444	10,784,872
Sprint	26.44	6,087.7028	160,959
MCC Telephony of Iowa	204.86	2,078.5707	<u>425,816</u>
TOTAL			19,319,375

<u>ASSESSED</u>	<u>TAXABLE</u>
<u>VALUE CERT.</u>	<u>VALUE CERT.</u>

	<u>BY</u> <u>DEPT. OF REV.</u>	<u>BY</u> <u>DEPT. OF</u> <u>REV.</u>
Interstate Power & Light	140,787,277	64,213,930
ITC Midwest LLC	32,401,790	6,603,754
Consumers Energy	6,973,494	1,409,188
Consumers Development LLC	61,896	0
Central Iowa Power Coop	2,282,073	1,077,721
Grundy Co. REC	394,415	133,825
Mid American Energy	427,958	300,137
Midland Power Coop	26,900	8,960
State Center Municipal Light Plant	<u>97,727</u>	<u>137,893</u>
TOTAL	183,453,530	73,885,408

	<u>ASSESSED</u> <u>VALUE CERT.</u> <u>BY</u> <u>DEPT. OF REV.</u>
NuStar Ammonia	769,786
Northern Border Pipeline	1,151,821
Northern Natural Gas Co	<u>1,644,367</u>
TOTAL	3,565,974

VALUE CERT BY
DEPT. OF REVENUE

	<u>ASSESSED</u>	<u>TAXABLE</u>
GRAND TOTAL OF ALL UTILITIES IN MARSHALL CO.	223,028,234	113,460,112

Dated at Marshalltown, Iowa this 21st day of December 2010.

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

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

Ronald D. Goecke
Board of Supervisors, Chairman

Attest: _____
Karen Squiers
County Auditor

Resolution 2010-0027

14. Resolution - 2010 Homestead and Family Farm Credits and Military Service Tax Exemptions—

Whereas, pursuant to Iowa Code 425.3, 425A.3, and 426A.14 the Marshall County Board of Supervisors has received the Homestead Tax Credit claims, Family Farm Tax Credit claims and the Military Service Tax Exemption claims from the County Auditor for the 2010 taxes, payable 2011-2012.

Be It Resolved, that all claims filed are allowed except those recommended for disallowance by the County Assessor, a list of which is on file in the County Auditor's Office.

Be It Further Resolved that the Chairman of the Board is hereby authorized to sign notices of disallowance to claimants whose applications for Homestead Tax Credits, Family Farm Credits and Military Service Tax Exemptions have been disallowed.

Dated at Marshalltown, Iowa this 21st day of December, 2010.

Motion by Grabenbauer, second by Brooks, to adopt this Resolution and authorize the Chairman to sign letters of disallowance.

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

Ronald D. Goecke
Board of Supervisors, Chairman

Attest:

Karen Squiers
Marshall County Auditor

15. To set the Date and Time for a Public Hearing concerning CIRSI Community Development Block Grant Application Project- Marty Wymore from Region VI is working with CIRSI on a Community Development Block Grant application. To set the date of Tuesday, January 4, 2011 at 9:00 a.m. for the public hearing.

Motion by Brooks, second by Grabenbauer, to set the public hearing date for Tuesday, January 4, 2011 at 9:00 a.m.

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

16. Resolution 2010-0028---Discussion and possible action on approval of the 28E Agreement between the Marshall County Joint Service Board and the Marshall County, Iowa regarding the operation of the Marshall County Public Safety Communications Center --

Resolution 2010-0028

RESOLUTION APPROVING THE 28E AGREEMENT BETWEEN THE MARSHALL COUNTY JOINT SERVICE BOARD AND MARSHALL COUNTY, IOWA, REGARDING OPERATION OF THE MARSHALL COUNTY PUBLIC SAFETY COMMUNICATIONS CENTER

WHEREAS the Marshall County Joint Service Board, has negotiated a 28E Agreement with Marshall County, Iowa, regarding Operation of the Marshall County Public Safety Communications Center; and

WHEREAS the Board finds that this Agreement, is in the best interests of the County.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF MARSHALL, IOWA:

Section 1. That the attached 28E Agreement, with Marshall County, Iowa regarding Operation of the Marshall County Joint Service Board is hereby approved in all respects and particulars.

Section 2. The Agreement shall remain in effect until participation in this Agreement is terminated by either party by written notice.

Section 3. That Board Chairman and Auditor are hereby authorized and directed to execute said Agreement on behalf of the County of Marshall, Iowa, and the 911 Public Safety Communications Supervisor is authorized and directed to file this Agreement with the Secretary of State.

Passed this 21st day of December 2010, and signed this 21st day of December 2010.

Marshall County, Iowa

Board of Supervisor, Chairman

ATTEST:

County Auditor

Motion by Grabenbauer, second by Brooks, to adopt this Resolution. A copy of the Marshall County Enhanced 911 Service Board Agreement is on file in the Board of Supervisors office.

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

17.

Secondary Road-Approval of Contract for Project STP-E-C064 (108)-- Discussion and possible action on the approval of the contract with Con-Struct, Inc. of Ames, IA in the amount of \$1,096,400.30. This project consists of concrete recreational trail from the Grimes Farm Conservation Center to Highway S75(Marsh Ave.)

Motion by Brooks, second by Grabenbauer, to approve this Contract with Con-Struct, Inc. of Ames, Iowa in the amount of \$1,096,400.30.

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

18. Secondary Road Certificate of Completion—on the following project:
Project FM-TSF-C064(112)—5B-64, a contract with OMG Midwest, Inc. d/b/a Cessford Construction Co. let July 20, 2010, and dated August 20, 2010 consisting of HMA Resurfacing of E35 and T29 from the east corporation limits of Marshalltown east to Three Bridges Road; adding a 3-foot wide paved shoulder; adding shoulder rumble strips at curves; and milling all-weather pavement markings.

Motion by Grabenbauer, second by Brooks, to approve the Certificate of Completion.

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

19. Secondary Road Certificate of Completion—on the following project:
Project L-TSF-C064(111)—74-64, signing improvements to E35 and T29 from the east corporation limits of Marshalltown east to Three Bridges Road including new chevron signs, deer crossing signs, and flashing red lights over the stop signs.

Motion by Brooks, second by Grabenbauer, to approve the Certificate of Completion.

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

20. Compensation for County Auditor and Recorder & County Treasurer-
Presentations and discussion concerning the salary for County Auditor and Recorder & Treasurer for the period from Jan. 1, 2011 to June 30, 2011.

Motion by Brooks, second by Grabenbauer, to set salary for Treasurer at \$51,941, effective Jan 1, 2011 to June 30, 2011.

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

Motion by Goecke, second by _____, to set Auditor salary at \$57,396, effective Jan 1, 2011 to June 30, 2011.

Motion died for lack of a second.

Motion by Brooks, second by Goecke, to set Auditor's annual salary at \$53,967.88, effective Jan. 1, 2011 to June 30, 2011.

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

21. Public Forum—Supervisor Grabenbauer gave presentation to Supervisors Goecke and Brooks for their years of service by awarding them a key to the County. Incoming Supervisor Dave Thompson thanked outgoing Supervisors Goecke and Brooks for their cooperation during the period of transition.

22. Adjournment-- The first scheduled meeting of 2011 is January 3rd, 2011 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 Thursday, December 30, 2010, at 1:00 p.m. **The next regularly scheduled meeting is January 4, 2011 at 9:00 a.m. All business to be acted upon at that session should also be submitted by Thursday, December 30, 2010.** There being no further business to come before the Board, the meeting was adjourned at 11:15 a.m.

Ronald D. Goecke
Board of Supervisors, Chairman

Attest:

Karen Squiers
Marshall County Auditor