

**Marshall County Board of Supervisors
Regular Session August 30, 2011, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, August 30, 2011, at 9:00 a.m. in Council Chambers, 10 West State Street (Parks and Rec. Entrance), 2nd Floor, with all 3 members present.

1. Approval or Amendment of Agenda—

Motion by Thompson, second by Adams to approve the agenda as printed.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

2. Years of Service Recognition-Jim Stansberry-25 years, Christine Kelly-15 years

3. Building and Grounds Dept. - HVAC Retrofit System Letting 9:00 a.m.--Accepting bids to replace existing HVAC system at the Marshall County Courthouse-

Company Name	Base Bid Amount	Alternative #1	Bid Bond Yes/No	Total Bid Amount
Kapaun & Brown Marshalltown, IA	\$586,191.00	\$284,195.00	Y	\$870,386.00
Proctor Mechanical West Des Moines, IA	\$643,800.00	\$367,600.00	Y	\$1,011,400.00
Sheet Metal Engineering Des Moines, IA	\$475,471.00	\$285,981.00	Y	\$761,452.00

Motion by Thompson, second by Adams to table HVAC Retrofit project and ask Bluestone to review bids with Board before making an award.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

4. Proposed Amendment 11-1 to Marshall County Ordinance #21, To Establish Election Precincts in Marshall County, Not Including the City of Marshalltown, Public Hearing--

At the public hearing, any resident may present objections to or arguments in favor of any part of the proposed amendment 11-1 Marshall County Ordinance #21, To Establish Election Precincts in Marshall County.

There were no written comments, questions, or objections on file in the County Auditor's Office. Of the 12 individuals attending the public hearing, no individual(s) presented oral comments, questions, or objections at the hearing.

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

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

5. Second Reading of Proposed Amendment No. 11-1 to Marshall County Ordinance No. 21, To Establish Election Precincts in Marshall County, Not Including the City of Marshalltown—

AN ORDINANCE ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, NOT INCLUDING THE CITY OF MARSHALLTOWN AND DEFINING THE BOUNDARIES AND LISTING THE POPULATIONS THEREOF PURSUANT TO CODE OF IOWA, CHAPTER 49, 2011.

BE IT ORDAINED BY THE MARSHALL COUNTY BOARD OF SUPERVISORS, AS FOLLOWS:

SECTION 1. Purpose. The purpose of this ordinance is to establish new voting precincts in Marshall County, due to the required reprecincting following the 2010 decennial census. The Marshall County Board of Supervisors shall establish new election precincts following census block lines, comprised of one or more whole townships and contained wholly within an existing legislative district that will best serve the convenience of the voters while promoting electoral efficiency pursuant to the Code of Iowa, Chapter 49, 2011.

SECTION 2. Precincts. Marshall County, Iowa, is hereby divided into 11 voting precincts that do not include the City of Marshalltown. The precincts and population numbers from the 2010 census are as follows:

1. BANGOR/LISCOMB, population 848: Bangor Township including the part of the incorporated City of Liscomb and Liscomb Township including the part of the incorporated City of Liscomb, Marshall County, Iowa.
2. EDEN/LOGAN, population 1765: Eden Township including the incorporated city of Rhodes and Logan Township including the incorporated city of Melbourne, Marshall County, Iowa.
3. GREEN CASTLE, population 1059: Green Castle Township including the incorporated cities of Ferguson and Gilman, Marshall County, Iowa.
4. JEFFERSON, population 826: Jefferson Township including the incorporated cities of Haverhill and Laurel, Marshall County, Iowa.

5. LEGRAND, population 1565: LeGrand Township including the incorporated city of LeGrand, Marshall County, Iowa.
6. LIBERTY/MINERVA, population 720: Liberty Township including part of the incorporated city of St. Anthony and Minerva Township including the incorporated city of Clemons and part of the incorporated city of St. Anthony, Marshall County, Iowa.
7. MARIETTA/WASHINGTON, population 923: Marietta Township and Washington Township, Marshall County, Iowa.
8. MARION/VIENNA, population 1147: Marion Township and Vienna Township, Marshall County, Iowa.
9. STATE CENTER, population 1951: State Center Township including the incorporated city of State Center, Marshall County, Iowa.
10. TAYLOR, population 1127: Taylor Township including the incorporated city of Albion, Marshall County, Iowa.
11. TIMBER CREEK, population 1167: Timber Creek Township, Marshall County, Iowa.

SECTION 3. Effective Date. This ordinance shall be in full force and effect on January 15, 2012 after its final passage, approval and publication as provided by law.

Dated at Marshalltown, Iowa, this 30th day of August, 2011.

Motion by Adams, second by Grabenbauer to adopt the second reading of proposed amendment 11-1 to Marshall County Ordinance #21 and proceed to the third reading of the proposed amendment to the Ordinance.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

Consent Agenda:

6. **Approve Minutes**--from Regular Session of August 16, 2011.
7. **Manure Management Plan Annual Update** – Manure management plan update received and placed on file. Bill Havelka, id no. 61559, no changes have been made to the MMP.
8. **Manure Management Plan Annual Update** – Manure management plan update received and placed on file. South Hardin Farms, LLC, id no. 65416, with a minor change to MMP, adding the use of manure analysis for determining application rates when applying manure.
9. **Manure Management Plan Annual Update** – Manure management plan update received and placed on file. Mike Hotopp, id no. 62120, with a minor change to

MMP, adding the use of manure analysis for determining application rates when applying manure.

- 10. Manure Management Plan Annual Update** – Manure management plan update received and placed on file. Mead Family Farms, LLC, id no. 61407, no changes have been made to the MMP.
- 11. Manure Management Plan Annual Update** – Manure management plan update received and placed on file. Edler Brothers, id no. 62427, no changes have been made to the MMP.
- 12. Approve Mobile Band Shell Rental-** A mobile band shell rental agreement has been received from the Midnight Ballroom requesting to use the Mobile Band Shell Sunday, September 4th, 2011 for a live band at the Central Iowa Fairgrounds.
- 13. Approve Mobile Band Shell Rental-** A mobile band shell rental agreement has been received from Grandview Heights Nursing Home requesting to use the Mobile Band Shell Friday, September 9th, 2011 at Grandview Heights Nursing Home for an Ice Cream Social with musical entertainment.
- 14. Approve Personnel Actions:**
 - a) Re-Hire, **Judith Wasco**, Auditor/Elections Office, Election Clerk, temporary as needed, at \$10.00/hr., effective August 31, 2011-November 23, 2011.
- 15. Approve Transfer of Funds**—Transfer #835, a transfer from Conservation Land Acquisition Trust Fund to the General Basic Fund in the amount of \$433,055.38 for grant funds received for the Linn Creek Trail Extension
- 16. Accept Early Childhood Iowa Local Area Annual Report.**
- 17. Accept Early Childhood and School Ready Funds Financial Statements.**
- 18. Accept Recorder's Quarterly Report-06-11**

Records Management Fund	\$ 1,239.00
E-Commerce Fund	\$ 4,352.00
General Basic Fund	\$ 46,440.05
- 19. Approve Claims**—as audited and authorize the County Auditor and Recorder to issue payment of same. The listing of claims paid at this meeting will be included with all claims paid for the month of August; the August list of claims will be a part of the first meeting in September.

Motion by Adams, second by Thompson to approve the consent agenda as printed above.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

- 20. Marshall County Employee Medical and Prescription Drug Benefit Plan—**Discussion and action on the Benefit Services Administration Agreement beginning July 1, 2011 through June 30, 2012, between Marshall County and First Administrators, Inc.

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

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

21. Marshall County Employee Dental Benefit Plan—Discussion and action on the July 1, 2011 through June 30, 2012 renewal with Delta Dental Plan of Iowa.

Motion by Adams, second by Thompson, to approve the renewal.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

22. 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, 2011.

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

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

23. Resolution 2011-0028

**Constitution Week 2011
Proclamation**

Whereas, September 17, 2011 marks the two hundred and twenty fourth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

Whereas, it is fitting and proper to officially recognize this magnificent document and the anniversary of its creation; and

Whereas, it is fitting and proper to officially recognize the patriotic celebrations which will commemorate the occasion; and

Whereas, public law 915 guarantees the issuing of a proclamation each year by the President of the United State of America designating September 17 through 23 as constitution week;

NOW, THEREFORE, the Marshall County Board of Supervisors of Marshall County, Iowa do hereby proclaim September 17 through September 23, 2011 to be Constitution Week in Marshall County, Iowa, and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787.

Dated at Marshalltown this 30th day of August, 2011.

Motion by Thompson, second by Grabenbauer to adopt this Resolution proclaiming September 17 through September 23, 2011 to be Constitution Week in Marshall County, Iowa.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

Attest:

Denny Grabenbauer
Board of Supervisors, Chairman

Dawn Williams
Marshall County
Auditor and Recorder

24. Sheriff's Department-Extension to 28E Agreement Between Marshall County and the City of St. Anthony for Law Enforcement Protection--Discussion and action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of St. Anthony for law enforcement protection within the corporate limits of the City of St. Anthony. The agreement is extended through June 30, 2012. The City of St. Anthony agrees to pay Marshall County the sum of \$2,695.00.

Motion Adams, second by Grabenbauer to approve the Extension Agreement between Marshall County and the City of St. Anthony.

Roll call vote:	Thompson-Aye	Grabenbauer-Aye	Adams-Aye
	Member	Chairman	Vice Chairman

25. Public Forum—There were no comments from the public.

26. Adjournment--The next regular meeting is September 13, 2011, at 9:00 a.m. All business to be acted upon at that session should be submitted to the County Auditor and Recorder's Office or the Board of Supervisors' Office by Thursday, September 8, 2011, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:17 a.m.

Attest:

Denny Grabenbauer
Board of Supervisors, Chairman

Dawn Williams
Marshall County
Auditor and Recorder