

**Marshall County Board of Supervisors
Regular Session January 3, 2012, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, January 3, 2012, 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 adopt the agenda as printed.

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

2. Chairman and Vice-Chairman Selected for 2012—

Motion by Thompson, second by Adams that Denny Grabenbauer be selected as the Chairman and Deane Adams be the Vice-Chairman of the Board of Supervisors for 2012.

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

Consent Agenda:

3. Approve Minutes--from Regular Session of December 20, 2011.

4. Appointments-Commencing January 1, 2012:

- a. **Marshall County Conservation Board** – Re-Appoint Ray Helland – 5 year term
- b. **Veteran's Affairs-** Re-Appoint Laurel Phipps - 3 year term
- c. **Green Mountain Street Lighting District** – Re-Appoint Jalene Primus- 1 year term
- d. **Marshall County Board of Health** – Appoint Dr. Ken Lyons and Keith Bloomquist—3 year term
- e. **Marshall County Mental Health/Developmental Disabilities Advisory Board-**Appoint-Cara Ferch and Teresa Lang and Re-Appoint Lisa(Wohlert) Fifo, Marie Ray, Barb Mathews and Robert Stokesbary- 3 year term
- f. **Zoning Commission** -Re-Appoint Bill Hobson- 3 year term
- g. **Compensation Board-**Receive notice of appointment to Compensation Board by the respective county officials.
Douglas Beals-Appt by Auditor and Recorder
Tyson Finders-Appt. by Treasurer
Mark Braga-Appt. by Sheriff
- h. **Marshall County Zoning Administrator, Public Environmental Health Director and Weed Commissioner-**John Kunc - 1-year term

- i. **Prairie Rivers Resource Conservation & Development** – Reed Riskedahl - 1-year term
- 5. **Board of Supervisors Appointments-Commencing January 1, 2012:**
 - a. **Landfill Commission** – Denny Grabenbauer - 1-year term
 - b. **Area Agency on Aging** – Deane Adams - 1-year term
 - c. **Central Iowa Juvenile Detention Commission (Eldora)** - Dave Thompson; Denny Grabenbauer, Alternate - 1-year term
 - d. **Second Judicial District Department of Correctional Services** - Dave Thompson; Deane Adams, Alternate - 1-year term
 - e. **Emergency Management Agency** – Denny Grabenbauer - 1-year term
 - f. **Marshalltown Cluster Decategorization Child Welfare Service Plan** Denny Grabenbauer - 1-year term
 - g. **MEDIC** – Denny Grabenbauer - 1-year term
 - h. **Center Associates Board of Directors** – Dave Thompson - 1-year term
 - i. **Mid-Iowa Community Action** – Deane Adams - 1-year term
 - j. **Regional Workforce Investment Board** – Deane Adams; Denny Grabenbauer, Alternate - 1-year term
 - k. **Region VI Planning Commission** – Dave Thompson - 1-year term
 - l. **Substance Abuse Treatment Unit of Central Iowa (SATUCI)** – Denny Grabenbauer - 1-year term
 - m. **Advisory Committee on Intergovernmental Relations**-Denny Grabenbauer, Deane Adams and Dave Thompson
- 6. **Approval of Official Newspapers for 2012**—for publications of County Proceedings-Times-Republican, Marshalltown and Mid Iowa Enterprise, State Center, Iowa.
- 7. **Marshall County Discrimination Disclaimer**—No person shall be excluded from the receipt of services or benefits, and no employee shall be discriminated against on the basis of race, creed, color, national origin, sex, sexual orientation, gender identity, age, religious or political affiliation and physical or mental disability, consistent with applicable state and federal policies and regulations. Any incident of discrimination should be reported. Violation of the nondiscrimination policy may result in disciplinary action, which can include reprimand, suspension or dismissal from employment, and may also subject the violator to administrative or civil liability.
- 8. **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 January; the January list of claims will be a part of the first meeting in February.

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

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest: _____
Dawn Williams
Marshall County
Auditor and Recorder

9. Marshall County Audit Report—Bowman and Miller, P.C. has completed the Marshall County Audit for fiscal year ending June 30, 2011.

Motion by Thompson, second by Adams to place the report on file.

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

10. Flat Fee Agreement-Ahlers & Cooney, P.C.—

Discussion on a flat fee agreement with Ahlers & Cooney, P.c. for labor relations and employment consultation services. The charge for services will be a flat fee of \$1,500.00/mo. Additional charges may include: actual expenses for mileage, filing fees, computer library services and copying costs. The County may terminate this arrangement at any time by providing a 30 day written notice.

Motion by Thompson, second by Adams to approve the flat fee agreement with Ahlers & Cooney, P.C. for labor relations and employment consultation services at a flat fee of \$1,500.00/mo.

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

11. Resolution #2012-0001

RESOLUTION SUPPORTING THE CITY OF MARSHALLTOWN'S HOUSING & COMMUNITY DEVELOPMENT DEPARTMENT TO APPLY FOR THE LEAD HAZARD CONTROL GRANT FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Resolution #2012-0001

WHEREAS the Marshall County Board of Supervisors has previously participated in the HUD Lead Hazard Control Program administered by the City of Marshalltown; and

WHEREAS the City of Marshalltown is preparing a new application for submission to HUD for 2012; and

WHEREAS the County agrees that there continues to be a need to provide lead safe housing to families within Marshall County; and

WHEREAS the County agrees to support the application for 2012 through adoption of this resolution and through commitment of \$5,000 matching contribution through either in-kind services or with a cash contribution; and

WHEREAS the City is prepared to apply for assistance on behalf of Marshall, Tama and Hardin Counties in addition to the City of Marshalltown in order to work towards elimination of lead poisoning on a regional basis; and

WHEREAS if awarded the City of Marshalltown will administer the program and will enter into detailed agreements regarding the administration of the program with participating entities.

THEREFORE, IT IS HEREBY RESOLVED BY THE MARSHALL COUNTY BOARD OF SUPERVISORS AS FOLLOWS:

That the Marshall County Board of Supervisors supports submission of a Lead Hazard Control Grant application by the City of Marshalltown on behalf of Marshall County in an amount not to exceed \$2.5 million dollars which includes \$200,000 for the Healthy Homes assistance.

Motion by Adams, second by Grabenbauer to adopt this Resolution #2012-0001 and include a letter of support.

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

Passed this 3rd day of January 2012, and signed this 3rd day of January 2012.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

12. Resolution #2012-0002-Moving Permits

RESOLUTION # 2012-0002

WHEREAS, the Board of Supervisors is empowered under authority of Section 321.1 of the Code of Iowa to issue permits for the movement of machines, vehicles or loads, or combinations thereof which exceed the maximum dimensions and/or weights specified in Sections 321.453 to 321.466 but within the limitations of Chapter 321E upon Secondary Roads under their jurisdiction, and

WHEREAS, it is important that such permits be issued by persons familiar with the statutes and regulations relating to such permits and also with the limitations of the county's roadways, road surfaces and structures along the selected or designated routes.

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that the Marshall County Engineer and the following named employees of the Secondary Road Department be authorized to issue and sign special permits for the movement of vehicles of excessive size and weight upon Marshall County Secondary Roads in accordance with said Chapter 321E:

Named employees:

Paul Geilenfeldt

Mark Hentges

Dee Koch

Andrew Rhodes

Passed and Approved this 3rd day of January, 2012.

Motion by Grabebauer, second by Adams to adopt this Resolution #2012-0002.

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

Attest:

Denny Grabebauer
Board of Supervisors, Chairman

Dawn Williams
Marshall County
Auditor and Recorder

13. Resolution #2012-0003-Blanket Road Closure

R E S O L U T I O N #2012-0003

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 3rd, 2012, Paul C. Geilenfeldt, the County Engineer of Marshall County, Iowa, be and he is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the requirements of Section 306.41 of the Code of Iowa until such time as formal action can be entered into the minutes of said Board.

Passed and Approved this 3rd day of January, 2012.

Motion by Adams, second by Grabenbauer to adopt this Resolution

#2012-0003.

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

BOARD OF SUPERVISORS,
Marshall County, Iowa

ATTEST: _____
County Auditor and Recorder

14. Resolution #2012-0004-Certification of Completion

R E S O L U T I O N #2012- 0004

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 3rd, 2012, Paul C. Geilenfeldt, the County Engineer of Marshall County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market and Federal or State aid construction projects in this county.

Passed and Approved this 3rd day of January, 2012.

Motion by Adams, second by Grabenbauer to adopt this Resolution #2012-0004.

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

BOARD OF SUPERVISORS,
Marshall County, Iowa

ATTEST: _____
County Auditor and Recorder

15. Resolution 2012-0005-Erect Embargo Signs

R E S O L U T I O N #2012-0005

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that the County Highway Department representing the Board of Supervisors be hereby authorized and directed to erect embargo signs restricting such loads on county routes, when such conditions exist, that all such loads be restricted to a maximum load as determined by the office of the County Engineer. Locations of signs to be verified at the next adjourned session.

Passed and Approved this 3rd day of January, 2012.

Motion by Grabenbauer, second by Thompson to adopt this resolution #2012-0005.

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

BOARD OF SUPERVISORS,
Marshall County, Iowa

ATTEST: _____
County Auditor and Recorder

16. RESOLUTION #2012-0006

Secondary Road – Resolution – Weight Limit Bridge Postings

WHEREAS, Marshall County has structurally repaired several bridges causing the bridge load limit posting list to change,

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors on this 3rd day of January 2012 as provided in Sections 321.471, 321.472 and 321.473, Code of Iowa, to erect and/or maintain weight limit signs in advance of the following bridges located on the Federal Aid, Farm to Market, and Local Secondary Road Systems as follows:

County Bridge No.	Location SEC/TWN/RNG	Weight Limit (TONS)	Multiple Postings (TONS)
A6	12-85-17	1 Truck at a time	
A7	12-85-17		21-32-38
A13	33-85-17	1 Truck at a time	
B6	23-85-18	22	
B9	31-85-18	1 Truck at a time	
B10	33-85-18	15	
C1	1-85-19	10	
C2	1-85-19	15	
C4	5-85-19	15	
C5	6-85-19	5	
C6	6-85-19	1 Truck at a time	
D11	16-85-20	10	
D12	18-85-20	22	
D20	35-85-20	8	
E13	18-84-20	18	
E15	25-84-20	20	
F4	3-84-19	20	
F9	6-84-19	1 Truck at a time	
G9	23-84-18	18	
G10	26-84-18	20	
G11	26-84-18	20	
G13	26-84-18	20	
H2	1-84-17	15	
H7	4-84-17	16	
H14	14-84-17	20	
H20	22-84-17	17	
H23	27-84-17	20	
I1	1-83-17	Closed	
I4	3-83-17	Closed	
I6	8-83-17	24	
I11	11-83-17	9	
I12	11-83-17		20-31-36
I14	13-83-17	12	
I24	32-83-17	15	
I28	28-83-17	6	
J2	8-83-18	20	
J8	19-83-18	22	
J10	22-83-18	10	

County Bridge No.	Location SEC/TWN/RNG	Weight Limit (TONS)	Multiple Posting (TONS)
J15	24-83-18		28-37-38
J16	24-83-16	15	
J17	26-83-18	10	
J18	32-83-18	1 Truck at a Time	
J21	34-83-18	22	
K1	1-83-19	Closed	
K7	5-83-19	18	
K9	5-83-19	12	
L14	31-83-20	15	
M11	24-82-19	1 Truck at a time	
M13	27-82-20	1 Truck at a time	
M14	29-82-20	15	
M19	36-82-20	10	
M20	36-82-20	20	
N6	16-82-19	1 Truck at a time	
N9	20-82-19	Closed	
N12	28-82-19		25-37-40
N18	33-82-19	25	
N19	33-82-19	10	
N20	34-82-19	20	
N21	35-82-19	1 Truck at a time	
N24	36-82-19	20	
O2	1-82-18	15	
O9	13-82-18	25	
O17	32-82-18	15	
O18	33-82-18	20	
P1	1-82-17	1 Truck at a time	
P5	6-82-17	24	
P6	6-82-17	15	
P8	7-82-17	22	
P9	7-82-17	18	
P12	12-82-17	3	
P13	13-82-17	20	
P14	14-82-17	Closed	
P15	16-82-17	20	
P21	22-82-17	22	
P27	32-82-17	6	

Secondary Road - Resolutions – One Lane Bridge Postings

WHEREAS, Marshall County has geometrically repaired several bridges causing the one lane bridge posting list change, and/or in order to allow vehicles of the posted weight (if any) limitation to safely cross the bridge.

NOW THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors of Marshall County, Iowa on this 3rd day of January, 2012 to erect and/or maintain ONE LANE SIGNS in advance of the following bridges located on the Farm to Market and Local Secondary Road System as follows:

County Bridge No.	Location Sec/Twp/Rng		County Bridge No.	Location Sec/Twp/Rng
C1	1-85-19		J2	8-83-18
C2	1-85-19		J4	9-83-18
C3	3-85-19		J15	24-83-18
C4	5-85-19		J17	26-83-18
C6	6-85-19		K1	1-83-19
D1	5-85-20		K17	26-83-19
D2	8-85-20		M14	29-82-20
D11	16-85-20		M19	36-82-20
D16	27-85-20		N6	16-82-19
D18	32-85-20		N7	18-82-19
D20	35-85-20		N12	28-82-19
E10	15-84-20		N18	33-82-19
F4	3-84-19		N19	33-82-19
F12	13-84-19		N20	34-82-19
G5	9-84-18		N21	35-82-19
H5	3-84-17		N24	36-82-19
H7	4-84-17		P5	6-82-17
H21	25-84-17		P15	16-82-17
			P21	22-82-17
			P23	24-82-17

Passed and Approved this 3rd day of January, 2012.

Motion by Thompson, second by Adams to adopt this Resolution
#2012-0006 which includes Weight Limit Bridge Postings and One Lane Bridge Postings.

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

BOARD OF SUPERVISORS,
Marshall County, Iowa

ATTEST: _____
County Auditor and Recorder

17. Public Forum—Supervisor Grabenbauer thanked the Noon Optimist club for promptly removing the holiday lights from the Courthouse square.

18. Adjournment--The next regular meeting is January 17, 2012, 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, January 12, 2012, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:32 a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder