

**Marshall County Board of Supervisors
Regular Session June 19, 2012, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, June 19, 2012, at 9:00 a.m. in the Marshall County Courthouse, 3rd Floor, NE corner, meeting room #2, with all 3 members present.

Pledge of Allegiance

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

Consent Agenda:

- 2. Approve Minutes--**from Regular Session of June 5, 2012.
- 3. Approve Mobile Band Shell Agreement-** Marshalltown Fireworks Committee has submitted a rental agreement for the Mobile Band Shell to be placed at the Central Iowa Fairgrounds for the Fourth of July Celebration on Wednesday, July 4, 2012.
- 4. Approve Personnel Actions:**
 - a) Change of Status for **Armando Estrada**, probation period completed, change rate of pay and status, Secondary Road, full time, change status from Truck Driver 1 to Truck Driver 2, change rate of pay from \$20.17/hr. to \$20.47/hr., effective June 20, 2012.
 - b) Change of Status for **Pete Hutzell**, probation period completed, change rate of pay and status, Secondary Road, full time, change status from Truck Driver 1 to Truck Driver 2, change rate of pay from \$20.17/hr. to \$20.47/hr., effective June 20, 2012.
- 5. File Clerk of District Court Report –**
Jan-12-General Supplemental Fund 10% Surcharge - \$802.05
Feb-12-General Supplemental Fund 10% Surcharge - \$1,204.42
May-12-General Supplemental Fund 10% Surcharge - \$1,036.17
- 6. 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 June; the June list of claims will be a part of the first meeting in July.

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

7. Request for Subdivision Variance from Veren Farms Inc., SV 12-02--Discussion and possible action on a request from Veren Farms Inc. for property legally described as: 4-84-19 SW SW except Parcel A of the 5th P.M., parcel pin #06-04-300-005 within Marshall County, Iowa for a subdivision variance from Article III, Section 3 of the Marshall County Platting Subdivision Ordinance of Marshall County.

Motion by Adams, second by Grabenbauer, after recommendation from the Marshall County Zoning Commission to approve the subdivision variance to Article III, Section 3 of the Platting and Subdivision Ordinance and allow a plat of survey to be filed in lieu of a subdivision. The property involved is: 4-84-19, SW SW except Parcel A of the 5th P.M., parcel pin #06-04-300-005 within Marshall County, Iowa

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

8. Request for Subdivision Variance from Whitaker Farms, Inc., SV 12-03--Discussion and possible action on a request from Whitaker Farms, Inc. for property legally described as: 07-84-20 NE SW except Parcel B of the 5th P.M., parcel pin #05-07-400-007 within Marshall County, Iowa for a subdivision variance from Article III, Section 3 of the Marshall County Platting Subdivision Ordinance of Marshall County.

Motion by Adams, second by Grabenbauer, after recommendation from the Marshall County Zoning Commission to approve the subdivision variance to Article III, Section 3 of the Platting and Subdivision Ordinance and allow a plat of survey to be filed in lieu of a subdivision. The property involved is: 07-84-20 NE SW except Parcel B of the 5th P.M., parcel pin #05-07-400-007 within Marshall County, Iowa.

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

9. Iowa Department Natural Resources—Lynette Seigley, coordinator for Project AWARE, the DNR's volunteer weeklong river clean up project provided information regarding the event and answered questions.

10. Animal Rescue League Agreement— Discussion and consideration of contract between the Animal Rescue League of Marshalltown and the Marshall County Board of Supervisors.

Motion by Grabenbauer, second by Adams to table any revisions to the Agreement.

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

11. New Hire-Information Services Dept.-Discussion and possible action on the new hire Stuart J. Zurcher, Information Services, Web Developer, fulltime, at \$21.63/hr., effective June 25, 2012.

Motion by Adams, second by Thompson to approve new hire.

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

12. Resolution 2012-0022

Appropriation of Funds-FY 2012-13 Resolution-- Whereas, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2012, in accordance with Section 331.434(6), Code of Iowa; Now Therefore Be It Resolved by the Board of Supervisors of Marshall County, Iowa, as follows:

<u>Department</u>	<u>Appropriation</u>
#01 Supervisors	174,690
#02 Auditor	701,790
#03 Treasurer	638,006
#04 County Attorney	1,061,130
#05 Sheriff	5,101,710
#07 Recorder	276,590
#08-Buildings and Grounds	1,182,358
#09 Zoning	54,410
#15 Information Systems	592,385
#16 GIS	181,835
#19 General Assistance	21,300
#20 County Engineer	6,304,000
#21 Veteran Affairs	77,660
#22 County Conservation	448,358
#23 Local Health Board	355,820
#24 Weed Eradication	74,348
#25 Dept of Human Services	163,176
#28 Medical Examiner	65,850
#31 District Court	400,200
#33 County Library Contract	69,442
#40 Harvester TIF	248,700

#42 Gateway TIF	42,500
#60 Mental Health Administration	4,104,650
#70 Local Emergency Management	19,686
#84 County Capital Building	160,000
#99 Nondepartment	1,708,632
Total	\$24,229,226

Section 1. The amounts itemized by department are hereby appropriated from the resources of the County to the department or officer listed.

Section 2. Subject to the provisions of other county procedures and regulations and applicable state law, these appropriations shall constitute authorization for the department or officer listed to make expenditures or incur obligations effective July 1, 2012.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2012-13 budget year the Auditor shall ascertain that the available resources of a fund or department for that year will be less than said fund's or department's total appropriations, the Auditor shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations, each of which shall indicate the amount of appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status to the applicable departments and officers monthly during the 2012-13 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2013.

Dated at Marshalltown, Iowa, this 19th day of June, 2012.

Motion by Adams, second by Grabenbauer, to adopt the resolution set out above.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

13. Resolution 2012-0023

Advance Issuance of Payments-Resolution--

The Board of Supervisors, pursuant to Section 331.506 (3a and b), Code of Iowa, may authorize the County Auditor to issue payment when said Board is not in session for the following purposes:

1. Fixed charges including but not limited to, freight, express, postage, water, light, and telephone service or contracted services, after a bill is filed with the auditor.

2. Salaries and payrolls if the compensation has been fixed or approved by the Board. The salary or payroll shall be certified by the officer or supervisor under whose direction or supervision the compensation is earned.

Therefore Be It Resolved to authorize the County Auditor to issue payments for the aforementioned when said Board is not in session.

Be it further resolved, all bills paid under provisions of Section 331.506 (3a and 3b), Code of Iowa, shall be submitted to the board for review and approval following the payment.

Dated at Marshalltown, Iowa, this 19th day June, 2012.

Motion by Adams, second by Grabenbauer, to adopt this Resolution.

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

14. Marshall County Employee Dental Benefit Plan—Discussion and action on the July 1, 2012 through June 30, 2013 renewal with Delta Dental Plan of Iowa.

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

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

15. Marshall County Community Services-Provider and Program Participation Agreement—Discussion and possible action on the program provider renewal agreement for Mary Greeley Medical Center effective July 1, 2012 through June 30, 2013. This agreement is for involuntary commitments for mental health and substance abuse. This is a renewal agreement and the rates are the same as FY12.

Motion by Adams, second by Grabenbauer to approve this agreement.

This agreement is for involuntary commitments for mental health and substance abuse. This is a renewal agreement and the rates are the same as FY12.

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

16. Resolution 2012-0024-Designating a STOP Intersection and Erecting STOP Signs--

Whereas, The Board of Supervisors is empowered under authority of Sections 321.236, 321.255 and 321.345 of the 1997 Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect STOP signs at one or more entrances to such intersection.

Now, Therefore Be It Resolved by the Marshall County Board of Supervisors that the following secondary road approach be designated as a “STOP APPROACH” and that a STOP sign shall be erected accordingly:

STOPPING EASTBOUND AND WESTBOUND TRAFFIC ON 125TH STREET AT THE
INTERSECTION OF KNAPP AVENUE AND 125TH STREET IN THE EAST HALF OF
SECTION 14, T85N, R19W, LISCOMB TOWNSHIP.

Dated at Marshalltown, Iowa, this 19th day of June 2012.

Motion by Adams, second by Grabenbauer to adopt this Resolution.

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

17. Secondary Road-Equipment Purchase--Discussion and possible action on the purchase of a John Deere 772G Motor Grader. The purchase price is \$208,812 with the trade allowance on the Secondary Road 1191 Cat 140G. This will be paid from the FY13 Secondary Road Department Equipment Fund

Motion by Thompson, second by Grabenbauer to approve the purchase of a John Deere 772G Motor Grader.

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

18. Liquor License-Class C Liquor License with Sunday Sales Privilege and Outdoor Service—request from West Marshall Golf Course Association, d/b/a Lincoln Valley Golf, for renewal of their Class “C” Liquor License including Sunday Sales Privilege and Outdoor Service, effective 6-30-2012 to 6-29-2013.

Motion by Adams, second by Grabenbauer, to approve the renewal request.

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

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

20. Adjournment--The next regular meeting is June 29, 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, June 21, 2012, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:15 a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder