

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

MINUTES

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

Pledge of Allegiance

1. Approval or Amendment of Agenda—

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

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

Consent Agenda:

2. Approve Minutes--from Regular Session of June 29, 2012.

3. Accept Recorder's Quarterly Report-3-12

Records Management Fund	\$1,693.00
E-Commerce Fund	\$1,693.00
General Basic Fund	\$54,759.36

4. Manure Management Plan Annual Update- PLA, LLC, PLA Site, id #63758, has made the following changes to their MMP: added acres and using manure analysis for determining application rates when applying manure. The MMP update has been received and placed on file.

5. Approve Personnel Actions:

a.) Change of Status for **Rick Sawyer**, change rate of pay and status, Secondary Road, full time, change status from Truck Driver II to Truck Driver III, change rate of pay from \$20.47/hr. to \$21.07/hr. effective July 7, 2012.

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 July; the July list of claims will be a part of the first meeting in August.

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

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

7. Resolution No. 2012-0025

RESOLUTION APPROVING 28E AGREEMENT WITH THE CITY OF MARSHALLTOWN AND AUTHORIZING PARTICIPATION IN THE LEAD HAZARD CONTROL PROGRAM FUNDED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR PURPOSE LEAD HAZARD CONTROL WORK IN MARSHALL, TAMA AND HARDIN COUNTIES

WHEREAS the City of Marshalltown (hereinafter referred to as the “City”), State of Iowa, is a political subdivision organized and existing under the law and the Constitution of the State of Iowa (the “State”); and

WHEREAS the City Housing & Community Development Department applied for a grant in the amount of \$2,500,000 from the U.S. Department of Housing and Urban Development (HUD) in 2012 for Marshall, Tama and Hardin Counties; and

WHEREAS HUD has awarded the City a Lead Hazard Control Grant in the amount of \$2,480,000; and

WHEREAS Marshall County finds that participation in the program will be beneficial to Marshall County residents to create lead safe housing.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS FOR MARSHALL, IOWA, AS FOLLOWS:

Section 1. Marshall County approves the attached 28E Agreement with the City of Marshalltown to participate in the lead hazard control program.

Section 2. This Resolution shall be in full force and effect from and after its passage and adoption as by law required.

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

Motion by Grabenbauer, second by Adams to adopt Resolution 2012-0025, a 28E Agreement with the City of Marshalltown to participate in the lead hazard control program in Marshall, Tama and Hardin Counties.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

8. Resolution No. 2012-0026

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF MARSHALL COUNTY
APPROVING PARTICIPATION IN MENTAL HEALTH AND DISABILITY
SERVICES REGIONAL PLANNING**

WHEREAS, The Iowa Legislature has passed and the Iowa Governor has signed SF2315 An Act relating to Redesign of Publicly Funded Mental Health and Disability Services; and

WHEREAS, SF2315 expresses the intent of the legislature that Mental Health and Disability Services shall be provided by counties operating together as Regions; and

WHEREAS, the Marshall County Board of Supervisors finds it in the public's best interest to make informed decisions on entering into a Region based on sound planning; and

WHEREAS, the Counties in Central Iowa have begun planning for the Development and Delivery of Mental Health and Disability Services through a Regional Structure:

BE IT RESOLVED that Marshall County commits to participate in the planning and development of this MH/DS Region in Central Iowa including the counties who have agreed to participate.

BE IT FURTHER RESOLVED that Marshall County hereby authorizes the county CPC to attend and participate in all planning meetings throughout the planning process.

BE IT FURTHER RESOLVED that Marshall County understands that this is for planning purposes and the decision to join a region would be made when a final 28E agreement has been received.

PASSED AND ADOPTED this 3rd day of July 2012.

Motion by Adams, second by Grabenbauer to adopt this Resolution of the Board of Supervisors of Marshall County Approving Participation in Mental Health and Disability Services Regional Planning.

Chairperson Board of Supervisors

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Board of Supervisors of Marshall County, Iowa, at a regular meeting held on 7/3/2012, by the following vote:

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

ATTEST:

Clerk to the Board

9. Secondary Road Dept.—Discussion and possible action on the approval of rental of Case 580 Super N Backhoe from Titan Machinery, Des Moines. The backhoe is for Secondary Road use on crossroad and driveway culverts, tile repairs and short ditch cleaning projects. This backhoe rental will be paid out of FY13 Secondary Road Dept. Equipment Budget.

Motion by Grabenbauer, second by Adams to approve rental of a backhoe for Secondary Road use. Rental fee is \$1,900.00/mo beginning July 5, 2012 and is 2 mos. in duration.

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

10. Public Forum—Supervisor Grabenbauer reminded everyone of 4th of July fireworks tomorrow at 9:34 p.m.

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

Denny Grabenbauer
Bord of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

**28E COOPERATIVE AGREEMENT BETWEEN THE CITY OF
MARSHALLTOWN AND MARSHALL COUNTY FOR ADMINISTRATION OF
A LEAD HAZARD CONTROL GRANT PROGRAM FUNDED BY THE U.S.
DEPARTMENT OF HOUSING & URBAN DEVELOPMENT**

THIS AGREEMENT made and entered into this _____ day of _____ 2012, (the "Agreement") by and between the City of Marshalltown, Iowa (the City) and Marshall County, Iowa, (the County), known as ("the Parties") WITNESSETH:

WHEREAS, the City was awarded a Lead Hazard Control Grant in the amount of \$2,480,000 to assist 125 low-income housing units in Marshall, Tama and Hardin Counties; and

WHEREAS, it is in the best interest of the City and the County to enter into this cooperative agreement.

THEREFORE, IN CONSIDERATION of the recitals, representation, covenants and agreements set forth herein, the Parties hereby represent, covenant and agree as follows:

1. The City agrees to handle all administrative responsibilities related to the grant including all reporting requirements.
2. The City will be responsible for all financial transactions, reporting and auditing related to the grant.
3. Program staff will be considered City employees.
4. Assistance will be available to low-income homeowners and rental property owners housing low-income tenants to make housing units lead safe.
5. The County agrees to support the program by providing a matching contribution in the amount of Five Thousand dollars (\$5,000) either through cash contributions or in-kind contributions.
6. The Agreement shall run for a term of thirty-six (36) month from the date of this Agreement.
7. The Agreement may be modified upon agreement and written approval by the Parties.
8. Any notice, demand, or communication to be given pursuant to this Agreement shall be in writing and mailed by certified mail, postage prepaid and properly addressed to the Parties as follows:

City of Marshalltown
City Clerk
24 North Center Street
Marshalltown IA 50158

Marshall County
Board of Supervisors
Marshall County Courthouse
1 E Main Street
Marshalltown IA 50158

9. This Agreement when executed shall be filed with the Secretary of State to become effective as required by the Code of Iowa.

IN WITNESS THEREOF, the parties hereto have caused this Agreement to be executed as of the day and year first above written.

Signed this ____ day of _____, 2012.

CITY OF MARSHALLTOWN

ATTEST:

Gene L. Beach, Mayor

Shari L. Coughenour, City Clerk

MARSHALL COUNTY

ATTEST:

Chairperson, Marshall County
Board Of Supervisors

Marshall County Auditor &
Recorder, as Secretary Of The Board
of Supervisors

