

**Marshall County Board of Supervisors
Regular Session April 9, 2013, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, April 9, 2013, at 9:00 a.m. in meeting room #2, Courthouse, 3rd Floor, NE corner with all 3 members present.

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-Aye	Grabenbauer-Aye	Adams-Aye
	Chairman	Member	Vice Chairman

2. Years of Service Recognition-Rex Jennings-35 years, Ted Kamatchus-25 years, Travis Case-5 years, Corby Robbins-5 years

Consent Agenda:

- 3. Approve Minutes**--from Regular Session of March 26, 2013.
- 4. Approve Public Event Held on County Property**—Oktemberfest Inc. requests permission to hold “Oktemberfest” activities on the Courthouse grounds Thursday, September 26th, 2013 through Sunday, September 29th, 2013. A mobile band shell rental agreement has also been submitted.
- 5. Approve Public Event Held on County Property**—FARST Foundation & Full Tilt Riders MC requests permission to use the Courthouse grounds and electricity to host an event “Walk a Mile in Her Shoes” on Saturday, May 11, 2013 from 1-4 p.m. The walk will begin and end at the Courthouse. Proceeds from sponsored walkers in the event will benefit Domestic Violence Alternatives/Sexual Assault Center serving Marshall, Jasper, Poweshiek, & Tama Counties.
- 6. Approve Public Event Held on County Property**— Marshalltown Central Business District is requesting the use of the Courthouse grounds for Springtime Extravaganza(formerly Garden Extravaganza) Saturday, May 4, 2013, 9:00 a.m. to 2:00 p.m.
- 7. Manure Management Plan Update**-Bill Havelka Site 3, id no. 62692, annual update report received and placed on file with no changes made to the MMP
- 8. Manure Management Plan Update**-Bill Havelka Site 3, id no. 64515, annual update report received and placed on file with no changes made to the MMP
- 9. Manure Management Plan Update**-J.T. Farms East, id no. 63208, annual update report received and placed on file with no changes made to the MMP
- 10. Manure Management Plan Update**-TriOak Foods, Marco Pork LP, id no. 61016, annual update report received and placed on file with updated soil tests and P-Index.

- 11. Manure Management Plan Update**-Aaron Borton, id no. 65862 manure management plan update received and placed on file. No changes have been made to MMP.
- 12. File Clerk of District Court Report-3-13** - General Supplemental Surcharge-\$1,353.89
- 13. Board of Supervisors Appointments - Commencing January 1, 2013**-Central Iowa Recovery (CIR) Board Representative-Deane Adams-1 year term
- 14. Approve Personnel Actions:**
a) Hire, **Jessica Ann Lampe**, Sheriff's Office, Jailer, fulltime, at \$16.66/hr., effective April 15, 2013
- 15. 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 April; the April list of claims will be a part of the first meeting in May.

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

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

16. Public Finance Discussion – Chip Schultz and Michael Maloney; Ruan Securities addressed the Board regarding an analysis they prepared to show funding options for future public projects in Marshall County.

17. Resolution #2013-0020

**Resolution - 2012 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 2012 taxes, payable 2013-2014.

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 9th day of April, 2013.

Motion by Grabenbauer, second by Adams to adopt this Resolution #2013-0020 and authorize the Chairman to sign letters of disallowance.

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

_____ Dave Thompson Board of Supervisors, Chairman	Attest: Dawn Williams Marshall County Auditor and Recorder
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18. 2013 Marshall County Noxious Weed Control Resolution—

Resolution #2013-0021

Whereas, noxious weeds can reduce crop yields by competing for light, water, and soil nutrients; decrease crop value and market ability; serve as hosts for certain economic insects and disease pathogens; directly affect human and animal health; and detract from the aesthetic value of real property, and

Whereas, In accordance with the **Iowa Weed Law**, landowners and persons in possession or control of any Marshall County lands, rural or urban, should destroy noxious weeds before they bloom or reach their maturity. They can be destroyed by cutting, burning or chemical treatment and;

Whereas, the Code of Iowa provides that if the owner or persons in control of lands fail to comply, the county weed commissioner can order the noxious weeds destroyed and the cost of such will be assessed against the landowner.

Whereas, the Marshall County Board of Supervisors desires to implement an effective noxious weed control program for the 2013 growing season in Marshall County

Now, Therefore, Be It Resolved, that the following shall constitute the 2012 Marshall County Noxious Weed Control Program;

1. The following noxious weeds must be destroyed before going to seed and as often as necessary thereafter to prevent seed production:
Curly (Sour) Dock, Hoary Cress, Leafy Spurge, Perennial Peppergrass, Red (Sheep) Sorrel, Smooth (Pale) Dock, Quackgrass, Buckthorn, Musk Thistle, Buckhorn Plantain, Russian Knapweed, Canadian Thistle, Shattercane and Wild Mustard, Field Bindweed, Poison Hemlock, Wild Carrot, Bull Thistle, Cocklebur, Horse (Bull) Nettle, Perennial Sowthistle, Puncturevine, Tall Thistle, Teasel, Velvetleaf (butterprint), Wild Sunflower and Multiflora Rose.
2. Marshall County will conduct a roadside weed management spraying program again this year. The county will blanket spray for thistles, wild carrot and wild mustard specifically, and other noxious weeds found in high concentrations generally in the roadsides and areas of county ownership over eight townships in the east half of the county in mid to late May or early to mid June.
3. In mid to late August the county will conduct a spot spray program in the west half of the county for all thistle varieties as well as poison hemlock, wild carrot and wild mustard

specifically, and other noxious weeds found in high concentrations generally in the roadsides and areas of the county owned by the county.

4. The county may also conduct a separate spray program on areas of dense populations of Leafy Spurge in selected areas along Summit St. Rd. and Sand Rd.

5. Any person seeking to have their land exempted from the county spray program may ask the county to skip their property. This requires filing a proper description with the county which will be placed on the County “Do Not Spray” map. This also requires placement of the County “Do Not Spray” placards at each end of the area not to be sprayed. There is a fee of \$10.00 per area requested to not be sprayed.

Be It Further Resolved that this 2013 Noxious Weed Control Program shall become effective upon its adoption by the Marshall County Board of Supervisors.

Dated at Marshalltown, Iowa, this 9th day of April, 2013.

Motion by Adams, second by Grabenbauer, to approve this Resolution #2013-0021.

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

Attest:

Denny Grabenbauer
Board of Supervisors, Chairman

Dawn Williams
Marshall County
Auditor and Recorder

19. Secondary Road –Award Project STP-S-C064(117)—5E-64 Contract—Discussion and possible action on the award of the contract with OMG Midwest, Inc. D/B/A Cessford Construction Co. of Des Moines, IA in the amount of \$1,702,106.30. This project consists of Cold In-Place Recycling and HMA Resurfacing of 290th St (E-63) from IA Highway 14, 6.75 miles east to IA Highway 146. This project is funded with STP and Farm to Market Funds. This project was let at the DOT in Ames, Iowa on March 19, 2013.

Motion by Grabenbauer, second by Thompson, to award this contract and authorize the Chairman to sign the contracts and bond after submittal of approved documents.

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

20. Secondary Road –Award of FM-C064(118)—55-64 Contract—Discussion and possible action on the award of the contract with OMG Midwest, Inc. D/B/A Cessford Construction Co. of Des Moines, IA in the amount of \$611,348.74. This project consists of Cold In-Place Recycling and HMA Resurfacing of Iowa Ave. from Parker Ave, 1.85 miles west to the ramps of IA Highway 30. This project is funded with Farm to Market Funds. This project was let at the DOT in Ames, Iowa on March 19, 2013.

Motion by Adams, second by Grabenbauer, to award this contract and authorize the Chairman to sign the contracts and bond after submittal of approved documents.

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

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

22. Adjournment--The next regular session is April 23, 2013, 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**, April 18, 2013, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:01 a.m.

Dave Thompson
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder