

**Marshall County Board of Supervisors
Regular Session May 6, 2014, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, May 6, 2014, 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 Grabenbauer, second by Adams, to approve the agenda as printed.

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

2. Resolution #2014-0030

**Resolution Ratifying, Confirming and
Approving Publication of Notice of Public Hearing**

Motion by Adams, second by Grabenbauer, to adopt Resolution #2014-0030, Resolution Ratifying, Confirming and Approving Publication of Notice of Public Hearing.

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

Dave Thompson
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

**3. LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$200,000
GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2014, Public
Hearing**

The Board of Supervisors of Marshall County, State of Iowa, met in regular session, in the Marshall County Courthouse, 1 East Main Street, Marshalltown, Iowa, at 9:00 o'clock A.M., on the above date. There were present Chairperson Thompson, in the chair, and the following named Board Members:

Deane Adams, Vice Chairman

Denny Grabenbauer, Member

The Chairperson announced that this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, Series 2014A, in order to pay costs of constructing, remodeling, equipping and furnishing improvements to the County Courthouse, such costs being in addition to the \$550,000 previously authorized, an essential county purpose, and that notice of the proposed action by the Board to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes, had been published pursuant to the provisions of Sections 331.402, 331.441, and 331.443 of the Code of Iowa, as amended.

The Chairperson then asked the Auditor whether any written objections had been filed by any county resident or property owner to the proposal. The Auditor advised the Chairperson and the Board that no written objections had been filed. The Chairperson then called for oral objections to the proposal and none were made.

Whereupon, the Chairperson declared the time for receiving oral and written objections to be closed.

Motion by Grabenbauer, second by Adams to close the hearing.

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

4. Resolution #2014-0031

Resolution Instituting Proceedings to Take Additional Action

Motion by Grabenbauer, second by Adams, to adopt Resolution #2014-0031, Instituting Proceedings to Take Additional Action.

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

Dave Thompson Board of Supervisors, Chairman	Attest:	Dawn Williams Marshall County Auditor and Recorder
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5. Resolution #2014-0032

**Resolution Ratifying, Confirming and
Approving Publication of Notice of Public Hearing**

Motion by Adams, second by Grabenbauer, to adopt Resolution #2014-0032, Resolution Ratifying, Confirming and Approving Publication of Notice of Public Hearing.

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

Dave Thompson Board of Supervisors, Chairman	Attest:	Dawn Williams Marshall County Auditor and Recorder
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**6. AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF
NOT TO EXCEED \$200,000 GENERAL OBLIGATION CAPITAL LOAN
NOTES, SERIES 2014, Public Hearing**

The Board of Supervisors of Marshall County, State of Iowa, met in regular session, in the Marshall County Courthouse, 1 East Main Street, Marshalltown, Iowa, at 9:00 o'clock A.M., on the above date. There were present Chairperson Thompson, in the chair, and the following named Board Members:

Deane Adams, Vice Chairman
Denny Grabenbauer, Member

The Chairperson announced that this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$200,000 General Obligation Capital Loan Notes, Series 2014, in order to pay costs of constructing, remodeling, equipping and furnishing improvements to a public building, including tuck point, at the Sheriff's Office/Administration building, an essential county purpose, and that notice of the proposed action by the Board to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes, had been published pursuant to the provisions of Sections 331.402, 331.441, and 331.443 of the Code of Iowa, as amended.

The Chairperson then asked the Auditor whether any written objections had been filed by any county resident or property owner to the proposal. The Auditor

advised the Chairperson and the Board that no written objections had been filed. The Chairperson then called for oral objections to the proposal and none were made.

Whereupon, the Chairperson declared the time for receiving oral and written objections to be closed.

Motion by Adams, second by Grabenbauer to close the hearing.

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

7. Resolution #2014-0033

Resolution Instituting Proceedings to Take Additional Action

Motion by Grabenbauer, second by Adams, to adopt Resolution #2014-0033, Instituting Proceedings to Take Additional Action.

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

_____ Dave Thompson Board of Supervisors, Chairman	Attest:	_____ Dawn Williams Marshall County Auditor and Recorder
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8. Resolution #2014-0034

**RESOLUTION APPROVING THE
PRELIMINARY OFFICIAL STATEMENT FOR
\$1,225,000 GENERAL OBLIGATION CAPITAL
LOAN NOTES, SERIES 2014A**

WHEREAS, a preliminary form of Official Statement has been prepared for the purpose of the issuance of \$1,225,000 General Obligation Capital Loan Notes, Series 2014A; and

WHEREAS, it is appropriate that the form of the Preliminary Official Statement be approved and deemed final and, upon completion of the same, that the Preliminary Official Statement be used in connection with the issuance of the Notes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF
SUPERVISORS OF MARSHALL COUNTY, IOWA:

Section 1. The Preliminary Official Statement, in the form presented to this meeting, be and the same is hereby approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the County Auditor, shall determine to be appropriate, and is authorized to be distributed thereafter in connection with the offering of the Notes for sale.

Motion by Grabenbauer, second by Adams, to adopt Resolution #2014-0034, Resolution Approving the Preliminary Official Statement for \$1,225,000 General Obligation Capital Loan Notes, Series 2014A.

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

Dave Thompson
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

9. Resolution #2014-0035

Resolution Directing the Acceptance of a Proposal to Purchase \$1,210,000 General Obligation Capital Loan Notes, Series 2014A.

WHEREAS, Marshall County, sometimes hereinafter referred to as the County, is a political subdivision duly incorporated, organized and existing under and by virtue of the Constitution and laws of the State of Iowa; and

WHEREAS, it is deemed necessary that the County should enter into a Loan Agreement and borrow the amount of \$1,210,000 as authorized by Sections 331.402, 331.441, and 331.443, Code of Iowa as amended; and

WHEREAS, a proposal has been received from Northland Securities, Inc. of Minneapolis, Minnesota; and

WHEREAS, it is the intention of this Board of Supervisors to enter into a Loan Agreement in accordance with said proposal dated May 6, 2014:

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF MARSHALL COUNTY, STATE OF IOWA:

Section 1. That this Board of Supervisors does hereby accept the attached proposal of Northland Securities, Inc. of Minneapolis, Minnesota, and takes additional action to permit the entering into of a Loan Agreement.

Section 2. The Chairperson and County Auditor are authorized and directed to proceed on behalf of the County to enter into such Loan Agreement, to negotiate the final terms of a Loan Agreement to take all action necessary to permit the entering into of a Loan Agreement on a basis favorable to the County and acceptable to the Purchaser, and to proceed to meet the conditions of this accepted proposal.

Motion by Adams, second by Grabenbauer, to adopt Resolution #2014-0035, Resolution Directing the Acceptance of a Proposal to Purchase \$1,210,000 General Obligation Capital Loan Notes, Series 2014A.

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

Dave Thompson
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder

Consent Agenda:

- 10. Approve Minutes**--from Regular Session of April 22, 2014.
- 11. Manure Management Plan Update**—Tamco Pork II, LLC, id no 58267, manure management plan update received and placed on file. No changes have been made to MMP.
- 12. Approve Personnel Actions:**
 - a.) Re-Hire, **Richard Monroe**, Secondary Road Department, temporary part time as needed, at \$19.31/hr., effective June 2, 2014
 - b.) Change of Status and Change of Rate of Pay, **Jill Tompkins**, Change of Status from Lead Universal Clerk(Treasurer's Office) to Administrative Assistant(Marshall County Engineer's Office), full-time, change rate of pay from \$16.21/hr. to probationary wage \$17.85/hr., effective May 19, 2014.
 - c.) Change of Status and Change of Rate of Pay, **Shelia Armstrong**, Marshall County Engineer's Office, change of status from Office Assistant to Administrative Assistant, full-time, change rate of pay from \$16.85/hr. to \$17.85/hr., effective May 7, 2014.
- 13. Appointment-Commencing May 6, 2014:**

- a. **Judicial Magistrate Appointing Commission** – Kevin Dull to fill the unexpired term of Robert B. Benner. Said term expires December 31, 2016.

- 14. 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 May; the May list of claims will be a part of the first meeting in June.

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

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

- 15. Request for Funding/Cost Reduction-** Discussion on a request from Lynn Borton, Mayor of the City of Albion and Councilmember Todd Kelley to request funding /cost reduction acquiring two properties located within the city limits of Albion, IA. The 2 properties are located at:

Pin number #[0706408005](#) - tax sales certificate #S2202 104 N. Main St., Albion, IA

Pin number #[0706414002](#) - tax sales certificate #S2240 300 E. Marshall St., Albion, IA

- 16. Secondary Road-Equipment Purchase-**Discussion and possible action on the purchase of dump bodies and snow removal equipment from Henderson Truck Equipment of Manchester, Iowa for \$66,046.00 for each truck in the total amount of \$132,092.00, for the recently ordered tandem axle trucks.

Motion by Adams, second by Grabenbauer to approve the purchase of dump bodies and snow removal equipment from Henderson Truck Equipment of Manchester, Iowa for a total of \$132,092.00, for the recently ordered tandem axle trucks for secondary road use.

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

- 17. Secondary Road –Award of BROS-C064(103)—8J-64 Contract**—Discussion and possible action on to award of the contract with Peterson Contractors, Inc. of Reinbeck, IA in the amount of \$365,773.02. This project consists of the replacement of Bridge J-10 on Parker Ave. just N. of 255th St. This project is funded with Bridge Replacement and Farm to Market Funds. This project was let at the DOT in Ames, Iowa on April 15, 2014.

Motion by Grabenbauer, second by Adams to award this contract to Peterson Contractors, Inc. of Reinbeck, Iowa in the amount of \$365,773.02 and authorize the Chairman to sign the contracts and bond after submittal of approved documents.

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

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

19. Adjournment--The next regular session is May 20, 2014, 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**, May 15, 2014, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:55 a.m.

Dave Thompson
Board of Supervisors, Chairman

Attest:

Dawn Williams
Marshall County
Auditor and Recorder