

**Marshall County Board of Supervisors  
Regular Session February 24, 2015, at 9:00 a.m.**

**MINUTES**

The Board met in regular session on Tuesday, February 24, 2015, at 9:00 a.m. in the Courthouse, meeting room #2, NE corner, 3<sup>rd</sup> floor with all 3 members present.

**Pledge of Allegiance**

**1. Approval or Amendment of Agenda—**

Motion by Thompson, second by Patten, to approve the agenda as printed.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

**2. Master Matrix-Kevin Blood Dairy Farms Construction Permit Application, Public Hearing, Facility Id#60101--**

At the public hearing, any resident may present objections to or arguments in favor of a construction permit application of an existing permitted animal confinement feeding operation for Kevin Blood Dairy Farms.

There was no written comments, questions, or objections on file in the County Auditor's Office on the construction permit application of an existing animal feeding operation for Kevin Blood Dairy Farms.

Of the 15 individuals attending the public hearing, 1 individual presented oral comments, questions or objections.

Motion by Patten, second by Thompson to close the hearing.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

**3. Resolution #2015-0010**

**RESOLUTION-Master Matrix -Kevin Blood Dairy Farms Application for Construction Permit on an existing Animal Confinement Feeding Operation, Facility ID#60101—**The construction permit application of existing animal confinement feeding operation from Kevin Blood Dairy Farms was published in the Marshalltown Times-Republican, Marshalltown, Iowa on February 17, 2015, and the Mid Iowa Enterprise, State Center, Iowa on February 19, 2015; and

There was no written comments, questions, or objections on file in the Auditor's Office and 15 individuals attended the public hearing. There was 1 comment(s), question, or objection at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors to recommend approval by the Department of Natural Resources on the construction permit application of the existing animal confinement feeding operation from Kevin Blood Dairy Farms.

Dated at Marshalltown, Iowa this 24th day of February, 2015.

Motion by Thompson , second by Patten, to adopt Resolution 2015-0010, Master Matrix -Kevin Blood Dairy Farms Application for Construction Permit on an existing Animal Confinement Feeding Operation, Facility ID#60101.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

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Denny Grabenbauer  
Board of Supervisors, Chairman

Attest:

\_\_\_\_\_  
Deanne Raymond  
Marshall County  
Auditor and Recorder

#### **4. 2014-15 Budget Amendment, Public Hearing—**

At the public hearing, any resident may present objections to or arguments in favor of any part of the amendment to the current 2014-15 county budget.

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office. Of the 15 individuals attending the public hearing, no individual presented oral comments, questions, or objections.

Motion by Patten, second by Thompson, to close the public hearing.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

#### **5. Resolution #2015-0011 - 2014-15 Budget Amendment—**

The proposed 2014-15 budget amendment was published in the Marshalltown Times-Republican and the State Center Mid-Iowa Enterprise on February 12, 2015; and

There were no written comments, questions, or objections on file in the Auditor and Recorder's Office, and there were 15 individuals attending the public hearing. There were no oral comments, questions, or objections at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors that the 2014-15 county budget amendment be adopted and the County Auditor and Recorder be authorized to certify and file the budget amendment as published and presented at the hearing.

Dated at Marshalltown, Iowa this 24<sup>th</sup> day of February, 2015.

Motion by Patten, second by Thompson, to adopt Resolution #2015-0011, 2014-15 Budget Amendment.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

|                                                              |                                                                                   |
|--------------------------------------------------------------|-----------------------------------------------------------------------------------|
| _____<br>Denny Grabenbauer<br>Board of Supervisors, Chairman | Attest:<br><br>_____<br>Deanne Raymond<br>Marshall County<br>Auditor and Recorder |
|--------------------------------------------------------------|-----------------------------------------------------------------------------------|

**6. Resolution #2015-0012 - Budget Decrease in Appropriation 2014-15—**

Pursuant to section 331.434(6) Code of Iowa, the Amendment to the 2014-15 County Budget proposes decreases in appropriations of more than 10%, or \$5,000, whichever is greater, to the individual departments as published in the Marshalltown Times-Republican, Marshalltown, Iowa, and the Mid Iowa Enterprise, State Center, Iowa, on February 12, 2015; and

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office. There were 15 individuals attending the public hearing, and no individual presented oral comments, questions, or objections at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors that the budget decrease in appropriations be approved as published.

Dated at Marshalltown, Iowa this 24<sup>th</sup> day of February, 2015.

Motion by Thompson, second by Patten, to adopt this Resolution #2015-0012, Budget Decrease in Appropriation 2014-15.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

|                                                              |                                                                                   |
|--------------------------------------------------------------|-----------------------------------------------------------------------------------|
| _____<br>Denny Grabenbauer<br>Board of Supervisors, Chairman | Attest:<br><br>_____<br>Deanne Raymond<br>Marshall County<br>Auditor and Recorder |
|--------------------------------------------------------------|-----------------------------------------------------------------------------------|

**7. Resolution #2015-0013 - Re-Appropriation of Funds for FY 2014-15—**

Be It Resolved that the estimated appropriations approved by the Board for the various funds and departments in the County at the beginning and during the fiscal year are adjusted to reflect the expenditures incurred and to be incurred by funds.

| <u>Department</u>             | <u>Current<br/>Appropriation</u> | <u>Re-Appropriation</u> |
|-------------------------------|----------------------------------|-------------------------|
| #01 – Supervisors             | 207,520                          | 207,520                 |
| #02 – Auditor and Recorder    | 966,500                          | 967,200                 |
| #03 – Treasurer               | 632,817                          | 632,817                 |
| #04 - County Attorney         | 1,167,920                        | 1,167,920               |
| #05 – Sheriff                 | 5,563,300                        | 5,583,300               |
| #08 – Buildings & Grounds     | 1,124,190                        | 1,132,790               |
| #09 – Zoning                  | 57,510                           | 62,910                  |
| #15 - Information Systems     | 791,758                          | 851,758                 |
| #16 – GIS                     | 189,885                          | 189,885                 |
| #19 - General Assistance      | 22,550                           | 22,550                  |
| #20 - County Engineer         | 6,492,750                        | 6,594,450               |
| #21 - Veteran Affairs         | 89,020                           | 89,020                  |
| #22 - County Conservation     | 881,246                          | 973,557                 |
| #23 - Local Health Board      | 346,870                          | 346,870                 |
| #24 - Weed Eradication        | 75,210                           | 75,210                  |
| #25 - Dept. of Human Services | 170,244                          | 170,244                 |
| #28 - Medical Examiner        | 109,250                          | 109,250                 |
| #31 - District Court          | 427,200                          | 427,200                 |
| #33 - County Library Contract | 69,442                           | 69,442                  |
| #40 – Harvester TIF           | 166,000                          | 165,000                 |
| #42 – Gateway TIF             | 36,000                           | 37,000                  |
| #60 - Mental Health Admin     | 1,959,519                        | 4,935,295               |
| #70 - Local Emergency Mgmt.   | 20,808                           | 20,808                  |
| #84 - County Capital Building | 820,000                          | 500,000                 |
| #99 - Nondepartmental         | 1,746,178                        | 1,989,109               |
| Total                         | 24,133,687                       | 27,321,105              |

Dated at Marshalltown, Iowa this 24<sup>th</sup> day of February, 2015.

Motion by Patten, second by Thompson, to adopt Resolution #2015-0013, Re-appropriation of funds for FY 2014-15.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

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Denny Grabenbauer  
Board of Supervisors, Chairman

Attest:

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Deanne Raymond  
Marshall County  
Auditor and Recorder

**8. Lease-Purchase of Vehicles, Public Hearing--**

At the public hearing, any resident may present objections to or arguments in favor of the lease-purchase of vehicles for Marshall County.

There were no written comments, questions, or objections on file in the County Auditor's Office. Of the 15 individuals attending the public hearing, no individual presented oral comments, questions or objections.

Motion by Patten, second by Thompson, to close the public hearing.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

**9. Resolution #2015-0014-Lease-Purchase Agreement and Certification of Debt—**

Whereas, it is the recommendation of the Marshall County Sheriff that patrol vehicles are in need of replacement to allow for inmate transport, proper response to county emergencies and routine patrol, and

Whereas, it is the recommendation of the Marshall County Buildings and Grounds Director that the 2000 Dodge Pickup is in need of replacement, and

Whereas the Marshall County Board of Supervisors desires to enter into lease-purchase agreements for the vehicles, and

Whereas, pursuant to Iowa Code Section 331.402 and in lieu of calling an election, a notice of a public hearing regarding the lease-purchase of vehicles was published on February 12, 2015 in the Marshaltown Times Republican and the State Center Mid-Iowa Enterprise, and

Whereas this notice referred to the right to petition for an election on the proposal to contract indebtedness and enter into lease-purchase agreement for the general county purpose of acquiring vehicles for the Buildings and Grounds Department and the Sheriff's Office, and

Whereas, a public hearing was held on February 24, 2015 regarding the purchasing of new law enforcement rated vehicles in FY16 for the Sheriff's Office and a pickup for the buildings and grounds department in an amount not to exceed \$135,000 or a term not to exceed five years.

Now, Therefore Be It Resolved by the Board of Supervisors of Marshall County, Iowa, that Marshall County authorizes and approves entering into lease-purchase agreements for a term not to exceed five years in an amount not to exceed \$135,000 and for the levy of taxes into the

debt service fund to pay the same, contingent upon the approval of the lease-purchase agreement at a later date.

A certified copy of this resolution shall be filed with the County Auditor, and the Auditor is hereby instructed to enter for collection and assess the tax hereby authorized. When annually entering such taxes for collection, the County Auditor shall include the same as a part of the tax levy for Debt Service Fund purposes and when collected, the proceeds of the taxes shall be converted into the Debt Service Fund of the County and set aside therein to be used solely and only for the payment of the principal of and interest on the lease-purchase agreement hereby authorized and for no other purpose whatsoever. The interest or principal and both of them falling due in any year or years shall, if necessary, be paid promptly from current available funds of the County in advance of taxes levied and when the taxes shall have been collected, reimbursement shall be made to such current funds in the sum thus advanced. The County hereby pledges the faith, credit, revenues and resources and all of the real and personal property of the County for the full and prompt payment of the principal of and interest on the lease-purchase agreement.

Passed and approved this 24<sup>th</sup> day of February 2015, Marshall County, Iowa.

Motion by Thompson, second by Patten, to adopt Resolution #2015-0014, Lease-Purchase Agreement and Certification of Debt.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

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Denny Grabenbauer  
Board of Supervisors, Chairman

Attest: \_\_\_\_\_  
Deanne Raymond  
Marshall County  
Auditor and Recorder

#### **10. 2015-16 Budget, Public Hearing—**

At the public hearing, any resident may present objections to or arguments in favor of any part of the proposed budget.

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office. Of the 15 individuals attending the public hearing, no individual presented oral comments, questions, or objections.

Motion by Patten, second by Thompson, to close the public hearing.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

**11. Resolution #2015-0015 - Adopt Budget and Certify Taxes for Fiscal Year 2015-16—**

The proposed 2015-16 County Budget was published in the Marshalltown Times-Republican, State Center Mid Iowa Enterprise, on February 12, 2015; and

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office; and no individual presented oral comments and questions, or objections at the hearing on February 24, 2015.

Now, Therefore, Be It Resolved that the County Budget for fiscal year 2015-16 be adopted and the County Auditor and Recorder authorized to certify and file the budget and certificate of taxes as adopted.

Dated at Marshalltown, Iowa this 24th day of February, 2015.

Motion by Thompson, second by Patten, to adopt, Resolution #2015-0015, Adopt Budget and Certify Taxes for Fiscal Year 2015-16.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

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Denny Grabenbauer  
Board of Supervisors, Chairman

Attest:

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Deanne Raymond  
Marshall County  
Auditor and Recorder

**Consent Agenda:**

**12. Approve Minutes--**from Regular Session of February 10, 2015.

**13. Manure Management Plan Update-**Breeze Hill Farms, LLC, id no. 65770, update report received and placed on file with the following changes made to the MMP; changed crop rotation or optimal yields using a manure analysis for determining application rates when applying manure.

**14. Annual Manure Management Plan Update-**BL Farms, Inc., Larsen Site, id no.67141, update received and placed on file with the following changes made to the MMP: acres added, changed crop rotation or optimum yields, using manure analysis for determining application rates when applying manure.

**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 February; the February list of claims will be a part of the first meeting in March.

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

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

#### 16. Approve Personnel Actions:

a.) Change of Status and Change Rate of Pay, **Cynthia Reutzel**, fulltime, change of Status from Auditor Office Assistant to Assistant Auditor and Recorder, Change Rate of Pay from \$16.17/hr. to \$20.92/hr., effective February 24, 2015.

Motion by Thompson, second by Patten, to approve the personnel action.

|                 |               |            |                 |
|-----------------|---------------|------------|-----------------|
| Roll call vote: | Thompson-Aye  | Patten-Aye | Grabenbauer-Aye |
|                 | Vice Chairman | Member     | Chairman        |

**17. Marshalltown Economic Development Impact (M.E.D.I.C.)** – Tom Diemerly, MEDIC Director, presented an annual update.

- Tallcorn Tower and (old )Iowa Wholesale Building Residence Updates
- Housing Study-Increased housing a priority
- Current Hospital-What are plans for the building in the distant future?
- Power Plant-Economic impact from construction
- Hobby Lobby update- Opening March 2, 2015
- Theisens-adding 40,000 sq ft of retail space
- **JBS-A 5million dollar upgrade to JBS water treatment**
- Menards- Building a manufacturing campus and distribution service
- Skilled Iowa Initiative

**18. Public Forum**— is a time set aside for the public to make comments on topics of County business other than those listed on this agenda. No action will be taken on any of these topics brought up in the public forum.

**19. Adjournment**--The next regular session is March 10, 2015, 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** March 5, 2015, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:01 a.m.

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Denny Grabenbauer  
Board of Supervisors, Chairman

Attest:

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Deanne Raymond  
Marshall County  
Auditor and Recorder