

**Marshall County Board of Supervisors
Regular Session May 19, 2015, at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, May 19, 2015, at 9:00 a.m. in the Courthouse, meeting room #2, NE corner, 3rd floor with all 3 members present.

1. Approval or Amendment of Agenda—

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

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

Consent Agenda:

- 2. Approve Minutes**--from Regular Session of May 5, 2015.
- 3. File Clerk of District Court Report-4-15**
General Supplemental Fund 10% Surcharge - \$1,192.94
- 4. Annual Manure Management Plan Update** - Justin Whitaker, id #66798, manure management plan update received and placed on file. No changes have been made to MMP.
- 5. Approve Request for Use of the Mobile Band Shell**- A mobile band shell rental agreement has been received from the 13th Street District Committee requesting to use the Mobile Band Shell Saturday, June 13, 2015 for entertainment to celebrate the 13th Street District Improvements.
- 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 May; the May list of claims will be a part of the first meeting in June.

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

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

7. Request Approval for Installation of 2 Natural Gas Tanks-Discussion and possible action to approve the installation of two above ground natural gas odorant (Mercaptan) tanks. These tanks will store this flammable chemical in a 3,000 and 500 gallon tank system. The two tanks will have easement at the interconnection point at the Northeast Quarter of Section 12, Township 85 North, Range 17 West of the 5th P.M., of Marshall County, Iowa. Pursuant to subrule 661 Iowa Administrative Code 221.3(3), Board approval is required prior to submittal to the State Fire Marshall Office.

Motion by Patten, second by Thompson, to approve installation of two above ground natural gas odorant (Mercaptan) tanks as part of the 13.3 mile natural gas pipeline project.

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

Resolution #2015-0024

8. First Reading of Ordinance Amendment- First Reading of Proposed Amendment No. #ZA-15-01 to the Zoning Ordinance No. 3 of Marshall County, Iowa and set a Date and Time for the Public Hearing –

Whereas, after recommendation from the Marshall County Zoning Commission, the Marshall County Board of Supervisors is considering the adoption of Amendment No. #ZA-15-01 to the Zoning Ordinance of Marshall County.

Now, Therefore, Be It Resolved, by the Marshall County Board of Supervisors that this be considered the first reading of the following proposed amendment:

This is a request to amend:

Article XXII, Section 3, Subsection C. by removing “one time in a newspaper(s) of general circulation in Marshall County” and replacing it with “at least once, not less than four nor more than 20 days before the date of the hearing in one or more newspapers which meet the requirements of Section 618.14” – and – amend

Article XXIII, Section 2, Subsection B. by removing “one time in a newspaper(s) of general circulation in Marshall County at least ten (10) days before the date of such hearing” and replace it with “at least once, not less than four nor more than 20 days before the date of the hearing in one or more newspapers which meet the requirements of Section 618.14” - and – amend

Article XXIII, Section 2, Subsection C. of the zoning Ordinance, removing “at least fifteen (15) days notice of the time and place of which shall be given by one (1) publication in a newspaper(s) of general circulation in Marshall County.” And replace it with “at least once, not less than four nor more than 20 days before the date of the hearing in one or more newspapers which meet the requirements of Section 618.14”

Reason for the amendment request: To conform the requirements of the County Zoning Ordinance with the Code of Iowa.

Be It Further Resolved that such proposed amendment shall not be effective until a public hearing is held at 9:00 a.m. on the 16th day of June, 2015, with the notice of hearing published in the Marshalltown Times Republican and the State Center Mid Iowa Enterprise, at least fifteen

(15) days prior to the above date, and the Board adopts the third reading of the proposed amendment and the amendment is published.

Dated at Marshalltown, Iowa, this 19th day of May, 2015.

Motion by Thompson, second by Patten, to approve the first reading of the Amendment No. #ZA-15-01 to Zoning Ordinance No. 3 and set the public hearing date for June 16, 2015, at 9:00a.m.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

Resolution #2015-0025

9. First Reading of Ordinance Amendment- First Reading of Proposed Amendment No. #SOA-15-01 to Platting and Subdivision Ordinance No. 10 of Marshall County, Iowa and set a Date and Time for the Public Hearing —

Whereas, after recommendation from the Marshall County Zoning Commission, the Marshall County Board of Supervisors is considering the adoption of Amendment No. #SOA-15-01 to Platting and Subdivision Ordinance #10 of Marshall County.

Now, Therefore, Be It Resolved, by the Marshall County Board of Supervisors that this be considered the first reading of the following proposed amendment:

This is a request to amend:

Article XIII, of the Marshall County Platting and Subdivision Ordinance, adding the underlined words: "The Board shall, from time to time, establish by resolution fees for the review of plats. No plat of survey, retracement, acquisition plat, DOT disposition plat or any subdivision plat shall be reviewed prior to consideration for approval unless and until said application for review and approval of the plat is accompanied by the fee, as established by resolution of the Board and as required by these regulations."

Reason for the amendment request: To clarify which instruments are required to submit a fee for review.

Be It Further Resolved that such proposed amendment shall not be effective until a public hearing is held at 9:00 a.m. on the 16th day of June, 2015, with the notice of hearing published in

the Marshalltown Times Republican and the State Center Mid Iowa Enterprise, at least fifteen (15) days prior to the above date, and the Board adopts the third reading of the proposed amendment and the amendment is published.

Dated at Marshalltown, Iowa, this 19th day of May, 2015.

Motion by Patten, second by Thompson, to approve the first reading of the Amendment No. #SOA-15-01 to Platting and Subdivision Ordinance No. 10 and set the public hearing date for June 16th, 2015, at 9:00 a.m.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

10. Rose Festival Road Race - The Central Iowa Cycling Club would like to hold a bicycle time trial and Rose Festival Stage Race in the Bangor, Iowa area on June 20 and June 21, 2015. This bicycle race will take place on various Marshall County, IA roads.

Memorandum of Cooperation

The Central Iowa Cycling Club, an Ames, IA based bicycle racing club affiliated with USA Cycling, the governing body for bicycle racing in the United States, respectfully requests the use of Marshall County, IA roads E23, E18, S52, E29, and S62 to hold the Rose Festival Stage Race, a bicycle time trial and road race, on Saturday June 20 and Sunday June 21, 2015.

This event will be run under a USA Cycling permit which includes insurance coverage for participants and for Marshall County. It will be held under the supervision of USA Cycling licensed officials who will ensure a safe and fair event for all participants.

This event will promote the sport of bicycle racing in Iowa and showcase what rural Marshall County has to offer to cyclists from around the state and surrounding states. Bicycling promotes physical fitness and a healthy lifestyle.

The Marshall County Supervisors agree that this event offers positive benefits to the county and does not present an undue danger to participants and residents and, therefore, will cooperate with the Central Iowa Cycling Club in their use of the above named roads on June 20 and 21, 2015.

Motion by Thompson, second by Patten, to approve this Memorandum of Cooperation and authorize the Chairman to sign.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

Requested by: _____
Race Promoter, Central Iowa Cycling Club

Approved: _____
Board of Supervisor, Chairman

11. Service Agreement for Marshall County Public Health and MMSC Home Care Plus Services - Discussion and possible action on approval of an agreement between Marshalltown Medical and Surgical Center (MMSC), d/b/a MMSC Home Care Plus and Marshall County Public Health, the Marshall County Board of Health, and Marshall County providing services to the residents of Marshall County and Home Care Plus service area. This agreement is effective July 1, 2015 through June 30, 2016.

Motion by Thompson, second by Patten, to approve this agreement effective July 1, 2015 through June 30, 2016 between Marshalltown Medical and Surgical Center and Marshall County for services provided to the residents of Marshall County and Home Care Plus service area.

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

12. Marshall County Employee Dental Benefit Plan—Discussion and action on the July 1, 2015 through June 30, 2016 renewal with Delta Dental Plan of Iowa.

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

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

13. Marshall County Employee Health and Prescription Drug Benefit Plan and Marshall County Employee Dental Benefit Plan—Discussion and possible action on setting the monthly rates for FY16.

Health and Prescription Drug Benefit Plan:

Single \$823.76

Employee plus one \$1,395.94

Family \$1,887.58

Dental Benefit Plan:

Single \$33.50

Employee plus one \$67.00

Family \$76.40

Motion by Thompson, second by Patten, to approve the monthly rates for FY16 as set out above.

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

14. Cigarette/Tobacco/Nicotine/Vapor Permit Application—request from Pandori Petroleum Inc/Randhawa Travel Center for a Cigarette/Tobacco/Nicotine/Vapor Permit effective July 1, 2015 through June 30, 2016.

Motion by Thompson, second by Patten, to approve this request.

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

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

16. Adjournment--The next regular session is June 2, 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** May 28, 2015, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:21 a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

