

**Marshall County Board of Supervisors
Regular Session June 28, 2016 at 9:00 a.m.**

AGENDA

The Board will meet in regular session on Tuesday, June 28, 2016, at 9:00 a.m. in the Courthouse, meeting room #2, NE corner, 3rd floor with _____ members present.

Pledge of Allegiance

Notice to the public--The Board of Supervisors welcomes comments from the public during the time allowed for discussion. You are requested to approach the microphone, state your name for the record and limit the time used to present your remarks in order that others may be given the opportunity to speak. The normal process on any agenda item is for the Chairperson to read the item from the agenda. The Board is given an opportunity to comment on the issue and/or place a motion on the floor. An opportunity for discussion may be presented at which time the public may participate and a roll call vote will follow.

1. Approval or Amendment of Agenda—

Motion by _____, second by _____, to _____ the agenda as printed.

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

Consent Agenda:

2. Approve Minutes--from Regular Session of June 14, 2016.

3. Approve Transfer of Funds—Transfer #873, a quarterly transfer from Rural Services Fund to Secondary Road Fund in the amount of \$482,500, but not to exceed the maximum allowed in Iowa code 331.429(b).

Transfer #874, an annual transfer from LOST revenue in the Rural Services Fund to the Secondary Road Fund in the amount of \$673,009.45.

Transfer #875, an annual transfer totaling \$3,035.38 from Urban Renewal Tax Revenue Fund to Low to Modern Income Housing Fund.

Transfer #876, a corrective transfer from General Basic fund to Conservation Land Acquisition Trust Fund in the amount of \$3,863.00 for Claim #363004

Transfer #877, a corrective transfer from General Basic Fund to Conservation Land Acquisition Trust Fund in the amount of \$2,411.21 for Claim #363450.

Transfer #878, a transfer of \$50,000 from County Attorney Collection Incentive Fund to General Basic Fund.

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

Motion by _____, second by _____, to _____ the consent agenda as printed.

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

5. Central Iowa Community Services- Discussion and possible action on a correction to the 2004 pay grade for the Community Services Assistant position.

Motion by _____, second by _____, to _____ the correction to the Community Services Assistant position.

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

6. Approve Personnel Actions:

a. Change Rate of Pay, Community Services Dept., **Lisa Soder**, Social Worker, full time, Change rate of pay from \$20.47/hr.to \$22.87/hr., effective July 1, 2016.

Motion by _____, second by _____, to _____ personnel action.

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

b. Re-Hire, **Richard Monroe**, Secondary Road Department, temporary part time as needed, at \$20.49/hr., effective July 5, 2016.

Motion by _____, second by _____ to _____ personnel action.

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

7. Resolution #2016-0027

**RESOLUTION TO VACATE A PORTION OF FRANKLIN ST. IN
LAMOILLE, MARSHALL COUNTY, IA
(Petition #840)**

Whereas, the Marshall County Board of Supervisors held a public hearing on June 14, 2014, to vacate the following:

All that portion of Franklin Street lying north of the North line of 2nd St to the North line of Lot 2/1 in the SE NE in Section Three in Township Eighty-three North, Range

Nineteen West of the Fifth PM extended to the Northwest corner of Lot 15 in Block C Keith's Addition to Lamoille, Marshall County, IA.

At said public hearing ____ individual presented written or oral comments, and there were ____ questions, or objections on file in the County Auditor's Office and the Board of Supervisors' Office.

Whereas, said portion of road is no longer necessary, or required for use by the public for road purposes and will not hereafter be required for construction or maintenance purposes for any road or alley.

Whereas, there were no claims for damages made and none are being awarded.

Now, Therefore, be It Resolved by the Marshall County Board of Supervisors that, all that portion of Franklin Street lying north of the North line of 2nd St to the North line of Lot 2/1 in the SE NE in Section Three in Township Eighty-three North, Range Nineteen West of the Fifth PM extended to the Northwest corner of Lot 15 in Block C Keith's Addition to Lamoille, Marshall County, IA, herein with any and all rights of Marshall County in and to the same are hereby abandoned, and Marshall County hereby disclaims any right, title, or interest in and to said road or to the use thereof for any purpose whatsoever.

Be It Further Resolved that a utility company retains its right to continue in possession of a right-of-way after vacation or sale of road right-of-way. Iowa Code section 306.22 continues rights that were in effect prior to the sale of right-of-way. Iowa Code section 478.17 assures utility companies of reasonable access and Iowa Code section 479.24 gives pipeline companies the right of eminent domain.

The Board of Supervisors hereby resolves to convey title to the above described property by Quit Claim Deed to Steve Artrip, Allen Cripps and Cheryl Hurst. The required Quit Claim Deeds are hereby approved and the Chairman of the Board of Supervisors is authorized to sign them on behalf of Marshall County.

Dated at Marshalltown, Iowa this ____ day of _____ 2016.

Motion by _____, second by _____, to _____ Resolution #2016-0027-To Vacate a Portion of Franklin St in Lamoille, Marshall County, IA, Petition #840 and authorize the chairman to sign documents.

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

8. Resolution #2016-0028

**RESOLUTION TO VACATE ALLEYS IN
LAMOILLE, MARSHALL COUNTY, IA
(Petition #841)**

Whereas, the Marshall County Board of Supervisors held a public hearing on June 14, 2014, to vacate the following:

The entire East -West and North-South alleys in Block C in Keith's Addition to Lamoille, Marshall County, Iowa.

At said public hearing ____ individual presented written or oral comments, and there were ____ questions, or objections on file in the County Auditor's Office and the Board of Supervisors' Office.

Whereas, said alleys are no longer necessary, or required for use by the public for road purposes and will not hereafter be required for construction or maintenance purposes for any road or alley.

Whereas, there were no claims for damages made and none are being awarded.

Now, Therefore, be It Resolved by the Marshall County Board of Supervisors that, all of the East-West and North-South alleys in Block C in Keith's Addition to Lamoille, Marshall County, Iowa, herein with any and all rights of Marshall County in and to the same are hereby abandoned, and Marshall County hereby disclaims any right, title, or interest in and to said road or to the use thereof for any purpose whatsoever.

Be It Further Resolved that a utility company retains its right to continue in possession of a right-of-way after vacation or sale of road right-of-way. Iowa Code section 306.22 continues rights that were in effect prior to the sale of right-of-way. Iowa Code section 478.17 assures utility companies of reasonable access and Iowa Code section 479.24 gives pipeline companies the right of eminent domain.

The Board of Supervisors hereby resolves to convey title to the above described property by Quit Claim Deed to Steve Artrip, Herschell Brown, Cheryl Hurst and Ronald Nelson. The required Quit Claim Deeds are hereby approved and the Chairman of the Board of Supervisors is authorized to sign them on behalf of Marshall County.

Dated at Marshalltown, Iowa this ____ day of _____ 2016.

Motion by _____, second by _____, to _____ Resolution #2016-0028-ToVacate Alleys in Lamoille, Marshall County, IA, Petition #841 and authorize the chairman to sign documents.

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

9. Resolution #2016-0029-Secondary Road-Project Funding Agreement with IDOT--

Discussion and possible action on an agreement with the Iowa DOT titled "Federal-Aid Agreement for a County Highway Bridge Program Project, Project No. BROS-C064 (125)—

5F-64, Iowa DOT Agreement No. 1-16-HBP-S-020". This covers the replacement of Bridge M-14 in the 1100 mile of 320th St. This work is scheduled for Fiscal Year 2017 construction.

Motion by _____, second by _____, to _____ Resolution #2016-0029, an agreement between Marshall County, IA and the IDOT, Project No. BROS-C064 (125)—5F-64, Iowa DOT Agreement No. 1-16-HBP-S-020 and authorizing the Chairman to sign the agreements.

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

Attest:

Denny Grabenbauer
Board of Supervisors, Chairman

Deanne Raymond
Marshall County
Auditor and Recorder

10. Service Agreement for Marshall County Public Health and Central Iowa Healthcare (formerly MMS C) Home Care Services - Discussion and possible action on approval of an agreement between Central Iowa Healthcare (formerly known as Marshalltown Medical and Surgical Center), d/b/a CIH Home Care and Marshall County Public Health, referred to as CIH, the Marshall County Board of Health, and Marshall County providing services to the residents of Marshall County and Home Care service area. This agreement is effective July 1, 2016 through June 30, 2017.

Motion by _____, second by _____, to _____ this agreement effective July 1, 2016 through June 30, 2017 between CIH, Board of Health and Marshall County for services provided to the residents of Marshall County and Home Care service area.

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

11. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Laurel for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Laurel for law enforcement protection within the corporate limits of the City of Laurel. The agreement is effective July 1, 2016 - June 30, 2017. The City of Laurel agrees to pay Marshall County the sum of \$6,480.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Laurel effective July 1, 2016 - June 30, 2017. The City of Laurel agrees to pay Marshall County the sum of \$6,480.00.

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

12. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Clemons for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Clemons for law enforcement protection within the corporate limits of the City of Clemons. The agreement is effective July 1, 2016 - June 30, 2017. The City of Clemons agrees to pay Marshall County the sum of \$3,300.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Clemons effective July 1, 2016- June 30, 2017. The City of Clemons agrees to pay Marshall County the sum of \$3,300.00.

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

13. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Liscomb for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Liscomb for law enforcement protection within the corporate limits of the City of Liscomb. The agreement is effective July 1, 2016 - June 30, 2017. The City of Liscomb agrees to pay Marshall County the sum of \$7,320.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Liscomb effective July 1, 2016 - June 30, 2017. The City of Liscomb agrees to pay Marshall County the sum of \$7,320.00.

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

14. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Gilman for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Gilman for law enforcement protection within the corporate limits of the City of Gilman. The agreement is effective July 1, 2016 - June 30, 2017. The City of Gilman agrees to pay Marshall County the sum of \$12,900.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Gilman effective July 1, 2016- June 30, 2017. The City of Gilman agrees to pay Marshall County the sum of \$12,900.00.

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

15. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Haverhill for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Haverhill for law enforcement protection within the corporate limits of the City of Haverhill. The agreement is effective July 1, 2016 - June 30, 2017. The City of Haverhill agrees to pay Marshall County the sum of \$4,140.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Haverhill effective July 1, 2016 - June 30, 2017 The City of Haverhill agrees to pay Marshall County the sum of \$4,140.00.

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

16. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of LeGrand for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of LeGrand for law enforcement protection within the corporate limits of the City of LeGrand. The agreement is effective July 1, 2016 - June 30, 2017. The City of LeGrand agrees to pay Marshall County the sum of \$23,820.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of LeGrand effective July 1, 2016 - June 30, 2017. The City of LeGrand agrees to pay Marshall County the sum of \$23,820.00.

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

17. Sheriff's Department-Extension to 28E Agreement between Marshall County and the City of Ferguson for Law Enforcement Protection--Discussion and possible action on the Extension Agreement regarding the 28E Agreement between Marshall County and the City of Ferguson for law enforcement protection within the corporate limits of the City of Ferguson. The agreement is effective July 1, 2016 - June 30, 2017. The City of Ferguson agrees to pay Marshall County the sum of \$3,240.00.

Motion by _____, second by _____, to _____ the extension to 28E Agreement between Marshall County and the City of Ferguson effective July 1, 2016 - June 30, 2017. The City of Ferguson agrees to pay Marshall County the sum of \$3,240.00.

Roll call vote:	Thompson-	Grabenbauer-	Patten-
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	Member	Chairman	Vice Chairman
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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 July 12, 2016, 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 7, 2016, at 1:00 p.m. There being no further business to come before the Board, the meeting is adjourned at ____a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder