

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

AGENDA

The Board will meet in regular session on Tuesday, August 9, 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

2. Years of Service Recognition-Christine Kelly(Sheriff's Office)- 20 years

Consent Agenda:

3. Approve Minutes--from Regular Session of July 26, 2016.

4. File Clerk of District Court Report-6-16

General Supplemental Fund10% Surcharge-\$959.91

5. 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 August; the August list of claims will be a part of the first meeting in September.

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

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

6. Approve Personnel Actions:

- a. Hire, **Kelly Gerke**, Community Services, Community Services Assistant, full time, rate of pay \$15.00/hr. effective August 16, 2016.

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

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

7. Resolution #2016-0032

**RESOLUTION TO VACATE A PORTION OF ROAD IN
MARSHALL COUNTY, IA
(Petition #842)**

Whereas, the Marshall County Board of Supervisors held a public hearing on July 26, 2016, to vacate the following:

At said public hearing 4 individuals presented written or oral comments, and there were no questions, or objections on file in the County Auditor's Office and the Board of Supervisors' Office.

All of Underwood Avenue Right-of-Way (ROW) between the South ROW line of Merle Hibbs Blvd and the North ROW line of Highway 30 in Section 7 & 8, Township 83 North, Range 17 West of the 5th P.M., Marshall County, Iowa.

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 of Underwood Avenue Right-of-Way (ROW) between the South ROW line of Merle Hibbs Blvd and the North ROW line of Highway 30 in Section 7 & 8, Township 83 North, Range 17 West of the 5th P.M., 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 Norman Johnson. The required Quit Claim Deed is hereby approved and the Chairman of the Board of Supervisors is authorized to sign it on behalf of Marshall County.

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

Motion by_____, second by_____, to _____ Resolution #2016-0032, To Vacate a Portion of Road in Marshall County, IA.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

Tabled from July 26, 2016 Board of Supervisor Meeting

8. 2016 Laurel Ween-11.75K Run- Discussion and possible action on the use of utilizing 330th St in southern Marshall County for a 11.75K run and community celebration Laurel-Ween Parade and Party held on Saturday, October 29, 2016.

Motion by_____, second by_____, to _____ use of Marshall County road 330th St. for a 11.75K run on Saturday, October 29, 2016.

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

9. 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.

10. Adjournment--The next regular session is August 23, 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**, August 18, 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