

**Marshall County Board of Supervisors
Regular Session October 4, 2016 at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, October 4, 2016, at 9:00 a.m. in the Courthouse, meeting room #2, NE corner, 3rd 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:	Grabenbauer-Aye	Patten-Aye	Thompson-Aye
	Chairman	Vice Chairman	Member

2. Years of Service Recognition - Todd Parrish(Sheriff's Office) – 25 years, Richard Ritter(Secondary Road) – 15 years

Consent Agenda:

3. Approve Minutes--from Regular Session of September 20, 2016.

4. Accept Annual Manure Management Plan Update- Burt Farm and Livestock, id no.60557, manure management plan update has been received and placed on file. There were no changes to MMP.

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 October; the October list of claims will be a part of the first meeting in November.

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

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

6. Approve Personnel Actions:

- a. Motion by Thompson, second by Patten, to approve personnel action, change of status, **Colleen Whitmore**, Sheriff's Office, fulltime, Change of Status from Jailer to Executive Secretary, rate of pay \$19.32 / hr., effective October 3, 2016.

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

- b. Motion by Patten, second by Thompson, to approve personnel action, hire, **Torey Robinson**, County Attorney's Office, fulltime, Assistant County Attorney, rate of pay \$60,000 / yr., effective October 24, 2016.

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

7. Public Events Held on County Property—Discussion and possible action on a request from Gerry Best for permission to use the Courthouse grounds for the Nationwide Public Square Rosary event, Saturday, October 15th from 12:00p.m. to 1:00p.m. on the Marshall County Courthouse steps. This will be one of 14,000 rallies held nationwide where people will be praying for peace and protection and blessings on our country and the world and an end to all of the violence we hear about daily.

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

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

8. Memorandum of Understanding-Discussion and possible action on approval of a Memorandum of Understanding between the Teamsters Local 238 and Marshall County (Sheriff's Office Unit) relating to the assignment of overtime for deputies.

Motion by Thompson, second by Patten, to approve the Memorandum of Understanding between the Teamsters Local 238 and Marshall County (Sheriff's Office Unit) relating to the assignment of overtime for deputies. This memorandum of understanding shall be in effect for 60 days effective October 1, 2016 and may be extended upon mutual agreement of the parties.

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

9. First Amendment to Lease Agreement – First amendment to lease agreement between and among FAMI,LLC(landlord), whose address for the purpose of this lease is 404 N. 5th Street, Marshalltown, IA 50158; TOP FARMS, LLLP(Assignee), whose address for the purpose of this lease is 1840 NW 118th St. , Suite 100, Clive, Iowa 50325; and Marshall County Board of Board of Supervisors , Department of Human Services(Tenant), whose address for the purpose of this lease is 109 SW 13th St, Des Moines, IA 50319. This amendment consents to the assignment, transfer and conveyance of the leased property from Landlord (FAMI, LLC) to Assignee (Top Farms LLC). The lease is for 5,668 square feet on the first floor, and 5,000 square feet on the second floor commencing on September 1, 2016

and ending on July 31, 2019. Except as modified by the terms of this 1st Amendment, all other terms and conditions of the Lease shall remain in full force and effect.

Motion by Patten, second by Thompson, to approve this amendment to lease agreement.

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

10. Secondary Road Equipment Purchase- Discussion and possible action on the purchase of a 2016 Dodge Ram 1500 truck from Deery Brother of Ames, IA. This truck has a crew cab configuration.

Motion by Thompson, second by Patten, to approve the purchase of a 2016 Dodge Ram 1500 truck from Deery Brothers of Ames, IA in the amount of \$30,742.00. This purchase will be paid from our FY2017 equipment budget.

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

Resolution #2016-0038

11. Secondary Road-Project Funding Agreement with IDOT--Discussion and possible action on an agreement with the Iowa DOT titled “Federal-Aid Agreement for a Surface Transportation Program Project, Project No. STP-S-C064 (126)—5E-64, Iowa DOT Agreement No. 1-16-STPS-029”. This covers the Cold-In-Place Recycling and HMA Resurfacing of T29/E35/T37 from Garwin Rd, south and east 7.5 miles, to end of PCC paving north of US Highway 30. This work is scheduled for Fiscal Year 2017 construction.

Motion by Patten, second by Thompson, to adopt Resolution #2016-0038, an agreement between Marshall County, IA and the IDOT, Project No. STP-S-C064 (126)—5E-64, Iowa DOT Agreement No. 1-16-STPS-029”and authorizing the Chairman to sign the agreements.

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

Attest:

Denny Grabenbauer
Board of Supervisors, Chairman

Deanne Raymond
Marshall County
Auditor and Recorder

12. Secondary Road Dept.-Right of Way Contract—Discussion and possible action on the approval of the Right of Way contract with Iowa State University of Science and

Technology. This contract is for approximately 4.59 acres of temporary right of entry needed for the construction of Bridge M-14 on 320th St. East of Binford Ave., Marshall County, IA.

Motion by Thompson, second by Patten, to approve the Right of Way contract with Iowa State University of Science and Technology and authorize the Chairman to sign.

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

13. Secondary Road Dept.-Right of Way Contract—Discussion and possible action on the approval of the Right of Way contract with Ed Bartine. This contract is for approximately 4.59 acres of temporary right of entry needed for the construction of Bridge D-20 on 155 St. East of Eastman Ave., Marshall County, IA.

Motion by Patten, second by Thompson, to approve the Right of Way contract with Ed Bartine and authorize the Chairman to sign.

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

14. Request to Temporarily Close County Road-A request from Cole Needham, MCC filmmaking student, is requesting to close 285th Street outside of Melbourne, IA on October 14th from sunset (6:30p.m.) to roughly 1:00a.m. to film a scene for his short film in Melbourne, IA.

Motion by Thompson, second by Patten, to approve this request for temporary closer of 285th St outside of Melbourne, IA on Oct. 14th or Oct. 15th from 6:30p.m. to 1:00a.m.

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

15. Public Forum— Chuck Shockley had concerns about the Courthouse grounds following the Oktoberfest event.

16. Adjournment--The next regular session is October 18, 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**, October 13, 2016, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:30 a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder