

**Marshall County Board of Supervisors
Regular Session November 29, 2016 at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, November 29, 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:	Patten-Aye	Thompson-Aye	Grabenbauer-Aye
	Vice Chairman	Member	Chairman

Consent Agenda:

- 2. Approve Minutes**--from Regular Session of November 15, 2016.
- 3. Accept 2016 Weed Commissioners Report**
- 4. Accept Region 6 FY2016 Annual Report**
- 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 November; the November list of claims will be a part of the first meeting in December.

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

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

6. Approve Collective Bargaining Tentative Agreements with Teamsters Local 238(Clerical and Deputies/Jailers) and PPME Local 2003(Secondary Roads)—

Motion by Thompson, second by Patten, to approve the collective bargaining tentative agreements with Teamsters Local 238(Clerical and Deputies/Jailers) and PPME Local 2003(Secondary Roads) and authorize the Chairman to sign the formal contracts after preparation.

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

7. Award Contract - 2017 Weed Control Spray Program for Marshall County--
Discussion and possible action on awarding the contract for the 2017 Weed Control Spray Program for Marshall County.

Name Submitting Quote	Leafy Spurge(spring)	Spray East Half of Co(spring/summer)	Spray West Half of Co(late summer/fall)	Quote Total
B & W Control Specialists	\$4,055.80	\$46,587.00	\$28,152.00	\$78,794.80
Midwest Airspray	\$5,518.69	\$10,636.22 \$44,449.38	\$4,268.69	\$64,872.98

Motion by Patten, second by Thompson to award the contract to B & W Specialists, Algona, IA in the amount of \$78,794.00 for the 2017 Weed Control Spray Program for Marshall County and authorize the Chairman to sign. Midwest Airspray withdrew their quote.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest: _____
Deanne Raymond
Marshall County
Auditor and Recorder

8. Proposed Amendment to Zoning Ordinance #3--Discussion and possible action to accept or deny the recommendation of the Zoning Commission from the November 15, 2016 Zoning Commission meeting.

Motion by Thompson, second by Patten, to accept the recommendation of the Zoning Commission.

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

~~Resolution #2016-0041~~

~~9. First Reading of Ordinance Amendment~~ First Reading of Proposed Amendment No. #ZA-16-01 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-16-01 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 II, Section 1, 74, by adding “a.) In the “A-1” Agricultural district a home occupation may erect an off premise sign advertising a permitted home occupation:

- 1.) The sign shall not be more than 32 square feet;
- 2.) The sign shall not be more than 5’ high and 8’ wide;
- 3.) The sign shall be non-lighted;
- 4.) The sign shall be located on the same public road as the permitted home occupation;
- 5.) The owner shall present at least a 10-year lease agreement on the land where the sign will be placed and the lease shall be in place for as long as the sign is up;
- 6.) The post holes shall not be filled with any concrete or similar material that makes it difficult to remove the sign;
- 7.) If the home occupation ceases operation the sign shall be immediately removed;
- 8.) The sign owner shall maintain the sign so that it is not in poor condition (no frayed materials, no cracking, no faded and peeling paint, and other similar conditions). If located along a state or federal highway, an Iowa Department of Transportation permit must be obtained.”

Reason for the amendment request: To allow off-site advertising and the use of larger signage for home occupations. Further to provide for the conditions by which such signage will be maintained and regulated.

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 13th day of December 2016, with the notice of hearing published in the Marshalltown Times Republican and the State Center Mid-Iowa Enterprise, no less than 4 and no more than 20 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 29th day of November, 2016.

Motion by _____, second by _____, to _____ Resolution #2016-0041, the first reading of the Amendment No. #ZA-16-01 to Zoning Ordinance No. 3 and set the public hearing date for December 13, 2016, at 9:00 a.m.

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

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

10. Request for Subdivision Variance from Ora Whitaker Family Trust and Darlene Whitaker Family Trust, SV 16-01- for property legally described as: The SE ¼ of the SE¼, EX Parcel A in SE ¼ of the SE1/4, all in Section 7, Township 84 North, Range 20 West of the 5th PM, Marshall County, Iowa, parcel pin # 8420-07-400-005, within Marshall County, Iowa for a subdivision variance from Article III, Section 3 of the Marshall County Platting Subdivision Ordinance of Marshall County.

Motion by Patten, second by Thompson, to approve the subdivision variance to Article III, Section 3 of the Platting and Subdivision Ordinance and allow a plat of survey to be filed in lieu of a subdivision. The property involved is: The SE ¼ of the SE¼ EX Parcel A in SE ¼ of the SE1/4, all in Section 7, Township 84 North, Range 20 West of the 5th PM, Marshall County, Iowa.

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

11. Proposed Security Camera Project-Discussion on a request from Mike Schlesinger, Publisher and General Manager for the Times Republican newspaper, to discuss the proposed security cameras project that the Marshall County Crime Stoppers Board is proposing throughout the County.

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

13. Adjournment--The next regular session is December 13, 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**, December 8, 2016, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:21 a.m.

Denny Grabenbauer
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder