

**Marshall County Board of Supervisors
Regular Session February 21, 2017 at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, February 21, 2017, 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 Salasek, to approve the agenda as printed.

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

2. Years of Service Recognition-Tom Heil (Sheriff's Office) – 15 years

3. 2016-2017 Budget Amendment, Public Hearing—

At the public hearing, any resident may present objections to or arguments in favor of any part of the amendment to the current 2016-2017 county budget.

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office. Of the 16 individuals attending the public hearing, no individual(s) presented oral comments, questions, or objections.

Motion by Salasek, second by Thompson, to close the public hearing at 9:04 a.m.

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

4. Resolution #2017-0014 - 2016-2017 Budget Amendment—

The proposed 2016-17 budget amendment was published in the Marshalltown Times-Republican and the State Center Mid-Iowa Enterprise on February 9, 2017; and

There were no written comments, questions, or objections on file in the Auditor and Recorder's Office, and there were 17 individuals attending the public hearing. There were no oral comments, questions, or objections at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors that the 2016-17 county budget amendment be adopted and the County Auditor and Recorder be authorized to certify and file the budget amendment as published and presented at the hearing.

Dated at Marshalltown, Iowa this 21st day of February, 2017.

Motion by Thompson, second by Salasek, to adopt Resolution #2017-0014,
2016-2017 Budget Amendment.

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

Attest:

Bill Patten
Board of Supervisors, Chairman

Deanne Raymond
Marshall County
Auditor and Recorder

5. Resolution #2017-0015 - Re-Appropriation of Funds for FY 2016-2017—

Be It Resolved that the estimated appropriations approved by the Board for the various departments in the County at the beginning and during the fiscal year are adjusted to reflect the expenditures incurred and to be incurred.

<u>Department</u>	<u>Current Appropriation</u>	<u>Re-Appropriation</u>
#01 – Supervisors	182,630	179,992
#02 – Auditor and Recorder	1,133,170	1,027,770
#03 – Treasurer	655,743	653,743
#04 - County Attorney	1,273,160	1,218,160
#05 – Sheriff	5,645,520	5,599,620
#08 – Buildings & Grounds	1,171,490	1,192,990
#09 – Zoning	66,120	66,240
#15 - Information Systems	743,860	743,860
#16 – GIS	191,245	191,245
#19 - General Assistance	23,950	25,570
#20 - County Engineer	7,093,400	7,433,208
#21 - Veteran Affairs	87,900	87,900
#22 - County Conservation	1,625,898	1,589,565
#23 - Local Health Board	318,770	318,770
#24 - Weed Eradication	82,710	82,710

<u>Department</u>	<u>Current Appropriation</u>	<u>Re-Appropriation</u>
#25 - Dept. of Human Services	168,528	168,528
#28 - Medical Examiner	109,850	109,850
#31 - District Court	270,933	270,933
#33 - County Library Contract	69,442	69,442
#40 – Harvester TIF	116,000	113,000
#42 – Gateway TIF	38,000	36,000
#60 - Mental Health Admin	981,200	1,020,243
#70 - Local Emergency Mgmt.	22,075	22,075
#84 - County Capital Building	0	0
#99 – Nondepartmental	1,808,192	1,840,192
Total	23,879,786	24,061,606

Dated at Marshalltown, Iowa this 21st day of February, 2017.

Motion by Salasek, second by Thompson, to adopt Resolution #2017-0015, Re-appropriation of funds for FY 2016-2017.

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

Bill Patten
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

6. 2017-2018 Budget, Public Hearing

At the public hearing, any resident may present objections to or arguments in favor of any part of the proposed budget.

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office. Of the 16 individuals attending the public hearing, 1 individual presented oral comments, questions, or objections.

Motion by Salasek, second by Thompson, to close the public hearing at 9:45 a.m.

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

7. Resolution #2017-0016 - Adopt Budget and Certify Taxes for Fiscal Year 2017-18—

The proposed 2017-18 County Budget was published in the Marshalltown Times-Republican and State Center Mid Iowa Enterprise, on February 9, 2017; and

There were no written comments, questions, or objections on file in the County Auditor and Recorder's Office; and no individual(s) presented oral comments and questions, or objections at the hearing.

Now, Therefore, Be It Resolved that the County Budget for fiscal year 2017-2018 be adopted and the County Auditor and Recorder authorized to certify and file the budget and certificate of taxes as adopted.

Dated at Marshalltown, Iowa this 21st day of February, 2017.

Motion by Thompson, second by Salasek to decrease the General Supplemental levy by \$60,000.

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

Motion by Thompson, second by Salasek, to adopt, Resolution #2017-0016, Adopt Budget and Certify Taxes for Fiscal Year 2017-2018.

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

Attest:

Bill Patten
Board of Supervisors, Chairman

Deanne Raymond
Marshall County
Auditor and Recorder

Consent Agenda:

8. Approve Minutes--from Regular Session of February 7, 2017

9. Approve Claims— Approve claims as audited and authorize the County Auditor and Recorder to issue payment of the same. The listing of claims paid at this meeting and all claims paid in the month February will be published as part of the first meeting in March.

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

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

10. Approve Personnel Actions:

a. Change Rate of Pay, **Jessica Chizek**, Auditor and Recorder's Office, full-time, Auditor & Recorder Assistant Vitals Supervisor, Change rate of pay from \$15.00/ hr. to \$16.00/hr., effective March 1 2017.

Motion by Thompson, second by Salasek, to approve personnel action.

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

b. Change Rate of Pay, **Blaze Wurr**, Auditor and Recorder's Office, full-time, Auditor & Recorder Assistant DNR Supervisor Election Apprentice, Change rate of pay from \$15.00/ hr. to \$16.00/hr., effective March 1, 2017.

Motion by Salasek, second by Thompson, to approve personnel action.

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

c. Change Rate of Pay, **Roxanne Bach**, Auditor and Recorder's Office, full-time, Auditor and Recorder Assistant Document Recording Supervisor, Change rate of pay from \$16.00/ hr. to \$18.00/hr., effective March 1, 2017.

Motion by Thompson, second by Salasek, to approve personnel action.

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

d. Change Rate of Pay, **Maria Vargas-Gonzalez**, Auditor and Recorder's Office, full-time, Auditor & Recorder Assistant Daily Accounting Supervisor, Change rate of pay from \$16.48/ hr. to \$18.50/hr., effective March 1, 2017.

Motion by Salasek, second by Thompson, to approve personnel action.

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

e. Change Rate of Pay, **Sue Kellogg**, Auditor and Recorder's Office, full-time, Accounting Assistant, Change rate of pay from \$20.77/ hr. to \$22.50/hr., effective March 1, 2017.

Motion by Thompson, second by Salasek, to approve personnel action.

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

f. Hire, **Richard Amendt**, Secondary Road Department, fulltime, Engineering Technician 1, probationary rate of pay \$21.66/hr. effective March 13, 2017.

Motion by Thompson, second by Salasek, to approve personnel action.

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

11. Alliant Energy Plant Project--Kenn Vinson, Alliant Energy Representative, gave a brief update on the progress of the new Alliant Energy Plant project.

12. Proposed Passenger Elevator Upgrade/Modernization for Marshall County Courthouse, Setting Date and Time for Public Hearing--Dave Schultz, Architect and Manager of Marshalltown TSP, Inc. office will provide an update on the scope and schedule for the proposed Passenger Elevator Upgrade/Modernization for Marshall County Courthouse and set date and time for public hearing.

Motion by Thompson, second by Salasek to set Tuesday, February 28, 2017 at 9:00 a.m., Meeting Room #2, NE Corner of the Courthouse for the public hearing on proposed Passenger Elevator Upgrade/Modernization for Marshall County Courthouse.

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

13. Resolution No. 2017-0017

**28E Agreement
Sharing of Mental Health Advocate Costs**

This Agreement is entered into by and between Hardin County, Iowa, by its Board of Supervisors, Franklin County, Iowa, by its Board of Supervisors, Story County, Iowa, by its Board of Supervisors, and Marshall County, by its Board of Supervisors, and shall be effective February 21, 2017.

This Agreement is made and entered into in accordance with provisions of Chapter 28E of the Code of Iowa. The purpose of this Agreement is to share the services of the Mental Health Advocate (hereinafter referred to as the Advocate).

WITNESSETH:

WHEREAS, Chapter 229 of the Code of Iowa mandates that in each county the Board of Supervisors shall appoint an individual as the Mental health Advocate, and,

WHEREAS, Hardin County, Franklin County, Story County, and Marshall County wish to share one Advocate to serve all counties,

NOW, THEREFORE, the parties agree to the following:

1. The Advocate position shall be a full-time position not to exceed 1,950 hours per fiscal year (based on an average of 37.5 hours per week worked between all counties) and shall provide services to all counties.
2. The Advocate shall be employed by Hardin County and the salary shall be set each fiscal year by the Hardin County Board of Supervisors. The Advocate shall be governed by the personnel policies of Hardin County. Any changes to this arrangement shall require an amendment to this agreement.
3. The Advocate shall be reimbursed mileage for necessary costs in performing their duties at the same rate as that set by the regional CICS Board for travel. Mileage shall be paid from the Advocate's base of operation.
4. Hardin County will pay the Advocate's wages and costs on behalf of all four counties using regional Mental Health and Disability Services funds. The Advocate will provide detailed client activity reports to each county on a monthly basis.
5. Allowed costs of the Mental Health Advocate shall include: wages, county portion of FICA and IPERS, mileage, cellular phone allowance or charges, long distance phone charges, and necessary meeting and training expenses. If the Advocate qualifies, through the employing county, insurance may include but not be limited to workers compensation, property, liability, errors and omissions and whatever additional special coverage's are decided by the member counties.

6. Hardin County shall provide an appropriate office space for the Advocate to perform their duties. This office shall be considered the Advocate's base of operation. Other counties may provide space as needed.
7. Any County may terminate this Agreement at any time without cause by giving ninety (90) days written notice to the other Counties, based on formal action taken by a majority of its Board of Supervisors.
8. This Agreement shall remain in full force and effect unless terminated by any party as specified in #7 above.
9. This agreement shall become effective upon formal passage and execution of the Board of Supervisors above named and upon filing of this agreement with the Secretary of State of Iowa. The parties agree that this agreement terminates and/or supersedes all prior agreements; the parties further agree to waive any notice of termination concerning that prior agreement and consent to its termination.
10. This agreement may not otherwise be amended or altered without a written, signed, and filed amendment to the agreement executed by the parties hereto.

In witness whereof, the parties hereto have set their hands for the purpose herein expressed.

Motion by Salasek, second by Thompson, to adopt Resolution
#2017 -0017, 28E Agreement Sharing of Mental Health Advocate Costs

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

FRANKLIN COUNTY
BOARD OF SUPERVISORS

HARDIN COUNTY
BOARD OF SUPERVISORS

Authorized Signature

Authorized Signature

Date

Date

ATTEST: _____

ATTEST: _____

STORY COUNTY
BOARD OF SUPERVISORS

MARSHALL COUNTY
BOARD OF SUPERVISORS

Authorized Signature

Authorized Signature

Date

Date

ATTEST: _____

ATTEST: _____

14. Marshall County Mental Health Advocate-At the December 13, 2016 Board of Supervisor public meeting Board action was taken to hire Mary Swartz as the interim, temporary part- time Marshall County Mental Health Advocate. Following adoption of Resolution #2017-0017, 28E Agreement Sharing of Mental Health Advocate Costs this action supersedes the action taken on December 13, 2016.

Motion by Thompson, second by Salasek, to approve this action.

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

15. Request the Use of the Courthouse Grounds- Dylan Does, Restore Church Pastor, has requested the use of the Courthouse grounds for an International Food and Music Festival held on Sunday, September 10, 2017 from 11:00 a.m. to 4:00 p.m.

Motion by Salasek, second by Thompson, to approve a request from Dylan Does, pastor of Restore Church for use of the Courthouse grounds for an International Food and Music Festival on Sunday, September 10, 2017 from 11:00 a.m. to 4:00 p.m.

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

16. Resolution—#2017-0018

Abatement of Mobile Home Taxes; Iowa Code 445.16 and 648.22A

Whereas, pursuant to Iowa Code 445.16, the County Treasurer as determined that it is impractical to pursue collection of the total amount due through the delinquent

taxes and the personal judgment remedies and pursuant to Iowa Code 648.22A, executions involving mobile homes.

Whereas, Sunset Village MHC, LLC, Plaintiff vs Jose Medina n/k/a Jose Angel Medina and Mariano Angel Medina, small claims No. SCSC030944, Iowa Code 648.22A, a mobile home located at 3202 S 12th St Lot # 84 in Marshalltown, VIN # M602530, Title #64AB35590, with current and delinquent taxes due in the amount of \$337.00 which includes penalty, interest and cost.

Whereas, Sunset Village MHC, LLC, Plaintiff vs Anita Rhodes a/k/a Anita Rhoades, Anthony Hill and Shirley Wenner, small claims No. SCSC031735, Iowa Code 648.22A, a mobile home located at 3202 S 12th St Lot # 33, Marshalltown, VIN # 60129555, Junking Certificate # 640115412, with current taxes due in the amount of \$122.00

Now, Therefore, Be it Resolved, by the Marshall County Board of Supervisors that the amount due be abated and the County Treasurer is directed to strike the amounts due from the county system.

Motion by Thompson, second by Salasek, to adopt Resolution #2017-0018, Abatement of Mobile Home Taxes; Iowa Code 445.16 and 648.22A.

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

Bill Patten
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

17. Resolution #2017-0019

Abatement of Mobile Home Taxes; Iowa Code 562B.27, 555C.1, Sec. 435

Whereas, pursuant to Iowa Code 445.16, the County Treasurer as determined that it is impractical to pursue collection of the total amount due through the delinquent taxes and the personal judgment remedies, and Whereas, the county Treasurer has made a written recommendation to the Board of Supervisors to abate the amount due and

Whereas, High Street M.H. Park, Plaintiff vs Frank Coleman Summers, Affidavit-Disposition of Valueless Mobile, Manufactured or Modular home, Section 555C.2, 321.47,

and 555C.3, according to the County Treasurer's records, a mobile home located at 408 W High Street, Lot #6 in Marshalltown described as a 1977 Blair House, VIN #35652, Title #64AB39030 has current and delinquent taxes in the amount of \$224.00 which includes any penalty, interest and cost.

Whereas, High Street M.H. Park, Plaintiff vs Beatrice Maria Garcia, Affidavit- Disposition of Valueless Mobile, Manufactured or Modular home, Section 555C.2, 321.47, and 555C.3, according to the County Treasurer's records, a mobile home located at 408 W High Street, Lot #15 in Marshalltown described as a 1971 Vincent, VIN #263TFLR11565, Title # 64AB26194, has current and delinquent taxes in the amount of \$265.00 which includes any penalty, interest and cost.

Now, Therefore, Be it Resolved, by the Marshall County Board of Supervisors that the amount due be abated and the County Treasurer is directed to strike the amounts due from the county system.

Motion by Salasek, second by Thompson, to adopt Resolution #2017-0019, Abatement of Mobile Home Taxes; Iowa Code 562B.27, 555C.1, Sec. 435

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

Bill Patten
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder

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

19. Adjournment--The next regular session is March 7, 2017, 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, March 2, 2017, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:58a.m.

Bill Patten
Board of Supervisors, Chairman

Attest:

Deanne Raymond
Marshall County
Auditor and Recorder