

**Marshall County Board of Supervisors
Regular Session October 3, 2017 at 9:00 a.m.**

MINUTES

The Board met in regular session on Tuesday, October 3, 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 amend the agenda by replacing the Resolution on agenda item #10 with a 28E Agreement found on pages 5-7 of these minutes, retaining resolution number #2017-0045.

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

Consent Agenda:

- 2. Approve Minutes--**from Regular Session of September 22, 2017
- 3. 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 of October will be published as part of the first meeting in November.

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

4. Request Use of the Courthouse Grounds- The Marshalltown YMCA-YWCA and NIOT (Not in Our Town) respectfully requests the use of the Courthouse grounds for an event commemorating 2017 Week Without Violence October 16th-20th, 2017.

Motion by Thompson, second by Salasek, to approve this request from the Marshalltown YMCA-YWCA and NIOT for use of the Courthouse grounds October 16-20, 2017 to place 18-inch tall flags on the courthouse lawn representing the victims of domestic violence in Marshall County, IA.

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

~~5. **Youth and Shelter Services**—David Hicks, Marshalltown YSS Director, will present a 1st quarterly update.~~

6. Marshall County Life, Accidental Death and Dismemberment (AD&D), Long Term Disability (LTD) Insurance and Employee Assistance Program (EAP)—Discussion and possible action on the renewal with National Joint Powers Alliance (NJPA) for life and disability benefits from January 1, 2018 through December 31, 2019.

Motion by Thompson, second by Salasek, to approve the renewal with NJPA for life and disability benefits from January 1, 2018 through December 31, 2019.

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

7. Resolution #2017-0044

Resolution #2017-0044

**A RESOLUTION AUTHORIZING THE COUNTY
TO APPLY FOR MEMBERSHIP IN THE
IOWA MUNICIPALITIES WORKERS' COMPENSATION ASSOCIATION (IMWCA)**

WHEREAS, the Iowa Municipalities Workers' Compensation Association, a Chapter 28E association, has been established as a group self-insurance program, for the purpose of providing coverage for workers' compensation and related employer liability to Iowa cities, counties, 28E entities and political subdivision and,

WHEREAS, the County of Marshall desires to become a member of the Association, a self-insured group, in order to obtain coverage for workers' compensation and related employer liability.

NOW THEREFORE BE IT RESOLVED, that the County of Marshall hereby adopts the Agreement of the Iowa Municipalities Workers' Compensation Association, and authorizes and directs the Chair, of the County Board of Supervisors and the County Auditor to execute the documents necessary for the County to become a member of the Association.

Motion by Salasek, second by Thompson, to adopt Resolution #2017-0044, A Resolution Authorizing the County to Apply for Membership in the Iowa Municipalities Worker's Compensation Association (IMWCA) and authorize the Chairman to sign.

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

Passed this 3rd of October, 2017.

I hereby certify that this Resolution was properly adopted on the above date.

_____ Bill Patten Board of Supervisors, Chairman	Attest:	_____ Jarret Heil Interim Marshall County Auditor and Recorder
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8. Secondary Road Equipment Purchase- Discussion and possible action to approve the purchase of a service body from Aspen Equipment, Ankeny, IA in the amount of \$74,935.00. This service body for the County owned mechanic truck will be built to the County's specs on the Ram Chassis recently purchased.

Motion by Thompson, second by Salasek, to approve the purchase of a service body for the mechanic truck from Aspen Equipment, Ankeny, IA in the amount of \$74,935.00 for Secondary Road use. This will come from FY18 equipment budget.

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

9. Request the Use of the Courthouse Grounds- The Travel Channel, L. L. C. and Painless Television Inc. respectfully requests the use of the Courthouse grounds for their host, a detective named Steve DiSchiavi, to interview the Marshalltown Police for the purpose of photographing, filming and recording scenes in connection with a television program on the afternoon of Wednesday, October 4, 2017.

Motion by Salasek, second by Thompson, to approve a request from the Travel Channel, L. L. C. and Painless Television Inc. for use of the Courthouse grounds for their host, a detective named Steve DiSchiavi, to interview the Marshalltown Police for the purpose of photographing, filming and recording scenes in connection with a television program on the afternoon of Wednesday, October 4, 2017.

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

10. Resolution #2017-0045

Marshall County Resolution Resolution #2017-0045

~~BE IT RESOLVED by the Board of Supervisors of Marshall County, Iowa, that Paul Geilenfeldt, Marshall County engineer, be the interim County Engineer of Hardin County, Iowa, and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in~~

~~accordance with plans and specifications in connection with all Farm-to-Market and Federal or State aid construction projects in Hardin County, IA.~~

Dated at Marshall County, Iowa, this 3rd day of October, 2017.

Motion by Thompson second by Salasek to adopt the 28E Agreement, Resolution #2017-0045, Hardin-Marshall County, County Engineer Agreement found on pages 5-7 of these minutes.

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

Bill Patten
Board of Supervisors, Chairman

Attest:

Jarret Heil
Interim Marshall County
Auditor and Recorder

11. Public Forum— Harold Lanning made comments on the bike path.

12. Adjournment--The next regular session is October 17, 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, October 12, 2017, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:23 a.m.

Bill Patten
Board of Supervisors, Chairman

Attest:

Jarret Heil
Interim Marshall County
Auditor and Recorder

The Board of Supervisors' calendar can be viewed at: <http://goo.gl/yubHzV>

**Hardin-Marshall County
County Engineer Agreement
Resolution #2017-0045**

This Contract and Agreement, pursuant to Iowa Code Section 28E, is made and entered into this 3rd day of October, 2017, by and between Hardin County, Iowa (hereinafter referred to as Hardin) and Marshall County, Iowa (hereinafter referred to as Marshall). This agreement shall be known as the Hardin-Marshall County Engineer Agreement, and each county shall adopt resolutions of this agreement. This agreement does not contemplate and shall not be construed to limit or expand the powers of the participating counties, except as expressly stated in the agreement.

The purpose of said agreement is to establish a working mechanism between the two participating counties so that the agencies may jointly utilize the services of Paul C. Geilenfeldt III, P.E. Marshall County Engineer (hereinafter referred to as the Engineer). Pursuant to said purpose it is agreed as follows:

1. Both Hardin and Marshall desire and need the services of a Licensed Professional Engineer registered in the State of Iowa to serve in the capacity of County Engineer, in accordance with Iowa Code Sections 309.17 through 309.21, and the Engineer is qualified to serve in this position.
2. The Engineer is an employee of Marshall.
3. Hardin does not currently employ an engineer to perform the functions. Hardin shall contract the services of the Engineer to Marshall for the period beginning October 3, 2017 and ending when Hardin County employs a County Engineer.
4. Secondary road employees of each county shall work exclusively within his or her respective county and machinery and equipment shall be used exclusively within its respective county, absent advance approval by both Hardin and Marshall.
5. It is understood and agreed that good management and engineering are the most important factors in the success of the Secondary Road Departments. Each board is the responsible elected body charged with the overall responsibility of all county engineering functions, including the Secondary Road Department, and all Secondary Road plans and programs are implemented through the Engineer. The Engineer shall have the full control of all planning, engineering, construction and maintenance work of the Secondary Road Department in order to accomplish his official duties. All construction and maintenance work shall be performed under the direct and immediate supervision of the Engineer, who shall be deemed responsible for the efficient, economical and good-faith performance of said work. It shall be the

responsibility of the Engineer to fill vacancies within the department and administer disciplinary actions to the employees of the department as, in his opinion, are required. The Engineer may delegate duties to employees of the respective counties in consultation with the respective Board.

6. The Engineer shall file a bond suitable to each board in accordance with Iowa Code 309.18. All fees incurred by filing said bonds in each county shall be paid by the respective county.
7. The Engineer shall devote his time and talents to the interests of both Hardin and Marshall Counties.
8. The Engineer shall be in charge of the Secondary Road Department of each county. The Engineer may delegate duties to employees of the respective counties in consultation with the respective Board. The Engineer shall be indemnified and saved harmless by the respective county for any and all actions taken against said county, its Board or the Engineer, due to actions performed by the Engineer during the course of his official duties for either county. Each county shall defend all such actions arising from that county and pay all judgments rendered as regards the actions of the Engineer in that county. Each county shall acquire insurance as is deemed necessary to accomplish the same.
9. Hardin shall carry workmen's compensation on the Engineer for injuries sustained while carrying out duties specific to Hardin.
10. Hardin shall pay to Marshall \$1 for the services of the Engineer. This payment shall be made upon completion of the agreement. This payment shall be considered compensation for any time spent by the Engineer while working for Hardin in lieu of Marshall.
11. Hardin shall timely notify Marshall when the Hardin County Engineer is employed and can perform his duties as engineer.
12. This agreement may be amended or revised at any time only by written approval of all parties.
13. This agreement shall supersede all provisions of previous agreements and any such agreements presently existing shall become null and void.

Signed this 3rd day of October, 2017.

Marshall County Board of Supervisors

Bill Patten, Chairperson

Dave Thompson, Vice Chair

Steve Salasek, Member

Marshall County Engineer

Paul C. Geilenfeldt III P.E.

Marshall County Auditor

Jarret P. Heil

Signed this 3rd day of October, 2017.

Hardin County Board of Supervisors

Lance Granzow, Chairperson

Renee' McClellan, Vice Chairperson

B.J.Hoffman, Member

Hardin County Auditor

Jessica Lara