

The Marion County Board of Supervisors met January 02, 2003, for their annual organizational meeting with William G. Shepherd, Howard Pothoven, and Bob De Joode present.

Jake Grandia, Marion County Auditor, called the meeting to order at 9:00 A.M. He then entertained motions for Chairman of the Marion County Board of Supervisors for the year of 2003. Pothoven moved and De Joode seconded for approval of William G. Shepherd as Chairman with authorization to sign for Official County Business. Ayes all.

Chairman Shepherd then assumed leadership of the meeting.

Pothoven moved and Shepherd seconded for approval of Bob De Joode as Vice-Chairman of the Marion County Board of Supervisors. Ayes all.

De Joode moved and Pothoven seconded the official meetings of the Board of Supervisors be set for the 2<sup>nd</sup> and 4<sup>th</sup> Mondays of every month at 9:30 A.M. unless it lands on an official holiday thus making the meeting on the following Tuesday. Ayes all.

De Joode moved and Pothoven seconded that per their Official Request, The Marion County News, Pella Chronicle, and Knoxville Journal/Express be named the Official Newspapers for the County's publications. Ayes all.

De Joode moved and Pothoven seconded the approval of the following Resolution:

RESOLVED, that the Marion County Board of Supervisors of Marion County in Marion County, Iowa, approves the following list of financial institutions to be depositories of the Marion County funds in conformance with all applicable provisions of Iowa Code Chapters 452 and 453 (1983), as amended by 1984 Iowa Acts, S.F. 2220. The Named Offices and Officers is hereby authorized to deposit the Marion County funds in amounts not to exceed the maximum approved for each respective financial institution as set out below.

DEPOSITORY NAME	LOCATION OF HOME OFFICE	MAXIMUM BALANCE IN EFFECT UNDER PRIOR RESOLUTION	MAXIMUM BALANCE IN EFFECT UNDER THIS RESOLUTION
County Auditor, Iowa State Savings Bank (Marion Co Casualty & Collision)	Knoxville	200,000	200,000
County Auditor, Wells Fargo Bank Iowa, N.A. M.C. Health Insurance Acct	Knoxville	400,000	400,000
County Auditor, Iowa State Savings Bank (Eureka Cemetery Trust)	Knoxville	5,000	5,000
County Recorder, Wells Fargo Bank of Iowa, N.A.	Knoxville	45,000	45,000
County Recorder, Iowa State Savings Bank	Knoxville	20,000	20,000
County Recorder, Wells Fargo Bank of Iowa, N.A. (Vitals)	Knoxville	5,000	5,000
County Sheriff, Wells Fargo Bank of Iowa, N.A.	Knoxville	1,252,000	1,252,000
County Treasurer, Iowa State Savings Bank	Knoxville	9,000,000	9,000,000
County Treasurer, State Bank of Bussey	Knoxville	500,000	500,000
County Treasurer, Wells Fargo Bank of Iowa, N.A.	Knoxville	9,500,000	11,000,000
County Treasurer, Mercantile Bank(FIRSTAR)	Pella	2,000,000	2,000,000
County Treasurer, Marion County State Bank	Pella	2,000,000	3,000,000
County Treasurer, Pleasantville State Bank	Pleasantville	500,000	1,000,000
County Treasurer, Horizon Federal Savings	Oskaloosa	500,000	500,000
County Treasurer, Leighton State Bank	Leighton	250,000	1,000,000
County Treasurer, Pella State Bank	Pella	250,000	250,000
County Treasurer, Mercantile Invest (FIRSTAR)	Oskaloosa	2,000,000	2,000,000
County Treasurer, Iowa State	Knoxville	250,000	250,000

Savings Bank (DOT)			
County Extension, Iowa State Savings Bank	Knoxville	70,000	70,000
Elderly Nutrition, Iowa State Savings Bank	Knoxville	10,000	25,000
Elderly Nutrition, State Bank of Bussey	Knoxville	10,000	25,000
Elderly Nutrition, Wells Fargo Bank Iowa, N.A.	Knoxville	20,000	25,000
Elderly Nutrition, Pleasantville State Bank	Pleasantville	10,000	25,000
Elderly Nutrition, Mercantile Bank (FIRSTAR)	Pella	25,000	25,000
Elderly Nutrition, Travis Trust, Wells Fargo Bank Iowa, N.A.	Knoxville	0	200,000
County Treasurer, Edward Jones Investments	Knoxville	0	1,000,000

CERTIFICATION. I hereby certify that the foregoing is a true and correct copy of a resolution of the Marion County Board of Supervisors adopted at a meeting of said public body, duly called and held on the 2nd day of January, 2003, a quorum being present, as said resolution remains of record in the minutes of said meeting, and it is now in full force and effect. Dated this 2nd day of January, 2003.

Ayes all.

Pothoven moved and De Joode seconded to reappoint Roger Schletzbaum as Marion County Engineer. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

BE IT RESOLVED by the Board of Supervisors of Marion County, Iowa, that

Roger Schletzbaum, the County Engineer of Marion County, Iowa, be 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 therefore in connection with all Farm-to-Market construction projects in this county.

Ayes all.

Pothoven moved and De Joode seconded the duties of the County Weed Commissioner be assigned to the Marion County Engineer. Ayes all.

De Joode moved and Pothoven seconded the approval of the following Official Holidays as listed for the County. Ayes all.

New Years Day	Wednesday	January 1, 2003
President's Day	Monday	February 17, 2003
Memorial Day	Monday	May 26, 2003
Independence Day	Friday	July 4, 2003
Labor Day	Monday	September 1, 2003
Veteran's Day	Tuesday	November 11, 2003
Thanksgiving Day	Thursday	November 27, 2003
Friday after Thanksgiving	Friday	November 28, 2003
Christmas Day	Thursday	December 25, 2003
Floating Day		

De Joode moved and Pothoven seconded that Ray Stone be reappointed as Marion County Safety Coordinator. Ayes all.

Pothoven moved and De Joode seconded that Steve Edwards be reappointed as Marion County A.D.A. Coordinator. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures of carrying out the powers and duties of the sheriff, and;

WHEREAS, the Code of Iowa allows for the appointment of sheriff's deputies to assist in executing the powers and duties of the sheriff,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Marion County sheriff deputies:

Chief Deputy (63-2)	Gary Verwers
Deputy (63-3)	Charles W. Puyear
Deputy (63-4)	Troy C. Fisher
Deputy (63-5)	Brad Sedlock
Lieutenant (63-6)	Timothy P. Cox
Deputy (63-7)	Bobbi J. Bassett
Deputy (63-8)	Brian P. Bigaouette
Deputy (63-9)	Ronald A. Goemaat
Lieutenant (63-10)	Thomas J. Morgan
Deputy (63-11)	Jeffrey D. Koder

Ayes all.

Pothoven moved and De Joode seconded the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a force of reserve peace officers,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Marion County Sheriff Reserve Peace Officers:

Behrens, Virgil	Lanser, Jeff
Brooks, Randy	Marshall, Ed
Carter, Trapper	Mesecher, Donnie
Carter, Carrie	Moon, Harold
Clark, Gary	Naaktgeboren, Darren
Conrad, Joshua	Rietveld, Teresa
Dachenbach, Lee	Rowland, Don
Daniels, Phil	Simpson, Bill
DeMoss, Wayne	Sneller, Sharla
DeRonde, Doug	Sweitzer, Shane
Goemaat, Eric	Van Vark, Curtis
Greatbatch, John	Veenstra, Shawn
Green, Valarie	Walker, John
Griffith, Dan	Wardenburg, Roger
Hyatt, Scotty	Zentner, Jeff
Jerkins, Scott	
Johnson, Amanda	
Kenyon, Kenneth	

Ayes all

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County to provide for the detention and or confinement of persons charged or convicted of offences as defined by the authority of the court, and;

WHEREAS, the Code of Iowa has established the rules and procedures of carrying out the powers and duties of the sheriff in regards to jails and their use as prisons,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the Marion County Sheriff, Marvin Van Haaften be approved as the appointed person in charge of the custody of the prisoners and the county jail as provided and defined in the Code of Iowa:

Ayes all.

De Joode moved and Pothoven seconded that Roger Schletzbaum be appointed as Marion County's Designated County Representative for Federal D.O.T. drug and alcohol testing. Ayes all.

Pothoven moved and De Joode seconded that Dr. John Kanis, or his representatives, be reappointed as the Marion County Medical Examiner. Chairman Shepherd also stated he was pursuing the possibility of another designated Medical Examiner. Ayes all.

Chairman Shepherd designated the County Engineer, Roger Schletzbaum, to the South Central Iowa Solid Waste Authority Board with Robert De Joode acting as the alternate.

Pothoven moved and De Joode seconded the following appointments to various Boards and Commissions as listed. Ayes all

South Central Youth & Family Services	Bill Shepherd	1 yr.
Capstone Center, Inc.	Robert De Joode	1 yr.
Central Iowa Education & Training Consortium (CIETC)	Howard Pothoven	1 yr.
5th Judicial District Advisory Board	Robert De Joode	1 yr.
Heart of Iowa Regional Transit Agency (HIRTA)	Howard Pothoven	1 yr.
Red Rock Community Action Program	Bill Shepherd	1 yr.
Mental Health Institute Advisory Board	Bill Shepherd	1 yr.
County Home Board	Bill Shepherd	1 yr.
	Howard Pothoven	1 yr.
	Robert De Joode	1 yr.
Welfare Board	Bill Shepherd	1 yr.
	Howard Pothoven	1 yr.
	Robert De Joode	1 yr.
Social Services Coordinating Board	Bill Shepherd	1 yr.
	Howard Pothoven	1 yr.
	Robert De Joode	1 yr.
Area Aging Resources Board	Kim Dorn	1 yr.
FEMA Advisory Board	Bill Shepherd	1 yr.
Emergency Management Commission	Howard Pothoven	1 yr.
Heartland Resource Conservation & Development	Howard Pothoven	1 yr.
Board of Health	Bill Shepherd	1 yr.
Des Moines River Greenbelt Commission	Bill Shepherd	1 yr.
Dept. of Justice-Courthouse Security Advisory Board	Bill Shepherd	1 yr.
Mid Iowa Development Fund, Inc.	Howard Pothoven	1 yr.
Child Welfare Decategorization Program-Exec. Board	Bill Shepherd	1 yr.
Whitebreast Watershed Assoc.	Howard Pothoven	1 yr.
	Jim Mc Coy, alternate	1 yr.

De Joode moved and Pothoven seconded the following appointments to the various Memorial Halls. Ayes all.

<u>PELLA</u>	<u>TERM ENDS</u>
Joe Horman	December 31, 2004
Jake Schuring	December 31, 2004
Alfred Steenhoek	December 31, 2003
Alvin Van Zee	December 31, 2003
Gary Gezel	December 31, 2005
Raymond Newendorp	December 31, 2005

<u>KNOXVILLE</u>	
Ralph Bryant	December 31, 2004
Gary Hudson	December 31, 2005
Pat Moss	December 31, 2005

Richard "Mick" Myers	December 31, 2003
Ed Mc Donald	December 31, 2003
Charles W. Day	Sec./Treas.

PLEASANTVILLE

Lewis Boers	December 31, 2004
Phil Proffitt	December 31, 2004
Monty Dyer	December 31, 2003
Dennis Harkin	December 31, 2003
Gene Bowers	December 31, 2005

BUSSEY

Oren Shobe	December 31, 2004
Randy Dunkin	December 31, 2004
Ted Spaur	December 31, 2003
Leroy Vander Veer	December 31, 2003
John Nichols	December 31, 2005
Polliann Carlson	Sec./Treas.

There being no other business De Joode moved and Pothoven seconded the meeting be adjourned. Ayes all.  
Meeting adjourned 9:25 A.M.

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JAKE GRANDIA, MARION COUNTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session January 13, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the December 23, 2002, and January 02, 2003, meetings be approved. Ayes all.

Pothoven moved and De Joode seconded that warrants #131188 thru #131457 be approved for payment. Ayes all.

John De Nooy, concerned citizen, held discussion with the Board regarding the Marion County Jail Feasibility Study and the direction of the County. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the Recorder's Office to designate a Deputy Recorder, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a Deputy Recorder,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Deputy Recorder:

Kathie Caylor

Adopted this 13th day of January, 2003.  
Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the Attorney's Office to designate a Assistant County Attorney, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a Assistant County Attorney,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Assistant County Attorney:

Doug Eichholz

Adopted this 13<sup>th</sup> day of January, 2003.  
Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a force of reserve peace officers,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Marion County Sheriff Reserve Peace Officers:

Craig Douglas

Adopted this 13th day of January, 2003.  
Ayes all.

Park Woodle, Chairman of the 2002 Compensation Commission, presented the Commissions elected officials salary recommendations for the 2003-2004 budget year and held discussion regarding there process.

Pothoven moved and De Joode seconded to approve the Marion County Board of Compensation's recommendations for Marion County Elected Officials salaries for the year 2003-2004 as follows: Ayes all.

Supervisors	\$28,739.08 (Chairperson to receive an additional \$100 per month)
Sheriff	\$59,024.11
Auditor	\$45,723.62
Treasurer	\$44,986.05
Recorder	\$44,205.90
Attorney	\$70,884.16

De Joode moved and Pothoven seconded to approve the appointment of Howard Pothoven to the Area Aging Resources Board. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, the City of Bussey , Iowa has offered to give a parcel of land, described as the "East ½ of the East 22 feet of Lot 2 in Block 12, all in the Original Town of Bussey, Iowa", to Marion County, and,

WHEREAS, an examination of the Abstract of Title to said property shows good title in the City of Bussey, no liens of record and no taxes due or owing on said property, and,

WHEREAS, the transfer of said property to Marion County is a benefit to both parties and the citizens of same,

BE IT THEREFORE RESOLVED that Marion County, by vote of the Marion County Board of Supervisors, does hereby accept the property described above upon the delivery of a properly executed Deed from the City of Bussey, Iowa.

Passed this 13<sup>th</sup> day of January, 2003.

Ayes all.

Pothoven moved and De Joode seconded to approve the low bid purchases of two trucks for the Secondary Road Department from De Vore - Knoxville. Ayes all. The bids were as follows:

	<u>¾ ton 4 WD pickup – fullsize</u>	<u>1 ton 4 WD Cab Chasis</u>
De Vore – Knoxville	\$21,587.00	\$21,336.00
Jensen – Pella	\$22,076.00	\$21,905.00
Ulrich – Pella	\$23,585.00	\$24,106.00
Bob Brown – DM	\$23,122.00	

Roger Schletzbaum, Marion County Engineer, gave an update on the current activities of the Secondary Road Department.

Jake Grandia, Marion County Auditor, gave an update on the current activities of the Auditor's Office.

Gary Verwers, Marion County Sheriff's Department, gave an update on the current activities of the Sheriff's Department and Jail.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:20 A.M. Ayes all.

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JAKE GRANDIA, MARION COUNTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session January 27, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to amend the agenda by adding item, R.O.W. work agreements, and then approve the agenda as amended. Ayes all.

De Joode moved and Pothoven seconded the minutes of the January 13, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #131504 thru #131692 be approved for payment. Ayes all.

De Joode moved and Pothoven seconded to receive and file the Marion County Treasurer's Semi-Annual Report. Ayes all.

Pothoven moved and De Joode seconded to receive and file the Marion County Sheriff's Quarterly Report. Ayes all.

Pothoven moved and De Joode seconded to accept the letter of resignation from Marvin Van Haaften, Marion County Sheriff and Marion County Medical Examiner Investigator, effective January 27, 2003. Ayes all.

Pothoven moved and De Joode seconded to announce the Board's intent to appoint a new Marion County Sheriff and instructed the Auditor to publish said notice in the next edition of the County official newspapers. Ayes all.

De Joode moved and Pothoven seconded to appoint Tim Cox as Marion County Medical Examiner Investigator. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, the inspection and analysis of Marion County bridges is performed as required by the Federal Highway Administration Rules and Regulations and,

WHEREAS, the results of the inspection and analysis indicate a safe operating load capacity for certain Marion County bridges as listed below.

<u>Bridge Number</u>	<u>Load Limit (Posting)</u>
40210030	15T
41357599	5T
41358500	5T
48067242	3T
58190650	(4)20T/(5)30T/(6)30T
60150095	15T
71338700	20T
49332536	(4)28T/(5)40T/(6)40T
58065799	(4)28T/(5)40T/(6)38T
69342300	12T
41315500	14T
60312800	4T

NOW THEREFORE, BE IT RESOLVED, this 27th day of January, 2003, that the above recommended weight limits corresponding to the bridge numbers listed are hereby adopted, and that proper signs shall be erected and maintained to post the adopted load limit until the posted bridge is repaired, reconstructed, or removed.

Ayes all.

De Joode moved and Pothoven seconded to approve Work Beyond R.O.W. Agreement with Sid De Haan, Pete Bogaard, and the Secondary Road Department. Ayes all.

Roger Schletzbaum, Marion County Engineer, gave an update on the current activities of the Secondary Road Department.

Jake Grandia, Marion County Auditor, gave an update on the current activities of the Auditor's Office.

Gary Verwers, Marion County Sheriff's Department, gave an update on the current activities of the Sheriff's Department and Jail.

Denise Emal, Marion County Treasurer, gave an update on the current activities of the Treasurer's Office.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 9:58 A.M. Ayes all.

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JAKE GRANDIA, MARION COUNTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session February 10, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the January 27, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #131694 thru #131932 be approved for payment. Ayes all.

Harvey Sprafka, City of Knoxville Police Chief, gave a report regarding his plans for the City of Knoxville Dispatch Center. He intends on recommending to the Knoxville City Council that the City close their dispatch center effective July 01, 2003, and transfer the responsibilities to the Marion County Dispatch Center.

Howard Westercamp, concerned citizen, asked the Board if the County's Annual Audit had been completed yet. The fieldwork has been completed, but the report has not been submitted yet.

Pothoven moved and De Joode seconded to approve the appointment of Dr. Van Natta to the position of Marion County Deputy Medical Examiner. Ayes all.

Pothoven moved and De Joode seconded to approve the appointment of Gary Verwers as Marion County Sheriff, filling the vacated position due to Sheriff Marvin Van Haaften's resignation. Ayes all.

De Joode moved and Pothoven seconded to accept the proposal from Davis Excavation for replacement of cross road culvert on Lucas Drive, west of T-15 in the amount of \$18,000. Ayes all. The bids were as follows:

Davis Excavation - \$18,000

Corell Contractor - \$21,500

Gus Construction - \$18,777

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Marion County desires to classify certain roads on the area service system in the County to a level of service A; and

WHEREAS, the Board of Supervisors after consultation with the County Engineer, has the authority to specify certain roads within the County as Area service "A" roads pursuant to Iowa Code Section 309.57; and

WHEREAS, the County has deemed it in the best interests of its citizens to reclassify a segment of road classified a level service B in August of 2000 to a level of service A;

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARION COUNTY that the following described road in Marion County is hereby established as Area Service "A" and shall be maintained in conformance with applicable statutes.

Part of Road # 257 in the Road Establishment Book established March 8, 1859 also known as Lisbon St. in Section 5, Township 75, Range 19 and Section 32, Township 76, Range 19 of the 5th. P.M. More particularly described as beginning at a point 2645ft. West of the N.E. corner of Section 5, Township 75, Range 19 as described in a previous road vacation dated December 19, 1972 thence East to the West right-of-way line of Hwy. G-44 formerly known as 150th. Ave.

Ayes all.

De Joode moved and Pothoven seconded to approve a Work Beyond R.O.W. Agreement with Loren Van Wyk, land tenant of Bean Partners, and the Secondary Road Department. Ayes all.

Jay Davis, Marion County Engineer's Office, gave an update on the current activities of the Secondary Road Department. Jay fielded questions from Jon De Nooy and Gene De Heer, concerned citizens, regarding the dirt/paving preparation on the New Dollar Bridge project. Those questions will be forwarded to the County Engineer.

Jake Grandia, Marion County Auditor, and Denise Emal, Marion County Treasurer, gave an update on the upcoming Chart of Account Crosswalk.

Arlin Gordon, landowner, held discussion with the Board about Marion County and Pella's platting jurisdiction within a two mile radius of the City of Pella.

Rich De Heer, concerned citizen, held discussion with the Board regarding County authority and responsibilities to the citizens of the unincorporated areas of the County.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:18 A.M. Ayes all.

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JAKE GRANDIA, MARION COUNTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session February 24, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the February 10, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #131977 thru #132206 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures of carrying out the powers and duties of the sheriff, and;

WHEREAS, the Code of Iowa allows for the appointment of sheriff's deputies to assist in executing the powers and duties of the sheriff,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that Ron Goemaat be approved as appointed Marion County Chief Deputy Sheriff. Ayes all..

Pothoven moved and De Joode seconded to approve the appointment of Bill Lehner to serve on the Marion County Development Commission for a 3 year term ending June 30, 2005. Ayes all.

De Joode moved and Pothoven seconded to accept the bid proposal from Renaissance Roofing Inc. of Rockford, IL for the Marion County Courthouse roof replacement project. Ayes all. The bids were as follows:

- Renaissance Roofing, Inc. - \$499,000.00
- VIS Ltd - \$501,596.00
- Interstate Roofing & WTPinc. - \$554,731.00
- Rafoth Sheet Metal, Inc. - \$584,400.00
- Wood Roofing & Sheetmetal Co. - \$634,174.00

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Iowa Code section 455B.200E, passed by the Iowa Legislature in 2002, sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between March 1, 2003 and January 31, 2004 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix as provided in section 455B.200F, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARION COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 455B.200E. Ayes all.

De Joode moved and Pothoven seconded to approve the purchase of a 2004 Model 7400 6x4 International Dump Truck thru the IDOT State of Iowa Snow Removal Equipment Contract for \$88,409.00 to be used in the Secondary Road Department. A two way snow plow (\$6,321) and spreader (\$3,075) will also be purchased for the truck. Ayes all.

Roger Schletzbaum, Marion County Engineer, gave an update on the current activities of the Secondary Road Department.

Denise Emal, Marion County Treasure, gave an update on the current activities of the Treasurer's Department.

Jake Grandia, Marion County Auditor, gave an update on the current activities of the Auditor's Department.

Pat Myers, Pleasant Grove Township Clerk, held discussion with the Board regarding the County entering into an agreement with the Township to assist their financing of a new fire station.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:05 A.M. Ayes all.

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JAKE GRANDIA, MARION COUNTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING

FIFTH DAY

FEBRUARY 24, 2003

The Marion County Board of Supervisors met in special session February 24, 2003, for the purpose of a public hearing as published. Board members present were William G. Shepherd and Bob De Joode. Howard Pothoven was absent.

Chairman Shepherd opened the public hearing at 9:00 A.M.

The purpose of the public hearing was to receive comments on the proposed Marion County Courthouse Roof Repair Project.

There being no public comment, DeJoode moved and Shepherd seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:05 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session March 10, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the February 24, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #132211 thru #132440 be approved for payment. Ayes all.

Connie Duinink, USDA/Rural Development Specialist, held discussion with the Board regarding a loan with United States Dept of Agriculture Rural Development for a new fire station for Pleasant Grove Township.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, it is in the best interest of the citizens of Marion County to have the Marion County Child Abuse Prevention Council provide services to the people of Marion County in the areas of child abuse prevention, education, and child care, and;

WHEREAS, it is in the best interest of the citizens of Marion County to bring the council under County liability coverage, and;

WHEREAS, the State of Iowa allows for joint agreements pursuant to the provision of Iowa Code Chapter 28E.

NOW THEREFORE, BE IT RESOLVED THAT THE MARION COUNTY BOARD OF SUPERVISORS gives authorization to enter an agreement between Marion County, Iowa, and the Marion County Child Abuse Prevention Council as provided by Iowa Code Chapter 28E.

Ayes All.

Pothoven moved and De Joode seconded to approve the Chart of Account conversion and FY 03 Budget.

Pothoven moved and De Joode seconded to approve the Fiscal Year 2003-2004 Budget.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, there is a heightened level of awareness for communities to increase their capabilities to respond to incidents involving terrorism, weapons of mass destruction, and bio-terrorism events, and

WHEREAS, the initial response to an emergency is the responsibility of local government until all of its local resources are exhausted, and

WHEREAS, numerous additional requirements are being placed on communities to develop plans to deal with the effects of terrorism incidents, to train and equip community responders and to develop local programs to educate citizens on actions necessary to protect themselves and their community in event of a disaster, and

WHEREAS, the Marion County Emergency Management Coordinator is charged with providing a coordinated program of preparedness, mitigation, response and recovery activities in the county to deal with the hazards faced in the community, and

WHEREAS, the State of Iowa Office of Homeland Security has recommended that the local county emergency management coordinator be identified as the county's Homeland Security Coordinator due to their primary role in coordination of community emergency response programs.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA that Ray Stone, Marion County Emergency Management Coordinator, be hereby appointed Homeland Security Coordinator for Marion County.

Ayes All.

Pothoven moved and De Joode seconded to approve the agreement with Renaissance Roofing, Inc. on the Courthouse Re-roof. Ayes All.

Pothoven moved and De Joode seconded to approve the policies for the Title III Senior Nutrition Program. Ayes All.

The following gave updates on the current activities of their departments:

Roger Schletzbaum, Marion County Engineer  
Denise Emal, Treasurer  
Kim Dorn, Public Health Director  
Gary Verwers, Sheriff  
Steve Edwards, Conservation Director  
Ray Stone, Emergency Management Coordinator

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 9:52 A.M. Ayes all.

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LISA SHIVES, MARION CO DEPUTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING

SIXTH DAY

MARCH 10, 2003

The Marion County Board of Supervisors met in special session March 10, 2003, for the purpose of a public hearing for the fiscal year 2003-2004 Marion County budget. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:00 A.M.

There being no public comment, Pothoven moved and De Joode seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:03 A.M.

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Lisa Shives, Marion Co Deputy Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session March 24, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the March 10, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #132474 thru #132699 be approved for payment. Ayes all.

Sara Bixby, Director of South Central Iowa Solid Waste Agency, presented a report and request to the Board. The Agency is required to set up and contribute to a fund to be used to reclaim the landfill after it's closure. The State changed its rules on how the set aside payments are figured forcing the Agency to dramatically increase its funding of this account. Bixby requested the Board to consider a plan for the County to financially guarantee a portion of this cost if the landfill would have to default on the payments. The County is already responsible for the landfill costs by being part of the 28E Agreement that set up landfill Agency.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and; for greater efficiency and for better service to the Citizens of Marion County and,

WHEREAS, the Code of Iowa has established the rules and procedures of carrying out the powers and duties of the sheriff, and;

WHEREAS, the Code of Iowa, 331.903 allows for the appointment of sheriff's deputies to assist in executing the powers and duties of the sheriff, and

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA, BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that Matthew A. Boender be approved as appointed Marion County Deputy Sheriff.

Ayes all.

Pothoven moved and De Joode seconded to approve the renewal of a Class C Beer Permit for R & J Sail Iowa, d.b.a. Red Rock Marina. Ayes all.

Pothoven moved and De Joode seconded to approve the bid and approve the contract and bond from Bruening Rock Products for the 2003 Granular Resurfacing Project of 65 miles of Farm to Market roads in Marion County. Ayes all. Bids as follow:

Bruening Rock Products, Inc. - \$124,143.15

Martin Marietta Materials, Inc. - \$152,194.84

De Joode moved and Pothoven seconded to approve entering into an agreement with the Federal Highway Administration, Iowa Dept. of Transportation, and the County for removal of the viaduct over the BN/SF railroad on Old Highway 92 and the relocation of the highway. Ayes All.

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, pursuant to Chapter 306, Code of Iowa, Marion County is desirous to dispose of excess right-of-way and,

WHEREAS, such vacation will eliminate public liability and place such excess right-of-way back in to taxation and,

WHEREAS, pursuant to Chapter 306.11, Code of Iowa, a public hearing is not required in vacations of this nature,

NOW THEREFORE BE IT RESOLVED THAT, Lot# 7 in an Auditors Survey and Plat, book# 46, page 89 and more particularly described in the Irregular Surveys Book# 3, page 40 as commencing at a point 469.92 feet North and 554.40 feet West of the S.E. corner of the N.E.1/4 of the S.E.1/4 of Section 29, Township 74, Range 18 of the 5th. P.M. at a stone, thence South 44 deg. 40 min. West 105.6 feet, thence North 49 deg. West 55.8 feet, thence South 58.5 deg. West 188.3 feet, thence South 31.5 deg. East 376 feet to the center of South Cedar Creek, thence down the center of said creek North 31 deg. East 406 feet, thence North 54 deg. West 158 feet to beginning, containing 2.11 acres more or less.

BE HEREBY VACATED. Ayes all.

Pothoven moved and De Joode seconded to approve the Marion County Engineer's Five Year Secondary Roads Construction Program for FY 2004 thru FY 2008. Ayes All.

The following gave updates on the current activities of their departments:

Roger Schletzbaum, Marion County Engineer  
Denise Emal, Treasurer  
Steve Edwards, Conservation Director  
Jake Grandia, Auditor

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:22 A.M. Ayes all.

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JAKE GRANDIA, MARION CO AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING

SEVENTH DAY

MARCH 24, 2003

The Marion County Board of Supervisors met in special session March 24, 2003, for the purpose of a public hearing for the 2003 Granular Resurfacing Project of various Farm to Market roads totaling approximately 65 miles. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Marion County Engineer Roger Schletzbaum gave an overview of the project and bids.

There being no public comment, De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:10 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in special session March 28, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 10:00 A.M.

Pothoven moved and De Joode seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded to approve the Iowa Department of Transportation let contract for a patching and overlay project of County Road S-45 with Norris Asphalt Paving Company of Ottumwa, Iowa for \$482,783.38. The contract is funded by Surface Transportation Funds through CIRTPA and the IDOT for the Secondary Road Department. Ayes all.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:05 A.M. Ayes all.

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JAKE GRANDIA, MARION CO AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session April 14, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

Pothoven moved and De Joode seconded to remove items # 9 and # 16 from the agenda and approve the rest of the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the March 24, 2003, and March 28, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #132701 thru #133036 be approved for payment. Ayes all.

De Joode moved and Pothoven seconded to receive and file the Marion County Sheriff's Quarterly Report. Ayes all.  
Gary Verwers, Marion County Sheriff, also noted that he had received a three year waiver from the State allowing him to increase the capacity in the County Jail. In order to maintain this waiver he is required to submit reports to the State and continue to show advancement in solving the County Jail situation.

Jake Grandia, Marion County Auditor, presented the Board with the County's Final Audit Report for the budget year ending June 30, 2002. Pothoven moved and De Joode seconded to accept the Final Audit Report as presented. Ayes all.

Clint Davis, HR One Source Representative, gave a report to the Board regarding the status of collective bargaining for the Secondary Road Department.

Jon De Nooy, concerned citizen, held discussion with the Board regarding the ongoing collective bargaining situation and the County's involvement with Tax Increment Financing Districts.

Gene De Heer, concerned citizen, remarked to the Board on one of the County's Final Audit Report comments regarding County employee's travel reimbursement, the Board representing the County at local City Council Meetings and Public Hearings, and Tax Increment Financing districts.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, the City of Knoxville, Iowa, has approached Marion County, Iowa, with a request that Marion County take over public safety dispatch and communication operations for the City of Knoxville, and

Whereas, Marion County has, after analysis of the situation and negotiations with the City of Knoxville, reached a mutually acceptable Agreement to do so, and,

Whereas, such Agreements are allowed pursuant to Iowa Code Chapter 28E, and

Whereas, such an Agreement is in the best interests of both Marion County and the City of Knoxville.

Now, Therefore be it Resolved that the Marion County Board of Supervisors gives authorization to enter into an Agreement as written and presented this date between Marion County, Iowa and Knoxville, Iowa, in regards to dispatch duties for public safety and communications. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, the United States Congress passed the Health Insurance Portability and Accountability Act (HIPAA) in 1996, and,

Whereas, the rules and regulations have been finalized to carry out the Act, and,

Whereas, it is in the best interest of Marion County to comply with those rules and regulations.

Now therefore be it Resolved by the Board of Supervisors of Marion County, Iowa, to officially adopt the required Marion County HIPAA Policies as presented by the Marion County HIPAA Oversight Committee. Ayes all.

Pothoven moved and De Joode seconded to approve a contract change by \$68,454.00 for additional structural repair in the Courthouse Re-Roof Project. Ayes all.

Pothoven moved and De Joode seconded to approve Zoning Petition # 2390 from CLS Group to re-zone part of NW1/4 of SE1/4 of Section 14, Township 75N, Range 19W of the 5<sup>th</sup> P.M. from Agricultural to Commercial for the purpose of constructing a proposed 250' tall multi-carrier communications facility. Ayes all.

De Joode moved and Pothoven seconded to approve Zoning Petition # 2392 from Lou Beener to re-zone the east 8.2 acres of the 10 acres currently zoned Commercial to Agricultural. The property is located at 1304 Dubuque Drive, Otley, Iowa, lying in the fractional NW1/4 of NW1/4 of Section 30, Township 77N, Range 19W of the 5<sup>th</sup> P.M. Ayes all.

Pothoven moved and De Joode seconded to approve Zoning Petition # 2412 and the following Resolution regarding the Westerkamp Subdivision:

Whereas, Bryce Westerkamp and Cherie Westerkamp, husband and wife; Vance Westerkamp and Stephanie Westerkamp, husband and wife; and Jacki L. Westerkamp and Harris Westerkamp, wife and husband, have filed with Marion County Board of Supervisors, a plat of what is known as Westerkamp Subdivision, the same being a subdivision of the following described real estate situated in Marion County, Iowa, to-wit:

Beginning at the S1/4 Corner of Section 13, Township 76 North, Range 20 West of the 5<sup>th</sup> P.M., thence South 90°00' West 169.3 ft., thence North 00°39' East 370.2 ft., thence North 89°51' West 43.1 ft., thence North 00°29' West 194.7 ft., thence North 89°55' West 217.0 ft., thence South 00°31' West 565.3 ft., thence South 90°00' West 550.2 ft., thence North 00°17' West 361.5 ft., thence South 90°00' West 343.3 ft., thence North 00°11' 30" East 959.3 ft., thence South 89°49' East 913.6 ft., thence South 25°27' East 259.4 ft., thence South 00°05' West 349.2 ft., thence North 89°36' East 301.0 ft., thence South 00°05' West 738.60 ft., to the point of beginning containing 29.82 acres, more or less, including the public roads established, and,

Whereas, said plat has been reviewed by the Marion County Zoning Administrator and the Marion County Engineer and they have found no objection thereto; and

Whereas, said plat complies in all respects with the rules and regulations concerning the subdivision of land in Marion County, Iowa; and

Whereas, the members of the Marion County Board of Supervisors have inspected and examined said plat, and find the same should be accepted and approved.

Now, Therefore, Be It Resolved by Marion County Board of Supervisors, that the plat of Westerkamp Subdivision be formally accepted and approved at this time. Ayes all.

De Joode moved and Pothoven seconded to approve the renewal of a Class C Liquor License for D-Mack, Inc., d.b.a. Udders Steak House. Ayes all.

De Joode moved and Pothoven seconded to approve entering into an agreement, with addendum, between Lucas County Health Center and Marion County, Iowa, for detoxification services for committed Marion County substance abuse patients. Ayes all.

The following gave updates on the current activities of their departments:

Roger Schletzbaum, Marion County Engineer  
Jake Grandia, Marion County Auditor

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:52 A.M. Ayes all.

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JAKE GRANDIA, MARION CO AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session April 14, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:00 A.M.

First Item – Petition # 2390 – CLS Group (property owner: Doug Karns) to rezone part of NW1/4 of SE1/4 of Section 14, Township 75N, Range 19W of the 5<sup>th</sup> P.M. from Agricultural to Commercial for the purpose of constructing a proposed 250' tall multi-carrier communications facility. John McCoy, Marion County Zoning Administrator, gave an overview of the proposed change. Robert Renken, U.S. Cellular, presented the plans of his company. The Marion County Zoning Commission recommends approval. There being no further public comment, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Second Item – Petition # 2392 – Lou Beener is requesting a rezoning of the east 8.2 acres of the 10 acres currently zoned Commercial to Agricultural. The property is located at 1304 Dubuque Drive, Otley, Iowa, lying in the frl. NW1/4 of NW1/4 of Section 30, Township 77N, Range 19W of the 5<sup>th</sup> P.M. Missy Poffenbarger, Marion County Zoning Office, gave an overview of the proposed changes. The Marion County Zoning Commission recommends approval. There be no further public comment, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

Third Item – Petition # 2412 – Westerkamp Subdivision – Bryce Westerkamp is requesting approval of the final plat of the Westerkamp Subdivision. Poffenbarger gave an overview of the proposed subdivision. The Zoning Commission recommends approval. There being no further comment, De Joode moved and Pothoven seconded to close that portion of the public hearing.

De Joode moved and Pothoven seconded to adjourn the public hearing. Ayes all. The public hearing was adjourned at 9:20 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session April 28, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the April 14, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #133081 thru #133274 be approved for payment. Ayes all.

The Board heard a report from David Wells, Iowa Department of Human Services, regarding the annual Case Management Report and received a draft copy of the proposed Case Management Contract between Marion County and DHS.

Tom Kesh, Iowa Bureau of Collections, presented the Board with a 6 year renewal of the Chapter 28E Cooperative Reimbursement Agreement for Child Support Enforcement with no cost to the County. De Joode moved and Pothoven seconded to enter into the Child Support Enforcement Agreement. Ayes all.

Jess Jackson, Iowa Heartland Resource Conservation & Development, Inc., presented the annual activity report of RC & D to the Board.

George Wesselhoft, City of Pella, presented an update of the proposed 28E agreement between the City of Pella and Marion County regarding zoning and subdivision jurisdictions.

Jon De Nooy, concerned citizen, asked questions regarding the proposed agreement and it's implications.

Dody De Vries, concerned citizen, inquired about the sub-area map.

De Joode moved and Pothoven seconded to approve the request of Leta Nichols to hold the annual Farmer's Market in Knoxville on the west side of the Courthouse yard beginning May 24, 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the renewal of a Class C Beer Permit for Fini Conditioned Air, Inc., d.b.a. The Trading Post. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Marion County has undertaken certain improvements to County road T-17 and,

WHEREAS, these improvements have resulted in a change in traffic patterns for Roads that intersect the improvements to County Road T-17 and,

WHEREAS, the County Engineer recommends the erection of stop signs at certain intersections wit highway T-17 to promote the orderly flow of traffic and protect the public health, safety, and welfare,

NOW THEREFORE BE IT RESOLVED, that Every driver of a vehicle shall stop before entering an Intersection at the following designated locations:

<u>Route</u>	<u>Intersection</u>	<u>Direction of Stop</u>
216 <sup>th</sup>	Intersection with T-17	Northbound
216 <sup>th</sup>	Intersection with T-17	Southbound
228 <sup>th</sup>	Intersection with T-17	Northbound
T-17	Intersection with 228 <sup>th</sup>	Southbound
G-46	Intersection with T-17	Eastbound

Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Marion County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance; and

WHEREAS, the County after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" roads pursuant to Iowa Code Section 309.57; and

WHEREAS, the County has received a petition, attached to this resolution, signed by all landowners adjoining the road, requesting that the following road be classified as an Area Service "C" road; and

WHEREAS, the said road may have access restricted by means of a locked gate assembly, consisting of the gates, corner posts, brace posts, and braces, purchased and installed by the County. The County shall be reimbursed for the cost of materials for the gate assembly, by the property owners adjacent to the road to be classified level "C", prior to installation. Maintenance of the gate assembly will be the responsibility of the adjacent property owners. If not so maintained the County may remove the gate; and

WHEREAS, the only persons who will have access rights to the roads shall be:

1. the owner, lessee, or person in lawful possession of any adjoining land,
2. the agent or employee of the owner, lessee or person in lawful possession of any adjoining land
3. any peace officer
4. any magistrate
5. any public employee whose duty it is to supervise the use or perform maintenance of the road
6. any agent or employee of any utility located upon the road

WHEREAS, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be Performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded on a regular basis.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
4. Weeds, Brush and Trees. Mowing and spraying of weeds, cutting brush, and tree removal will not be performed on a regular basis. Adequate site distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Shoulders. Shoulders will not be maintained on a regular basis.
7. Crown. A crowned road cross section will not be maintained on a regular basis.
8. Road Surfacing. There will be no surfacing materials applied to Area Service System "C" Roads on a regular basis.
9. Repairs. Road repairs will not be made on a regular basis.
10. Uniform Width. Uniform width of the traveled portion of the roadway will not be maintained on a regular basis.
11. Inspections. Regular inspections will not be performed.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARION COUNTY that the following described roads in Marion County are hereby established as Area Service "C" with restricted access and a minimal level of maintenance.

Road # 989 established in July, 1889 as recorded in Book 5, page 454 of The Road Record Book and more commonly known as 218th. Pl. in Section 16, Township 74N, Range 18W of the 5th. P.M., beginning at a point 100 feet South of the South ROW line of State Hwy. 156, thence southerly approximately 4800 ft. to a point which beyond this point was previously established January 8, 2001 as an Area Service C road, which would complete this segment of road as being designated an Area Service C road.

Ayes all.

Pothoven moved and De Joode seconded to approve an Addendum to County Agreement 2001 – C – 039. Iowa Department of Transportation project STP – 3 (18,19)—2C – 63 Iowa Highway 5 bypass project around Pleasantville. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, the Iowa Department of Transportation has undertaken a highway improvement project involving Highways 5, 92 and 181 and,

WHEREAS, this project has involved the closing of State Highway 5 and County Road G-40 west of Pleasantville and,

WHEREAS, the County Engineer has determined that the traffic patterns on county road 40<sup>th</sup> Avenue North of State Highway 92 to the South Pleasantville City Limits have changed significantly due to this construction,

NOW THEREFORE BE IT RESOLVED, that a maximum speed limit of 35 M.P.H. be established on 40<sup>th</sup> Avenue until such time as the four lane Highway 5 is open to through traffic. At which time the speed limit shall return to that described in the Iowa Code section 321.285.

Ayes all.

The following gave updates on the current activities of their departments:

Roger Schletzbaum, Marion County Engineer  
Jake Grandia, Marion County Auditor  
Denise Emal, Marion County Treasurer

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 11:15 A.M. Ayes all.

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JAKE GRANDIA, MARION CO AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session May 12, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the April 28, 2003, meeting be approved. Ayes all.

Pothoven moved and De Joode seconded that warrants #133278 thru #133540 be approved for payment. Ayes all.

Lisa Shives, Deputy Auditor, updated the board and attendees on the arrival of Jake Grandia's new son. Nathan Thomas was born this morning at 5:17 am. Everyone is doing fine.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS the Marion County Board of Supervisors approved a budget amendment for Fiscal Year 2002-2003, and

WHEREAS the monies need to be appropriated for each department to meet this budget,

THEREFORE BE IT RESOLVED that the following monies be appropriated for each amended department listed for the FY 02-03 year.

<u>Department</u>	<u>Original</u>	<u>Amendment</u>	<u>Total</u>
Sheriff	1,668,056	170,000	1,838,056
Conservation	921,434	60,000	981,434

Ayes all.

Pothoven moved and De Joode seconded to approve a contract with the Iowa Department of Human Services and Marion County regarding Enhanced Case Management Services for a 2 year contract, July 1, 2003 through June 30, 2005. Ayes All.

Pothoven moved and De Joode seconded to approve a 2 year lease agreement for office space at the County DHS Building for Enhanced Case Management Services. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff's office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a force of reserve peace officers,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Marion County Sheriff Reserve Peace Officers:

Perry D. Pendroy  
Curtis D. Cupples

Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Section 455B.306 of the Code of Iowa requires financial assurance instruments for all sanitary disposal projects; and

WHEREAS, the Iowa Department of Natural Resources has adopted Chapter 567 111 of the Iowa Administrative Code, promulgating rules for financial assurance instruments; and

WHEREAS, Chapter 567 111.6 provides for the "Local Government Guarantee" mechanism to be an acceptable financial assurance instrument; and

WHEREAS, Marion County agrees that if the South Central Iowa Solid Waste Agency fails to perform closure or post closure care in accordance with the appropriate plan or permit whenever required to do so or fails to obtain alternate financial assurance within 90 days of intent to cancel, Marion County will perform or pay a third party to perform closure and/or post closure care or establish a standby trust fund in the name of the South Central Iowa Solid Waste Agency or obtain alternate financial assurance; and

WHEREAS, Marion County meets the requirements of the Iowa Administrative Code 111.6(8),

IT IS HEREBY RESOLVED BY Marion County AND THE South Central Iowa Solid Waste Agency that it is in the best interests of the South Central Iowa Solid Waste Agency that financial assurance for closure and post closure care, as is required by Chapter 111 of the Iowa Administrative Code be met through a "Local Government Guarantee" in the amount of \$385,713 made by Marion County in conformance with Section 111.6(8) of the Iowa Administrative Code.

This guarantee will remain in force unless Marion County sends notice of cancellation by certified mail to the South Central Iowa Solid Waste Agency and to the Department of Natural Resources. Cancellation may not occur, however, during 120 days beginning on the date of receipt of the notice of cancellation by Department as evidenced by the return of receipt. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Marion County is a member of the Central Iowa Regional Transportation Planning Alliance, as organized under Iowa Code Chapter 28E; and

WHEREAS, annually, the Central Iowa Regional Transportation Planning Alliance requests its member governments to approve, by resolution, the Unified Planning Work Program and Budget for the upcoming fiscal year beginning July 1; and

WHEREAS, the budget to support the Unified Planning Work Program is funded by federal funds and member government assessments, and

WHEREAS, at least the majority of the Central Iowa Regional Transportation Planning Alliance member governments must approve the Unified Planning Work Program and Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Marion County Board of Supervisors, hereby approves the Central Iowa Regional Transportation Planning Alliance Fiscal Year 2003 Unified Planning Work Program and Budget for the period beginning July 1, 2003, through June 30, 2004. Ayes all.

Pothoven moved and De Joode seconded to approve the contract with Municipal Street Improvements for a seal coat contract in the amount of \$47044.42. Ayes all.

De Joode moved and Pothoven seconded to approve the contract with Cedar Falls Construction to perform concrete pavement patching on Highway T17. Ayes all. Bids as follows:

Cedar Falls Construction	\$53,649.60
TEK Builders	\$58,236.53
Ten Point Construction	\$63,771.89
Denco Corporation	\$64,730.93
Iowa Erosion Control	\$66,924.74

Pothoven moved and De Joode seconded to approve Work Beyond R.O.W. Agreements between Dominic Bonanno, William Edwards, Ted Dyskstra and the Secondary Road Department. Ayes all.

Roger Schletzbaum, County Engineer, gave an update on current activities in his department.

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 10:14 A.M. Ayes all.

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LISA SHIVES, MARION CO DEPUTY AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING

ELEVENTH DAY

MAY 12, 2003

The Marion County Board of Supervisors met in special session May 12, 2003, for the purpose of a public hearing for the budget amendment for the fiscal year 2002-2003. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:02 A.M.

Marion County Sheriff Gary Verwers gave an update on his department's budget status.

There being no public comment, De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:07 A.M.

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Lisa Shives, Marion County Deputy Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session May 27, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the May 12, 2003, meeting be approved. Ayes all.

Pothoven moved and De Joode seconded that warrants #133590 thru #133786 be approved for payment. Ayes all.

Jon De Nooy, concerned citizen, held discussion with the Board about the County's policies or procedures regarding unpaid tickets and fines.

Pothoven moved and De Joode seconded to approve the following Resolution:

Resolution relating to financing of a proposed project to be undertaken by Marion County, Iowa;  
establishing compliance with reimbursement bond regulations under the Internal Revenue Code  
BE IT RESOLVED by the County Board of Supervisors (the "Board") of Marion County, Iowa (the "County"), as follows:

Recitals.

The Internal Revenue Service has issued Section 1.150-2 of the Income Tax Regulations (the "Regulations") dealing with the issuance of bonds, all or a portion of the proceeds of which are to be used to reimburse the County for project expenditures made by the County prior to the date of issuance.

The Regulations generally require that the County make a prior declaration of its official intent to reimburse itself for such prior expenditures out of the proceeds of a subsequently issued borrowing and that the borrowing occur and the reimbursement allocation be made from the proceeds of such borrowing within a certain period after the payment of the expenditure or the date the project is placed in service; and

The County desires to comply with requirements of the Regulations with respect to a certain project hereinafter identified.

Official Intent Declaration.

The County proposes to undertake the following project and to make original expenditures with respect thereto prior to the issuance of bonds, notes or other obligations (the "Bonds") and reasonably expects to issue the Bonds for such project in the maximum principal amount shown below:

<u>Projects</u>	<u>Maximum Amount of Bonds Expected to be Issued for Projects</u>
County Building Repairs	\$500,000.00

Other than (i) expenditures to be paid or reimbursed from sources other than the Bonds or (ii) expenditures made not earlier than sixty days prior to the date of this Resolution or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the project have heretofore been made by the County for which the County will seek reimbursement from the proceeds of the Bonds.

This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Budgetary Matters.

As of the date hereof, there are no County funds reserved, allocated on a long term basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long term basis or otherwise set aside) to provide permanent financing for the expenditures related to the project, other than pursuant to the issuance of the Bonds. This resolution, therefore, is determined to be consistent with the County's budgetary and financial circumstances as they exist or are reasonably foreseeable on the date hereof, all within the meaning and content of the Regulations.

#### Reimbursement Allocations.

The County's financial officer shall be responsible for making the "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of proceeds of the Bonds to reimburse the source of temporary financing used by the County to make payment of the prior costs of the project. Each allocation shall be evidenced by an entry on the official books and records of the County maintained for the Bonds, shall specifically identify the actual prior expenditure being reimbursed or, in the case of reimbursement of a fund or account, the fund or account from which the expenditure was paid, and shall be effective to relieve the proceeds of the Bonds from any restriction under the bond resolution or other relevant legal documents for the Bonds, and under any applicable state statute, which would apply to the unspent proceeds of the Bonds.

#### Repealer.

All resolutions, parts of resolutions, or actions of the Board in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved the 27th day of May, 2003.

Ayes all.

After David Claypool, Dorsey & Whitney, gave an overview of the proposed resolution and amendment, and questions were fielded from Jon De Nooy, concerned citizen, Pothoven moved and De Jooode seconded to approve the following Resolution:

Resolution authorizing the execution of an Amendment To Loan Agreement, Assignment and Pledge Agreement and Series 2000 Bond relating to the County's \$10,000,000 Hospital Revenue Bond, Series 2000 (Pella Regional Health Center Project) (the "Series 2000 Bond") and the substitution of a replacement Series 2000 Bond to reflect the terms of the Amendment

WHEREAS, the County of Marion, Iowa (the "Issuer") is an incorporated municipality authorized and empowered by the provisions of Chapter 419 of the Code of Iowa (the "Act") to issue revenue bonds or notes for the purpose of financing the cost of acquiring, by construction or purchase, land, buildings, improvements and equipment, or any interest therein, suitable for the use of any facility for an organization described in Section 501(c)(3) of the Internal Revenue Code (the "Code") which is exempt from federal income tax under Section 501 (a) of the Code ( a "Tax Exempt Organization") and to refund any bonds issued pursuant to the Act; and

WHEREAS, to provide financing for a Project (as defined in the hereinafter referred to Loan Agreement) pursuant to the Act, the Issuer has previously issued the Series 2000 Bond, and has loaned the proceeds of the Series 2000 Bond to Pella Regional Health Center (the "Borrower") pursuant to the provisions of a Loan Agreement (Hospital) dated as of December 1, 2000 (the "Loan Agreement") between the Issuer and the Borrower, the obligation of which is sufficient to pay the principal of, redemption premium, if any, and interest on the Series 2000 Bond as and when the same shall be due and payable; and

WHEREAS, the Series 2000 Bond has been sold pursuant to and secured a provided by an Assignment and Pledge Agreement dated as of December 1, 2000 (the "Pledge Agreement") by and between the Issuer and U.S. Bank, N.A. (formerly Firststar Bank N.A.) (the "Lender"); and

WHEREAS, the Issuer, the Borrower, and the Lender have all agreed that the Loan Agreement, the Pledge Agreement and the Series 2000 Bond should all be amended to modify the applicable interest rate and some other terms of the Series 2000 Bond; and

WHEREAS, it is deemed necessary and advisable that the Issuer authorize the execution of an Amendment to Loan Agreement, Assignment of Pledge Agreement and Series 2000 Bond (the "Amendment"), and the substitution of a Replacement Series 2000 Bond to reflect the terms of the Amendment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the Issuer as follows:

Section 1. Authorization of Amendments to the Loan Agreement, Pledge Agreement and Series 2000 Bond. In order to provide for modification of the interest rate and other terms of the Series 2000 Bond, the Amendment is hereby approved in substantially the form submitted to the Board, with such variations therein as may be made at the time of execution thereof and the Chairperson of the Board of Supervisors and the County Auditor are hereby authorized and directed to execute, attest, seal, and deliver the Amendment in the name and on behalf of the Issuer.

Section 2. Authorization to Substitute Replacement Series 2000 Bond. A replacement Series 2000 Bond in substantially the form as is attached as Exhibit A to the Amendment is hereby approved and the Chairperson of the Board of Supervisors and the

County Auditor are hereby authorized and directed to execute, attest and seal such replacement Series 2000 Bond which shall be delivered to the Lender in substitution and replacement for the original Series 2000 Bond.

Section 3. Designation. The Issuer hereby determines that the Series 2000 Bond is deemed designated as a “qualified tax exempt obligation” for purposes of Section 265 (b)(3) of the Internal Revenue Code.

Section 4. Miscellaneous. The Chairperson of the Board of Supervisors and the County Auditor are hereby authorized and directed to execute, attest, seal, and deliver any and all documents and do any and all things deemed necessary to effect the Amendment and replacement and substitution of the replacement Series 2000 Bond and to carry out the intent and purpose of this Resolution, including the preamble hereto.

Section 5. Severability. The provisions of this Resolution are hereby declared to be separable and if any section, phrase or provision shall for any reason be declared to be invalid, such declaration shall not effect the validity of the remainder of the sections, phrases and provisions.

Section 6. Conflicts Repealed. All Resolutions and parts thereof in conflict herewith are hereby repealed to the extent of such conflict; provided, however, except to the extent of such conflict and as provided herein and in the Amendment, all provisions of prior resolutions of the Board of Supervisors, and all provisions of the Loan Agreement, the Pledge Agreement, and the Series 2000 Bond, and the respective obligations of the parties thereunder shall remain unchanged and in full force and effect.

Section 7. Effective Date. This Resolution shall become effective immediately upon its passage and approval.

Shepherd, Pothoven - Aye

De Joode – Nay

Motion passed and approved May 27, 2003.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Iowa counties are required to comply with the provisions of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), including the standard transaction regulations which require that health plans use standard formats and codes when conducting common health care transactions electronically ; and

WHEREAS, cooperating with other counties for the purpose of creating an Electronic Transactions Clearinghouse in order to comply with the HIPAA standard transaction regulations will save time and money; and

WHEREAS, an Electronic Transactions Clearinghouse could potentially have beneficial applications for counties far beyond HIPAA;

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS that this County does hereby enter into the Electronic Transactions Clearinghouse (ETC) 28E Agreement.

Ayes all.

Pothoven moved and De Joode seconded to approve the appointment of Al Van Zee, Pella, to the Marion County Commission of Veteran’s Affairs. Ayes all.

Pothoven moved and De Joode seconded to approve entering into an agreement with Maximus, Inc to provide the County with cost allocation services for fiscal years 2003 and 2004 to conform to Federal requirements. Ayes all.

De Joode moved and Pothoven seconded to approve a Class B 5 Day Beer Permit for Greg Harvey d/b/a Pleasantville Rodeo. Ayes all.

De Joode moved and Pothoven seconded to approve the renewal of a Class C Beer Permit for Richard C. Lambirth d/b/a R.C.’s. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

WHEREAS, it is in the best interest to the citizens of Marion County for the sheriff’s office to keep the peace and provide public safety, and;

WHEREAS, the Code of Iowa has established the rules and procedures for the establishment of a force of reserve peace officers,

NOW, THEREFORE BE IT RESOLVED BY THE MARION COUNTY, IOWA BOARD OF SUPERVISORS, for the benefit of all Marion County Citizens, that the following be approved as appointed Marion County Sheriff Reserve Peace Officers:

Joe D. Ferguson

Adopted this 27th day of May, 2003. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, County Engineer

Gary Verwers, Marion County Sheriff

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:16 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session June 9, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 10:03 A.M.

De Joode moved and Pothoven seconded to approve the agenda moving item #14, County Engineer's Report, to # 1A. Ayes all.

Roger Schletzbaum, Marion County Engineer, reported on the activities of the Secondary Road Department.

De Joode moved and Pothoven seconded the minutes of the May 27, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #133789 thru #134011 be approved for payment. Ayes all.

Jeff LaGarce, Knoxville City Manager, presented a report regarding actions being taken by the City of Knoxville due to budget concerns caused by recent State revenue cuts. LaGarce stated the Knoxville City Council was going to vote June 9 on a Resolution calling for an election to implement a Local Option Sales Tax in Knoxville. He then requested the County consider passing a Resolution to call for Local Option Sales Tax in the unincorporated areas of Marion County. The Resolution must be approved by motion of the City and County by June 17 in order to have a January 1 beginning collection date. LaGarce also requested the Board consider entering into a 28E Agreement with the cities of Pella and Knoxville which would redistribute the proceeds of the LOST collections to a point of sale basis instead of the State's formula.

Fred Kreykes and Duane Jones, co-chairs of the Marion County Jail Study Committee, presented their final report to the Board. Kreykes explained the process of how the committee worked. The final recommendation was summarized into the following statement: "The committee recommends the construction of a new jail facility on the County Farm site provided (a) the new facility complies with jail standards (b) can be operated at a lower cost to taxpayers (c) approval by voters of one cent LOST or GO bond for new construction."

The Board would like to acknowledge the following committee members for all their efforts:

Duane Jones, Co-Chair	Fred J. Kreykes, Co-Chair
Abie C. Davis	Kathy Harkema
Jami Matice	Marye Goemaat
John L. Franey	David Willoughby
Bob Jahner	

General discussion:

Rich De Heer, concerned citizen, commented on the County's financial situation and his concern with how the money is being spent.

The Board previously commissioned Mack Gabrielson, CIC, CPIA, to assist the County in writing bid specifications and accepting bids for the County's Property & Inland Marine Insurance. Bid notices were published and one bid was received. Gabrielson presented to the Board his evaluation of the one bid received from McKay Insurance Agency Inc. through Iowa Community Assurance Pool and recommended its approval. Pothoven moved and De Joode seconded to approve the bid of \$51,603.00 from McKay Insurance Inc. for one year effective July 1, 2003. Ayes all.

De Joode moved and Pothoven seconded to table Zoning Petition # 2436, request by Howard Westerkamp and Rick Van Rheenen for rezoning Agricultural to C-2 on a parcel of land located near Otley. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Doris M. Dykstra has caused certain real estate located in the Marion County, Iowa to be surveyed and platted, and have presented the final plat thereof to the Board of Supervisors of Marion County, Iowa for approval and acceptance; and

WHEREAS, said plat has been reviewed by the Marion County Zoning Administrator and the Marion County Engineer and they have approved said plat; and

WHEREAS, said plat has compiled in all respects with the rules and procedures concerning the sub-division of lands in Marion County, Iowa; and

WHEREAS, said plat has been reviewed and approved by the Planning and Zoning Commission and the City Council of the City of Knoxville, Iowa;

WHEREAS, said plat conforms in all respects with the laws of the State of Iowa;

NOW, THEREFORE, BE IT RESOLVED by Marion County Board of Supervisors, that the final plat the following described real estate situated in Marion County, Iowa, known as "Ted Dykstra Subdivision", and having a legal description as follows:

Commencing at the SW Corner of the NW1/4 of the NW1/4 of Section 32, Township 76 North, Range 19 West of the 5<sup>th</sup> P.M., thence North 89°59' East 490.8 ft. along the south line of said NW1/4 of the NW1/4 to the point of beginning, thence North 03°55' East 208.1 ft., thence South 89°08' East 247.5 ft., thence South 00°00' East 203.8 ft., thence South 89°59' West 261.8 ft. along the aforesaid south line of the NW1/4 of the NW1/4 to the point of beginning containing 1.20 acres, more or less, including the public road established along the south side thereof which contains 0.18 acre.

be formally accepted and approved at this time.

Ayes all.

Pothoven moved and De Joode seconded to approve entering into a 28E Agreement between Marion County and the Iowa Department of Natural Resources regarding issuance of and inspecting new well permits and corresponding fees. Ayes all.

De Joode moved and Pothoven seconded to approve the renewal contract agreement with Capstone Center, Inc. for mental health and substance abuse services for one year. Ayes all.

Pothoven moved and De Joode seconded to approve a renewal contract agreement for two years with Pine Rest Christian Mental Health Services. Ayes all.

Pothoven moved and De Joode seconded to approve a renewal contract for one year with Country Life Health Care, Inc. for administration services at the Marion County Care Facility. Ayes all.

Pothoven moved and De Joode seconded to approve the 2003 assistance guidelines of eligibility for assistance in Marion County to be effective July 1, 2003. Ayes all. Guidelines are on file in the Marion County General Assistance Office.

The following departments gave an update on current activities in their department.

Kim Dorn, Marion County Health Services

Steve Edwards, Marion County Conservation

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 11:02 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session June 9, 2003, for a public hearing for zoning and subdivision purposes. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Petition # 2436 – Howard Westerkamp and Rick Van Rheenens are requesting a rezoning of a parcel described as a five acre tract of farmland located near Otley, Iowa, lying SE of Parcel D and NE of Hwy. 163 bypass, in the SE ¼ NW ¼ of Sec. 22, Twp. 77N, Range 19 West of 5<sup>th</sup> PM. A survey will be completed. The request is for an auto/motorcycle retail business. John McCoy, Marion County Planning and Zoning Office, gave an overview of the proposed rezoning. McCoy reported the Marion County Zoning Commission voted to recommend the petition. There was then lengthy discussion between the Board, the petitioners, and local Otley landowners. The local landowners explained their concerns and objections to the rezoning proposal.

There being no further public comment, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Petition # 2437 – Ted Dykstra is requesting approval of a one-parcel subdivision final plat located in the SW corner of the NW ¼ of the NW ¼ of Sec. 32, Twp. 76N, Range 19 West of the 5<sup>th</sup> PM. McCoy gave an overview of the proposed subdivision and reported the Marion County Zoning Commission voted to recommend approval of the subdivision final plat.

There being no public comment, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to adjourn the public hearing. The public hearing was adjourned at 9:58 A.M. Ayes all.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in special work session June 13, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 10:00 A.M.

Pothoven moved and De Joode seconded to approve the agenda as posted. Ayes all.

Jon Burmeister, Public Financial Management, presented several models of possible financing methods concerning raising funds to construct a new County jail facility. There was lengthy discussion between Mr. Burmeister, County officials, and the audience.

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 11:29 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session June 16, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

Pothoven moved and De Joode seconded to remove the previously tabled request by Howard Westerkamp and Rick Van Rheen for re-zoning from Agriculture to C-2 on a parcel of land located near Otley. Ayes all.

De Joode moved and Pothoven seconded to approve Zoning Petition #2436 request by Howard Westerkamp and Rick Van Rheen for re-zoning from Agriculture to C-2 on a parcel of land located near Otley described as Parcel F of Lot 1 of the Subdivision of the SE1/4 of the NW1/4 of Section 22, Township 77 North, Range 19 West of the 5<sup>th</sup> P.M.

Ayes – Pothoven, De Joode

Nays – Shepherd

Motion carried.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Chapter 422B of the Code of Iowa authorized the imposition of certain local option taxes after an election in which the majority of the electors vote in the affirmative; and

WHEREAS, the Board of Supervisors of Marion County, Iowa, declares its intention to participate in a special county-wide election for the purpose of permitting the electorate to pass upon the proposition of imposing a one percent (1%) sales and services tax for the unincorporated areas of Marion County, Iowa, according to Chapter 422B.1(3)(b) of the 2001 Code of Iowa.

NOW, THEREFORE BE IT RESOLVED by the Board of Supervisors of Marion County, Iowa:

Section 1. The Board of Supervisors of Marion County, Iowa, requests the County Commissioner of Elections to submit to the voters in Marion County a proposition authorizing imposition of a local sales and services tax in the unincorporated areas of Marion County at a one percent (1%) in the following terms:

A local sales and services tax shall be imposed in the unincorporated areas of Marion County, Iowa, at a rate of one percent (1%) to be effective January 01, 2004.

Section 2. Revenues from the sales and services tax are to be collected in the unincorporated areas of Marion County, Iowa, as follows:

(50%) of said local option sales and service tax to be allocated for property tax relief.

The specific purpose for which the revenues shall otherwise be expended are:

Fifty Percent (50%) for community betterment, including, but not limited to payment for debt, construction costs, capitalized repair funds, and any other costs associated with the following projects:

1. The historic preservation of the Marion County Courthouse.
2. Capitol equipment, improvement projects, construction, and repair.
3. The improvement of Marion County Secondary Road Projects.

For a period of ten (10) years. At the end of the ten-year collection period, the sales and services tax will be discontinued, unless the electorate votes the sales and services tax in place for an additional period of time.

Section 3. The Clerk of the Board of Supervisors is hereby authorized and directed to provide a certified copy of this resolution to the County Commissioner of Elections of Marion County and to the Board of Supervisors of Marion County.

Passed and adopted this 16<sup>th</sup> day of June, 2003.

Ayes all.

Pothoven moved and De Joode seconded to reject entering into the Proposed 28E Agreement with the Cities of Knoxville and Pella to re-distribute the tax proceeds from the Local Option Sales and Services Tax in Marion County.

Ayes – Pothoven, De Joode

Nays – Shepherd

Motion carried.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 9:57 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session June 23, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the June 9, June 13, and June 16, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #134067 thru #134374 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, David W. Willer and Jeannie M. Willer, husband and wife, have filed with the Marion County Board of Supervisors, a petition for partial vacation of "Red Rock Heights", a subdivision of the E ½ of the NE ¼ of Section 13, Township 76 North, Range 20 West of the 5<sup>th</sup> P.M., according to the plat thereof recorded in Book 91, Page 349, Land Deed Record, Marion County, Iowa.

WHEREAS, said petition has been reviewed by the Marion County Auditor and the Marion County Board of Supervisors; and,

WHEREAS, the petition complies with the requirements of Section 354.22 of the Iowa Code in all respects including publication and service of notice on the necessary parties; and

WHEREAS, the members of the Board of Supervisors find that the relief requested in the petition for the partial vacation of the plat in "Red Rock Heights", should be approved as to the following lots;

Lot 31 and Lot 38 through 66 inclusive, except that part of Lot 66 lying North of the North right of way of the now designated County Road G40, in "Red Rock Heights", a subdivision of the E ½ of the NE ¼ of Section 13, Township 76 North, Range 20 West of the 5<sup>th</sup> P. M., according to the plat thereof recorded in Book 91, Page 349, Land Deed Record, Marion County, Iowa.

WHEREAS, the members of the Marion County Board of Supervisors have been advised by the County Auditor that the vacated part of the plat can be adequately described for assessment and taxation purposes without reference to the vacated lots.

NOW, THEREFORE, BE IT RESOLVED by Marion County Board of Supervisors, that the petition for partial vacation of "Red Rock Heights" be formerly accepted and approved at this time as to the lots described above in this resolution.

Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS the Marion County Board of Supervisors approved the budget for Fiscal Year 2003-2004, and

WHEREAS the monies need to be appropriated for each department to meet this budget,

THEREFORE BE IT RESOLVED that the following monies be appropriated for each department listed for the FY 03-04 year.

Supervisors	166,126
Auditor	225,946
Treasurer	402,103
Attorney	264,242
Sheriff	1,921,796
Court Services	137,346
Recorder	188,328
Zoning	41,655
Landfill	5,000
D.H.S.	81,515
Engineer	5,142,274
Veteran's Affairs	62,880
Conservation	786,040

Health Board	1,662,172
Weed Commission	7,925
General Assistance	93,861
Medical Examiner	31,360
Libraries	80,000
Child Support Recovery	980
Ambulance	6,709
Care of Indigents	248,678
Sanitation	75,106
Custodial & Maintenance	407,985
Data Processing	196,499
Mental Health	1,865,041
Development	128,317
Substance Abuse	157,900
Joint Disaster Services	98,411
Non-departmental	<u>2,917,371</u>

Total Appropriation	<u>18,403,566</u>
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Ayes all.

Pothoven moved and De Joode seconded to approve the contract with Local 3673-4 American Federation of State, County, and Municipal Employees for July 1, 2003 through June 30, 2005 with the William Shepherd, Chairman of the Board of Supervisors and Gary Verwers, Marion County Sheriff, as authorized to sign the contract. Ayes all.

Pothoven moved and De Joode seconded to approve entering into a 28E Agreement between the City of Pella and Marion County for subdivision and zoning authority in Subareas within the 2 mile radius of Pella. Ayes all.

De Joode moved and Pothoven seconded to approve the agreement with Dan and Marlys Hollingshead concerning access to the Bridges Cemetery. Ayes all.

Pothoven moved and De Joode seconded, upon recommendation of Betty Moll, Marion County CPC, to approve the Contract for Services Between Marion County and VG Supported Employment for one year. Ayes all.

De Joode moved and Pothoven seconded to approve the application for permit for the display of fireworks for Federated Fellowship Church to be held on July 5 at Timber Ridge Subdivision. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Frank De Jong and Naomi V. De Jong, husband and wife, have caused certain real estate located in the Marion County, Iowa, to be surveyed and platted, and have presented the final plat thereof to the Board of Supervisors of Marion County, Iowa, for approval and acceptance; and

WHEREAS, said plat has been reviewed by the Marion County Zoning Administrator and the Marion County Engineer and they have approved said plat; and

WHEREAS, said plat has complied in all respects with the rules and procedures concerning the sub-division of lands in Marion County, Iowa; and

WHEREAS, said plat has been reviewed and approved by the Planning and Zoning Commission and the City Council of the City of Pella, Iowa;

WHEREAS, said plat conforms in all respects with the laws of the State of Iowa;

NOW, THEREFORE, BE IT RESOLVED by the Marion County Board of Supervisors, that the final plat the following described real estate situated in Marion County, Iowa, known as "De Jong's Subdivision of Lot B of the NE 1/4 - Section 13-76-18", and having a legal description as follows:

Part of Lot B of the survey and subdivision of the NE ¼ of Section 13, Township 76 North, Range 18 West of the 5th P.M. according to Plat thereof recorded in Book 3, Page 139, Irregular Surveys Record, described as follows: Beginning at the Northwest corner of said Lot B, thence South 76° 00' 50" East 1336.01 feet along the Northerly line thereof, also being the centerline of the public roadway (formerly Iowa Highway #163), thence Southeasterly along said Northerly line 18.44 feet along a 2865 foot radius curve, concave Northerly and having a chord which bears South 76° 13' 50" East 18.44 feet to the Westerly right-of-way line of Iowa Highway #102, thence South 0° 22' 30" East 217.55 feet along said Westerly right-of-way line to the Northerly right-of-way line of Iowa Highway #163, thence South 55° 16' 15" West 141.18 feet along said Northerly right-of-way line, thence South 85° 00' 35" West 1201.94 feet along said Northerly right-of-way line to the West line of said Lot B, thence North 0° 11' 05" West 729.80 feet to the point of beginning.

be formally accepted and approved at this time.  
Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, in the interest of County employees' need for rest and relaxation, Marion County has adopted guidelines for providing vacation with pay, and,

Whereas, the Board of Supervisors of Marion County, Iowa allows eligible County employees to earn vacation with pay to recognize employees' length of service and to show our appreciation by providing time off with pay, and,

Whereas, from time to time a current County employee may become an elected official, by either appointment or election, and,

Whereas, a written policy has been prepared and presented for approval before the Board of Supervisors of Marion County, Iowa to allow those current County employees which become elected officials to be paid out their unused earned vacation be enacted into policy.

Now, Therefore be it Resolved, by the Board of Supervisors of Marion County, Iowa that the Policy on Vacation Payout for Current County employee to Elected Official Policy be presented and hereby accepted and adopted this 23rd day of June, 2003  
Ayes all.

De Joode moved and Pothoven seconded to approve the Secondary Road Payroll Policy for FY 2003-2004. Ayes all.

Pothoven moved and De Joode seconded to table agenda item #15, review and take action on two bridge repair and replacement projects for the secondary road department. Ayes all.

Jake Grandia, Marion County Auditor and Commissioner of Elections, announced that the Local Option Sales and Services Tax Election will be held on September 30, 2003, in the City of Knoxville and the unincorporated areas of Marion County.

The following departments gave an update on current activities in their department.

Jake Grandia, Marion County Auditor

Kim Dorn, Marion County Health Services

Steve Edwards, Marion County Conservation

Missy Poffenburger, Marion County Planning and Zoning

Howard Pothoven, Marion County Supervisor

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:18 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS



The Marion County Board of Supervisors met in special session June 23, 2003, for a public hearing. Board members present were William G. Shepherd, Bob De Joode and Howard Pothoven.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Red Rock Heights Subdivision Partial Vacation – David and Jeanie Willer petitioned for Partial Vacation of “Red Rock Heights”, a Subdivision of the E ½ of the NE ¼ of Section 13, Township 76 North, Range 20 West of the 5<sup>th</sup> P.M., according to the Plat thereof recorded in Book 91, Page 349, Land Deed Record, Marion County, Iowa.

Mike May, Marion County Assessor, commented on the proposed vacation. Steve Guiter, Willer’s attorney, explained to the Board why his client was pursuing the proposed vacation. John Mc Coy, Marion County Zoning, explained that this vacation was for subdivision only, and not County Zoning. Jake Grandia, Marion County Auditor, read a letter from the County Engineer regarding some concerns involving the roads in the subdivision.

There being no further public comment, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

Marion County Engineer, Project Nos. L-08103 and L-08203, on the proposed plans, specifications, and proposed form of contract and estimated cost for said Bridge Repair and Replacement Projects.

There being no public comment, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to adjourn the public hearing. The public hearing was adjourned at 9:15 A.M. Ayes all.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in special session June 30, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Shepherd seconded to approve the agenda as posted. Ayes all.

De Joode moved and Shepherd seconded that warrants #134375 thru #134396 be approved for payment. Ayes all.

Discussion between Board Members, various department heads, and the audience regarding the direction of the upcoming Local Option Sales and Services Tax Election and the potential Marion County Jail Facility Project.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:47 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session July 14, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd and Howard Pothoven. Bob De Joode was absent.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – An ordinance rescinding the County's zoning and building permit authority within the area designated as "Subarea A" in Exhibit A of the City-County Planning and Zoning Agreement between Marion County, Iowa and Pella, Iowa and allowing for the City of Pella to exercise exclusive zoning, building permit and platting jurisdiction within said area and allowing the City to exercise exclusive platting jurisdiction within the area designated as "Subarea B" in Exhibit A of said Agreement. John McCoy, Marion County Planning and Zoning, gave a review of the overall proposed zoning changes. Bob Dieleman and Gene De Heer, concerned citizens, held discussion with the Board and present staff members.

There being no further public comments, Pothoven moved and Shepherd seconded to close that portion of the public hearing. Ayes all.

Item #2 – Proposal to reclassify to a service level C a segment of Marion County Secondary Road, described as follows: A segment of road beginning at a point 75 feet West of the East line of Section 25, Township 74, Range 19 of the 5th. P.M. Said road being more commonly known as Van Buren Dr. Thence Northwesterly to the point of termination of said road. Roger Schletzbaum, Marion County Engineer, gave an overview of the proposed reclassification.

There being no further public comments, Pothoven moved and Shepherd seconded to close that portion of the public hearing. Ayes all.

Item #3 – Proposal to vacate a portion of road #870, an unnamed road south of County Line Road near Jasper County described as follows: Part of Road # 870 in the Road Establishment Book in Sections 5 and 6, Township 77 North, Range 21 West of the 5th. P.M., more particularly described as beginning at the East 1/4 corner of Section 6, thence South on section line to the S.E. corner of the N.E. 1/4 of the S.E. 1/4 of Section 6. Schletzbaum gave an overview of the proposed change. There was then lengthy discussion with the Board, Secondary Road Department staff members, and several adjoining landowners to the proposed road vacation.

There being no further public comments, Pothoven moved and Shepherd seconded to close that portion of the public hearing. Ayes all.

Item #4 – Proposal to reclassify to a service level C a segment of Marion County Secondary Road, described as follows: Part of a road in common with Mahaska County known in Marion County as 250th. Ave. and more particularly described as beginning at the N.E. corner of Section 36, Township 76, Range 18 of the 5th. P.M. thence Southerly for a distance of approximately 560 ft. to the North right-of-way line of 246th. Place. Schletzbaum gave an overview of the proposed change.

There being no further public comments, Pothoven moved and Shepherd seconded to close that portion of the public hearing. Ayes all.

There being no public comment, Pothoven moved and Shepherd seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:56 A.M.

The Marion County Board of Supervisors met in regular session July 14, 2003, with William G. Shepherd and Howard Pothoven present. Bob De Joode was absent. Chairman Shepherd opened the meeting at 10:05 A.M.

Pothoven moved and Shepherd seconded to approve the agenda as posted with the removal of item #22, review and take action on a Resolution to vacate a portion of Road #870 south of County Line Road near Jasper County. Ayes all.

Pothoven moved and Shepherd seconded the minutes of the June 23 and June 30, 2003, meetings be approved. Ayes all.

Pothoven moved and Shepherd seconded that warrants #134398 thru #134640 be approved for payment. Ayes all.

Pothoven moved and Shepherd seconded to accept the Marion County Treasurer's Semi-Annual Financial Report for the Fiscal Year ending June 30, 2003. Ayes all.

Pothoven moved and Shepherd seconded to receive and file the Marion County Sheriff's 4<sup>th</sup> Quarter and Year-End Reports. Ayes all.

Pothoven moved and Shepherd seconded to receive and file the Marion County Care Facility Financial Report as of June 30, 2003. Ayes all.

Dennis Mockenhaupt and Phil Landsberger, residents of Pershing, addressed the Board and asked for the County to look into approving a dangerous dog ordinance for protection for County residents.

Pothoven moved and Shepherd seconded to approve a 5-Day Class B Beer Permit for R & J Sail Iowa LLC, d.b. a. Red Rock Marina. Ayes all.

Pothoven moved and Shepherd seconded to approve the renewal of a Class C Beer Permit for Alice Avery, d.b.a. Lakeridge Enterprises. Ayes all.

Pothoven moved and Shepherd seconded to approve the following Resolution:

WHEREAS, the Marion County Board of Supervisors has signed a 28E agreement with eight (8) other counties, and

WHEREAS, the 28E agreement, known as the "Southeast Iowa Contracting Consortium 28E Agreement" will expire on June 30, 2003, and

WHEREAS, the Southeast Iowa Contracting Consortium 28E Agreement is an agreement that allows the 9 member counties to cooperate in ways of mutual advantage to contract for services to meet the needs of their residents in the areas of mental health, mental retardation, and developmental disabilities, and

WHEREAS, the Marion County Board of Supervisors desires to extend this 28E agreement for a period of one (1) year, until June 30, 2004, to continue to participate in this agreement, if the agreement is also signed by the other member counties.

BE IT THEREFOR RESOLVED that Marion County hereby approves the Southeast Iowa Contracting Consortium 28E Extension Agreement, and hereby extends its participation in this agreement from July 01, 2003 until June 30, 2004. Ayes all.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, it is in the interest to the citizens of Marion County for the sheriff's office and reserves to keep the peace and provide public safety, and;

Whereas, the Code of Iowa establishes the rules and procedure of carrying out the powers and duties of the sheriff's office and reserve unit, and;

Whereas, the Code of Iowa allows the Marion County Sheriff's Reserve Unit to assist the City of Oskaloosa Police Department to keep the peace and provide public safety.

Now, Therefore be it resolved by the Marion County, Iowa, Board of Supervisors in the spirit of cooperation, the Marion County Reserve Unit Members be allowed to assist the City of Oskaloosa Police Department during RAGBRAI, 2003.  
Ayes all.

Pothoven moved and Shepherd seconded to approve entering into an agreement with Calhoun Burns and Associates for engineering consulting work on the Marion County Courthouse Re-roof Project. Ayes all.

Pothoven moved and Shepherd seconded to remove a previously tabled action item on bridge repair and replacement projects for the Secondary Road Department bridges #48067242 and #48198518. Ayes all.

Pothoven moved and Shepherd seconded to approve a contract with Herberger Construction Company, Inc. in the amount of \$88,824 for repair of bridges #48067242 and #48198518. Ayes all. Bids may be viewed in the County Engineer's Office.

Pothoven moved and Shepherd seconded to approve a contract with Herberger Construction Company, Inc. in the amount of \$172,300 for rehabilitation of the Hammond Covered Bridge. Ayes all. Bids may be viewed in the County Engineer's Office.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, the Iowa Department of Transportation has undertaken a highway improvement project involving Highways 5, 92 and 181 (S45) and,

Whereas, this project has involved the closing of state highway 5 and County road S-45 at the intersection of highway 5 and 92 and,

Whereas, the IDOT and the County Engineer have determined that the most reasonable route for a detour of this traffic is on Lisbon Drive between highway 5 and S45 and,

Whereas, the traffic patterns will temporarily change as a result of this detour,

Now Therefore Be It Resolved, that a maximum speed limit of 35 M.P.H. be established on Lisbon Street between highway S45 and highway 5 until such time as the four lane Highway 5 is open to through traffic and the detour removed. At which time the speed limit shall return to that described in the Iowa Code section 321.285.  
Ayes all.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, the Board of Supervisors is empowered under the authority of Section 321.236 and 321.255 of the Code of Iowa to regulate, warn or guide traffic on highways under their jurisdiction and to place and maintain traffic control devices, and

Whereas, The county engineer has evaluated and determined there is a need for regulating traffic at the ford type low water crossings,

Now ,Therefore Be It Resolved, this 14th day of July, 2003, that warning signs with messages, "Flood Area Ahead" and "Impassable During High Water, "and a regulatory sign with the message "Do not Enter When Flooded" be erected for the safety and welfare of the traveling public at the approaches to the ford type low- water crossings at the following locations:

Wyoming, east of Highway 14  
Wyoming, SW of Marysville in T74 R19W section 31  
Underwood, west of 90<sup>th</sup> Avenue  
218<sup>th</sup>, south of Highway G71  
10<sup>th</sup> Avenue, one mile north of G-76  
Webster street, west of 78<sup>th</sup> Avenue\  
160<sup>th</sup> Avenue, south of Vermont  
170<sup>th</sup> Pl., south of Vermont Drive at the covered bridge  
118<sup>th</sup> Avenue, south of Nixon

Ayes all.

Pothoven moved and Shepherd seconded to approve a contract with Manatt's, Inc. in the amount of \$1,177,698.03 for paving of T-17 from G-46 to 228<sup>th</sup> Avenue. Ayes all. Bids may be viewed at the County Engineer's Office.

Pothoven moved and Shepherd seconded to approve a contract with K2 Construction, Inc. in the amount of \$34,961.50 for rehabilitation of the of Bridge #71995000 on Coolidge lying West of Swan. Ayes all. Bids may be viewed at the County Engineer's Office.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, Marion County desires to classify certain roads on the area service system in the County to a level of service A; and

Whereas, the Board of Supervisors after consultation with the County Engineer, has the authority to specify certain roads within the County as Area service "A" roads pursuant to Iowa Code Section 309.57; and

Whereas, the County has deemed it in the best interests of its citizens to reclassify a segment of road classified a level service B to a level of service A; so

Therefore, Be It Resolved By The Board Of Supervisors Of Marion County that the following described road in Marion County is hereby established as Area Service "A" and shall be maintained in conformance with applicable statutes.

Part of Road # 497 in the Road Establishment Book established January 4, 1870 also more commonly known as 120th Ave. in Sections 25 and 26, Township 74, Range 20 of the 5th. P.M. More particularly described as beginning at the Southeast corner of section 26, thence North a distance of 1320 ft. on a line between sections 25 and 26 to the point of termination of said reclassification.

Ayes all.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, Marion County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance; and

Whereas, the County after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" roads pursuant to Iowa Code Section 309.57; and

Whereas, the County has received a petition, attached to this resolution, signed by all landowners adjoining the road, requesting that the following road be classified as an Area Service "C" road; and

Whereas, the said road may have access restricted by means of a locked gate assembly, consisting of the gates, corner posts, brace posts, and braces, purchased and installed by the County. The County shall be reimbursed for the cost of materials for the gate assembly, by the property owners adjacent to the road to be classified level "C", prior to installation. Maintenance of the gate assembly will be the responsibility of the adjacent property owners. If not so maintained the County may remove the gate; and

Whereas, the only persons who will have access rights to the roads shall be:

1. the owner, lessee, or person in lawful possession of any adjoining land,
2. the agent or employee of the owner, lessee or person in lawful possession of any adjoining land
3. any peace officer
4. any magistrate
5. any public employee whose duty it is to supervise the use or perform maintenance of the road
6. any agent or employee of any utility located upon the road

Whereas, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be Performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded on a regular basis.
3. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.

4. Weeds, Brush and Trees. Mowing and spraying of weeds, cutting brush, and tree removal will not be performed on a regular basis. Adequate site distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Shoulders. Shoulders will not be maintained on a regular basis.
7. Crown. A crowned road cross section will not be maintained on a regular basis.
8. Road Surfacing. There will be no surfacing materials applied to Area Service System "C" Roads on a regular basis.
9. Repairs. Road repairs will not be made on a regular basis.
10. Uniform Width. Uniform width of the traveled portion of the roadway will not be maintained on a regular basis.
11. Inspections. Regular inspections will not be performed.

Therefore, Be It Resolved By The Board Of Supervisors Of Marion County that the following described road in Marion County is hereby established as Area Service "C" with restricted access and a minimal level of maintenance.

A segment of road beginning at a point 75 feet West of the East line of Section 25, Township 74, Range 19 of the 5th. P.M. Said road being more commonly known as Van Buren Dr. Thence Northwesterly to the point of termination of said road.

Ayes all.

Pothoven moved and Shepherd seconded to approve the following Resolution:

Whereas, Marion County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance; and

Whereas, the County after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service "C" roads pursuant to Iowa Code Section 309.57; and

Whereas, the County has received a petition, attached to this resolution, signed by all landowners adjoining the road, requesting that the following road be classified as an Area Service "C" road; and

Whereas, the said road may have access restricted by means of a locked gate assembly, consisting of the gates, corner posts, brace posts, and braces, purchased and installed by the County. The County shall be reimbursed for the cost of materials for the gate assembly, by the property owners adjacent to the road to be classified level "C", prior to installation. Maintenance of the gate assembly will be the responsibility of the adjacent property owners. If not so maintained the County may remove the gate; and

Whereas, the only persons who will have access rights to the roads shall be:

7. the owner, lessee, or person in lawful possession of any adjoining land,
8. the agent or employee of the owner, lessee or person in lawful possession of any adjoining land
9. any peace officer
10. any magistrate
11. any public employee whose duty it is to supervise the use or perform maintenance of the road
12. any agent or employee of any utility located upon the road

Whereas, the minimal level of maintenance will be as follows:

12. Blading. Blading or dragging will not be Performed on a regular basis.
13. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded on a regular basis.
14. Signing. Except for load limit posting for bridges, signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT ALL POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
15. Weeds, Brush and Trees. Mowing and spraying of weeds, cutting brush, and tree removal will not be performed on a regular basis. Adequate site distances will not be maintained.
16. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
17. Shoulders. Shoulders will not be maintained on a regular basis.
18. Crown. A crowned road cross section will not be maintained on a regular basis.
19. Road Surfacing. There will be no surfacing materials applied to Area Service System "C" Roads on a regular basis.
20. Repairs. Road repairs will not be made on a regular basis.

21. Uniform Width. Uniform width of the traveled portion of the roadway will not be maintained on a regular basis.
22. Inspections. Regular inspections will not be performed.

Therefore, Be It Resolved By The Board Of Supervisors Of Marion County that the following described road in Marion County is hereby established as Area Service "C" with restricted access and a minimal level of maintenance.

Part of a road in common with Mahaska County known in Marion County as 250th. Ave. and more particularly described as beginning at the N.E. corner of Section 36, Township 76, Range 18 of the 5th. P.M. thence Southerly for a distance of approximately 560 ft. to the North right-of-way line of 246th. Pl.

Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

Steve Edwards, Marion County Conservation

Denise Emal, Marion County Treasurer

Gary Verwers, Marion County Sheriff

There being no other business, Pothoven moved and Shepherd seconded the meeting be adjourned at 11:02 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session July 28, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – Proposed changes to the Marion County Subdivision Ordinance including expanding the minor subdivision section of the ordinance to allow plats of survey in lieu of plats of subdivision. John Mc Coy, Marion County Planning and Zoning, gave an overview of the proposed changes.

There being no further public comments, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:08 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session July 28, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

Pothoven moved and De Joode seconded to approve the agenda as posted with the addition of item #15, request by Jon De Nooy to address the Board with public comments. Ayes all.

De Joode moved and Pothoven seconded the minutes of the July 14, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #134697 thru #134900 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the first reading of proposed County Ordinance H-970, an Ordinance Prohibiting the Use of Skateboards and Other Devices on the Grounds of the Marion County Courthouse. Ayes all. The proposed ordinance is available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Marion County, Iowa, has previously established an account for vehicle collision and casualty self insurance at the Iowa State Savings Bank and,

Whereas, the Board of Supervisors of Marion County, Iowa has chosen to provide vehicle collision and casualty insurance through a private carrier and,

Whereas, the account for vehicle collision and casualty self insurance is no longer applicable for its intended purpose and,

Whereas, in the best interest of the citizens of Marion County, Iowa, the Marion County Board of Supervisors deems it necessary to close the vehicle collision and casualty self insurance account and deposit the funds back into the County General Fund and,

Now, Therefore be it Resolved by the Board of Supervisors of Marion County, Iowa that the Marion County Vehicle Collision and Casualty Self Insurance Account be closed and the remaining funds be deposited into the County General Fund.  
Ayes all.

Pothoven moved and De Joode seconded to approve the first reading of the proposed amendment to County Ordinance H-414. The proposed amendment will expand the minor subdivision section of the ordinance to allow plats of survey in lieu of plats of subdivision in certain circumstances within portions of the County. Ayes all. The proposed ordinance is available for viewing at the Marion County Auditor's Office.

De Joode moved and Pothoven seconded to approve a Class C Beer Permit renewal for Red Rock Quick Stop, Inc. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

WHEREAS, Marion County (the "County"), proposes to enter into a loan agreement (the "Essential County Purpose Loan Agreement") in the principal amount of \$500,000, pursuant to the provisions of Section 331.402 of the Code of Iowa for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse; and

WHEREAS, the County also proposes to enter into a loan agreement (the "General County Purpose Loan Agreement") in the principal amount of \$100,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse, and in lieu of calling an election therefore, the County desires to institute proceedings to enter into the General County Purpose Loan Agreement by causing a notice of such proposal to be published, including notice of the right to petition for an election, under the provisions of Section 331.402 of the Code of Iowa; and

WHEREAS, it is necessary to fix a date of meeting of this Board at which it is proposed to take action to enter into the Essential County Purpose Loan Agreement and the General County Purpose Loan Agreement (together, the "Loan Agreements") and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Marion County, Iowa, as follows:

Section 1. This Board shall meet on the 25th day of August, 2003, at the Courthouse, Knoxville, Iowa, at 9:00 o'clock a. m., at which time and place hearings will be held and proceedings will be instituted and action taken to enter into the Loan Agreements.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Essential County Purpose Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 4 nor more than 20 days before the meeting, in a legal newspaper of general circulation in the County.

The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE  
PROCEEDINGS TO ENTER INTO A LOAN AGREEMENT  
AND BORROW MONEY IN THE PRINCIPAL AMOUNT  
OF \$500,000  
(ESSENTIAL OBLIGATION COUNTY PURPOSE)

The Board of Supervisors of Marion County, Iowa, will meet on the 25<sup>th</sup> day of August, 2003, at the Courthouse, Knoxville, Iowa, at 9:00 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "Essential County Purpose Loan Agreement") and borrow money in the principal amount of \$500,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse.

The Essential County Purpose Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa and will constitute a general obligation of the County.

At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Essential County Purpose Loan Agreement. After receiving objections, the County may determine to enter into the Essential County Purpose Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Marion County, Iowa.

JakeGrandia  
County Auditor

Section 3. The County Auditor is hereby directed to give notice of the proposed action on the General County Purpose Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held by publication at least once and not less than 10 nor more than 20 days before the meeting, in a legal newspaper which has a general circulation in the County. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO  
A LOAN AGREEMENT AND BORROW MONEY IN THE PRINCIPAL AMOUNT OF \$100,000  
  
(GENERAL OBLIGATION COUNTY PURPOSE)

The Board of Supervisors of Marion County, Iowa, will meet on the 25th day of August, 2003, at the Courthouse, Knoxville, Iowa, at 9:00 o'clock a.m., for the purpose of instituting proceedings and taking action to enter into a loan agreement (the "General County Purpose Loan Agreement") and borrow money in the principal amount of \$100,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse.

The General County Purpose Loan Agreement is proposed to be entered into pursuant to authority contained in Section 331.402 of the Code of Iowa and will constitute a general obligation of the County.

The maximum rate of interest which may be payable under the General County Purpose Loan Agreement is 7% per annum.

At any time before the aforementioned date fixed for taking action to enter into the General County Purpose Loan Agreement, a petition may be filed with the County Auditor of the County asking that the question of entering into the General County

Purpose Loan Agreement be submitted to the registered voters of the County, pursuant to the provisions of Section 331.442 of the Code of Iowa.

By order of the Board of Supervisors of Marion County, Iowa.

JakeGrandia  
County Auditor

Section 4. All resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved July 28, 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the first readings of proposed County Ordinances H-980 and H-990 rescinding Marion County zoning authority and jurisdiction within the area designated as "Subarea A" in Exhibit A of the City-County Planning and Zoning Agreement between Marion County and the City of Pella, Iowa, and amending the County's official zoning map. Ayes all. The proposed ordinances are available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, the Marion County Board of Supervisors approved the transfer of \$154,750.00 from the General Basic Fund and \$1,300,997.00 from the Rural Basic Fund to the Secondary Road Fund under the 03-04 budget, and,

Whereas, according to chapter 331.432 of the Code of Iowa, the Board of Supervisors must approve the actual transfers,

Therefore, Be It Resolved, that the transfer of \$154,750.00 from the General Basic Fund and \$1,300,997.00 from the Rural Basic Fund to the Secondary Road Fund be approved by the Marion County Board of Supervisors for the fiscal year of 2003-2004, and,

Be It Further Resolved that the Auditor and Treasurer be instructed to make the said transfer in a timely fashion.  
Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer  
Jake Grandia, Marion County Auditor  
Kim Dorn, Marion County Health Services  
Gary Verwers, Marion County Sheriff

Jon De Nooy, concerned citizen, addressed Chairman Shepherd regarding the growing cost of the courthouse re-roof project and comments made by the Chairman at a prior Board Meeting. De Nooy and Shepherd held discussion as to the extent of the Chairman's knowledge of water damage taking place in the Courthouse and the actions that had, or had not, taken place to remedy the problems. De Nooy, acting on behalf of the "public", asked Shepherd to resign immediately as a Marion County Supervisor. Shepherd declined to resign. De Nooy then stated he was prepared to file in District Court a Petition for Removal against Shepherd according to Iowa Code Chapter 66.1A.

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 10:07 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session August 11, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted with the addition of item #7A, review and take action on changes to the Marion County Subdivision Ordinance. Ayes all.

De Joode moved and Pothoven seconded the minutes of the July 28, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #134903 thru #135147 be approved for payment. Ayes all.

Bill Peters, David Vollmar, and Jim Dingeman, concerned citizens, addressed the Board in support of Chairman Shepherd's past service to the County and his involvement regarding the courthouse re-roof project.

Pothoven moved and De Joode seconded to approve the second reading of proposed County Ordinance H-970, an Ordinance Prohibiting the Use of Skateboards and Other Devices on the Grounds of the Marion County Courthouse. Ayes all. The proposed ordinance is available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the second readings of proposed County Ordinances H-980 and H-990 rescinding Marion County zoning authority and jurisdiction within the area designated as "Subarea A" in Exhibit A of the City-County Planning and Zoning Agreement between Marion County and the City of Pella, Iowa, and amending the County's official zoning map. Ayes all. The proposed ordinances are available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the second reading of the proposed amendment to County Ordinance H-414. The proposed amendment will expand the minor subdivision section of the ordinance to allow plats of survey in lieu of plats of subdivision in certain circumstances within portions of the County. Ayes all. The proposed ordinance amendment is available for viewing at the Marion County Auditor's Office.

The following departments gave an update on current activities in their department.  
Roger Schletzbaum, Marion County Engineer  
Steve Edwards, Marion County Conservation Director  
Carla Ferguson, Marion County Development Director  
Denise Emal, Marion County Treasurer  
Jake Grandia, Marion County Auditor

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 9:46 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session August 25, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

Pothoven moved and De Joode seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the August 11, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #135212 thru #135380 be approved for payment. Ayes all.

Pat Boyle, Jamie Hollingshead, Bob Jahner, Amy Leavitt, Amy Zuck, Pam Mahoney, Chris Hoegh, and Abie Davis, concerned citizens, addressed the Board in support of Chairman Shepherd's service to the County.

Pothoven moved and De Joode seconded to approve the third and final reading of proposed County Ordinance H-970, an Ordinance Prohibiting the Use of Skateboards and Other Devices on the Grounds of the Marion County Courthouse. Ayes all. The adopted Marion County Ordinance H-970 is available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the third and final readings of proposed County Ordinances H-980 and H-990 rescinding Marion County zoning authority and jurisdiction within the area designated as "Subarea A" in Exhibit A of the City-County Planning and Zoning Agreement between Marion County and the City of Pella, Iowa, and amending the County's official zoning map. Ayes all. The adopted Marion County Ordinances H-980 and H-990 are available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the third and final reading of the proposed amendment to County Ordinance H-409. The proposed amendment will expand the minor subdivision section of the ordinance to allow plats of survey in lieu of plats of subdivision in certain circumstances within portions of the County. Ayes all. The adopted ordinance amendments are available for viewing at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, pursuant to the provisions of Section 331.402 of the Code of Iowa, Marion County, Iowa (hereinafter referred to as the "County"), has heretofore proposed to contract indebtedness and enter into a loan agreement (the "Essential County Purpose Loan Agreement") in the principal amount of \$500,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse and has published notice of the proposed action and has held a hearing thereon; and

Whereas, pursuant to the provisions of Section 331.402 of the Code of Iowa and in lieu of calling an election on its proposal to enter in a loan agreement (the "General County Purpose Loan Agreement") in the principal amount of \$100,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse, the County published notice of the proposed action and has held a hearing thereon, and no petition has been filed with the County asking that the question of entering into the General County Purpose Loan Agreement be submitted to the registered voters of the County;

Now, Therefore, Be It Resolved by the Board of Supervisors of Marion County, Iowa, as follows:

Section 1. The Board hereby determines to enter into the Essential County Purpose Loan Agreement and the General County Purpose Loan Agreement in the future, and hereby determines that this resolution constitutes the "additional action" required by Section 331.402 of the Code of Iowa.

Section 2. All resolutions and orders or parts thereof in conflict with the provisions of this resolution, to the extent of such conflict, are hereby repealed.

Passed and approved August 25, 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, in the interest of accountability and security for Marion County and all Marion County employees and to establish secure financial means for Marion County employees to make certain specially required purchases and,

Whereas, the Board of Supervisors of Marion County, Iowa, intends to provide a financial means for Marion County employees to make approved special purchases and,

Whereas, the Board of Supervisors of Marion County, Iowa, require a secure and accountable instrument, such as a Credit Card, to make certain approved purchases.

Now Therefore be it Resolved by the Board of Supervisors of Marion County, Iowa that the Marion County Auditor be authorized to acquire and use a Credit Card on behalf of Marion County Employees that require special means to make necessary purchases for operations within the scope of county government is hereby accepted and adopted this 25th day of August, 2003.  
Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, The Marion County Board of Supervisors, herein after called “the Subgrantee”, County of Marion, has made application through the Iowa Emergency Management Division (IEMD) to the Federal Emergency Management Agency (FEMA) for funding from the Hazard Mitigation Grant Program in the amount of \$1,650.00 for the total project cost of developing a local multi-hazard mitigation plan, or \$1,238.00 as the 75 % of local cash match, and

Whereas, the Subgrantee recognizes the fact that the federal share cannot exceed 75% and the local non-federal share must be at least 25% of the total grant amount where no more than 12.5% can be from in-kind services, and

Therefore Be It Resolved, the Subgrantee agrees to provide and make available \$ 412.00 (Four Hundred Twelve Dollars) of local monies to be used to meet the 25 % cash match requirement for this mitigation grant application.

This resolution passed and approved this 25th day of August, 2003. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Be It Resolved By The Marion County Board Of Supervisors, that Raymond Stone, Coordinator for Marion County Emergency Management is hereby authorized to execute on behalf of the Marion County Board of Supervisors, this planning grant and to file it with the Iowa Homeland Security and Emergency Management Division for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (PL 93-288, as amended), the Code of Iowa (Chapter 29C), or the National Flood Insurance Act of 1968 (Sections 1366 and 1367).

Passed And Approved This 25th Day Of August 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the Marion County MH/DD 3-year strategic plan. Ayes all.

Pothoven moved and De Joode seconded to write a letter of support for the Knoxville Veterans Administration Medical Center. Ayes all.

Pothoven moved and De Joode seconded to approve the Iowa Department of Transportation Agreements for Federal Aid Highway Bridge Replacement and Rehabilitation Program for the “Olive Chapel Bridge” on Upton Street and “Little Leo Bridge” on Oregon Drive. Ayes all

Pothoven moved and De Joode seconded to approve a Work/Waste Agreement Beyond the ROW with Melvin Wallace. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Steve Edwards, Marion County Conservation Director

Jake Grandia, Marion County Auditor

Gary Verwers, Marion County Sheriff

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 9:59 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session August 25, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:00 A.M.

The Board held the public hearing for the following reasons:

Proposed authority to enter into a loan agreement (Essential County Purpose Loan Agreement) and borrow money in the principal amount of \$500,000, and enter into a loan agreement (General County Purpose Loan Agreement) and borrow money in the principal amount of \$100,000 for the purpose of paying the cost, to that extent, of the installation of a new roof and related repairs to the Marion County Courthouse.

Jake Grandia, Marion County Auditor, gave an overview of the project and explained the necessity of the bonds on behalf of the County finances.

There being no further public comments, Pothoven moved and De Jooden seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:06 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in a special work session August 26, 2003, with William G. Shepherd, Bob De Joode, and Howard Pothoven present. Chairman Shepherd opened the meeting at 1:00 P.M.

Pothoven moved and De Joode seconded to approve the agenda as posted. Ayes all.

Discussion between Board Members regarding the direction of the upcoming Local Option Sales and Services Tax Election.

De Joode moved and Pothoven seconded to enter into closed session due to HIPAA requirements. Ayes all.

De Joode moved and Pothoven seconded to end the closed session. Ayes all.

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 2:38 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in regular session September 8, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the August 25 and 26, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #135387 thru #135601 be approved for payment. Ayes all.

Jon De Nooy, concerned citizens, addressed the Board regarding tape recording the Board Meetings. The Board ordered Jake Grandia, Marion County Auditor, to pursue options in this matter.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Paul Vander Veer, filed with Marion County, Iowa, a final plat known as "Paul Vander Veer Subdivision", located in Marion County, Iowa, and more particularly described as follows, to-wit:

Part of the SW 1/4 of the SW 1/4 of Section 30, Township 76 North, Range 19 West of the 5 P.M. subject to easements of record, and more particularly described as: Beginning at the SE Corner of the SW 1/4 of the SW 1/4 of Section 30, Township 76 North, Range 19 West of the 5 P.M., thence South 89° 37' West 1017.0 ft. to the SW Corner of said Section 30, thence North 00° 49' East 330.0 ft. along the west line of the said SW 1/4 of the SW 1/4, thence North 89° 37' East 870.2 ft., thence South 26° 44' East 244.3 ft., thence North 87° 35' East 33.8 ft. to the centerline of a public road, thence South 00° 44' West 112.2 ft. along said centerline to the point of beginning, containing 7.25 acres, more or less, including the public roads established along the south and east sides thereof containing 1.97 acre., and

Whereas, the subdivision has been reviewed and approved by the Marion County Engineer; and

Whereas, the subdivision has been reviewed by officers of Marion County, Iowa, and are approved by John McCoy, Zoning Administrator, and has been approved by various utilities; and

Whereas, the supervisors of Marion County, Iowa, have inspected said final plat and find that it should be accepted and approved as recommended by the Zoning Administrator.

Now, Therefore be it Resolved by the Board of Supervisors of Marion County, Iowa, that the final plat of Paul Vander Veer Subdivision be formally accepted and approved at this time. Ayes all.

Pothoven moved and De Joode seconded to approve the following County appointees to the City of Pella's Boards due to the approved Zoning and Subdivision 28E Agreement between the two entities. Ayes all.

Planning and Zoning Commission (5 year terms)

Ron Noordsey

Howard Pothoven

Board of Adjustment (5 year terms)

Ken Nossaman

Merlan Rolffs

Community Development Committee (3 year terms)

Jim Mansueto

Betty Buitenwerf

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 9:45 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session September 8, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:15 A.M.

The Board held the public hearing for comments on Petition #2497, The Paul Vander Veer Subdivision Final Plat, described as follows: Part of the SW 1/4 of the SW 1/4 of Section 30, Township 76 North, Range 19 West of the 5 P.M. subject to easements of record, and more particularly described as: Beginning at the SE Corner of the SW 1/4 of the SW 1/4 of Section 30, Township 76 North, Range 19 West of the 5 P.M., thence South 89° 37' West 1017.0 ft. to the SW Corner of said Section 30, thence North 00° 49' East 330.0 ft. along the west line of the said SW 1/4 of the SW 1/4, thence North 89° 37' East 870.2 ft., thence South 26° 44' East 244.3 ft., thence North 87° 35' East 33.8 ft. to the centerline of a public road, thence South 00° 44' West 112.2 ft. along said centerline to the point of beginning, containing 7.25 acres, more or less, including the public roads established along the south and east sides thereof containing 1.97 acre.

John McCoy, Marion County Planning and Zoning, gave an overview of the final plat and stated he had received no objections to the approval of the plat.

There being no further public comments, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:20 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

BOARD OF SUPERVISORS MEETING TWENTY FOURTH DAY SEPTEMBER 12, 2003

The Marion County Board of Supervisors met in special session September 12, 2003 for the purpose of canvassing the vote from the September 9, 2003 Regular School Election. Present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the special session at 10:30 A.M.

The canvass was completed and the results are on file in the Auditor's office.

Pothoven moved and DeJoode seconded that the special session be adjourned. Ayes all.  
The session was adjourned at 10:45 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of  
Supervisors

The Marion County Board of Supervisors met in regular session September 22, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the September 8, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #135650 thru #135898 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the Marion County Development Commission Advertising and Promotion Materials Grant Disbursements Awards. Ayes all.

De Joode moved and Pothoven seconded to approve the renewal of a Class B Beer Permit for Roger Carter, dba Wacko's.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

Denise Emal, Marion County Treasurer

Steve Edwards, Marion County Conservation Director

Carla Ferguson, Marion County Development Director

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 9:51 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING TWENTY SIXTH DAY OCTOBER 6, 2003

The Marion County Board of Supervisors met in special session October 6, 2003 for the purpose of canvassing the vote from the September 30, 2003 Local Option Sales and Services Tax Election for the City of Knoxville and the unincorporated areas of Marion County. Present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the special session at 10:30 A.M.

The canvass was completed and the results are on file in the Auditor's office.

Pothoven moved and De Joode seconded that the special session be adjourned. Ayes all.  
The session was adjourned at 10:45 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session October 13, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 10:19 A.M.

Pothoven moved and De Joode seconded to remove item #10 and approve the remaining agenda as posted. Ayes all.

Chairman Shepherd read County Proclamation 03/01 formally and officially thanking Mr. Abie Davis for his years of service as Marion County Engineer from 1968 to 1999 by naming the new Des Moines River Bridge on County Road T-17 constructed in 2003 to be Officially Named the Davis Des Moines River Bridge.

De Joode moved and Pothoven seconded the minutes of the Sept. 22, 2003, and Oct. 6, 2003, meetings be approved. Ayes all.

Pothoven moved and De Joode seconded that warrants #135901 thru #136290 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to authorize Chairman Shepherd to sign a letter of request on behalf of the City of Fairfield and Jefferson County asking Governor Vilsack to work with the Iowa DOT in finding an appropriate route for the 150<sup>th</sup> Anniversary Horse Caravan commemorating the 150<sup>th</sup> Anniversary of the Iowa State Fair as the caravan travels through Marion County. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, the County of Marion is a participant in the South Central Iowa Solid Waste Agency, a 28E intergovernmental agency formed by Lucas, Marion, Monroe, and Poweshiek counties, Iowa;

Whereas, the County is required to comply with Chapter 101 Solid Waste Comprehensive Planning Requirements of the Iowa Administrative Code (IAC 567-101);

Whereas, the County is committed to development and implementation of an effective and efficient integrated solid waste management system;

Whereas officials, waste haulers, and individuals working and residing within the County have had the opportunity to participate in the development of the 4<sup>th</sup> Round Comprehensive Plan Update over the past nine months;

Whereas, County representatives have reviewed the plan and, as needed, provided corrections and comments;

Whereas, Marion County concurs with the implementation plan and schedule contained in the Comprehensive Plan Update;

Now Therefore, the Marion County Board of Supervisors adopts the 2003 Comprehensive Solid Waste Management Plan Update, its findings, implementation plan, and schedule; and resolves to work toward its completion. Ayes all.

Pothoven moved and De Joode seconded to approve the request by Jay and Jerry Weldon to re-zone Lots 240 and 241 in Knoxville Estates from Residential to Commercial.

Pothoven – Aye

Shepherd – Nay

De Joode – Nay

Motion Failed.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, Marion County is a member of the Central Iowa Regional Transportation Planning Alliance, as organized under Iowa Code Chapter 28E; and

Whereas, the Central Iowa Regional Transportation Planning Alliance requests to amend the 28E Agreement to remove the City of Ames from voting membership in the Central Iowa Regional Transportation Planning Alliance; and

Whereas, the Central Iowa Regional Transportation Planning Alliance requests to amend the 28E Agreement to include the Ames Area Metropolitan Planning Organization as an advisory, non-voting member of the Central Iowa Regional Transportation Planning Alliance; and

Whereas, the 28E Agreement of the Central Iowa Regional Transportation Planning Alliance requires an affirmative vote of three-fourths of the current Central Iowa Regional Transportation Planning Alliance members to amend the 28E Agreement;

Now, Therefore, Be It Resolved, that the Marion County Board of Supervisors, hereby approves the amendment to the Central Iowa Regional Transportation Planning Alliance's 28E Agreement. Ayes all.

Pothoven moved and De Joode seconded to approve the amendment to the 28E Agreement with Mahaska County for Mahaska County to maintain a portion of County road G5T (former State Highway 102). Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, Marion County has undertaken a project to construct a new bridge over the Des Moines River and,

Whereas, this project involved the evaluation of the historical significance of bridge 68333855 locally known as the dollar bridge and,

Whereas, this historical evaluation determined that bridge 68333855 should be closed to vehicular traffic and fenced for its preservation.

Now, Therefore Be It Resolved, that bridge 68333855, locally known as the dollar bridge over the Des Moines River be closed to vehicular traffic effective on placement of signs and barricades according to the Manual on Uniform Traffic Control Devices. Ayes all.

Pothoven moved and De Joode seconded to approve the agreement with the Iowa Department of Transportation for Federal-Aid Surface Transportation Program (STP) for Project STP-S-CO63(70)—5E-63 to resurface the North one (1) mile of Hwy T-14 in Marion County. Ayes all.

Pothoven moved and De Joode seconded to approve the agreement for engineering services with Calhoun and Burns and Associates, Inc. for final design on project No. Bros-co63(69) –8J-63 locally known as the Olive Chapel Bridge (County #49191250 and FHWA #238920). Ayes all.

De Joode moved and Pothoven seconded to approve Secondary Road Department Work Beyond the Right of Way Agreements with Steve Kuyper and Ken Sutter. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

Denise Emal, Marion County Treasurer

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 10:59 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session October 13, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – Proposed road vacation of all or part of certain road rights-of-way as existing in Marion County, Iowa, more particularly described as follows:

Road # 1070 established at 40' wide, April 6, 1910 commencing at the East right of way line of Pierce Dr. near the Northwest corner of the Northeast 1/4 of the Southwest 1/4 of Section 30, Township 75N, Range 18W of the 5th. P.M. thence East an approximate distance of 1320 ft. to the center of Section 30, Township 75N, Range 18W of the 5th. P.M.

Roger Schletzbaum and Steve McCombs, Marion County Engineer's Office, gave an overview of the proposed road rights-of-way vacation.

Bob Loynachan, Denis Johansen, and Donald Poffenbarger, adjoining land owners, asked the Board to not make a decision on the proposed vacation until the landowners had reviewed a newly created easement for the three properties. The landowners all indicated their willingness to agree to the easement.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Item #2 – Zoning Petition #2498 – Request by Jerry and Jay Weldon to re-zone Lots 240 & 241 in Knoxville Estates from Residential to Commercial for proposed mini storage units.

John McCoy, Marion County Planning and Zoning, gave an overview of the proposed re-zoning. McCoy indicated the Marion County Zoning Commission had voted to approve the re-zoning.

There was lengthy discussion between the Weldon's, several Knoxville Estate landowners, and the Board. Chairman Shepherd also read several letters received from Knoxville Estate landowners. The letters are on file in the Auditor's Office.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 10:10 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors



BOARD OF SUPERVISORS MEETING TWENTY EIGHTH DAY OCTOBER 15, 2003

The Marion County Board of Supervisors met in special session October 15, 2003 for the purpose of receiving bids for the Marion County, Iowa, \$600,000 General Obligation Courthouse Improvement Bonds, Series 2003. Present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the special session at 12:00 P.M.

Scott Sanders, Public Financial Management, presented bids received. Bids available for viewing in the Marion County Auditor's

De Joode moved and Pothoven seconded to approve Marion County Resolution 03/56 authorizing and approving a Loan Agreement and providing for the issuance of \$600,000 General Obligation Courthouse Improvement Bonds and the levy of taxes to pay the same. Ayes all. The Resolution is available for viewing in the Marion County Auditor's Office.

Pothoven moved and De Joode seconded that the special session be adjourned. Ayes all.  
The session was adjourned at 12:18 P.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session October 27, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the Oct. 13, 2003, and Oct. 15, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #136339 thru #136503 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Marion County has a bridge on Upton Street between 130<sup>th</sup> Avenue and 132<sup>nd</sup> Place, bridge number 49191250 locally known as Olive Chapel Bridge, and;

Whereas, this bridge is of an age and condition that it is in need of replacement and;

Whereas, funding is available through the IDOT, CIRPTA, and FHWA to partially fund a project to replace the bridge and;

Whereas, replacement of the bridge will involve the purchase of additional right of way,

Now Therefore, Be It Resolved that project to replace bridge number 49191250 locally known as Olive Chapel Bridge shall initiated. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Marion County has a bridge on Oregon Drive between 170<sup>th</sup> Avenue and 180<sup>th</sup> Avenue, bridge number 59232050 locally known as Little Leo Bridge, and;

Whereas, this bridge is of an age and condition that it is in need of replacement and;

Whereas, funding is available through the IDOT, CIRPTA, and FHWA to partially fund a project to replace the bridge and;

Whereas, replacement of the bridge will involve the purchase of additional right of way,

Now Therefore, Be It Resolved that project to replace bridge number 59232050 locally known as Little Leo Bridge shall initiated. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Marion County has adopted policies regarding the installation of drive and entrance in the Secondary Road Department policies number 5 adopted July 20, 1981 and 5A adopted December 1, 1971 and 34 adopted January 18, 1991 and;

Whereas, additional policy provisions are necessary to insure the adequate and consistent installation of entrances and related culverts within the county and;

Whereas, the existing policies do not adequately address the installation of fill in roadside ditches and;

Now therefore be it resolved, that the following policy 52, "Marion County Policy Regarding the Installation of Entrances to Properties" be adopted. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

Denise Emal, Marion County Treasurer

Carla Ferguson, Marion County Development Director

Kim Dorn, Marion County Community Health Services  
Steve Edwards, Marion County Conservation Director

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 10:00 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session October 27, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – County consideration of authorizing the commencement of a project to replace a bridge in Section 19, Township 74 North, and Range 19 West on Upton Street.

Item #2 - County consideration of authorizing the commencement of a project to replace a bridge with a box culvert in Section 23, Township 75 North, and Range 19 West on Oregon Drive.

Roger Schletzbaum and Jay Davis, Marion County Engineer's Office, gave an overview of the proposed projects.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearings. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:08 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session November 10, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

Pothoven moved and De Joode seconded to approve the agenda as posted with the addition of a Work Beyond the Right of Way Agreement with Tom Mc Ginn. Ayes all.

De Joode moved and Pothoven seconded the minutes of the October 27, 2003, meeting be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #136506 thru #136740 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to receive and file the Marion County Sheriff's 3<sup>rd</sup> Quarter Report. Ayes all.

Karen Zeck and Charles Reeves, Marion County United Way, asked the Board to consider allowing County employees the ability to make automatic donations to the United Way via payroll deductions.

Will Prather, Dr. Howard Aleff, and Jerry Zager, Marion County Rotary Club, gave a presentation to the Board regarding Rotary's proposed plans in constructing a vintage bandstand on the Courthouse Grounds.

De Joode moved and Pothoven seconded to support the Rotary's plan to proceed with plans in erecting a bandstand on the Courthouse grounds. Ayes all.

De Joode moved and Pothoven seconded to approve the renewal of a Class C Beer Permit for the Tracy General Store, Inc. Ayes all.

Pothoven moved and De Joode seconded to approve the Iowa Department of Transportation Agreement for Federal Aid Surface Transportation Program Project providing Federal Aid funding of the overlay of County Road T-17. Ayes all.

Pothoven moved and De Joode seconded to approve the supplemental design agreement with Calhoun-Burns and Associates for the final design of project BROS\_CO63(67)—8J—63, Bridge 59232050 on Oregon Drive between 170<sup>th</sup> and 180<sup>th</sup>, locally known as Little Leo Bridge. Ayes all.

Pothoven moved and De Joode seconded to approve Secondary Road Department Work Beyond the Right of Way Agreements with Marlin Hoch and Tom Mc Ginn. Ayes all.

The following departments gave an update on current activities in their department.

Steve McCombs, Marion County Engineer's Office

Jake Grandia, Marion County Auditor

Kim Dorn, Marion County Community Health Services

Gary Verwers, Marion County Sheriff

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 10:13 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

BOARD OF SUPERVISORS MEETING THIRTIETH DAY NOVEMBER 10, 2003

The Marion County Board of Supervisors met in special session November 10, 2003 for the purpose of canvassing the vote from the November 4, 2003 Regular City Election. Present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the special session at 8:30 A.M.

The canvass was completed and the results are on file in the Auditor's office.

Pothoven moved and DeJoode seconded that the special session be adjourned. Ayes all.  
The session was adjourned at 9:10 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of  
Supervisors

The Marion County Board of Supervisors met in regular session November 24, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the November 10, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #136779 thru #137027 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, there is a need to separate County fixed assets, buildings and improvements, and infrastructure, and

Whereas, there is a GASB34 requirement to capitalize all County expenditures for fixed assets, buildings and improvements, infrastructure, and

Therefore Be It Resolved, that the Marion County Board of Supervisors approve capitalization at the following levels:

Other Fixed Assets - \$5,000

Buildings, Building Improvements and Land Improvements - \$50,000

Infrastructure - \$250,000

Land - \$0

The following useful lives will be used to depreciate assets that have a value equal to or above the capitalization level:

Other Fixed Assets – 5 to 20 years

Buildings, Building Improvements, and Land Improvements – 20 to 40 years

Infrastructure – 30 to 50 years

Depreciation will be computed using a straight line basis.

Approved this day the 24<sup>th</sup> day of November, 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, the Marion County Board of Supervisors recognizes the United Way of Marion County as a benevolent organization, and

Whereas, the United Way of Marion County financially assists a wide cross reference of Marion County organizations each year, and

Whereas, the United Way of Marion County requires financial donations to continue operating each year, and

Whereas, the Marion County Board of Supervisors recognizes that Marion County employees desire to make automatic donations to the United Way of Marion County through automatic payroll deductions.

Therefore Be It Resolved, that the Marion County Board of Supervisors allow, if desired, any Marion County Employee to have an automatic payroll deduction designated for the United Way of Marion County for no less than \$1.00 per pay period upon receipt of the proper documentation by the Marion County Auditor's Office.

Approved this 24<sup>th</sup> day of November, 2003. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, a public hearing was held at 9:00 am on the 24th day of November, 2003, in the office of the Marion County Board of Supervisors and,

Whereas, it being in the best interest of Marion County to vacate the segment(s) of road as advertised and,

Whereas, the segment(s) to be vacated are described in further detail below,

Now Therefore Be It Resolved,

A segment of road in existence but with no record of establishment, more commonly known in Marion County as 10th. Ave. situated on the West line of Section 30, Township 75N, Range 21W of the 5th. P.M., the East half (33 ft.) of which being in Marion county and the West half (33 ft.) in Warren county, commencing at a point 40 ft. South of the NW corner of Section 30-75-21, thence South terminating at a point 33 ft. North of the SW corner of the NW 1/4 of the SW 1/4 of Section 30-75-21. Subject to existing utilities easements.

Be Hereby Vacated. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

There being no other business, Pothoven moved and De Joode seconded the meeting be adjourned at 9:50 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session November 24, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd and Bob De Joode. Howard Pothoven was absent.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – Proposed road vacation of all or part of certain road rights-of-way as existing in Marion County, Iowa, more particularly described as follows:

A segment of road in existence but with no record of establishment, more commonly known in Marion County as 10th. Ave. situated on the West line of Section 30, Township 75N, Range 21W of the 5th. P.M., the East half (33 ft.) of which being in Marion county and the West half (33 ft.) in Warren county, commencing at a point 40 ft. South of the NW corner of Section 30-75-21, thence South terminating at a point 33 ft. North of the SW corner of the NW 1/4 of the SW 1/4 of Section 30-75-21. Subject to existing utilities easements.

Roger Schletzbaum and Steve McCombs, Marion County Engineer's Office, gave an overview of the proposed road rights-of-way vacation.

There being no further public comments, De Joode moved and Shepherd seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Shepherd seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:05 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors

The Marion County Board of Supervisors met in regular session December 8, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:55 A.M.

Pothoven moved and De Joode seconded to remove item #7, Final Plat of Quail Ridge Estates Subdivision, and approve the remaining agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the November 24, 2003, meetings be approved. Ayes all.

De Joode moved and Pothoven seconded that warrants #137029 thru #137260 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the request of Jerry and Jay Weldon to re-zone Lot 247 and Lot 248 in Knoxville Estates Subdivision from Residential (R-2) to Commercial (C-2) a proposed mini storage unit. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Judith Ann Mraz Executor of Earl E. Hodgson Estate, filed with Marion County, Iowa, a final plat known as "Prairie View Estates" subdivision, located in Marion County, Iowa, and more particularly described as follows, to-wit:

The W frl ½ of the NW frl ¼ and the N ½ of the SW ¼ of Section 3, Township 76 North, Range 21 West of the 5<sup>th</sup> P.M., and

Whereas, the subdivision has been reviewed and approved by the Marion County Engineer; and

Whereas, the subdivision has been reviewed by the officers of Marion County, Iowa and are approved by John Mc Coy, Zoning Administrator, and has been approved by various utilities; and

Whereas, the supervisors of Marion County, Iowa, have inspected said final plat and find that should be accepted and approved as recommended by the Zoning Administrator.

Now, Therefore, Be It Resolved by the Board of Supervisors of Marion County, Iowa, that the final plat of Prairie View Estates Subdivision, be formally accepted and approved at this time. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Marion County has a bridge on Old Highway 92 West of County Road T-25 identified as bridge number 58242718, and;

Whereas, this bridge is of an age and condition that it is in need of removal and;

Whereas, funding is available through the IDOT, CIRPTA, and FHWA to partially fund a project to remove the bridge and;

Whereas, removal of the bridge will involve relocation of the road and the purchase of additional right of way and,

Whereas, the project is included in the current five year construction program and,

Now Therefore, Be It Resolved that project to remove bridge number 58242718 shall be initiated. Ayes all.

Pothoven moved and De Joode seconded to approve Secondary Road Department Work Beyond the Right of Way Agreements with Ron Kaldenberg. Ayes all.

The following departments gave an update on current activities in their department.

Roger Schletzbaum, Marion County Engineer

Jake Grandia, Marion County Auditor

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:09 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session December 8, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:05 A.M.

Item #1 – Zoning Petition #2532 – Request by Jerry and Jay Weldon to re-zone Lots 247 & 248 in Knoxville Estates from Residential to Commercial for proposed mini storage units.

John McCoy, Marion County Planning and Zoning, gave an overview of the proposed re-zoning. McCoy indicated the Marion County Zoning Commission had voted to approve the re-zoning.

Jerry Weldon, petitioner, gave an overview of the proposed mini storage building construction project.

Duane Deutsch, Virginia Treanor, Barbara Larson, and Diane Nelson, Knoxville Estate landowners, voiced their opinions of opposition to the proposed re-zoning. Mr. Deutsch also submitted a group of updated letters from Knoxville Estate landowners against the proposal.

Mike Klein, Knoxville Estate landowner, voiced his opinion in favor of the proposed zoning change versus low income rental units being constructed on the site.

Duane Jones, Marion County Board of Adjustment, voiced his opinion in favor of the re-zoning.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Item #2 – Zoning Petition #2533 – Proposed Prairie View Estate Subdivision Final Plat located in Marion County, Iowa, and more particularly described as follows, to-wit: The W frl ½ of the NW frl ¼ and the N ½ of the SW ¼ of Section 3, Township 76 North, Range 21 West of the 5th P.M.

John McCoy, Marion County Planning and Zoning, gave an overview of the final plat and stated he had received no objections to the approval of the plat.

There being no further public comments, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

Item #3 – Zoning Petition #2535 – Proposed Quail Ridge Estate Subdivision Final Plat located in Marion County, Iowa, and more particularly described as follows, to-wit: The South Half (S ½) of the North Half (N ½) of the Southwest Quarter (SW ¼) of Section Ten (10), Township Seventy-six (76) North, Range Twenty-one (21) West of the 5<sup>th</sup> P.M. except right-of-way of the Burlington Northern Railroad Company;

John McCoy, Marion County Planning and Zoning, gave an overview of the final plat and stated he had received no objections to the approval of the plat.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Item #4 – Notice of intent to acquire private property in for a proposed public improvement project to remove a bridge over Burlington Northern Railroad on Old Hwy 92 near Tracy and construct a new route to an existing crossing in Marion County, Iowa.

Roger Schletzbaum and Jay Davis, Engineer's Office, gave an overview of the proposed project.

There being no further public comments, Pothoven moved and De Joode seconded to close that portion of the public hearing. Ayes all.

Pothoven moved and De Joode seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:50 A.M.

The Marion County Board of Supervisors met in regular session December 22, 2003, with William G. Shepherd, Howard Pothoven, and Bob De Joode present. Chairman Shepherd opened the meeting at 9:30 A.M.

De Joode moved and Pothoven seconded to approve the agenda as posted. Ayes all.

De Joode moved and Pothoven seconded the minutes of the December 8, 2003, meetings be approved. Ayes all.

Pothoven moved and De Joode seconded that warrants #137299 thru #137527 be approved for payment. Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, Ed Sickler, filed with Marion County, Iowa, a final plat known as "Quail Ridge Estates" subdivision, located in Marion County, Iowa, and more particularly described as follows, to-wit:

The South Half (S ½) of the North Half (N ½) of the Southwest Quarter (SW ¼) of Section Ten (10), Township Seventy-six (76) North, Range Twenty-one (21) West of the 5th P.M. except right-of-way of the Burlington Northern Railroad Company; And

Whereas, the subdivision has been reviewed and approved by the Marion County Engineer; and

Whereas, the subdivision has been reviewed by the officers of Marion County, Iowa and are approved by John Mc Coy, Zoning Administrator, and has been approved by various utilities; and

Whereas, the supervisors of Marion County, Iowa, have inspected said final plat and find that should be accepted and approved as recommended by the Zoning Administrator.

Now, Therefore, Be It Resolved by the Board of Supervisors of Marion County, Iowa, that the final plat of Quail Ridge Estates Subdivision, be formally accepted and approved at this time. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, David De Vries, filed with Marion County, Iowa, a final plat known as "The David De Vries Subdivision", located in Marion County, Iowa, and more particularly described as follows, to-wit: Beginning at the NW Corner of the SW ¼ of the SE ¼ of Section 30, Township 76 North, Range 19 West of the 5<sup>th</sup> P.M., thence North 89° 07' East 398.9 ft., thence South 76° 24' East 45.8 ft., thence South 50° 45' West 93.0 ft., thence South 25° 02' East 88.4 ft., thence South 34° 41' West 176.8 ft., thence South 15° 17' East 73.3 ft., thence South 83° 44' East 34.6 ft., thence South 14° 41' East 41.0 ft., thence South 22° 16' West 108.2 ft., thence South 89° 43' West 331.3 ft., thence North 00° 00' West 504.7 ft. along the West line of the said SW ¼ of the SE ¼ to the point of beginning, containing 4.23 acres, more or less, including the public road established along the North part of the West side thereof which contains 0.94 acres. And,

Whereas, the subdivision has been reviewed and approved by the Marion County Engineer; and

Whereas, the subdivision has been reviewed by officers of Marion County, Iowa, and are approved by John McCoy, Zoning Administrator, and has been approved by various utilities; and

Whereas, the supervisors of Marion County, Iowa, have inspected said final plat and find that it should be accepted and approved as recommended by the Zoning Administrator.

Now, Therefore, Be It Resolved by the Board of Supervisors of Marion County, Iowa, that the final plat of The David De Vries Subdivision, be formally accepted and approved at this time. Ayes all.

De Joode moved and Pothoven seconded to approve the following Resolution:

Whereas, Iowa Code section 459.304(3) (2003), sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and

Whereas, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

Whereas, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and

Whereas, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2004 and January 31, 2005 and submit an adopted recommendation regarding that application to the DNR; and

Whereas, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

Now, Therefore, Be It Resolved By The Board of Supervisors of Marion County that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). Ayes all.

Pothoven moved and De Joode seconded to approve the following Resolution:

Whereas, the Marion County's outstanding warrant list is showing a number of outdated warrants, a list of which is attached, and

Whereas, these checks have not been redeemed, and

Whereas, some of these warrants from various funds date back to 1990,

Therefore Be It Resolved, that these checks be voided under the guidelines set forth by our software providers and the funds placed back in the fund balance in the amount shown. Ayes all.

Pothoven moved and De Joode seconded to approve the first reading of proposed County Ordinance H-1000: An ordinance to regulate the actions and behaviors of dogs and their owners in the unincorporated towns of Marion County, Iowa. Ayes all.

A copy of the proposed ordinance may be viewed at the Marion County Auditor's Office.

Pothoven moved and De Joode seconded to receive the report from the Marion County Compensation Board regarding their recommendation for Marion County elected officials for fiscal year 2004-2005. Ayes all.

The Board received a report from Sheriff Gary Verwers, Chief Deputy Ron Goemaat, and Supervisor Bob De Joode regarding the training they received at the National Institute of Corrections Training Program in Longmont, Co.

De Joode moved and Pothoven seconded to approve Secondary Road Department Work Beyond the Right of Way Agreements with Violet Boot. Ayes all.

Jake Grandia, Marion County Auditor and Commissioner of Elections, announced that the required amount of motions had been received from school boards within the County to call for a special School Infrastructure Local Option Sales Tax Election(SILO). The date of the election has been set for March 23, 2004, and will be administered like a school board election.

The following departments gave an update on current activities in their department.  
Tom Wadle, Marion County Engineer's Office.

There being no other business, De Joode moved and Pothoven seconded the meeting be adjourned at 10:08 A.M. Ayes all.

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JAKE GRANDIA, MARION CO. AUDITOR

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WILLIAM G. SHEPHERD, CHAIRMAN BOARD OF SUPERVISORS

The Marion County Board of Supervisors met in special session December 22, 2003, for the purpose of a public hearing. Board members present were William G. Shepherd, Howard Pothoven, and Bob De Joode.

Chairman Shepherd opened the public hearing at 9:00 A.M.

Item #1 – Planning and Zoning Petition #409 – Proposed “David De Vries Subdivision” Final Plat located in Marion County, Iowa, and particularly described as follows: Beginning at the NW Corner of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 30, Township 76 North, Range 19 West of the 5<sup>th</sup> P.M., thence North 89° 07' East 398.9 ft., thence South 76° 24' East 45.8 ft., thence South 50° 45' West 93.0 ft., thence South 25° 02' East 88.4 ft., thence South 34° 41' West 176.8 ft., thence South 15° 17' East 73.3 ft., thence South 83° 44' East 34.6 ft., thence South 14° 41' East 41.0 ft., thence South 22° 16' West 108.2 ft., thence South 89° 43' West 331.3 ft., thence North 00° 00' West 504.7 ft. along the West line of the said SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  to the point of beginning, containing 4.23 acres, more or less, including the public road established along the North part of the West side thereof which contains 0.94 acres.

John McCoy, Marion County Planning and Zoning, gave an overview of the final plat and stated he had received no objections to the approval of the plat. The plat was required by the City of Knoxville.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

Item #2 – Proposed County Ordinance H-1000 – An ordinance to regulate the actions and behaviors of dogs and their owners in the unincorporated towns of Marion County, Iowa.

Howard Pothoven, County Supervisor, and Gary Verwers, Marion County Sheriff, presented an overview of the proposed County Ordinance.

There being no further public comments, De Joode moved and Pothoven seconded to close that portion of the public hearing. Ayes all.

De Joode moved and Pothoven seconded to close the public hearing. Ayes all. The public hearing was adjourned at 9:15 A.M.

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Jake Grandia, Marion County Auditor

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William G. Shepherd, Chairman Board of Supervisors