

The Marion County Board of Supervisors met in regular session at 3014 E Main St Knoxville, IA 50138 on Tuesday, February 8, 2022 with Mark Raymie, Kisha Jahner and Steve McCombs present. Public access to the meeting was available in-person and electronically. Chairman Raymie opened the regular session at 9:00 A.M.

Unless otherwise indicated, all the motions offered at this meeting were carried with the following vote:

Ayes: Raymie, Jahner, McCombs Nays: None Abstentions: None Absent: None

Agenda:

Jahner moved and Mc Combs seconded to approve agenda as posted.

Communications:

Public Comments:

Steve McCombs – Board of Supervisor responsibilities and budget thoughts.

Jack Wooldridge – Lenger property rezoning – Recommended to comment during later agenda items.

Consent Agenda:

Jahner moved and Mc Combs seconded to approve the consent agenda:

1. Approval of Marion County Warrants 244138 - 244306 through 2/8/2022.
2. Approval of Marion County Board of Supervisors Regular Session Minutes: 1/11/2022
3. Approval of Marion County employee salary adjustments. Complete list available in the Human Resource Office.

Business:

1. Karen Schwanebeck, Marion County Recorder announced her retirement effective April 2, 2022. The Board communicated their appreciation for Schwanebeck's service. Jahner moved and Mc Combs seconded to close discussion.

2. Chairman Raymie opened a Public Hearing at 9:10 a.m., regarding Land Use Plan Amendment to the area described as: SE1/4 of the SE1/4 of the NE1/4 & the E327.6' of the NE1/4 of the SE1/4 of the NE1/4 of Sec. 9-75-19 from Ag to General Industrial. Missy Poffenbarger, Zoning Director, presented an overview of the Land Use Plan Amendment. Poffenbarger reported neighbor Kennedy had voiced concerns regarding potential of rodents and fluid runoff. Neighbor Jack Wooldridge voiced concerns regarding rodents, enforcement, building addition, parked cars and equipment driving along the road. Petitioner Ben Lenger commented the equipment used along the road was a skid loader and tractor that were completely legal.

Jahner moved and Mc Combs seconded to close the Public Hearing at 9:29 a.m.

3. Mc Combs moved and Raymie seconded to approve Resolution 2022-26 approving an amendment to the comprehensive future land use plan for Marion County for the property owned by Benjamin Lenger ½ & Katherine Lenger ½ from agricultural to general industrial as follows:

Whereas, the Marion County Zoning Commission has recommended an amendment to the Comprehensive Future Land Use Plan for Marion County, Iowa, as it concerns the following described real property:

The SE1/4 of the SE1/4 of the NE1/4 & the E327.6' of the NE1/4 of the SE1/4 of the NE1/4 of Sec. 9-75-19 (A portion of # 0560200500)

Whereas, the Comprehensive Future Land Use Plan currently designates the property as Agricultural use.

Whereas, after careful review of this matter, the Zoning Commission has recommended that the Comprehensive Future Land Use Plan be amended to designate this property as General Industrial use; and

Whereas, the Board of Supervisors of Marion County, Iowa believes it to be in the best interest of the County to make the change to the Comprehensive Future Land Use Plan as recommended by the Zoning Commission.

Now, Therefore, Be It Resolved by the Board of Supervisors of Marion County, Iowa that after review and discussion of the matter, the Comprehensive Future Land Use Plan is hereby amended to designate the following property as Commercial Use

4. Chairman Raymie opened a Public Hearing at 9:41 a.m. regarding proposed Marion County Ordinance 2022-1 rezoning of 1596 Hwy T15 Knoxville described as SE1/4 of the SE1/4 of the NE1/4 & the E327.6' of the NE1/4 of the SE1/4 of the NE1/4 of Sec. 9-75-19 from A-1 Agricultural to M-2 Heavy Industrial Restricted. Missy Poffenbarger, Zoning Director, presented an overview of the proposed rezoning. Jack Wooldridge, neighbor, voiced concerns regarding the rezoning. Pat Ryan, neighbor, voiced concerns regarding the rezoning. Discussion was held regarding fencing, containment area, area "bleed" and set backs. McCombs moved and Jahner seconded to close the public hearing at 9:59 a.m.

5. Mc Combs moved and Jahner seconded to approve the first reading of proposed Marion County Ordinance 2022-1 amending Zoning Map from A-1 Agricultural to M-2 Heavy Industrial Restricted.

6. Chairman Raymie opened a Public Hearing at 10:01 a.m. regarding disposition of Marion County Property – legally known as the North ½ of the South ½ of Lot 2, except the East 40 feet thereof, and the North ½ of Lot 2, all in Block 1 in the Original Town of Knoxville, Iowa, subject to easements and restrictions of record, and locally known as 113-117 South Third Street, Knoxville, Iowa 50138. No written or oral comments were received. Mc Combs moved and Jahner seconded to close the Public Hearing at 10:03 a.m.

7. Mc Combs moved and Jahner seconded to approve Resolution 2022-25 regarding disposition of Marion County Property 113-117 S Third St, Knoxville IA as follows:

Disposition of Marion County Property: legally known as The North ½ of the South ½ of Lot 2, except the East 40 feet thereof, and the North ½ of Lot 2, all in Block 1 in the Original Town of Knoxville, Iowa, subject to easements and restrictions of record, and locally known as 113-117 South Third Street, Knoxville, Iowa 50138.

The Board of Supervisors has adopted a resolution for the sale of the above-mentioned County property. The resolution is as follows:

1. The County will sell the 113-117 South Third Street, Knoxville, Iowa 50138 to Timothy Wahl by quitclaim deed. The property is legally described as "The North ½ of the South ½ of Lot 2, except the East 40 feet thereof, and the North ½ of Lot 2, all in Block 1 in the Original Town of Knoxville, Iowa, subject to easements and restrictions of record."
2. Sale price is \$52,000 cash.
3. The Marion County Attorney's Office will assist with all legal requirements related to the transfer/sale of the property.

8. Jahner moved and Raymie seconded to approve Rozenboom Farms request for placement of a Anhydrous Ammonia storage tank at 2434 Hwy G71, Bussey IA (parcel 17692-000-00).

9. Mc Combs moved and Jahner seconded to approve Class C Native Wine Including Outdoor Service & Sunday Sales to:  
Grape Escape Winery – Class C Native Wine – 1185 40<sup>th</sup> Pl, Pleasantville Iowa

10. Raymie moved and Jahner seconded to approve Resolution 2022-22 regarding award of Contract for Project STBG-SWAP-CO63(141)-FG-63 for HMA Resurfacing with Milling on G76 in Attica as follows:

Whereas; on January 19, 2022 the IDOT took bids for project STBG-SWAP-CO63(141)—FG-63 for HMA Resurfacing with Milling on G76 in Marion County and;

Whereas; Norris Asphalt Paving Co., LC from Ottumwa, Iowa submitted the lowest responsible bid and;

Whereas; the low bid of \$290,962.72 is acceptable to Marion County;

Now Therefore, Be It Resolved; that Marion County approve the award of a construction contract and bonds for project STBG-SWAP-CO63(141)—FG-63 with; Norris Asphalt Paving Co., LC in the amount of \$290,962.72 for HMA Resurfacing with Milling on G76 in Marion County, IA.

11. Mc Combs moved and Raymie seconded to approve Resolution 2022-21 to rescind Tax Sale Certificate #2019-63007 as follows:

Whereas, a good faith mistake was made by purchaser Jay Galeazzi when signing an Agreement for Assignment of Marion County Tax Sale Certificate number 2019-63007,

Whereas, on the day of the tax sale no other tax buyers submitted a bid for the parcel,

Whereas, Marion County, Iowa, consents to rescind the above named Tax Sale Certificate,

Whereas, the authority for rescinding rests with the Board of Supervisors of Marion County, Iowa,

Now Therefore Be It Resolved by the Board of Supervisors of Marion County, Iowa, that the Chairperson of the Board of Supervisors is authorized to rescind the following Tax Sale Certificate from Jay Galeazzi and to authorize the County Treasurer of Marion County, Iowa, to proceed as if no bid was received.

**TAX SALE RESCINTION:**

Tax Sale Certificate: 2019-63007

Acquired: June 17, 2019

Rescinded: 2.8.2022

Parcel: 8146000000

Legal Description: Lot 28 in Southshore Heights Plat No. 1 according to the plat thereof recorded in Book 92, Page 419, Land Deed Records, Marion County, Iowa, subject to easements and restrictive covenants of record.

12. Jahner move and Mc Combs seconded to approve Resolution 2022-23 to cancel outstanding Auditor's warrants issued prior to 6/30/20 as follows:

Whereas, the Marion County's outstanding warrant list is showing several outdated warrants, a list of which is attached, and

Whereas, these checks have not been redeemed, and

Whereas, warrants from various funds date up to June 30, 2020,

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.

13. Mc Combs moved and Jahner seconded to approve Resolution 2022-24 to cancel outstanding Treasurer's checks issued prior to 12/31/20 as follows:

Whereas, the Marion County's outstanding Treasurer Check list is showing several outdated Treasurer Checks, a list of which is attached, and

Whereas, these Treasurer Checks have not been redeemed, and

Whereas, Treasurer Checks to various vendors date up to December 31, 2020,

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.

14. Raymie moved and Jahner seconded to approve Fifth Amended and Restated 28E Agreement for County Rural Offices of Social Services (CROSS).

15. Mc Combs moved and Raymie seconded to approve Memorandum of Understanding Regarding Reimbursement from MH/DS of the County Rural Offices of Social Services Region (CROSS) for County Employees.

16. Discussion regarding libraries, salaries and library funding in proposed FY23 budget .

Salaries – Jahner moved to make a 5% bucket for department salaries. Motion died due to lack of second.

Library funding – Motion to have Librarians present to the BOS again.  
Health Insurance – Decision to be made on 2/22/2022.  
Sheriff budget reduction – Sheriff Sandholdt to meet with Supervisor Jahner.

Mc Combs moved and Jahner seconded to close discussion.

17. Chris Nesteby, Marion County Facilities Director updated the Board regarding the VA Demolition project. Nesteby expects the project to finish under budget and on time. Change order expected due to possible demolition of boiler plant & laundry.

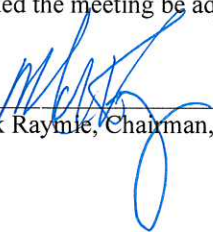
18. Board of Supervisor Updates:

- McCombs – Assessor budget meeting, Zoning meeting
- Jahner – IA Workforce
- Raymie – none

Adjournment:

There being no other business, Jahner moved and McCombs seconded the meeting be adjourned at 11:55 A.M.

  
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Jake Grandia, County Auditor

  
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Mark Raymie, Chairman, Board of Supervisors