

The Marion County Board of Supervisors met in regular session at 3014 E. Main St. Knoxville, IA 50138 on Tuesday March 26, 2024 with Mark Raymie, Steve McCombs, and Kisha Jahner present in-person. Public access to the meeting was available in-person and electronically. Chairperson Jahner 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, McCombs, Jahner Nays: None Abstentions: None Absent: None

Agenda:

Jahner moved and McCombs seconded to approve the agenda as posted.

Communications: None

Public Comments:

1. Marion County Sheriff Jason Sandholdt: Marion County is not a Sanctuary County. Thank you to the County Attorney Office and staff.
2. Marion County Public Health Director Kim Dorn: Marion County Public Health Building will be closed to the public on April 4, 2024 for a preparedness training exercise.
3. Marion County HR Manager Lisa Seddon: HR Office will be closed April 3-4, 2024 to attend training.

Consent Agenda:

Jahner moved and McCombs seconded to approve the consent agenda as follows:

1. Marion County Warrants #253840 - #253966 through 3/26/2024.
2. Marion County Regular Session Board of Supervisor Minutes: 3/12/2024
3. Marion County Conservation Board warrants #253801 - #253839 through 3/19/2024.

Business:

1. Supervisor Raymie requested information on any potential timelines for a November 2024 Public Measure Question regarding EMS levies. Marion County Attorney Jared Harmon and Marion County Auditor Jake Grandia shared a minimum day deadline timeframe for inclusion on the November 2024 General Election Ballot. The timeline included 2 publication requirements and Board of Supervisor approval requirements establishing approximately 175-day minimum timeline. Jahner moved and McCombs seconded to close discussion.

2. Supervisor Jahner reviewed a request previously received from the Marion County EMS Association to remove Supervisor Raymie as the member representing the Board of Supervisors on the Marion County EMS Advisory Committee. Jahner moved to remove Supervisor Mark Raymie from the EMS Advisory Committee and replace with Supervisor Steve McCombs. McCombs commented on the request and seconded to approve the motion.

3. Marion County Conservation Director Steve Edwards presented on the bids received and construction aspects of the proposed Marion County Conservation Cabins at Roberts Creek Park Project. Edwards recommended approving the Base Bids and rejecting the Alternates. McCombs moved and Jahner seconded to approve Resolution 2024-35 Base Bids and reject Alternates as follows:

WHEREAS; on March 22, 2024, 2024 Marion County received bids for the Marion County Conservation Cabins at Roberts Creek Park Project (the "Project") described as the new Conservation Cabins at 1628 Hwy G28 Otle, IA 50214; and;

WHEREAS; Accurate Commercial of West Des Moines, Iowa submitted the lowest responsible Base Bid #1 Concrete Work and;

WHEREAS; the low base bid of \$160,000 is acceptable to Marion County;

WHEREAS; Accurate Commercial of West Des Moines, Iowa submitted the lowest responsible Base Bid #2 General Construction and;

WHEREAS; the low base bid of \$797,000 is acceptable to Marion County;

WHEREAS; Dan's Plumbing and Heating of Knoxville, Iowa submitted the lowest responsible Base Bid #3 Mechanical & Plumbing and;

WHEREAS; the low base bid of \$103,333 is acceptable to Marion County;

WHEREAS; Gritter's Electric of Pella, Iowa submitted the lowest responsible Base Bid #4 Electrical and;

WHEREAS; the low base bid of \$ 91,066 is acceptable to Marion County;

NOW THEREFORE, BE IT RESOLVED; that Marion County approve the award of a construction contracts for the Project for the base bid amounts listed above for the construction of the new Marion County Conservation Cabins at Roberts Creek Park in Marion County, IA.

BE IT FURTHER RESOLVED; that Marion County Rejects all Bid Alternates regarding construction of the new Marion County Conservation Cabins at Roberts Creek Park in Marion County, IA.

4. City of Knoxville Administrator Heather Ussery presented an update regarding continued development of the VA Campus specifically including the area locally known as the "Doctor's Quarter Area". The City has developers ready to move forward with the next phase of development. Ussery requested the Board approve amending the VA Campus 28E to continue allowing development. Jahner moved and McCombs seconded to approve Resolution 2024-36 Approve and Authorize Execution of an Amendment #1 to the Amended and Restated 28E Agreement By and Between Marion County, Iowa and City of Knoxville, Iowa as follows:

WHEREAS, Chapter 28E of the Code of Iowa permits local governments in Iowa to enter into agreements for the undertaking of projects of mutual advantage; and

WHEREAS, the Marion County, Iowa ("County") and the City of Knoxville, Iowa ("City") previously entered into an Amended and Restated 28E Agreement dated May 9, 2023 ("Agreement"), to define their respective rights and obligations in connection with the redevelopment of the veteran's affairs property (the "Project"), which property is legally described in Exhibit A attached to the Agreement (the "Development Property"); and

WHEREAS, the County and City desire to amend the Agreement pursuant to a proposed Amendment No. 1 (the "Amendment") to establish the conditions for the County to transfer additional portions of the Development Property to the City to facilitate completion of the Project; and

WHEREAS, the following action is now considered to be in the best interests of the County and the City, and the residents thereof.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF MARION COUNTY, STATE OF IOWA:

That the form and content of the Amendment, the provisions of which are incorporated herein by reference, be and the same hereby are in all respects authorized, approved and confirmed, and the Chairperson and the County Auditor be and they hereby are authorized, empowered and directed to execute, attest, seal and deliver the Amendment for and on behalf of the County in substantially the form and content now before this meeting, but with such changes, modifications, additions or deletions therein as shall be approved by such officers.

That following execution of the Amendment, the County Auditor shall ensure that the Amendment is filed with the Iowa Secretary of State's office in conformance with Iowa Code Section 28E.8.

That from and after execution of the Amendment, the Chairperson and the County Auditor are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Amendment as executed.

PASSED AND APPROVED this 26th day of March, 2024.

5. Chair Raymie opened a Public Hearing at 9:35 A.M. regarding proposed disposition of County Property via quitclaim deed to the City of Knoxville as part of the VA Campus Project described as follows: All that land in the Northwest Quarter of the Northwest Quarter of Section 12, Township 75 North, Range 20 West of the 5th P.M. described as Legal Description No. 4 in Plat of Survey recorded Book 2011, Page 761, Marion County deed record. City of Knoxville Administrator Heather Ussery presented an overview of the proposed development for the area of the VA Campus. No public comments were received. McCombs moved and Jahner seconded to close the Public Hearing at 9:37 A.M.

6. Jahner moved and McCombs seconded to approve Resolution 2024-26 Disposition of County Property – Part of VA Campus described as Legal Description No. 4 in Plat of Survey recorded Book 2011 Page 761, Marion County deed record as follows:

This Resolution is made with respect to the following described real property:

DESCRIPTION:

All that land in the Northwest quarter of the Northwest quarter of Section 12, Township 75 North, Range 20 West of the 5th P.M. described as Legal Description No. 4 in Plat of Survey recorded in Book 2011, Page 761, Marion County deed record.

WHEREAS:

1. Notice of the County's intent to transfer the above-described property was published in the Marion County Express on March 14, 2024.
2. Public hearing was held before the Marion County Board of Supervisors on March 26, 2024 regarding disposition of the above-mentioned property.
3. Pursuant to Iowa Code Section 331.361, the Board makes a finding that disposition of the above-described property promotes a public interest to support the development of the property and surrounding areas.
4. The County now desires to transfer by quit claim the above-described property to the City of Knoxville, Iowa, for \$1 dollar consideration.

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

Approve transfer of the following property to the City of Knoxville, Iowa:

All that land in the Northwest quarter of the Northwest quarter of Section 12, Township 75 North, Range 20 West of the 5th P.M. described as Legal Description No. 4 in Plat of Survey recorded in Book 2011, Page 761, Marion County deed record.

The foregoing is deemed an appropriate and lawful exercise of power that preserves the rights, privileges, and property of the county in furtherance of improving the peace, safety, health, welfare, comfort, and convenience of its residents.

Adopted this 26th day of March 2024.

7. City of Knoxville Administrator Heather Ussery presented an overview of a Voluntary Annexation request on the southeast corner of Knoxville regarding a property owned by Moats Trust. The annexation is to facilitate a second Kading Property Development. Marion County Zoning Director Missy Poffenbarger voiced concerns regarding the 5 parcels of land on the remaining 40-acre tract. Poffenbarger's concerns were noted regarding future land uses and requirements. McCombs moved and Jahner seconded to approve Resolution 2024-37 Support of Annexation of Certain Real Estate Into the City of Knoxville, Iowa as follows:

WHEREAS, Iowa Code Chapter 368 governs annexations of territory into cities; and

WHEREAS, Iowa Code Section 368.7 governs voluntary annexations of territory into cities;

WHEREAS, Iowa Code Section 368.7(b)(2) requires the Board of Supervisors of a County containing all of a portion of the territory to be annexed to pass a resolution stating whether or not the County supports the application for annexation or whether it takes no position in support of or against the application for annexation; and

WHEREAS, Marion County, Iowa has received and reviewed an application for the annexation of territory to the City of Knoxville, all or a portion of said territory located in Marion County, Iowa, as shown on the attached Exhibit A and layman's description described as: a portion of the SE ¼ of the SE ¼ of Sec 12-75-20, Marion County Tax Parcel 0644300500;

WHEREAS, after reviewing the application for annexation and taking into account the Marion County Comprehensive Plan, the County Board of Supervisors has determined to take the following actions.

NOW, THEREFORE, IT IS HEREBY RESOLVED, BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA, as follows:

1. To support the application for annexation of the above-described territory into the City of Knoxville. The Marion County Board of Supervisor directs the County Clerk to file this resolution with the City of Knoxville.

PASSED, APPROVED AND ADOPTED this 26th day of March, 2024.

8. Jahner moved and McCombs seconded to approve Resolution 2024-33 Approval of Contract to Mid-Iowa Planning Alliance for Community Development (MIPA) for the Scope of Work Defined in the Marion County Comprehensive Plan Update Agreement as follows:

WHEREAS, Marion County Zoning enters contract with Mid-Iowa Planning Alliance for Community Development for professional services to assist in the update of the Marion County Comprehensive Plan.

WHEREAS, Mid-Iowa Planning Alliance for Community Development is a federally designated Economic Development District with the purpose of supporting development activities for member jurisdictions;

WHEREAS, as a member of Mid-Iowa Planning Alliance for Community Development professional planning services are provided to Marion County within the scope of the contractual agreement already entered per Resolution 2022-28;

NOW THEREFORE, BE IT RESOLVED, the Marion County Board of Supervisors supports the Statement of Work Agreement for services provided by Mid-Iowa Planning Alliance for Community Development work agreement as described for the Comprehensive Planning Proposal for Marion County.

9. Jahner moved and McCombs seconded to approve Resolution 2024-30 Miscellaneous Transfer (TX) – Rural Service Supplemental Fund (12000) to General Supplemental Fund (02000) as follows:

WHEREAS, the Marion County Treasurer has maintained the Rural Services Supplemental Fund (12000), and,

WHEREAS, Marion County no longer uses or is required to maintain this Fund for Road Department Employee FICA/IPERS Benefits, and,

WHEREAS, it has been recommended by Terpstra Hoke & Associates, P.C., Marion County's outside audit firm, the Rural Service Supplemental Fund (12000) be closed and the remaining monies be transferred to the General Supplemental Fund (02000) which is currently funding the Road Department FICA/IPERS Benefits expense, and,

WHEREAS ACCORDING TO chapter 331.432 and chapter 24.21 of the Code of Iowa, the Board of Supervisors must approve the actual transfers and,

THEREFORE, BE IT RESOLVED the transfer of \$18,996.85 from the Rural Services Supplemental Fund (12000) to the County's General Supplemental Fund (02000) be approved by the Marion County Board of Supervisors, and,

BE IT FURTHER RESOLVED that the Auditor and Treasurer be instructed to close the Rural Service Supplemental Fund (12000) account and make the said transfer in a timely fashion.

10. Jahner moved and McCombs seconded to approve Resolution 2024-31 Miscellaneous Transfer (TX) – Capital Projects Fund (30000) to Debt Service Fund (40000) as follows:

WHEREAS, the Marion County Treasurer has maintained the Capital Projects Fund – 2021 Prairie Ridge (30000) since the Prairie Ridge Development Project Loan Notes were sold by Marion County, Iowa in 2020, and,

WHEREAS, Marion County fulfilled the Prairie Ridge Private Development Agreement requirements issuing all verified Qualified Costs and Expense Economic Grant proceeds to the Developer in a timely manner in 2021, and,

WHEREAS, it has been recommended by Terpstra Hoke & Associates, P.C., Marion County’s outside audit firm, the Capital Projects Fund – 2021 Prairie Ridge Fund (30000) be closed and the remaining monies be transferred to the Marion County Debt Service Fund (40000) which is currently funding the annual Principle/Interest Payments for the Prairie Ridge Development Loan Notes, and,

WHEREAS, it is in the best interest of the citizens of Marion County to apply the remaining monies to the 2024-2025 Principle/Interest Payments of the Prairie Ridge Development Notes and thereby reduce the 2024-2025 Debt Service Fund Levy, and,

WHEREAS ACCORDING TO chapter 331.432 and chapter 24.21 of the Code of Iowa, the Board of Supervisors must approve the actual transfers and,

THEREFORE, BE IT RESOLVED the transfer of \$155,730.00 from the Capital Projects Fund – Prairie Ridge (30000) to the County’s Debt Service Fund (40000) be approved by the Marion County Board of Supervisors, and,

BE IT FURTHER RESOLVED that the Auditor and Treasurer be instructed to close the Capital Project Fund – Prairie Ridge (30000) account and make the said transfer in a timely fashion.

11. Jahner moved and McCombs seconded to approve Resolution 2024-27 Marion County Credit Cards Authorization and Credit Limits as follows:

Be It Resolved, by the Board of Supervisors of Marion County, Iowa the following County departmental offices are hereby authorized to use a credit card through Marion County Bank with the credit limits as shown:

Marion County Public Health - Kim Dorn	\$20,000
Marion County Assessor’s Office – Andrew Jenchel	\$5,000
Marion County Attorney’s Office - Jared Harmon	\$30,000
Marion County Auditor - Jake Grandia	\$7,000
Marion County Conservation – Steve Edwards	\$20,000
Marion County Development Commission – Carla Eysink	\$3,500
Marion County Emergency Management – Jeff Anderson	\$20,000
Marion County Information Technology – Andrew Meyers	\$10,000
Marion County Maintenance – Christopher Nesteby	\$5,000
Marion County Secondary Roads – Tyler Christian	\$20,000
Marion County Secondary Roads – Tammy Van Gorp	\$20,000
Marion County Sheriff – Jason Sandholdt	\$10,000
Marion County Sheriff Reserves - President	\$1,000
Marion County Sheriff Reserves - Vice President	\$1,000
Marion County Sheriff Reserves – Treasurer	\$1,000
Marion County Human Resources – Lisa Seddon	\$5,000

Adopted this 12th day of March, 2024.

12. Jahner moved and McCombs seconded to approve Class C Retail Alcohol License Renewal with Outdoor Service - Countryside Wedding and Events: 1995 Hwy 5, Knoxville, IA 50138

13. Marion County Engineer Tyler Christian presented an overview regarding the Road Department wage policies. McCombs moved and Jahner seconded to approve Resolution 2024-34 as follows:

Whereas, the changes to the Secondary Road Payroll Policy are updated for each new fiscal year in June, effective on July 1 and;

Whereas, the Secondary Road Payroll Policy establishes base pay rates for job classifications in the department;

Whereas, an amendment to this policy is proposed at this time for the current fiscal year;

Now Therefore Be It Resolved, the FY '23-'24 Secondary Road Payroll Policy be approved as amended.

14. Marion County HR Manager Lisa Seddon presented an overview regarding the County's current usage of the ISAC AD&D Policy and plans to move to opportunities of similar products through Holmes Murphy. Jahner moved and McCombs seconded to authorize termination of the ISAC AD&D Policy.

15. Board of Supervisor Updates:

McCombs: Conference Board, HIRTA

Jahner: Conference Board

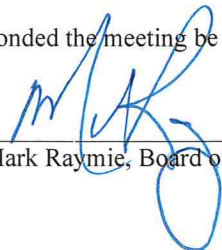
Mark: Conference Board, Mental Health

Adjournment:

There being no other business, Jahner moved and McCombs seconded the meeting be adjourned at 9:59 A.M.



Jake Grandia, Auditor



Mark Raymie, Board of Supervisor Chair