

The Marion County Board of Supervisors met in regular session at 3014 E Main St Knoxville, IA 50138 on Tuesday, November 22, 2022 with Mark Raymie, Steve McCombs and Kisha Jahner present in-person. 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, McCombs, Jahner Nays: None Abstentions: None Absent: None

Agenda:

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

Communications: None

Public Comments: None

Consent Agenda:

Jahner moved and McCombs seconded to approve the consent agenda:

1. Marion County Warrants #247954 - #248237 through 11/22/2022.
2. Marion County Board of Supervisors Regular Session Minutes: 11/8/2022
3. Marion County employee salary adjustments. Complete list available in the HR Office.
4. Marion County Conservation Board warrants #247921 - #247953 through 11/15/2022.

Business:

1. Tyler Christian, Marion County Engineer, and Michael Maloney, DA Davidson, presented a final overview of the Plan of Finance for the construction of a new Road Department complex on the Hwy 92 Junction property. The proposed plan includes multiple sources of funding to include cash on hand, LOSST funds and bonding with a goal of net zero property tax impact. Maloney noted the intent for clear project authority, capacity, and repayment of up to \$3,500,000 in GO backed bonds. The next step in the process is to set schedule and publishing. Jahner moved and McCombs seconded to close discussion.

2. Tyler Christian, Marion County Engineer, updated the Board regarding Iowa Department of Transportation (IDOT) recommendations to improvements with the LDJ RISE Grant on Hwy 163. The IDOT is increasing the turn lane length. There will be no new County funds required for the increased improvements. Jahner moved and McCombs seconded to approve Resolution 2022-80 Authorize Funding Agreement with the Iowa Department of Transportation for County-State-Traffic-Engineering-Program (CSTEP) Project as follows:

WHEREAS, an Agreement 5-22-CSTEP-027 is to be entered into by and between the Iowa Department of Transportation, hereinafter designated the "DOT" and Marion County, Iowa, for County-State Traffic Engineering Program (C-STEP) project funding.

WHEREAS, the DOT and Marion County pursue cooperative action to utilize additional funding from C-STEP to provide 35.75% match for the Revitalize Iowa's Sound Economy (RISE) Agreement 2022-R-010, as previously approved.

WHEREAS, the RISE funding will serve as the local match for the C-STEP funding

WHEREAS, this Agreement is for improvements to Hwy 163 at LDJ Manufacturing for turn lanes and paved median crossover improvements associated with CSTEP project No. CST-163-3(059)—4C-63 and RISE project RC-CO63(144)—9A-63.

NOW THEREFORE, BE IT RESOLVED, the Marion County Board of Supervisors approve and enter into Agreement No. 5-22-CSTEP-027 for Project No. CST-163-3(059)—4C-63 in association with the RISE project RC-CO63(144)—9A-63 and agreement 2022-R-010.

3. McCombs moved and Jahner seconded to approve Resolution 2022-84 to authorize Flagler Bridge Design Supplemental Agreement No. 2 with Calhoun Burns & Associates as follows:

WHEREAS, Marion County has a bridge on Co. Rd. T15 between 169th Ave. and Lucas Dr. , bridge number 59039557 (NBIS 23910) over the Burlington Northern Sante Fe (BNSF) Railroad and stream, and;

WHEREAS, this bridge is of an age and condition that it is in need of repair and/or replacement and;

WHEREAS, analysis of the bridge design options and preliminary design are complete by Calhoun-Burns and Associates, Inc. and;

WHEREAS, a supplemental contract is necessary to proceed to the final design and final railroad coordination,

NOW THEREFORE, BE IT RESOLVED; the Board of Supervisors authorizes the County Engineer to execute Supplemental Agreement No. 2 for the current contract with Calhoun-Burns and Associates, Inc. to perform the final design and prepare the documents of construction documents and final railroad coordination.

4. Jahner moved and McCombs seconded to approve Resolution 2022-85 Designate Stop and Yield Regulatory Signage as follows:

WHEREAS, the Marion County Board of Supervisors is empowered under authority of sections 321.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a Stop intersection and to erect appropriate signs at one or more entrances to such intersection per section 321.345, and

WHEREAS, Marion County has jurisdiction over the Secondary Road System and,

WHEREAS, an engineering review for each of the following locations was completed and it was determined to erect, or relocate regulatory signs to regulate traffic and promote safe maneuvers of vehicular traffic at these intersections,

WHEREAS, the County Engineer recommends stop signs for the particular direction of travel at the intersections listed below and,

NOW THEREFORE BE IT RESOLVED; the Marion County Board of Supervisors designate stop locations for the secondary road system as listed below.

<u>Route</u>	<u>Intersection</u>	<u>Direction of Stop</u>
130 th Pl.	Oregon Dr.	NB (remove WB Stop)
70 th Ave.	Nevada St.	SB (remove EB Stop)
112 th Ave.	Jesup St	NB (remove WB Yield)

5. Jahner moved and McCombs seconded to approve Resolution 2022-86 Cattle Pass Agreement as follows:

WHEREAS, Iowa Code 320.4 permits the Board of Supervisors to designate part of a highway and grant permission for the construction and maintenance of cattleways over or under such highways; and

WHEREAS, a request has been presented by a Mahaska County resident to construct and maintain a cattle crossing under 140th St. in Mahaska County; and

WHEREAS, the jurisdiction of 140th St. east of the County line is with Mahaska County, per the 28E Maintenance Agreement, Marion County is responsible for routine and special maintenance; and

WHEREAS, the county engineers of each county have discussed and agreed to the cattle pass agreement accompanying this resolution; and

WHEREAS, the Board has the authority to approve the execution of such agreement; and

NOW THEREFORE, BE IT RESOLVED the Board of Supervisors of Marion County authorize the execution of the Cattle Pass Agreement for Access Across Highway, in reference to 140th St in Mahaska County and as requested by Brendan and Valerie Terpstra.

6. Jahner moved and McCombs seconded to receive and file the 2022 Marion County Weed Commissioner-IRVM Activity Report.

7. McCombs moved and Jahner seconded to approve the 2022 Marion County Weed Commissioner Report.

8. Michaela Bigaouette, Marion County Treasurer presented an updated Memorandum of Agreement between the Iowa Department of Transportation and Marion County regarding Driver's License Services. Bigaouette indicated no significant differences from the current agreement other than furniture reference terminology changing to equipment. Jahner moved and McCombs seconded to approve the Agreement between the Iowa Department of Transportation and Marion County regarding Driver's License Services.

9. Lisa Seddon, Marion County HR Manager, presented the Marion County Official 2023 Employee Holiday Resolution. McCombs moved and Jahner seconded to approve Resolution 2022-83 Marion County Official 2023 Employee Holiday Resolution as follows:

WHEREAS it is the policy of Marion County to recognize certain days of importance as holidays and pay employees for time off on that day and,

WHEREAS said days are established annually by the Board of Supervisors.

NOW THEREFORE BE IT RESOLVED BY THE MARION COUNTY BOARD OF SUPERVISORS the County authorizes the following days as Official 2023 Holidays:

January 2, 2023	Monday	New Year's Day - Observed
January 16, 2023	Monday	Martin Luther King Jr's Day
February 20, 2023	Monday	President's Day
May 29, 2023	Monday	Memorial Day
July 4, 2023	Tuesday	Independence Day
September 4, 2023	Monday	Labor Day
November 10, 2023	Friday	Veteran's Day
November 23, 2023	Thursday	Thanksgiving Day
November 24, 2023	Friday	Friday after Thanksgiving
December 25, 2023	Monday	Christmas Day
Floating Holiday		

Passed and approved this 22nd day of November 2022.

10. Chairman Raymie opened a Public Hearing at 9:45 A.M. regarding proposed Marion County Ordinance 2022-3 rezoning from A-1 Agricultural to A-R Ag Residential for parcels 12672-003-00 and 12673-035-00 described as the SW 1/4 of the SE1/4 of Section 22, Township 76 North, Range 18 West of the 5th P.M. except the following three tracts:

1. The East 460 feet of the South 340 feet thereof;
 2. Parcel E thereof according to the Plat of Survey recorded in Book 2017, Page 1141; and
 3. Parcel F thereof according to the Plat of Survey recorded in Book 2021, Page 4463.
- and

The SE1/4 of the SW1/4 of Section 22, Township 76 North, Range 18 West of the 5th P.M., except beginning at a point 60.7 feet West of the Southeast corner of said 1/4 1/4, thence North 648 feet, thence West 370 feet, thence South 51°31'

West 498.29 feet; thence South 71°10' West 519.83 feet, thence South 170 feet to the South line of said 1/4 1/4, thence East along said South line 1251.9 feet to place of beginning.

No oral or written comments were received. Jahner moved and Mc Combs seconded to close the Public Hearing at 9:49 A.M.

11. Jahner moved and McCombs seconded to approve 1st reading of proposed Marion County Ordinance 2022-3 amending Zoning Map from A-1 Agricultural to A-R Ag Residential.

12. Jahner moved and McCombs seconded to waive 2nd and 3rd reading of proposed Marion County Ordinance 2022-3 and authorize final approval amending zoning map and final publication.

13. Jahner moved and McCombs seconded to approve Resolution 2022-73 approving Final Plat of Steenhoek Acres Subdivision in Marion County, Iowa as follows:

WHEREAS, Ronald H. Steenhoek and Kari L. Steenhoek, 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 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 "Steenhoek Acres", and having a legal description as follows:

The SW ¼ of the SE ¼ of Section 22, Township 76 North, Range 18 West of the 5th P.M. except the following three tracts:

1. The East 460 feet of the South 340 feet thereof;
2. Parcel E thereof according to the Plat of Survey recorded in Book 2017, Page 1141; and
3. Parcel F thereof according to the Plat of Survey recorded in Book 2021, Page 4463.

and

The SE ¼ of the SW ¼ of Section 22, Township 76 North, Range 18 West of the 5th P.M., except beginning at a point 60.7 feet West of the Southeast corner of said ¼ ¼, thence North 648 feet, thence West 370 feet, thence South 51° 30' West 498.29 feet, thence South 71° 10' West 519.83 feet, thence South 170 feet to the South line of said ¼ ¼, thence East along said South line 1251.9 feet to the place of beginning.
be formally accepted and approved at this time.

14. Chairman Raymie opened a Public Hearing at 9:55 A.M. regarding proposed Marion County Ordinance 2022-4 amending Marion County Ordinance Book Chapter 55 – Marion County Zoning Regulations. Missy Poffenbarger, Marion County Zoning Director, reviewed the many proposed amendments to the ordinance including the Pershing area becoming R-1. No oral or written comments were received. Jahner moved and Mc Combs seconded to close the Public Hearing at 9:58 A.M.

15. Missy Poffenbarger, Zoning Director, reviewed various proposed changes to Marion County Ordinance Book Chapter 55 resulting from approval of proposed Ordinance 2022-4. Supervisor Raymie voiced some concern regarding the inclusion of wind turbine language in the proposed Chapter 55 amendment. Jahner moved and McCombs seconded to approve 1st reading of proposed Marion County Ordinance 2022-4 amending Marion County Ordinance Book Chapter 55.

16. Supervisor Raymie requested the County acquire an appraisal of the VA Campus Laundry Building, with equipment and without, to use as the development of Phase 1 of the property continues. McCombs moved and Jahner seconded to authorize Marion County Facilities Director Chris Nesteby seek appraisers and prices.

17. Board of Supervisor Updates

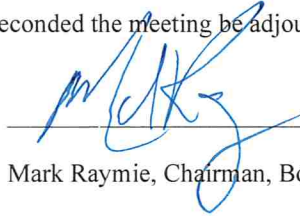
- McCombs: none
- Jahner: BOS – Continuity of Government assignments: Raymie – Health/Response, Jahner – Internal Resource, McCombs – Infrastructure/Land Use
- Raymie: Request County Building usage discussion 12/13/2022

Adjournment:

There being no other business, Jahner moved and McCombs seconded the meeting be adjourned at 10:15 A.M.



Jake Grandia, County Auditor



Mark Raymie, Chairman, Board of Supervisors