



MARION COUNTY encourages all citizens of the county to attend Board of Supervisors' meetings. Board of Supervisors' chambers are handicapped accessible and county staff members are available to provide assistance. If you are hearing impaired, vision impaired, or a person with limited English proficiency and require an interpreter or reader, please contact us by noon on the business day prior to scheduled meetings to arrange for assistance (641 828-2231). TTY telephone service is available for the hearing impaired through Relay Iowa (800-735-2942). For questions about ADA compliance or related issues, contact Steve Edwards (641-828-2213 or 641-891-8225).



The following information is available for participating in the meeting electronically.

If you wish to participate see instruction below:

- All participants will be muted upon entering the meeting
- Participants are asked to use the chat feature to let the meeting controller know that they would like to address the Board, either during the open comments segment or if attending the meeting to address the Board for a specific agenda item.

Marion County is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us06web.zoom.us/j/84120942220?pwd=KytzdHYyYXdsbnFQV0xOZGQ1TU5adz09>

Meeting ID: 841 2094 2220

Passcode: 099363



MARION COUNTY BOARD OF SUPERVISORS REGULAR AGENDA

3014 E Main St, Knoxville, Iowa

May 23, 2023 9:00 A.M.



I. CALL TO ORDER AND ROLL CALL

Mark Raymie_____

Steve McCombs_____

Kisha Jahner_____



II. AGENDA

1. May 23, 2023 - Regular Session Agenda



III. COMMUNICATION



IV. PUBLIC COMMENTS:

This is the portion of our agenda during which we hear any public comment about any item NOT on the agenda below. If you are here to be heard on an agenda item, please wait for that item's discussion portion of the agenda to make your comment about the item. Thank you.



V. CONSENT AGENDA:

(All items listed under the consent agenda will be enacted by one motion.)

1. Marion County Claims through 5/23/2023.
2. Marion County Regular Session Board of Supervisor Minutes: 4/25/2023
3. Marion County employee salary adjustments. Complete list available in the Human Resource Office.
4. Marion County Conservation Board warrants #250177 - #250224 through 5/16/2023.



VI. BUSINESS:

1. Discussion/action: Iowa Department of Agriculture Land Stewardship (IDALS) Division of Mines & Minerals – Wilcox Park Reclamation





2. Discussion/action:

Legislative Update: Kelly Meyers, Skinner & Paschke, PLLC



3. Public Hearing:

NOTICE OF PUBLIC HEARING

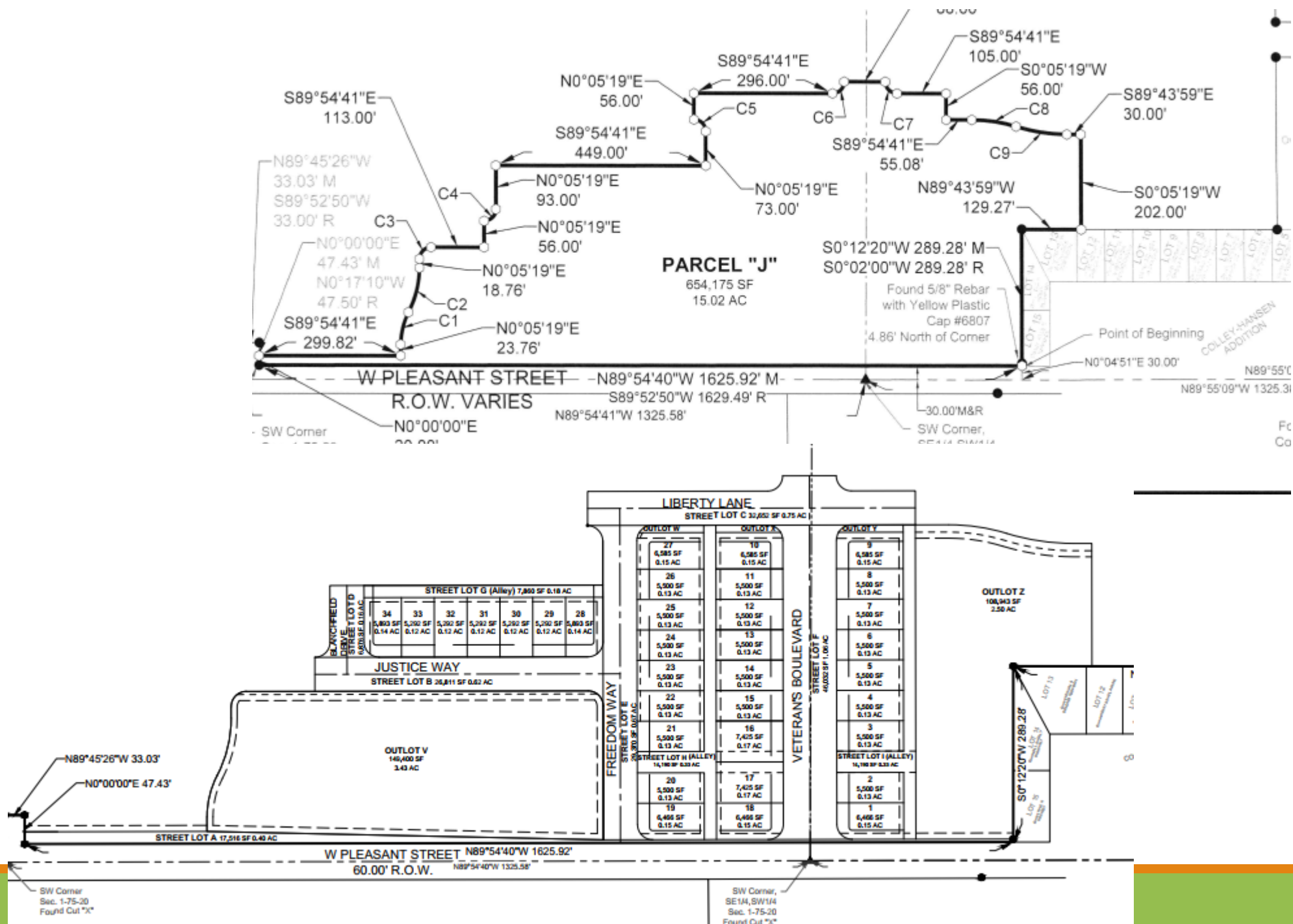
To consider the disposition of Marion County owned property.

The Marion County Board of Supervisors intend to transfer property via quitclaim deed to the City of Knoxville as part of the VA campus property improvements. The Board of Supervisors will take public comments on the proposal to transfer the property to the City of Knoxville at the regularly scheduled board meeting on May 23, 2023 at 9:00 AM in a meeting room at 3014 E. Main, Knoxville, IA 50138. Property description:

Parcel "J", described as a part of the Southwest 1/4 of Section 1, Township 75 North, Range 20 West of the 5th P.M., City of Knoxville, Marion County, Iowa.

Jake Grandia
Marion County Auditor





4. Resolution 2023-59:

Resolution Making Final Determination Regarding the Disposal of Real Property – Parcel “J” of SW1/4 of Sec. 1-75-20



Prepared by: Ross Gibson, Assistant Marion County Attorney
214 E. Main, Knoxville, Iowa 50138 (641) 828-2223

MARION COUNTY RESOLUTION 2023-59 MAKING FINAL DETERMINATION REGARDING THE DISPOSAL OF REAL PROPERTY

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

Description for parcel J:

PARCEL "J" DESCRIPTION

A PART OF THE SOUTHWEST 1/4 OF SECTION 1, TOWNSHIP 75 NORTH, RANGE 20 WEST OF THE 5TH P.M., CITY OF KNOXVILLE, MARION COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 1, THENCE NORTH 89° 59' 09" WEST ALONG THE SOUTH LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 591.24 FEET, THENCE NORTH 0° 04' 51" EAST, 30.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF WEST PLEASANT STREET AND TO THE POINT OF BEGINNING, THENCE NORTH 89° 54' 40" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE OF WEST PLEASANT STREET, 1625.92 FEET, THENCE NORTH 0° 02' 00" EAST, 20.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 296.82 FEET, THENCE NORTH 0° 05' 19" EAST, 23.78 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 147.00 FEET, WHOSE ARC LENGTH IS 70.97 FEET AND WHOSE CHORD BEARS NORTH 13° 55' 09" EAST, 70.28 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 203.00 FEET, WHOSE ARC LENGTH IS 96.00 FEET AND WHOSE CHORD BEARS NORTH 13° 55' 05" EAST, 97.03 FEET, THENCE NORTH 0° 05' 19" EAST, 18.75 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 113.00 FEET, THENCE NORTH 0° 05' 19" EAST, 55.00 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE NORTH 0° 05' 19" EAST, 93.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 449.00 FEET, THENCE NORTH 0° 05' 19" EAST, 73.00 FEET, THENCE NORTHWESTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 44° 54' 41" WEST, 35.36 FEET, THENCE NORTH 0° 05' 19" EAST, 98.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 296.05 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 88.00 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE NORTHEASTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS SOUTH 44° 54' 41" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 105.00 FEET, THENCE SOUTH 0° 05' 19" WEST, 56.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 56.06 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 322.00 FEET, WHOSE ARC LENGTH IS 96.23 FEET AND WHOSE CHORD BEARS SOUTH 81° 13' 36" EAST, 95.87 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE NORTHEASTERLY WHOSE RADIUS IS 378.00 FEET, WHOSE ARC LENGTH IS 111.79 FEET AND WHOSE CHORD BEARS SOUTH 81° 13' 36" EAST, 111.38 FEET, THENCE SOUTH 89° 43' 59" EAST, 30.00 FEET, THENCE SOUTH 0° 05' 19" WEST, 202.00 FEET TO THE NORTH LINE OF COLLEY AND HANSEN ADDITION, AN OFFICIAL PLAT IN THE CITY OF KNOXVILLE, THENCE NORTH 89° 43' 59" WEST ALONG SAID NORTH LINE, 129.27 FEET TO THE NORTHWEST CORNER OF SAID COLLEY AND HANSEN ADDITION, THENCE SOUTH 0° 02' 00" WEST ALONG THE WEST LINE OF SAID COLLEY AND HANSEN ADDITION, 289.25 FEET TO THE POINT OF BEGINNING AND CONTAINING 15.02 ACRES (654,175 S.F.).

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

WHEREAS:

1. Notice of the County's intent to transfer the above-described property was published in the Marion County Express on May 19, 2023.
2. Public hearing was held before the Marion County Board of Supervisors on May 23, 2023 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:

Description for parcel J:

PARCEL "J" DESCRIPTION

A PART OF THE SOUTHWEST 1/4 OF SECTION 1, TOWNSHIP 75 NORTH, RANGE 20 WEST OF THE 5TH P.M., CITY OF KNOXVILLE, MARION COUNTY, IOWA AND DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 1, THENCE NORTH 89° 59' 09" WEST ALONG THE SOUTH LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 591.24 FEET, THENCE NORTH 0° 04' 51" EAST, 30.00 FEET TO THE NORTH RIGHT-OF-WAY LINE OF WEST PLEASANT STREET AND TO THE POINT OF BEGINNING, THENCE NORTH 89° 54' 40" WEST ALONG SAID NORTH RIGHT-OF-WAY LINE OF WEST PLEASANT STREET, 1625.92 FEET, THENCE NORTH 0° 02' 00" EAST, 20.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 296.82 FEET, THENCE NORTH 0° 05' 19" EAST, 23.78 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 147.00 FEET, WHOSE ARC LENGTH IS 70.97 FEET AND WHOSE CHORD BEARS NORTH 13° 55' 09" EAST, 70.28 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 203.00 FEET, WHOSE ARC LENGTH IS 96.00 FEET AND WHOSE CHORD BEARS NORTH 13° 55' 05" EAST, 97.03 FEET, THENCE NORTH 0° 05' 19" EAST, 18.75 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE SOUTHEASTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 113.00 FEET, THENCE NORTH 0° 05' 19" EAST, 55.00 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE NORTH 0° 05' 19" EAST, 93.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 449.00 FEET, THENCE NORTH 0° 05' 19" EAST, 73.00 FEET, THENCE NORTHWESTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 44° 54' 41" WEST, 35.36 FEET, THENCE NORTH 0° 05' 19" EAST, 98.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 296.05 FEET, THENCE NORTHEASTERLY ALONG A CURVE CONCAVE NORTHWESTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS NORTH 45° 05' 19" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 88.00 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE NORTHEASTERLY WHOSE RADIUS IS 25.00 FEET, WHOSE ARC LENGTH IS 39.27 FEET AND WHOSE CHORD BEARS SOUTH 44° 54' 41" EAST, 35.36 FEET, THENCE SOUTH 89° 54' 41" EAST, 105.00 FEET, THENCE SOUTH 0° 05' 19" WEST, 56.00 FEET, THENCE SOUTH 89° 54' 41" EAST, 56.06 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE SOUTHWESTERLY WHOSE RADIUS IS 322.00 FEET, WHOSE ARC LENGTH IS 96.23 FEET AND WHOSE CHORD BEARS SOUTH 81° 13' 36" EAST, 95.87 FEET, THENCE SOUTHEASTERLY ALONG A CURVE CONCAVE NORTHEASTERLY WHOSE RADIUS IS 378.00 FEET, WHOSE ARC LENGTH IS 111.79 FEET AND WHOSE CHORD BEARS SOUTH 81° 13' 36" EAST, 111.38 FEET, THENCE SOUTH 89° 43' 59" EAST, 30.00 FEET, THENCE SOUTH 0° 05' 19" WEST, 202.00 FEET TO THE NORTH LINE OF COLLEY AND HANSEN ADDITION, AN OFFICIAL PLAT IN THE CITY OF KNOXVILLE, THENCE NORTH 89° 43' 59" WEST ALONG SAID NORTH LINE, 129.27 FEET TO THE NORTHWEST CORNER OF SAID COLLEY AND HANSEN ADDITION, THENCE SOUTH 0° 02' 00" WEST ALONG THE WEST LINE OF SAID COLLEY AND HANSEN ADDITION, 289.25 FEET TO THE POINT OF BEGINNING AND CONTAINING 15.02 ACRES (654,175 S.F.).

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF 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 _____ day of May, 2023.

Marion County Board of Supervisors

Kisha Jahner, chair

Steve McCombs

Mark Raymie

Attest:

Jake Grandia
Marion County Auditor

5. Public Hearing:

NOTICE OF MEETING OF THE BOARD OF SUPERVISORS
OF MARION COUNTY, STATE OF IOWA, ON THE MATTER
OF THE PROPOSED AUTHORIZATION OF A LOAN
AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED
\$2,750,000 GENERAL OBLIGATION CAPITAL LOAN NOTES
OF THE COUNTY (FOR ESSENTIAL COUNTY URBAN
RENEWAL PURPOSES), AND THE HEARING ON THE
ISSUANCE THEREOF

PUBLIC NOTICE is hereby given that the Board of Supervisors of Marion County, State of Iowa, will hold a public hearing on the 23rd day of May, 2023, at 9:00 A.M., in the Meeting Room, 3014 East Main Street, Knoxville, Iowa, at which meeting the Board proposes to take additional action for the authorization of a Loan Agreement and the issuance of not to exceed \$2,750,000 General Obligation Capital Loan Notes, for essential county urban renewal purposes, to provide funds to pay the costs of aiding of the planning, undertaking, and carrying out of urban renewal projects in the Adkins Urban Renewal Plan for the Adkins Urban Renewal Area under the authority of chapter 403, including a contribution to the City of Pleasantville in the total amount of \$2,031,025 for a portion of the cost of the construction and installation of Iowa Highway 5 north bound offset left turn lane, Iowa 5 Highway northbound offset right turn lane, Iowa Highway 5 southbound offset left turn lane, Iowa Highway 5 southbound offset right turn lane, improvements to West Pleasant Street and the unnamed street that intersects therewith, and associated water mains, sanitary sewer infrastructure, storm sewer infrastructure, and traffic control devices. Principal and interest on the proposed Loan Agreement will be payable from the Debt Service Fund.

At any time before the date of the meeting, a petition, asking that the question of issuing such Notes be submitted to the legal voters of the County, may be filed with the Auditor of the County, including the drop box at the south entrance of the Marion County Courthouse, 214 E Main St, Knoxville, Iowa during non-business hours, in the manner provided by Section 331.306 of the Code of Iowa, pursuant to the provisions of Sections 331.402, 331.441(2)(b)(14), 331.443 and 403.12 of the Code of Iowa.

At the above meeting the Board shall receive oral or written objections from any resident or property owner of the County to the above action. After all objections have been received and considered, the Board will at the meeting or at any adjournment thereof, take additional action for the authorization of a Loan Agreement and the issuance of the Notes to evidence the obligation of the County thereunder or will abandon the proposal to issue said Notes.

This notice is given by order of the Board of Supervisors of Marion County, State of Iowa, as provided by Chapters 331 and 403 of the Code of Iowa.

Dated this 9th day of May, 2023.

Jake Grandia
County Auditor, Marion County, State of Iowa

(End of Notice)



6. Resolution 2023-60: Resolution Instituting Proceedings to Take Additional Action for the Issuance of Not to Exceed \$2,750,000 General Obligation Capital Loan Notes – Adkins Project

RESOLUTION 2023-60 INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$2,750,000 GENERAL OBLIGATION CAPITAL LOAN NOTES

WHEREAS, by Resolution No. 2023-54 adopted May 9, 2023, this Board found and determined that certain areas located within the County are eligible and should be designated as an urban renewal area under Iowa law, and approved and adopted the Adkins Urban Renewal Plan (the "Plan") for the Adkins Urban Renewal Plan Area (the "Area" or "Urban Renewal Area"), which Plan is on file in the office of the Recorder of Marion County, Iowa; and

WHEREAS, pursuant to notice published as required by law, the Board of Supervisors has held a public meeting and hearing upon the proposal to institute proceedings for the authorization of a Loan Agreement and the issuance of not to exceed \$2,750,000 General Obligation Capital Loan Notes, for the essential county urban renewal purposes, in order to provide funds to pay the costs of aiding of the planning, undertaking, and carrying out of urban renewal projects in the Adkins Urban Renewal Plan for the Adkins Urban Renewal Area under the authority of chapter 403, including a contribution to the City of Pleasantville in the total amount of \$2,031,025 for a portion of the cost of the construction and installation of Iowa Highway 5 north bound offset left turn lane, Iowa 5 Highway northbound offset right turn lane, Iowa Highway 5 southbound offset left turn lane, Iowa Highway 5 southbound offset right turn lane, improvements to West Pleasant Street and the unnamed street that intersects therewith, and associated water mains, sanitary sewer infrastructure, storm sewer infrastructure, and traffic control devices, and has considered the extent of objections received from residents or property owners as to the proposed issuance of Notes; and no petition was filed calling for a referendum thereon. The following action is now considered to be in the best interests of the County and residents thereof.

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

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of not to exceed \$2,750,000 General Obligation Capital Loan Notes, for the foregoing essential county urban renewal purposes.

Section 2. This Resolution shall serve as a declaration of official intent under Treasury Regulation 1.150-2 and shall be maintained on file as a public record of such intent. It is reasonably expected that the general fund moneys may be advanced from time to time for capital expenditures which are to be paid from the proceeds of the above Notes. The amounts so advanced shall be reimbursed from the proceeds of the Notes not later than eighteen months after the initial payment of the capital expenditures or eighteen months after the property is placed in service. Such advancements shall not exceed the amount authorized in this Resolution unless the same are for preliminary expenditures or unless another declaration of intention is adopted.

PASSED AND APPROVED this _____ day of _____, 2023.

Chairperson

ATTEST:

County Auditor

7. Resolution 2023-61:

Resolution Approving Official Statement

RESOLUTION 2023-61 | APPROVING OFFICIAL STATEMENT

WHEREAS, in conjunction with its Underwriter, D.A. Davidson & Co., the County has caused an Official Statement to be prepared outlining the details of the proposed sale of the Notes.

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

Section 1. That the preliminary Official Statement in the form presented to this meeting be and the same hereby is approved as to form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission, subject to such revisions, corrections or modifications as the Chairperson and Auditor, upon the advice of bond counsel, disclosure counsel, and the County's Underwriter, shall determine to be appropriate, and is authorized to be distributed in connection with the offering of the Notes for sale.

PASSED AND APPROVED this _____ day of _____, 2023.

Chairperson

ATTEST:

County Auditor



8. Discussion/action:

Marion County Courthouse Grounds Special Event Application:
- Knoxville Hospital & Clinics: Girls Night Out – 10/5/2023



SPECIAL EVENT PERMIT APPLICATION FORM

1. SPONSOR Knoxville Hospital & Clinics

ADDRESS 1002 S. Lincoln St., Knoxville

PHONE 641-842-2151

2. EVENT TYPE: (description) This year we are holding our Girls Night Out event (annual event that celebrates women and raises awareness about cancers and health issues that affect women) in connection with Knoxville Area Merchants who will be offering specials and fun activities.

The event will include vendors set up on Third Street between Main & Robinson. We will know more later this summer if we expand the location.

3. EVENT CONTACT PERSON(s) Kevin Stittsworth & Katrina Nelson
PHONE 641-842-1485 & 641-842-1418

ADDRESS 1002 S. Lincoln St., Knoxville **E-MAIL** info@knoxvillehospital.org

4. ON-SITE CONTACT PERSON(s) Kevin Stittsworth & Katrina Nelson
PHONE 641-891-7890 & 641-891-1253

5. EVENT LOCATION Third Street; we would like to request the use of the NE parking lot of the Courthouse for vendor setup between 1 PM – 9 PM.

6. EVENT DATE 10/5/23 **EVENT START TIME** 5 PM **EVENT END TIME** 7 PM

7. SET UP TIME 1 PM **TAKE DOWN TIME** 9 PM

8. RAIN DATE/TIME NA

9. RESTROOMS: NUMBER OF TOILETS BEING PROVIDED We will use the restrooms of several downtown businesses, who give their approval prior to the event

LOCATION(S) OF TOILETS

USE OF COURTHOUSE RESTROOMS REQUESTED?

10. UTILITIES TO BE USED (LIST EQUIPMENT TYPES) (attach additional pages if necessary)

10a. ELECTRICAL SOURCE Electric hook up off the English Valley Wellness building

10b. WATER SOURCE NA

11. SECURITY NA

12. SITE PLAN ATTACHED.

☒ YES ☐ NO

13. INDEMNITY AGREEMENT SIGNED AND ATTACHED.

☒ YES ☐ NO

14. INSURANCE CERTIFICATE ATTACHED.

☒ YES ☐ NO

15. DAMAGE DEPOSIT INCLUDED (AMOUNT \$100)

☒ YES ☐ NO

I have read this Special Event Agreement and Application packet and have accurately and truthfully completed the Application. I agree that I will obtain any other permits necessary and will follow the guidelines and requirements set forth in the packet.



Signature

5/1/23

Date

INDEMNITY AGREEMENT

In consideration for the granting of permission by the County of Marion, Iowa to the undersigned for the use of the following described property:

Third Street; we would like to request the use of the NE parking lot of the Courthouse for vendor setup between 1 PM – 9 PM.

For the following purpose only:

Girls Night Out event

On the following date(s): Thursday, October 5, 2023

The undersigned agrees to defend, indemnify and hold harmless the County of Marion, its agents, officers and employees, from and against any and all claims for injury or damages to persons or property arising out of or caused by the use of such property.

The undersigned further agrees upon receipt of notice from the County of Marion to defend at its own expense the County of Marion, its agents, officers and employees from any action or proceeding against the County of Marion, its agents, officers or employees arising out of or caused by the use of such property. The undersigned agrees that a judgment obtained in any such action or proceeding shall be conclusive in any action by the County, its agents, officers or employees against the undersigned, when so notified as to the undersigned's cause of the injury or damage, as to the liability of the County, its agents, officers and employees to the plaintiff in the first named action, and as to the amount of the damage or injury. The County of Marion, its agents, officers and employees may maintain an action against the undersigned to recover the amount of the judgment together with all the expenses incurred by the County, its agents, officers and employees in the action.

I HAVE READ THIS INDEMNITY AGREEMENT, I UNDERSTAND THE EFFECT OF THIS INDEMNITY AGREEMENT, I AM AUTHORIZED TO SIGN THIS INDEMNITY AGREEMENT, AND I AM SIGNING THIS INDEMNITY AGREEMENT VOLUNTARILY.

Dated this 12th day of April, 2023.

Organization: Knoxville Hospital & Clinics

By: Katrina Nelson

Title: Public Relations Coordinator

SITE PLAN

Attach site plan here.

Highlight areas of street closures, right-of-way closures and sidewalk closures being used for the event. Show all locations of signs relating to event.

For our event, we are requesting Third Street closed between Main & Robinson. We will know more later this summer if we expand the location.

Vendors will be set up along the west & east sides of Third Street.

9. Discussion/action:

Tobacco Permit Renewal Applications: 2023-2024

- Keener Oil Co.
- New Star Newton LLC (dba New Star Pella)

Instructions on the reverse side

For period (MM/DD/YYYY) 07 / 01 / 2023 through June 30, 2024

I/we apply for a retail permit to sell cigarettes, tobacco, alternative nicotine, or vapor products:

Business Information:

Trade name/Doing business as: New Star PellaPhysical location address: 977 198th Pl City: Pella ZIP: 50219Mailing address: 977 198th Pl City: Pella State: IA ZIP: 50219Business phone number: 641-204-0348

Legal Ownership Information:

Type of Ownership: Sole Proprietor ☐ Partnership ☐ Corporation ☐ LLC ☒ LLP ☐Name of sole proprietor, partnership, corporation, LLC, or LLP New Star Pella LLCMailing address: 977 198th Pl City: Pella State: IA ZIP: 50219Phone number: 641 2040348 Fax number: _____ Email: kahlon55@gmail.com

Retail Information:

Types of Sales: Over-the-counter ☒ Vending machine ☐Do you make delivery sales of alternative nicotine or vapor products? (See Instructions) Yes ☐ No ☒

Types of Products Sold: (Check all that apply)

Cigarettes ☒ Tobacco ☒ Alternative Nicotine Products ☒ Vapor Products ☒

Type of Establishment: (Select the option that best describes the establishment)

Alternative nicotine/vapor store ☐ Bar ☐ Convenience store/gas station ☐ Drug store ☐Grocery store ☐ Hotel/motel ☐ Liquor store ☒ Restaurant ☐ Tobacco store ☒Has vending machine that assembles cigarettes ☐ Other ☐

If application is approved and permit granted, I/we do hereby bind ourselves to a faithful observance of the laws governing the sale of cigarettes, tobacco, alternative nicotine, and vapor products.

Signature of Owner(s), Partner(s), or Corporate Official(s)

Name (please print): Auzzad Farooq Name (please print): _____Signature: [Signature] Signature: _____Date: 05/05/2023 Date: _____

Send this completed application and the applicable fee to your local jurisdiction. If you have any questions contact your city clerk (within city limits) or your county auditor (outside city limits).

FOR CITY CLERK/COUNTY AUDITOR ONLY – MUST BE COMPLETE

- Fill in the amount paid for the permit: \$50.00
- Fill in the date the permit was approved by the council or board: _____
- Fill in the permit number issued by the city/county: 2023-003-63
- Fill in the name of the city or county issuing the permit: Marion County
- New ☐ Renewal ☒

Send completed/approved application to Iowa Alcoholic Beverages Division within 30 days of issuance. Make sure the information on the application is complete and accurate. A copy of the permit does not need to be sent; only the application is required. It is preferred that applications are sent via email, as this allows for a receipt confirmation to be sent to the local authority.

- Email: iapledge@iowaabd.com
- Fax: 515-281-7375

Instructions on the reverse side

For period (MM/DD/YYYY) 06 / 30 / 2023 through June 30, 2024

I/we apply for a retail permit to sell cigarettes, tobacco, alternative nicotine, or vapor products:

Business Information:

Trade name/Doing business as: Keener Oil Co.Physical location address: 2193 Old Hwy. 92 City: Harvey ZIP: 50119Mailing address: same City: _____ State: IA ZIP: _____Business phone number: 641-949-6622

Legal Ownership Information:

Type of Ownership: Sole Proprietor ☐ Partnership ☒ Corporation ☐ LLC ☐ LLP ☐Name of sole proprietor, partnership, corporation, LLC, or LLP Debra (Keener) Beaver, Cindee (Keener) SytsmaMailing address: same as above City: _____ State: _____ ZIP: _____

Phone number: _____ Fax number: _____ Email: _____

Retail Information:

Types of Sales: Over-the-counter ☒ Vending machine ☐Do you make delivery sales of alternative nicotine or vapor products? (See Instructions) Yes ☐ No ☒

Types of Products Sold: (Check all that apply)

Cigarettes ☒ Tobacco ☐ Alternative Nicotine Products ☐ Vapor Products ☐

Type of Establishment: (Select the option that best describes the establishment)

Alternative nicotine/vapor store ☐ Bar ☐ Convenience store/gas station ☒ Drug store ☐Grocery store ☐ Hotel/motel ☐ Liquor store ☐ Restaurant ☐ Tobacco store ☐Has vending machine that assembles cigarettes ☐ Other ☐

If application is approved and permit granted, I/we do hereby bind ourselves to a faithful observance of the laws governing the sale of cigarettes, tobacco, alternative nicotine, and vapor products.

Signature of Owner(s), Partner(s), or Corporate Official(s)

Name (please print): Debra Beaver Name (please print): Cindee SytsmaSignature: [Signature] Signature: [Signature]Date: May 10, 2023 Date: May 10, 2023

Send this completed application and the applicable fee to your local jurisdiction. If you have any questions contact your city clerk (within city limits) or your county auditor (outside city limits).

FOR CITY CLERK/COUNTY AUDITOR ONLY – MUST BE COMPLETE

- Fill in the amount paid for the permit: \$50.00
- Fill in the date the permit was approved by the council or board: _____
- Fill in the permit number issued by the city/county: 2023-001-63
- Fill in the name of the city or county issuing the permit: Marion County
- New ☐ Renewal ☒

Send completed/approved application to Iowa Alcoholic Beverages Division within 30 days of issuance. Make sure the information on the application is complete and accurate. A copy of the permit does not need to be sent; only the application is required. It is preferred that applications are sent via email, as this allows for a receipt confirmation to be sent to the local authority.

- Email: iapledge@iowaabd.com
- Fax: 515-281-7375

10. Discussion/action:

Appointment – Marion County Deputy Medical Examiner
- Dr. Shannon Remington

Medical Examiner, Chief	Mc Keever, Earl Dr	12/31/2023
Medical Examiner, Deputy	Errthum, Martha Dr	12/31/2023
Medical Examiner, Deputy	Lensing, Dale Dr.	12/31/2023
Medical Examiner, Deputy	Remington, Shannon Dr.	



11. Resolution 2023-58:

Resolution to Authorize Destruction of Non-Permanent Records in the Marion County Auditor's Office

Marion County Resolution #2023-58

**RESOLUTION TO AUTHORIZE DESTRUCTION OF NON-PERMANENT
RECORDS IN THE COUNTY AUDITOR'S OFFICE**

WHEREAS, Section 331.323(2)(d) of the Code of Iowa states the Board of Supervisors may authorize a county office to destroy records that are not required to be kept as permanent records; and

WHEREAS, the County Auditor's Office has identified records appropriately for destruction and has inventoried said records as follows:

- General Election – November 3, 2020
- Special Election, Prairie City Monroe School – February 15, 2022

THEREFORE, BE IT RESOLVED, by the Marion County Board of Supervisors that the County Auditor be authorized to destroy said records in an appropriate and secure manner.

Adopted this ____ day of _____, 2023

Marion County Board of Supervisors



12. Discussion/action:

Authorize Termination of 28E Agreement with Iowa State Association of Counties (ISAC) Group Benefits Program (Voluntary AD&D) Effective 12:00 A.M. (Midnight) on June 30, 2023.



13. Public Hearing:

FY23 Budget Amendment #1



NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET

MARION COUNTY

Fiscal Year July 1, 2022 - June 30, 2023

The MARION COUNTY will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2023

Meeting Date/Time: 5/23/2023 09:00 AM

Contact: Jake Granda

Phone: (641) 828-2217

Meeting Location: 3014 E Main St
Knoxville, IA 50138

There will be no increase in taxes. Any residents or taxpayers will be heard for or against the proposed amendment at the time and place specified above. A detailed statement of: additional receipts, cash balances on hand at the close of the preceding fiscal year, and proposed disbursements, both past and anticipated, will be available at the hearing. Budget amendments are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult <https://dom.iowa.gov/fiscal-gov-appeals>.

REVENUES & OTHER FINANCING SOURCES		Total Budget as Certified or Last Amended	Current Amendment	Total Budget After Current Amendment
Taxes Levied on Property	1	14,379,278	0	14,379,278
Less: Uncollected Delinquent Taxes - Levy Year	2	0	0	0
Less: Credits to Taxpayers	3	759,689	0	759,689
Net Current Property Tax	4	13,619,589	0	13,619,589
Delinquent Property Tax Revenue	5	500	0	500
Penalties, Interest & Costs on Taxes	6	53,000	0	53,000
Other County Taxes/TIF Tax Revenues	7	1,856,478	0	1,856,478
Intergovernmental	8	10,753,128	21,000	10,774,128
Licenses & Permits	9	51,150	0	51,150
Charges for Service	10	1,635,775	134,290	1,770,065
Use of Money & Property	11	75,960	0	75,960
Miscellaneous	12	204,670	0	204,670
Subtotal Revenue	13	28,250,250	155,290	28,405,540
Other Financing Sources:				
General Long-Term Debt Proceeds	14	0	0	0
Operating Transfers In	15	3,009,412	0	3,009,412
Proceeds of Fixed Asset Sales	16	75,000	0	75,000
Total Revenues & Other Sources	17	31,334,662	155,290	31,489,952
EXPENDITURES & OTHER FINANCING USES				
Operating:				
Public Safety and Legal Services	18	5,844,287	27,000	5,871,287
Physical Health and Social Services	19	4,588,028	25,000	4,613,028
Mental Health, ID & DD	20	0	0	0
County Environment & Education	21	2,376,232	199,290	2,575,522
Roads & Transportation	22	9,516,270	0	9,516,270
Government Services to Residents	23	1,050,339	0	1,050,339
Administration	24	4,700,983	437,900	5,138,883
Nonprogram Current	25	0	0	0
Debt Service	26	1,003,355	0	1,003,355
Capital Projects	27	11,482,232	1,200,000	12,682,232
Subtotal Expenditures	28	40,561,726	1,889,190	42,450,916
Other Financing Uses:				
Operating Transfers Out	29	3,009,412	0	3,009,412
Refunded Debt/Payments to Escrow	30	0	0	0
Total Expenditures & Other Uses	31	43,571,138	1,889,190	45,460,328
Excess of Revenues & Other Sources over (under) Expenditures & Other Uses	32	-12,236,476	-1,733,900	-13,970,376
Beginning Fund Balance - July 1, 2022	33	20,878,225	0	20,878,225
Increase (Decrease) in Reserves (GAAP Budgeting)	34	0	0	0
Fund Balance - Nonspendable	35	0	0	0
Fund Balance - Restricted	36	6,308,242	-871,000	5,437,242
Fund Balance - Committed	37	0	0	0
Fund Balance - Assigned	38	-2,972,723	-15,000	-2,987,723
Fund Balance - Unassigned	39	5,306,230	-847,900	4,458,330
Total Ending Fund Balance - June 30, 2023	40	8,641,749	-1,733,900	6,907,849
Explanation of Changes: Increase in operational expenses and completion of capital (VA Campus and Conservation Building) projects.				

14. Resolution 2023-56:

Adoption of FY23 Marion County Budget Amendment #1

Marion County
Resolution #2023-56

**Resolution for the Adoption of Budget Amendment #1 for the Fiscal Year beginning
July 1, 2022 and ending June 30, 2023 per IA Code 331.435.**

WHEREAS, IA Code 331.435 requires that after a budget amendment hearing, the Marion County Board of Supervisors shall adopt by resolution a budget amendment, and;

WHEREAS, the Marion County Board of Supervisors have met the budget publication requirements in IA Code 331.435 through publication in the Marion County Express, and;

WHEREAS, the Marion County Board of Supervisors have met the budget amendment hearing requirements in IA Code 331.435 through the public hearing held on May 23, 2023 at 9:00 AM;

THEREFORE, BE IT RESOLVED on the 23rd day of May 2023, the Marion County Board of Supervisors hereby adopts by resolution the Amendment #1 to County Budget for the fiscal year beginning July 1, 2022 and ending June 30, 2023.



15. Resolution 2023-57:

Appropriation of FY23 Marion County Budget Amendment #1

MARION COUNTY
RESOLUTION 2023-57

WHEREAS the Marion County Board of Supervisors approved Budget Amendment #1 for Fiscal Year 2022-2023, and

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

THEREFORE, BE IT RESOLVED the following monies be appropriated for each amended department listed for the Fiscal Year 2022-2023 year.

<u>Department</u>	<u>Original</u>	<u>Amendment</u>	<u>Total</u>
Court Services	186,508	37,000	223,508
Human Resources	205,035	21,900	226,935
Sheriff Reserve	15,600	15,000	30,600
Road Department	10,263,199	50,000	10,313,199
Conservation	1,910,947	834,290	2,745,237
Non-Departmental	13,619,764	931,000	14,550,764



16. Discussion/action:

Marion County Properties

- 104 S. Sixth St., Knoxville, IA
- 2003 N. Lincoln St., Knoxville, IA
- 3014 E. Main St., Knoxville, IA



17. Discussion/action:

Annual Review – Marion County Development Director Carla Eysink



18. Discussion/action:

Annual Review – Marion County IT Director Andrew De Haan



19. Closed Session

- a. Authorize: Closed Session pursuant to Iowa Code Chapter 21.5(1)(j)
- b. Reconvene from Closed Session
- c. Action as necessary from Closed Session



20. Board of Supervisor Updates



VII. BOARD OF SUPERVISOR ADJOURNMENT

