

**Marshall County Board of Supervisors
Regular Session June 7, 2022, at 9:05 a.m.
Marshall County Sheriff's Office, 3rd Floor Meeting Room
2369 Jessup Avenue, Marshalltown, Iowa
AGENDA**

1. Call to Order at Marshall County Sheriff's Office Meeting Room 3B

How to Participate in the meeting

The Board encourages the public to remain engaged and actively participate via the ZOOM process if they are unable to attend the meeting in person. Presenters may provide documentation electronically for inclusion during the meeting prior to the agenda deadline and are requested to participate via ZOOM. There are 4 available options to view and/or participate in the public meetings:

- Attend in person at the Marshall County Sheriff's Office, 3rd Floor meeting room, 2369 Jessup Avenue, Marshalltown, Iowa.
- View on YouTube. View live or replay later. [MARSHALL COUNTY YOUTUBE](#)
- Call in by Phone: 1-312-626-6799, Meeting ID 871 3622 1316 Passcode 526957
- Zoom. Participate Live. [HTTPS://US02WEB.ZOOM.US/J/87136221316?PWD=Q0lDZXVVEHPLSVROA3LVRDVTcXHAQT09](https://us02web.zoom.us/j/87136221316?pwd=Q0lDZXVVEHPLSVROA3LVRDVTcXHAQT09)

Notice to the Public

The Board of Supervisors welcomes comments from the public during the time allowed for discussion. You are requested to approach the microphone, state your name for the record and limit the time used to present your remarks in order that others may be given the opportunity to speak. The normal process on any agenda item is for the Chairperson to read the item from the agenda. The Board is given an opportunity to comment on the issue and/or place a motion on the floor. An opportunity for discussion may be presented at which time the public may participate and a roll call vote will follow.

2. Pledge of Allegiance

3. Roll Call.

Present ___ / Absent ___ / By ZOOM ___	Present ___ / Absent ___ / By ZOOM ___	Present ___ / Absent ___ / By ZOOM ___
THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

4. Approve Agenda.

Motion by _____, second by _____.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

5. Consent Agenda:

5.A. Approve Regular Session Minutes, May 24, 2022.

Documents:

[2022-05-24_MINUTES.PDF](#)

5.B. Approve and File May 2022 Paid Claims List

Documents:

[2022-05 MAY 22 RPT_CLAIMSPUB.PDF](#)

5.C. Approve claims as audited and authorize the County Auditor and Recorder to issue payment of the same. The listing of claims paid at this meeting and all claims paid in the current month will be published as part of the first meeting of the following month.

5.D. File Manure Management Plans

- Hog Heaven ID70146, 1779 320th St Melbourne, with changes
- Langmaid Farms ID58012, 697 N 75th Ave W, Newton, with changes
- Pickard Brothers Finisher ID658561, 1814 290th St, Melbourne, no changes

Plus new documents for reports previously filed on 5/24/22 Agenda:

- Burt Farm Livestock ID59927, 1310 Taylor Avenue, Mtnw - no changes
- Justin Whitaker ID66798 1775 Binford Ave, State Center - no changes
- MTM Farms ID61010, 3016 Marsh Ave, Havehill - no changes

Documents:

[HOG HEAVEN ID70146, 1779 320TH ST MELBOURNE, WITH CHANGES.PDF](#)
[LANGMAID FARMS ID58012, 697 N 75TH AVE W, NEWTON, WITH CHANGES.PDF](#)
[PICKARD BROTHERS FINISHER ID658561, 1814 290TH ST, MELBOURNE, NO CHANGES.PDF](#)
[BURT FARM LIVESTOCK ID 59927, 1310 TAYLOR AVE, NO CHANGES.PDF](#)
[JUSTIN WHITAKER, ID66798, 1775 BINFORD AVE, STATE CENTER, NO CHANGES.PDF](#)
[MTM FARMS ID61010, 3016 MARSH AVE HAVERHILL, NO CHANGES.PDF](#)

5.E. End of Consent Agenda. Roll call vote:

Motion by _____, second by _____.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

6. Set Special Session Meeting for the 2022 Primary Election Canvass, Tuesday, June 14, 2022, at 9:05 AM, to be held in the Election Center.

Motion by _____, second by _____ to Set Special Session Meeting for the 2022 Primary Election Canvass, for Tuesday, June 14, 2022, at 9:05 AM, to be held in the Election Center.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[06142022-AGENDA.PDF](#)
[2022-05-18_PRIMARY NOTICE AD.PDF](#)

7. Approve 2022-2023 Service Contract with Youth and Shelter Services of Marshall County

Motion by _____, second by _____ to _____ Approve 2022-2023

Service Contract with Youth and Shelter Services of Marshall County, \$11,000 to be paid as per contract for services, and authorize Chair to sign the contract.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[YSS CONTRACT 2022-2023.PDF](#)

8. Green Mountain Sanitary Sewer Project Update. Discussion, possible action.

Motion by _____, second by _____.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

9. Personnel Changes:

9.A. Approve Secondary Roads Department new hire of Wesley Spencer, effective on or after June 28, 2022, as Mechanic 1, fulltime at 40 hours per week, \$27.02 per hour.

Motion by _____, second by _____ to _____ Secondary Roads Department new hire of Wesley Spencer, effective on or after June 28, 2022, as Mechanic 1, permanent full time, \$27.02 per hour.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[SPENCER, WESLEY NEW HIRE.PDF](#)

10. Laurel Repower Wind Project – Cease of Hauling Operations / Closeout

Motion by _____, second by _____ to approve signing of a letter by the County Engineer and the Supervisor Chair, specifying MidAmerican has no further obligations, responsibilities or liabilities relating to future maintenance of the county roads, in accordance with the Special Use Permit issued for their use of County roads during the construction of the Laurel Repower Wind Project.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[LAUREL WIND FARM MIDAMERICAN_MARSHALL COUNTY ROADS_SPECIAL USE PERMIT_CEASE OF HAULING OPERATIONS_06.07.21.PDF](#)
[LAUREL WIND FARM RECORDED AMENDMENT TO SPECIAL USE PERMIT 9-12-19.PDF](#)

11. Approve Purchase of Used 2015 CAT 12M3 Motor Grader, from Ziegler CAT in Altoona, total cost \$197,800.

Motion by _____, second by _____ to _____ Purchase of Used 2015 CAT 12M3 Motor Grader, from Ziegler CAT in Altoona for \$237,000 minus \$39,200 trade-in on a 2004 Cat 140H for a total of \$197,800. Cost will be paid from FY2023 equipment budget.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

12. Approve Participation in the Iowa Byrne Justice Assistance Grant (JAG) Program Grant #20-JAG-44548, grant period of July 1, 2022 - June 30, 2023, and authorize Chair to sign documentation.

Motion by _____, second by _____ to _____ participation in the Iowa Byrne Justice Assistance Grant (JAG) Program Grant #20-JAG-44548, grant period of July 1, 2022 - June 30, 2023, and authorize Chair to sign documentation. Federal: \$82,000 + Match: \$27,333 = Total \$109,333.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

CONTRACT MEMO.PDF
 MARSHALL CONTRACT TO SIGN.PDF
 CERTIFIED ASSURANCES 2022 JUNE FILLABLE.PDF
 ODCP STANDARD GRANT CONDITIONS JUNE 2022 FILLABLE FORM.PDF

13. Approve Johnson Controls Planned Service Agreement, one year continuation thru 7/31/2023, \$8,696.00; subsequent years described in Schedule A.

Motion by _____, second by _____ to _____ Johnson Controls Planned Service Agreement, one year continuation thru 7/31/2023, \$8,696.00; subsequent years described in Schedule A, and authorize Chair to sign agreement.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

JOHNSON CONTROLS PSA RENEWAL MARSHALL CO BOARD OF SUPERVISORS FY22.PDF

14. Approve Courthouse Construction Approvals \$1,488,435.00

<u>Change</u>	<u>Description</u>	<u>Owner</u>	<u>Storm</u>	<u>Code</u>	<u>Damages</u>
General Conditions	Exterior	\$ 160,433.00			
General Conditions	Exterior		\$ 49,725.00		
Roof Dome Tower	Handrails			\$ 59,997.00	
Roof Dome Tower	Balance to finish		\$ 471,636.00		
General Conditions	Site package	\$ 63,200.00			\$ 683,444.00
Total by category		\$ 223,633.00	\$ 521,361.00	\$ 59,997.00	\$ 683,444.00
Total of all					\$ 1,488,435.00

Motion by _____, second by _____ to _____ Breiholz Construction Company Applications for Payment, in the amount of \$1,488,435.00 and authorize Chair to sign.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

BOS PCO APPROVALS CHART.PDF
 MCC SOV EXTERIOR OWNER - R2.PDF

15. Approve OPN Architects, Inc., Contract Change Order #2 and Contract Change Order #3

Motion by _____, second by _____ to _____ OPN Architects, Inc., Change Order #2 for \$559,458.92 and Change Order #3 for \$707,355.62, and authorize Chair to sign.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[CO2.PDF](#)
[CO3.PDF](#)

16. APPROVE ZONING VARIANCE 2022-VAR-6010, FOR DDL Farms LLC THAT WAS APPROVED BY THE ZONING COMMISSION ON 5/17/22

John Witt from DDL Farms requested a variance to the requirements of Article III, Section 3 of the Marshall County Platting and Subdivision Ordinance. Said requirements would normally require the filing of a subdivision plat for the repeated or simultaneous division (of a lot of record recorded in the Marshall County Recorder's office after January 1, 2015) into three or more parcels. The Witts want to separate approximately 4.5 acres from their 117.49 acres so that the home would be separated from the cropland. After consideration the Marshall County Zoning Commission at a regular meeting on May 17, 2022, has granted permission to waive this requirement for the property.

Motion by _____, second by _____ to _____ ZONING VARIANCE 2022-VAR-6010, FOR DDL Farms LLC THAT WAS APPROVED BY THE ZONING COMMISSION ON 5/17/22, and authorize Chair to sign.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[DDL ZONING VARIANCE NO 2022-VAR-6010.PDF](#)

17. APPROVE ZONING VARIANCE 2022-VAR-6011, FOR RYAN AND AMANDA DEJONG THAT WAS APPROVED BY THE ZONING COMMISSION ON 5/17/22

Ryan and Amanda Dejong requested a variance to the requirements of Article III, Section 3 of the Marshall County Platting and Subdivision Ordinance. Said requirements would normally require the filing of a subdivision plat for the repeated or simultaneous division (of a lot of record recorded in the Marshall County Recorder's office after January 1, 2015) into three or more parcels. The Dejong's want to purchase approximately 10 acres from their neighbor and combine with their existing land to create a new parcel. After consideration the Marshall County Zoning Commission at a regular meeting on May 17, 2022, has granted permission to waive this requirement for the property.

Motion by _____, second by _____ to _____ ZONING VARIANCE 2022-VAR-6011, FOR RYAN AND AMANDA DEJONG THAT WAS APPROVED BY THE ZONING COMMISSION ON 5/17/22, and authorize Chair to sign.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[DEJONG ZONING VARIANCE NO 2022-VAR-6011.PDF](#)

18. Adopt Resolution 2022-0020 of Public Purpose for Election Activities and Training

- WHEREAS, the Marshall County Auditor and Recorder is required to organize and train Election Officials and Election staff to serve the public during Election Activities; and
- WHEREAS, Election officials and staff are required to serve without leaving the premises during Election Activities.
- NOW, THEREFORE, BE IT RESOLVED, we find that providing food and beverages for Election officials and Election staff during Election Activities and training are a public purpose and in the best interest of the public.
- Adopted this__ day of June, 2022

Motion by _____, second by _____ to _____ Resolution 2022-0020 of Public Purpose for Election Activities and Training.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[RESOLUTION 2022-0020 OF PUBLIC PURPOSE ELECTION OFFICIAL FOOD REFRESHMENTS.PDF](#)

19. Approve 28E Agreement with Franklin County, Iowa, for Franklin County, Iowa, to be CICS employer of record.

Motion by _____, second by _____ to _____ 28E Agreement with Franklin County, Iowa, for Franklin County, Iowa, to be CICS employer of record, effective July 1, 2022, and authorize Chair to sign.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Documents:

[28E CICS FRANKLIN CO LETTER.PDF](#)
[28E CICS FRANKLIN CO AGREEMENT.PDF](#)

20. Marshall County Hazard Mitigation Grant Application, Siren project. Discussion, possible action.

Motion by _____, second by _____.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

20.A. Approve Hazard Mitigation Grant Application for Siren Project, Phase One, Funding at 90%/10%, and authorize Chair to sign necessary documents for the project.

Motion by _____, second by _____.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

21. Items previously tabled:

21.A. Tabled: Review and possible Approval of selected project expenditures recommended by the Marshall County ARPA Committee, to be paid

from the AMERICAN RESCUE PLAN ACT (ARPA) FUND

PROJECTS recommended by ARPA Committee at their meeting 2/1/2022:

Tabled "without specific date":

- Mental Health Court, \$229,000.00
- Assist LeGrand for radio equipment acquisition, 50% of purchase price, \$16,099.26
- Assist Timber Creek Township for radio equipment acquisition, 50% of purchase price, \$17,154.76.

Motion by _____, second by _____, to remove item from table for discussion and possible action.

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

Motion by _____, second by _____, to

THOMPSON, Chair	SALASEK, Vice Chair	PATTEN, Member

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22. Public Forum. Time set aside for the public to make comments on topics of County business other than those listed on this agenda. No action will be taken on any of these topics brought up in the public forum.

23. Adjournment.

The next regular session is June 21, 2022, at 9:05 a.m. All business to be acted upon at that session should be submitted to the County Auditor and Recorder's Office or the Board of Supervisors' Office by Wednesday, June 16, 2022, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at _____ a.m.

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