

**Marshall County Board of Supervisors
Regular Session June 22, 2021 at 9:05 a.m.**

Please Note New ZOOM Meeting Information Listed Below

Due to the recent COVID-19 Virus pandemic and the concern for the safety of all residents of Marshall County, IA, the Board of Supervisors' Public Meetings will now be available **LIVE** online beginning Tuesday, March 31, 2020 until further notice. There are 3 available options to view and/or participate in the public meetings listed below:

**How to View and/or Participate In The
Board of Supervisor's Public Meeting**

<p>Go to: Zoom for Participation</p> <p>Join Zoom Meeting</p> <p>https://us02web.zoom.us/j/87136221316?pwd=Q0lDeXVveHpLSVROa3lvRDVTcXhaQT09</p>	<p>Dial In By Phone</p> <p>1-312-626-6799 US</p> <p>Dial by your location</p> <p>Meeting ID: 871 3622 1316</p> <p>If needed</p> <p>Passcode: 526957</p> <p>If needed</p>	<p>Go to: YouTube for comments during meeting</p> <p>Marshall County YouTube</p>
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The meeting agenda is listed on the page following.

**Marshall County Board of Supervisors
Regular Session June 22, 2021 at 9:05 a.m.
1 E MAIN ST, GRAND COURT ROOM AND VIA ZOOM
AGENDA**

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.

1. **Call to Order.** Chairman Thompson. Time:_____.
2. **Pledge of Allegiance.**
3. **Roll Call:** Chair David E Thompson, Vice Chair Bill Patten, Member Steve Salasek.
4. **Approval or Amendment of Agenda.** Motion by _____, second by _____, to _____ the agenda as printed. Roll call vote: Salasek_____, Thompson_____, Patten_____.
5. **Consent Agenda:**
 - a. **Approve Minutes.** Approve Regular Session Minutes of June 8, 2021.
 - b. **Approve Claims.** 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 month of June will be published as part of the first meeting in July.
 - c. **File Clerk of District Court Report: May 2021.** General Supplemental Fund Surcharge- \$538.89
 - d. **Receipt of Construction Permit Application:** Edler Brothers #58297, Eubanks Site, 1507 220th St, State Center.
 - e. **File Manure Management Plans**
 - i. **Jared Whitaker #70163, 1458 180th St, Clemons.** No changes.
 - ii. **Justin Whitaker #66798, 1775 Binford Ave, State Center.** No changes.
 - iii. **MTM Farms LC #61010, 3016 Marsh Ave, Haverhill.** No changes.
 - iv. **Tamco Pork II LLC #58267, 3079 310th St Gilman.** No Changes.

Motion by _____, second by _____, to _____ the consent agenda as printed. Roll call vote: Salasek_____, Thompson_____, Patten_____.

6. **Approve Mobile Band Shell Rental Agreement with Oktoberfest Inc, for 9/24-9/26/2021.**

Motion by _____, second by _____, to _____ **Mobile Band Shell Rental Agreement with Oktoberfest Inc, for 9/24-9/26/2021.** Roll call vote: Salasek_____, Thompson_____, Patten_____.

7. **Approve New Hire, Chase Dobson, Jailer, Sheriff's Department.** Start date 6/23/2021, full time permanent, \$19.41/hr.

Motion by _____, second by _____, to _____ **New Hire, Chase Dobson, Jailer, Sheriff's Department.** Start date 6/23/2021, full time permanent, \$19.41/hr. Roll call vote: Salasek _____, Thompson _____, Patten _____.

8. **Approval of Contract with FIRST ONSITE, of Freeport, Illinois, for Marshall County Courthouse Interior Project.** Contract sum \$2,624,420.22, Substantial Completion of Phase 1 by 9/21/21 and Phase 2 by 12/31/2021. 5% Retainage.

Motion by _____, second by _____, to _____. Roll call vote: Salasek _____, Thompson _____, Patten _____.

9. **Approve the Liquor License for West Marshall Golf Course Association, DBA: Lincoln Valley Golf, Class C Liquor License: LC0010945, Tentative Effective Date: 6/30/2021, Expiration Date: 6/30/2022.**

Motion by _____, second by _____, to _____ the **Liquor License for West Marshall Golf Course Association, DBA: Lincoln Valley Golf, Class C Liquor License: LC0010945, Tentative Effective Date: 6/30/2021, Expiration Date: 6/30/2022.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

10. **Approve Transfer of Funds.**

- a. **Transfer #918**, a quarterly transfer of no more than \$670,000 from Rural Services Fund to Secondary Road Fund, but not to exceed the maximum transfer yet be above the minimum transfer amount required by Iowa code 331.429(b).
- b. **Transfer #919**, an annual transfer from LOST revenue in the Rural Services Fund to the Secondary Road Fund in the amount of \$770,690.18.
- c. **Transfer #920**, an annual transfer totaling no more than \$3,605.04 from County Attorney Collection Incentive Fund to General Basic Fund for County Attorney office cleaning expense.
- d. **Transfer #921**, one-time transfer from Capital Projects to ARPA Recovery Fund in the amount of \$3,823,483.50.

Motion by _____, second by _____, to _____ Transfers #918, #919, #920 and #921. Roll call vote: Salasek _____, Thompson _____, Patten _____.

11. **Adopt RESOLUTION 2021-0025 APPROVING APPOINTMENT OF JESSICA CHIZEK TO THE POSITION OF ASSISTANT AUDITOR AND RECORDER / ASSISTANT COMMISSIONER OF ELECTIONS IN THE OFFICE OF THE COUNTY AUDITOR/RECORDER**

Whereas due to the retirement of the current Assistant Auditor and Recorder / Assistant Commissioner of Elections in the Office of the County Auditor/Recorder in the Office of the County Auditor/Recorder, there is need to appoint a replacement.

Be it Hereby Resolved that the Board of Supervisors Approve the Appointment of Jessica Chizek to the position of Assistant Auditor and Recorder / Assistant Commissioner of Elections in the Office of the County Auditor/Recorder, effective July 5, 2021.

Motion by _____, second by _____, to _____ **RESOLUTION 2021-0025 APPROVING APPOINTMENT OF JESSICA CHIZEK TO THE POSITION OF ASSISTANT AUDITOR AND RECORDER / ASSISTANT COMMISSIONER OF ELECTIONS IN THE OFFICE OF THE COUNTY AUDITOR/RECORDER.** Roll call vote: Roll call vote: Salasek _____, Thompson _____, Patten _____.

PASSED AND APPROVED this __ day of June, 2021.

Attest: _____

Dave Thompson
Board of Supervisors, Chairman

Nan Benson
Marshall County Auditor / Recorder

12. Adopt RESOLUTION #2021-0026 APPROPRIATION OF FUNDS-FY 2021-22

Whereas it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2021, in accordance with Section 331.434(6), Code of Iowa;

Now Therefore Be It Resolved by the Board of Supervisors of Marshall County, Iowa, as follows:

<u>Department</u>	<u>Appropriation</u>		
#01 Supervisors	179,420	#23 Local Health Board	233,401
#02 Auditor & Recorder	1,118,470	#24 Weed Eradication	78,250
#03 Treasurer	664,750	#25 Dept. of Human Services	114,950
#04 County Attorney	1,467,020	#28 Medical Examiner	149,600
#05 Sheriff	6,196,520	#31 District Court	362,700
#08 Buildings & Grounds	1,137,640	#33 County Library Contract	69,442
#09 Zoning	18,400	#42 Gateway TIF	56,000
#15 Information Systems	804,130	#60 Mental Health Administration	840,536
#16 GIS	214,675	#70 Local Emergency Management	1,352,328
#19 General Assistance	36,980	#84 County Capital Building	3,041,998
#20 County Engineer	9,011,100	#87 E-911 Towers	2,000,000
#21 Veteran Affairs	100,980	#99 Nondepartmental	1,415,432
#22 County Conservation	1,302,118	Total	31,966,840

Section 1. The amounts itemized by department are hereby appropriated from the resources of the County to the department or officer listed.

Section 2. Subject to the provisions of other county procedures and regulations and applicable state law, these appropriations shall constitute authorization for the department or officer listed to make expenditures or incur obligations effective July 1, 2021.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2021-22 budget year the Auditor and Recorder shall ascertain that the available resources of a department for that year will be less than said department's total appropriation, the Auditor and Recorder shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor and Recorder shall establish separate accounts for the appropriations, each of which shall indicate the amount of appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor and Recorder shall report the status to the applicable departments and officers monthly during the 2021-22 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2022.

Motion by _____, second by _____, to _____ **Resolution #2021-0026 Appropriation of Funds-FY2021-22.** Roll call vote: Roll call vote: Salasek_____, Thompson_____, Patten_____.

PASSED AND APPROVED this __ day of June, 2021.

_____ Dave Thompson Board of Supervisors, Chairman	Attest:	_____ Nan Benson Marshall County Auditor / Recorder
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13. Adopt RESOLUTION #2021-0027 ADVANCE ISSUANCE OF PAYMENTS FY 2021-22

Whereas The Board of Supervisors, pursuant to Section 331.506 (3a and b), Code of Iowa, may authorize the County Auditor and Recorder to issue payment when said Board is not in session for the following purposes:

1. Fixed charges including but not limited to, freight, express, postage, water, light, and telephone service or contracted services, after a bill is filed with the Auditor and Recorder.

2. Salaries and payrolls if the compensation has been fixed or approved by the Board. The salary or payroll shall be certified by the officer or supervisor under whose direction or supervision the compensation is earned.

Therefore Be It Resolved to authorize the County Auditor and Recorder to issue payments for the aforementioned when said Board is not in session.

Be it Further Resolved, all bills paid under provisions of Section 331.506 (3a and 3b), Code of Iowa, shall be submitted to the board for review and approval following the payment.

Motion by _____, second by _____, to _____ **Resolution #2021-0027, Advanced Issuance of Payments for FY 2021-22.** Roll call vote: Salasek_____, Thompson_____, Patten_____.

PASSED AND APPROVED this __ day of June, 2021.

_____ Dave Thompson Board of Supervisors, Chairman	Attest:	_____ Nan Benson Marshall County Auditor / Recorder
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14. Adopt RESOLUTION #2021-0028 ABATEMENT OF REAL ESTATE AND MOBILE HOME TAXES

Whereas, pursuant to Chapter 445.16, Code of Iowa, the County Treasurer has the authority to determine when it is impractical to pursue collection of property taxes through the tax sale or law suit remedies;

Whereas, upon making this determination the County Treasurer shall provide a recommendation of abatement to the Board of Supervisors, and the Board shall abate the following taxes:

Real Estate:	Parcel Identification	Abatement Amount
109 Dubuque St, Liscomb, IA 50148	8519-12-283-002	\$ 467.00
101 W Main St, Marshalltown, IA 50158	8418-26-380-012	\$ 3,727.00
102-104 W Main St, Marshalltown, IA 50158	8418-35-127-015	\$ 4,769.00
406 W Linn St, Marshalltown, IA 50158	8418-35-108-004	\$ 867.00
	Total of Real Estate:	\$ 9,830.00

Mobile Homes:	Mobile Home Description	Abatement Amount
513 Main St, Lot 2, Melbourne, IA 50158	1994 Bellavista VIN# NEB49A23143	\$ 215.00
513 Main St, Lot 3, Melbourne, IA 50162	1991 Mans VIN# MP190621	\$ 175.00
513 Main St Lot 6, Melbourne, IA 50162	1993 LKS VIN# 11242613	\$ 165.00
513 Main St, Lot 8, Melbourne, IA 50162	1994 Marshfield VIN# 066329	\$ 194.00
513 Main St, Lot 12, Melbourne, IA 50162	1984 Schult VIN# RF191879	\$ 189.00

513 Main St, Lot 13, Melbourne, IA 50162	1984 Schult VIN# 198126	\$ 161.00
513 Main St, Lot 16, Melbourne, IA 50162	1977 Chickasha VIN# 2913W	\$ 165.00
513 Main St, Lot 20, Melbourne, IA 50162	1968 Schult VIN# M82639	\$ 121.00
513 Main St, Lot 22, Melbourne, IA 50162	1990 North American VIN# 4863	\$ 215.00
513 Main St, Lot 24, Melbourne, IA 50162	1970 OXFD VIN# 6512X1130	\$ 1,439.00
513 Main St, Lot 31, Melbourne, IA 50162	1974 Skyline VIN# 01561200H	\$ 123.00
513 Main St, Lot 32, Melbourne, IA 50162	1973 Hilton VIN# 442426798	\$ 187.00
302 6th St SW Lot 1, State Center, IA 50247	1973 Hillcrest VIN# 02562050G	\$ 167.00
408 5th Ave SW Lot 27, State Center, IA 50247	1995 Friendship VIN# MY9514276V	\$ 404.00
408 W High St Lot 1, Marshalltown, IA 50158	1965 MSH VIN# 5071	\$ 60.00
408 W High St Lot 2, Marshalltown, IA 50158	1983 Vemco Roomette VIN# 5776	\$ 24.00
3202 S 12th St Lot 70, Marshalltown, IA 50158	1980 Friendship VIN# N030287X	\$ 344.00
3202 S 12th St Lot 160, Marshalltown, IA 50158	2018 ART VIN# INADJA09168MJ13	\$ 131.00
605 W Main St, Lot 4, LeGrand, IA 50142	1973 Arle VIN# AC5571	\$ 121.00
605 W Main St Lot 41, LeGrand, IA 50142	1982 Happy Home VIN# N039776	\$ 150.00
Total of Mobile Homes:		\$ 4,750.00

Now, Therefore, Be it Resolved, by the Marshall County Board of Supervisors that the amount due be abated and the County Treasurer is directed to strike the amounts due, Real Estate Abatement of \$9,830.00 and Mobile Home Abatement of \$4,750.00 from the county system.

Motion by _____, second by _____, to _____ **Resolution #2021-2028, Abatement of Real Estate and Mobile Home Taxes**, for Real Estate Abatement of \$9,830.00 and Mobile Home Abatement of \$4,750.00. Roll call vote: Salasek _____, Thompson _____, Patten _____.

PASSED AND APPROVED this ___ day of June, 2021.

<p>_____ Dave Thompson Board of Supervisors, Chairman</p>	<p>Attest: _____ Nan Benson Marshall County Auditor / Recorder</p>
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15. Adopt RESOLUTION #2021-0029 RESOLUTION TO ESTABLISH THE AMERICAN RESCUE PLAN ACT (ARPA) FUND

Whereas on March 11, 2021, the Coronavirus State and Local Fiscal Recovery Fund was established by the Department of the United States Treasury under the American Rescue Plan Act (ARPA); and

Whereas, through the Fiscal Recovery Fund, Congress provided State, local and Tribal governments with significant resources to help respond to the COVID-19 public health emergency and its economic impacts; and

Whereas the Marshall County allocation from the State and Local Fiscal Recovery Fund is \$7,646,967; and

Whereas Marshall County desires to follow suggested practice of the Iowa Department of Management in consultation with the Auditor of State and report activity regarding this allocation as a special revenue fund.

Therefore, Be It Resolved that a new special revenue fund be established, ARPA Recovery Fund.

Motion by _____, second by _____, to _____ **Resolution #2021-0029 Resolution to Establish the American Rescue Plan Act (ARPA) Fund.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

PASSED AND APPROVED this __ day of June, 2021.

_____	Attest: _____
Dave Thompson	Nan Benson
Board of Supervisors, Chairman	Marshall County Auditor / Recorder

16. Receipt of petition for road improvement at Wolf Lake. Discussion only.

17. Presentation and Funding Request for Marshalltown Arts & Civic Center / Fisher Community Center. Discussion only.

18. Tabled until 6/22/21: Janitorial Contract, 101 E Church St.

a. **Motion to remove Tabled item for discussion and possible action.**

Motion by _____, second by _____, to **remove the tabled item for discussion and possible action.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

b. **Approve Janitorial Agreement, 101 E Church Street, with Kelly Tompkins, renewable one year contract, \$400 per month.**

Motion by _____, second by _____, to _____ **Janitorial Agreement, 101 E Church Street, with Kelly Tompkins, renewable one year contract, \$400 per month.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

19. Tabled until 6/22/21: Masonic Building Lease

a. **Motion to Remove Tabled item** for discussion and possible action.

Motion by _____, second by _____, to **remove the tabled item for discussion and possible action.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

b. **Approve Masonic Holding Corporation, lease renewal through August 31, 2021, for Juvenile Court Services office space.** Current lease expires 6/30/2021. Discussion, possible action.

Motion by _____, second by _____, to _____ **Masonic Holding Corporation, lease renewal through August 31, 2021, for Juvenile Court Services office space.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

20. Tabled: RACOM Lease for Collins and Iowa Avenue Towers (until final draft available)

a. **Motion to Remove Tabled item** for discussion.

Motion by _____, second by _____, to **remove the tabled item for discussion and possible action.** Roll call vote: Salasek _____, Thompson _____, Patten _____.

b. **Motion regarding the Racom Lease** for Collins and Iowa Avenue Towers.

Motion by _____, second by _____, to _____

Roll call vote: Salasek _____, Thompson _____, Patten _____.

21. 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.

22. Adjournment. The **next regular session is July 6, 2021**, 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 **Wednesday, June 30, 2021 at 12:00 p.m.** There being no further business to come before the Board, the meeting is adjourned at ____ a.m.

Attest:

Dave Thompson
Board of Supervisors, Chairman

Nan Benson, Auditor and Recorder

See [Supervisor's Calendar](#) for upcoming scheduled meetings.