

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

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

**Marshall County Board of Supervisors
Regular Session July 20, 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: Patten_____, Salasek_____, Thompson_____.
5. **Service Award:** 20 years, Eric Purvis, Secondary Roads.
6. **Consent Agenda:**
 - a. **Approve Minutes.** Approve Regular Session Minutes of July 6, 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 July will be published as part of the first meeting in August.
 - c. **File MMP - Tamco Pork II LLC # 58267,** 3079 310th Street Gilman, - no changes.
 - d. **File Clerk of District Court Report: June 2021.** General Supplemental Fund Surcharge: \$298.09.
 - e. **File Auditor/Recorder's Quarterly Report** April – June, 2021 dated 7/6/2021. Total: \$71,857.73

Records Management Fees:	\$ 1,724.00
E-commerce Fees:	\$ 1,724.00
General Basic:	\$ 68,409.73

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

7. Approve **CONSTRUCTION PERMIT APPLICATION OF THE CONFINEMENT FEEDING OPERATION, EDLER BROTHERS FARM SECTION 36 SITE, FACILITY ID 58297**. The Board received and filed the application at their meeting of June 22, 2021. The DNR required notices be published and provide opportunity for written public comment. There have been no written comments. A public hearing is not required. The notices were published July 8, 2021.

Motion by _____, second by _____, to _____ **CONSTRUCTION PERMIT APPLICATION OF THE CONFINEMENT FEEDING OPERATION, EDLER BROTHERS FARM SECTION 36 SITE, FACILITY ID 58297**. Roll call vote: Patten _____, Salasek _____, Thompson _____.

8. Adopt **RESOLUTION 2021-0030 RESTRICTING PUBLIC ACCESS TO COURTHOUSE DURING ACTIVE CONSTRUCTION**

WHEREAS the Marshall County Courthouse has experienced significant damage by natural disasters, specifically the Tornado of July 2018, and the Derecho of August 2020; and

WHEREAS the Marshall County Courthouse remains an active construction zone to repair damages from those natural disasters; and

WHEREAS due to COVID and material supply issues stemming from COVID, construction is taking longer than expected; and

WHEREAS the information technology department is unable to provide infrastructure to effectively hold public meetings in other locations; and

WHEREAS the public has been engaged and has actively participated in the public meetings via ZOOM during the COVID restrictions that began March 2020; and

WHEREAS due to concern of public safety, legal advice has been sought regarding the public attendance at meetings held in the Marshall County Grand Courtroom; and

WHEREAS the Board of Supervisors, Marshall County, Iowa, find it is in the best interest to accept legal advisement to protect the public by restricting public access to the Marshall County Courthouse until the building is no longer an official active construction zone, and highly encourage the public to remain engaged via the ZOOM meeting process.

NOW THEREFORE, BE IT RESOLVED by the MARSHALL COUNTY BOARD OF SUPERVISORS,

Section 1. The courthouse area, including the courthouse and grand courtroom, are closed to the public until the site is no longer an official active construction zone.

Section 2. Elected Officials and County Employees may enter the construction areas following established safety protocol.

Section 3. The public may continue to remain engaged and actively participate in the public meetings via ZOOM. Presenters may provide documentation electronically for the meeting prior to the agenda deadline, which will be made available to the public during the ZOOM meeting, or by request.

Dated at Marshalltown, Iowa this _____ day of July, 2021.

Motion by _____, second by _____ to _____ **RESOLUTION 2021- 0030 RESTRICTING PUBLIC ACCESS TO COURTHOUSE DURING ACTIVE CONSTRUCTION**. Roll call vote: Patten _____, Salasek _____, Thompson _____.

Attest:

Dave Thompson
Board of Supervisors, Chairman

Nan Benson
Marshall County Auditor and Recorder

9. Approve **Letter of Support for the City of Marshalltown's CDBG grant application for the Downtown Revitalization grant** to improve properties in Marshalltown's downtown commercial historic district. The project is very important to the City of Marshalltown and to the valuation of Marshall County, and will support entrepreneurial development, lift the community's image to guests, and aid in attracting new residents.

Motion by _____, second by _____, to _____ **Letter of Support for the City of Marshalltown's CDBG grant application for the Downtown Revitalization grant** to improve properties in Marshalltown's downtown commercial historic district. Roll call vote: Patten _____, Salasek _____, Thompson _____.

10. Approve **Purchase of 2021 F550 Super Duty Truck from Gregg Young Automotive Group in Newton, IA for \$60,306 to be paid from FY 2022 Equipment budget, to outfit a small snowplow.**

Motion by _____, second by _____, to _____ **Purchase of 2021 F550 Super Duty Truck from Gregg Young Automotive Group in Newton, IA for \$60,306 to be paid from FY 2022 Equipment budget, to outfit a small snowplow.** Roll call vote: Patten _____, Salasek _____, Thompson _____.

11. Approve **IOWA BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM APPLICATION. Grant #19-JAG-394824**, period 7/1/2021-6/30/2022. Edward Bryne Memorial Justice Assistance Grant (JAG) provides states and local jurisdictions with federal funding necessary to support programs that include law enforcement, prosecution, crime prevention, education, drug treatment and enforcement. This grant is used to partially fund the Mid Iowa Drug Task Force that provides drug enforcement to Marshall, Tama, Hardin, and Grundy Counties.

Federal Funds	\$ 82,000.00
Local Match:	\$ 27,333.00
Total:	\$ 109,333.00

Motion by _____, second by _____, to _____ **IOWA BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM APPLICATION. Grant #19-JAG-394824**, period 7/1/2021-6/30/2022. Roll call vote: Patten _____, Salasek _____, Thompson _____.

12. Approve the Memorandum of Understanding (MOU) with Teamsters Local 238, regarding classification and wage rates for eligible lateral transfer employees for the collective bargaining agreement that includes deputies and jailers of the Marshall County Sheriff's Office. The MOU contains procedural guidelines.

Lateral transfer: New employees who at the time of hire are currently certified law enforcement officers or certified Jailer/Correctional Officer and have the appropriate sworn experience as stated below are eligible for lateral transfer if they meet the following conditions:

- a. Completion of 24-48 months (2-4 years) post academy service may be paid at step 2.
- b. Completion of 48-60 months (4-5 years) post academy service may be paid at step 3.
- c. Completion of 60-72 months (5-6 years) post academy service may be paid at step 4.
- d. Completion of 72 months (6 years) post academy service may be paid at step 5.
Jailer/Correctional Officer will remain at step 4 for 72 months (6 years) post academy service.

Motion by _____, second by _____, to _____ the **Memorandum of Understanding (MOU) with Teamsters Local 238**, regarding classification and wage rates for eligible lateral transfer employees for the collective bargaining agreement that includes deputies and jailers of the Marshall County Sheriff's Office. Roll call vote: Patten _____, Salasek _____, Thompson _____.

13. Approve 28E Agreement Relating to Range Usage at the Marshall County Sheriff's Office by the City of State Center, Iowa. The City of State Center agrees to make a significant investment into improving Marshall County's outdoor range, and the agreement specifies usage of the range and termination costs should the City of State Center no longer participate in the agreement.

Motion by _____, second by _____, to _____ the **28E Agreement Relating to Range Usage at the Marshall County Sheriff's Office by the City of State Center, Iowa**. Roll call vote: Patten _____, Salasek _____, Thompson _____.

14. Approve Waiver of Separation Distance for Confinement Buildings for 2518 Binford Avenue, owned by AB Facilities, Kevin Blood's operation. Mr. Blood and the DNR are requesting the Board approve a setback waiver. The proposed building will be approximately 60' from the Binford Avenue right of way, which meets Marshall County's setback requirement. The DNR set back requirement is 100 feet.

Motion by _____, second by _____, to _____ **Waiver of Separation of Distance for Confinement Buildings, relating to new construction of Mr. Blood's AB Facilities, located at 2518 Binford Avenue, to allow 60' setback from Binford Road, inside the DNR set back distance of 100 feet**. Roll call vote: Patten _____, Salasek _____, Thompson _____.

15. Consider AMERICAN RESCUE PLAN ACT (ARPA) fund requests for out of county projects. Discussion to provide direction for the county committee, their next meeting is July 23.

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

16. Consider Tax Suspension process. Discussion, possible action.

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

17. Consider Scanning project update, regarding Board of Supervisor Minute Books. Discussion, possible action to end printing bound minute books, last book printed for calendar year 2020.

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

18. Tabled until 7/20/21: 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: Patten _____, Salasek _____, Thompson _____.

b. Approve **Masonic Holding Corporation, lease renewal through August 31, 2024, for Juvenile Court Services office space, second floor of the Masonic Building, 26-30 S 1st Avenue. First year lease/month: \$1303. Second year lease/month: \$1368. Third year lease/month: \$1436.** Current lease expires 6/30/2021. Discussion, possible action.

Motion by _____, second by _____, to _____ **Masonic Holding Corporation, lease renewal through August 31, 2024, for Juvenile Court Services office space, second floor of the Masonic Building, 26-30 S 1st Avenue. First year lease/month: \$1303. Second year lease/month: \$1368. Third year lease/month: \$1436.** Roll call vote: Patten _____, Salasek _____, Thompson _____.

19. Tabled: RACOM Lease for Collins and Iowa Avenue Towers (until final draft available, likely July 2022)

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: Patten _____, Salasek _____, Thompson _____.

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

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

20. 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.

21. Adjournment. The next regular session is August 3, 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, July 28, 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.