

Due to active construction in the courthouse area and the concern for the safety of all residents of Marshall County, the Board of Supervisors' Public Meetings will be available LIVE online, as previously established on March 31, 2020, through the COVID-19 Virus pandemic, to continue until the courthouse area, including the grounds, courthouse building and the Grand Courtroom, is no longer an official construction site.

The Board passed "*Resolution 2021-0030 Restricting Public Access to Courthouse During Active Construction*" at their meeting of July 20, 2021, per advisement of legal counsel. The Board encourages the public to remain engaged and actively participate via the ZOOM process. Presenters may provide documentation electronically for inclusion during the meeting prior to the agenda deadline and are requested to participate via ZOOM.

There are 3 available options to view and/or participate in the public meetings listed below:

<b>Go to: Zoom for Participation</b>	<b>Dial In By Phone</b>	<b>Go to: YouTube for comments during meeting</b>
Join Zoom Meeting	Dial by your location	
<a href="https://us02web.zoom.us/j/87136221316?pwd=Q0lDeXVveHpLSVROa3lvRDVtCtXhaQT09">https://us02web.zoom.us/j/87136221316?pwd=Q0lDeXVveHpLSVROa3lvRDVtCtXhaQT09</a>	Meeting ID: 871 3622 1316	<a href="#">Marshall County YouTube</a>
	If needed	
	Passcode: 526957	
	If needed	

**Marshall County Board of Supervisors  
Regular Session, Tuesday, August 17, 2021, at 9:05 a.m.  
1 E MAIN ST, GRAND COURT ROOM AND VIA ZOOM  
MINUTES**

**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.

The Marshall County Board of Supervisors met in regular session according to the posted notices in the Grand Courtroom, 1 E Main Street, and via online ZOOM on August 17, 2021. Chair Thompson called the meeting to order at 9:06 a.m., and led the Pledge of Allegiance. Present: Chair David E Thompson – by ZOOM, Vice Chair Bill Patten, Member Steve Salasek. Salasek moved to approve the agenda as printed, second by Patten. Roll call vote, motion carried 3-0.

Patten moved to approve the **Consent Agenda** items, second by Salasek. Roll call vote, motion carried 3-0, items:

- a. **Approve Minutes.** Approve Regular Session Minutes of August 3, 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 current month will be published as part of the following month.
- c. **File Clerk of District Court Report:** July 2021. General Supplemental Fund Surcharge-\$458.39
- d. **File Manure Management Plans:**
  - i. **AB Facilities Site, Section 20, State Center. Manure Management Plan and Construction Design Statement.**
  - ii. **Edler Brothers Section 33 #64799, 1812 W Main Street Rd, State Center. No changes.**
  - iii. **Timber Creek Pork #58019, 2541 280th St, Marshalltown. No changes.**

Motion by Salasek, second by Patten to approve **New Hire, Victim Witness Coordinator, County Attorney Office. Edie Rierson**, permanent full time, \$42,500/year, start date September 7, 2021. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek to approve **New Hire, Assistant Director, Marshall County Veterans Affairs, Joan Watson**, permanent full time, 28 hours per week, \$16.47/hour, start date August 30, 2021. Roll call vote, motion carried 3-0.

Motion by Salasek, second by Patten to approve the **Property Tax Rates for 2020 Taxes, payable 2021-2022, computed by the County Auditor and Recorder and approved by the Iowa Department of Management**, be established as follows on pages attached. Roll call vote, motion carried 3-0.

**CERTIFICATION OF COMPLETION OF COMPUTATION OF THE 2020 PROPERTY TAXES, PAYABLE 2021-2022 AND DELIVERED TO THE COUNTY TREASURER OF MARSHALL COUNTY, IOWA.**

I, Nan Benson, Auditor and Recorder of Marshall County, Iowa, do hereby certify that the computation of the 2020 taxes due in 2021-2022 has been completed on all property in Marshall County, and has been delivered to you as of this date. The total amount to be collected is **\$62,679,496.13**.

This certification is for the 2020 property taxes, and Grain Handled. This certification does not include the excise tax collected from gas and electric companies. According to Chapter 437A, Code of Iowa, the gas and electric companies will pay an excise tax rather than property taxes.

WITNESS my hand and seal this \_\_\_ day of August, 2021.

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Nan Benson,  
Marshall County Auditor &  
Recorder

I, Jarret P. Heil, do hereby acknowledge receipt of the above mentioned tax lists as of this date. August \_\_\_\_, 2021.

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Jarret P. Heil  
Marshall County Treasurer

Motion by Patten, second by Salasek to approve and receive on file **CERTIFICATION OF COMPLETION OF COMPUTATION OF THE 2020 PROPERTY TAXES, PAYABLE 2021-2022 AND DELIVERED TO THE COUNTY TREASURER OF MARSHALL COUNTY, IOWA**. Roll call vote, motion carried 3-0

**TENTATIVE RESOLUTION 2021-0031 SETTING PUBLIC HEARING PROVIDING FOR AN EASEMENT AGREEMENT FROM MARSHALL COUNTY, IOWA TO INTERSTATE POWER AND LIGHT COMPANY, AN IOWA CORPORATION, FOR THE PERPETUAL UNDERGROUND ELECTRIC LINE EASEMENT, public hearing date: August 31, 2021, at 9:05 a.m.**

**WHEREAS**, the **Interstate Power and Light Company, an Iowa Corporation**, has requested AN EASEMENT AGREEMENT to construct a PERPETUAL UNDERGROUND ELECTRIC LINE EASEMENT, of the property described below, with consideration being sum of One Dollar (\$1.00) and other valuable consideration.

**NOW, THEREFORE, BE IT RESOLVED BY BOARD OF SUPERVISORS, MARSHALL COUNTY, IOWA:**

**Section 1.** Marshall County, Iowa, by this Tentative Resolution, proposes to enter into an easement agreement for the purpose of **Interstate Power and Light Company, an Iowa Corporation**, to construct a perpetual underground electric line EASEMENT, and said property is described as follows, to-wit: EASEMENT AREA BEING THE WEST 12 FEET OF THE SOUTH 20 FEET OF THE FOLLOWING DESCRIBED PARCEL: THE SOUTH 50 FEET OF THE WEST TWO-THIRDS OF LOT 3, BLOCK 14, ORIGINAL TOWN OF MARSHALL COUNTY, IOWA SUBJECT TO EASEMENTS, RESTRICTIONS AND COVENANTS OF RECORD, IF ANY, TOGETHER WITH AN EASEMENT FOR INGRESS AND EGRESS PURPOSES ONLY OVER AND ACROSS THE NORTH 10 FEET OF THE SOUTH 60 FEET OF THE WEST TWO-THIRDS OF LOT 3, BLOCK 14, ORIGINAL TOWN OF MARSHALL, MARSHALL COUNTY, IOWA..

**Section 2.** That the consideration for the above-referred to easement being granted in Section 1 to **Interstate Power and Light Company, an Iowa Corporation** is the sum of One Dollar (\$1.00) and other valuable consideration.

**Section 3.** Marshall County, Iowa, hereby proposes the easement agreement shall be subject to existing easements being retained and rights-of-way of utilities, and access to and maintenance of said utilities. Said easements, rights-of-way and access will be retained until such time as the County or any utility no longer utilizes or needs facilities in this location.

**Section 4.** The Auditor and Recorder shall cause to be published the notice required by law, by publication once in the Marshalltown Times-Republican, and again in the Mid Iowa Enterprise, both newspapers having general circulation in Marshall County, Iowa, the publications to be not less than four (4) days nor more than twenty (20) days prior to the date and time hereinafter fixed in the Grand Courtroom, 1 Main Street, Marshalltown, Iowa, at 9:05 am on the 31<sup>st</sup> day of August, 2021, to consider any and all comments filed with the Auditor and Recorder, or made in open meeting to the proposal for conveyance as herein contained and to take final action thereon.

Dated at Marshalltown, Iowa this 17<sup>th</sup> day of August, 2021.

Motion by Salasek, second by Patten to adopt **TENTATIVE RESOLUTION 2021-0031 SETTING PUBLIC HEARING PROVIDING FOR AN EASEMENT AGREEMENT FROM MARSHALL COUNTY, IOWA TO INTERSTATE POWER AND LIGHT COMPANY, AN IOWA CORPORATION, FOR THE PERPETUAL UNDERGROUND ELECTRIC LINE EASEMENT, public hearing date: August 31, 2021, at 9:05 AM**. Roll call vote, motion carried 3-0.

Attest:

\_\_\_\_\_  
Dave Thompson  
Board of Supervisors, Chairman

\_\_\_\_\_  
Nan Benson  
Marshall County Auditor and Recorder

**Receipt of Actuary Report, Marshall County Employee Health and Dental Plan, year ending June 30, 2021.** Discussion and possible action on the requirement of Iowa code, Section 509A.15, to complete and file a certificate of compliance with the Iowa Department of Commerce, Insurance Division, and actuarial opinion, an annual financial report and a filing fee for the plan year ending June 30, 2021. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek, to approve **the State of Iowa 509A Certificate of Compliance Actuary Report and direct the County Auditor and Recorder to file with the Iowa Department of Commerce, Insurance Division.** Auditor/Recorder Benson discussed the requirement of Iowa code, Section 509A.15, to complete and file a certificate of compliance with the Iowa Department of Commerce, Insurance Division, and actuarial opinion, an annual financial report and a filing fee for the plan year ending June 30, 2021. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek, to approve **insurance coverage for Communication Tower Paging Equipment, to be effective upon installation of the equipment, estimated to be complete in 4-6 weeks.** Roll call vote, motion carried 3-0.

**Road condition: 260<sup>th</sup> Street.** The Board discussed the petitions received for road improvement on roads that are not eligible for Farm/Market funding. Road improvements for residential areas rely in total on the General Fund. Marshall County Engineer Geilenfeldt estimates the 260<sup>th</sup> Street gravel road grading / paving work estimate at \$1.5M. Geilenfeldt considers the Wolfe Lake residential area a priority due to existing deteriorating pavement. Benson clarified these two road improvement projects are not eligible for ARPA funds. County Treasurer Jarret Heil said the Iowa Code allows for special improvement districts / special assessments, referencing Iowa Code Chapter 358C. There was no action taken by the board. Benson and Heil will investigate options.

**EMC Insurance Renewal 10/1/2021.** Benson received notice that effective October 1, 2021, there will be an additional deductible of 1% for wind and hail damage. It was unclear if that was for the total policy holding value, or if the deductible would be per damaged building. The 1% additional deductible appears to be an industry trend, possibly due to the 2020 derecho causing widespread damage. There was no action taken by the board.

**SBA Communications – Edge Data Center / Wireless & available funding.** Benson is investigating options for improving county wide data service, and will provide information at a later date.

***Tabled: RACOM Lease for Collins and Iowa Avenue Towers (until final draft available, likely July 2022)*** No action taken on tabled item, however, the board anticipates action at the August 17, 2021, meeting.

Motion by Patten, second by Salasek, to **remove the tabled item “RACOM Lease for Collins and Iowa Avenue Towers” for discussion and possible action.** Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek to approve the **Tower Lease Agreement with RACOM for Collins and Iowa Avenue Towers**. The lease has been reviewed by the county attorney. Benson recommends approval, as the lease needs to be approved before the equipment can be installed. The equipment will go live in July, 2022. Payment is not due until that time. Roll call vote, motion carried 3-0.

**Public Forum.** There were no public comments. Benson talked about. The board discussed ATVs on gravel roads, it appears there was no statewide legislation this year that would eliminate county authority to pass an ordinance. The board wants to include Sheriff Phillips on any discussion about this issue.

**Adjournment.** The next regular session is **Tuesday, August 17, 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, August 11, 2021 at 12:00 p.m.** There being no further business to come before the Board, the meeting is adjourned at 9:50 a.m.

Attest:

\_\_\_\_\_  
Dave Thompson  
Board of Supervisors, Chairman

\_\_\_\_\_  
Nan Benson, Auditor and Recorder