

**Marshall County Board of Supervisors
Regular Session June 21, 2023, at 9:00 a.m.
Courthouse, First Floor Meeting Room
1 East Main Street, Marshalltown, Iowa**

MINUTES

The Marshall County Board of Supervisors met in regular session according to the posted notices in the Courthouse, First Floor Meeting Room 1 East Main Street, Marshalltown, Iowa, and online via ZOOM. Chair Heil called the meeting to order on June 21, 2023, at 9:00 a.m. Present: Chair Jarret Heil, Vice Chair Steve Salasek, Member Carol Hibbs. Hibbs moved to approve the agenda, second by Salasek. Motion carried 3-0.

Service Award for June 2023 presented to Eric Devig, 5 Years, Truck driver 3, Secondary Roads.

Salasek moved to adopt the **Consent Agenda**, second by Hibbs. Motion carried 3-0.

Items:

1. Approve Regular Session Minutes, June 7, 2023.
2. 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.
3. File Manure Management Plan
 - a. Reinberg Sow Farm ID 59449 MMP 2023 With Changes
4. File Clerk of District Court Report May 2023
5. Personnel Changes:
 - a. Approve Status Change, Rebecca Fleming Administrative Assistant, pay \$17.00/hr to Victim-Witness Coordinator, Pay \$23.32/hr Effective June 26, 2023
 - b. Approve Status Change, Daniel McCready Jailer, pay \$21.01/hr to Jail Supervisor 1, Pay \$23.30/hr Effective July 1, 2023
 - c. Approve Status Change, Kaitlyn Randall Jailer, pay \$23.65/hr to Jail Supervisor 1, Pay \$26.08/hr, Effective July 1, 2023.

Transfer of Funds, #942 and #943

Motion by Hibbs second by Salasek to approve transfers for \$700,000 from Rural Services Fund to Secondary Road Fund, and from LOST revenue in the Rural Services Fund to the Secondary Road Fund in the amount of \$680,317.13. Motion carried 3-0.

Participation in the Iowa Byrne Justice Assistance Grant (JAG) Program

Motion by Salasek second by Hibbs to approve participation in the Iowa Byrne Justice Assistance Grant (JAG) Program Grant #20-JAG-44548, grant period of July 1, 2023-June 30,2024. Motion carried 3-0.

Iowa DOT Detour Agreement for Work Scheduled in the 2025 Construction Season

Motion by Hibbs second by Salasek to approve the Iowa DOT Detour Agreement for work scheduled in the 2025 construction season involving 2 miles of Wallace Ave from Iowa 96 to the Grundy County line. Motion carried 3-0.

Audit Engagement Association Letter and Business Associate Agreement with Eide Bailly LLP.

Motion by Salasek second by Hibbs to approve the Audit Engagement Association Letter and Business Associate Agreement with Eide Bailly LLP. Motion carried 3-0.

Marshall County Veteran Relocation Assistance Program

Motion by Hibbs second by Salasek to approve the Home Base Iowa Program for Marshall County Veteran Relocation Assistance funding of up to \$2,000 per eligible veteran, up to \$16,000 total program expense through June 30, 2023, with the program applications received by Marshall County Veteran Affairs Director, to be paid from the county's budgeted economic development fund. Motion carried 3-0.

Animal Rescue League of Marshalltown, Iowa Contract

Motion by Salasek second by Hibbs to approve the Animal Rescue League of Marshalltown, Iowa contract. Heil presented changes in first section of contract allowing there to be communication with the Sheriff's office on making calls to the ARL, minimum amount paid per trip was bumped up from \$15 to \$25 paid by the county and calls outside of regular business hours for emergencies will be provided by the Sheriff's Department. Motion carried 3-0.

Storm Siren Upgrade RFB Project Presentation by Kim Elder

Motion by Hibbs second by Salasek to open pre-bid meeting at 9:42am. Bidders Cruz Newberry with Table Rock Alerting Systems LLC and Bruce Fisher with Blue Valley Public Safety Inc. Motion by Hibbs to close the pre-bid meeting second by Salasek at 9:52 am.

Iowa Valley Community College Business Outreach Presentation

Presentation on the business outreach program by Val Ruff, Jacque Goodman, and Neysa Hartzler via PowerPoint presentation.

SATUCI Request for Letter of Support

Motion by Hibbs second by Salasek to approve the SATUCI request for letter of support. Motion carried 2-1. Heil Dissented.

Cybersecurity MOU

Motion by Salasek second by Hibbs to approve the Cybersecurity MOU Memorandum of Understanding with the State of Iowa Office of the Chief Information Officer. Motion carried 3-0.

Donation to Marshalltown Fireworks

Motion by Salasek second by Hibbs to approve \$2,000 in donations to the Marshalltown Fireworks for the July 2023 fireworks show. Motion carried 3-0.

Motion by Hibbs second by Salasek to adopt **RESOLUTION #2023-0031 APPROVING THE APPROPRIATION OF FUNDS-FY2023-24** Resolution adopted 3-0.

**RESOLUTION #2023-0031 APPROVING THE APPROPRIATION
OF FUNDS-FY2023-24**

Whereas, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2023, 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:

#01 Supervisors	241,493.00
#02 Auditor and Recorder	1,280,245.00
#03 Treasurer	855,672.00
#04 County Attorney	1,847,320.00
#05 Sheriff	7,395,590.00
#08 Buildings and Grounds	1,115,450.00
#09 Zoning	40,360.00
#15 Information Systems	830,040.00
#16 GIS	294,085.00
#19 General Assistance	15,500.00
#20 County Engineer	11,321,950.00
#21 Veteran Affairs	120,950.00
#22 County Conservation	2,161,525.00
#23 Local Health Board	265,150.00
#24 Weed Eradication	27,296.00
#25 Dept. of Human Services	69,450.00
#28 Medical Examiner	166,600.00
#31 District Court	377,200.00
#33 County Library Contract	71,820.00
#42 Gateway TIF	60,000.00
#60 Mental Health Administration	4,000.00
#70 Local Emergency Management	1,746,513.00
#84 County Capital Building	0.00
#87 E-911 Towers	0.00
#99 Nondepartmental	6,731,594.19
Total	37,039,803.19

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, 2023.

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 2023-24 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 2023-24 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2024.

Dated at Marshalltown, Iowa, this 21st day of June, 2023.

Passed this 21st day of June, 2023.

Jarret P. Heil
Board of Supervisors, Chair

Attest: _____
Nan Benson
Marshall County Auditor / Recorder

Motion by Salasek second by Hibbs to adopt **RESOLUTION #2023-0032 ADVANCE ISSUANCE OF PAYMENT FY 2023-24**. Resolution adopted 3-0.

RESOLUTION #2023-0032 ADVANCE ISSUANCE OF PAYMENT FY 2023-24.

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.

Dated at Marshalltown, Iowa, this 21st day of June, 2023.

Passed this 21st day of June, 2023.

Jarret P. Heil
Board of Supervisors, Chair

Attest: _____
Nan Benson
Marshall County Auditor / Recorder

Motion by Hibbs second by Salasek to adopt **RESOLUTION #2023-0033 MIDDLE IOWA WATERSHED MANAGEMENT AUTHORITY AGREEMENT**. Resolution adopted 3-0.

RESOLUTION #2023-0033 MIDDLE IOWA WATERSHED MANAGEMENT AUTHORITY AGREEMENT

WHEREAS, In 2010, Iowa lawmakers passed legislation authorizing the creation of Watershed Management Authorities.

WHEREAS, A Watershed Management Authority (WMA) is a mechanism for cities, counties, Soil and Water Conservation Districts (SWCDs) and stakeholders to cooperatively engage in watershed planning and management.

WHEREAS, the county desires to enter into an Agreement that would establish a Watershed Management Authority within the Middle Iowa Watershed (Hydrologic Unit Code #07080206) to enable cooperation in watershed planning and improvements pursuant to Iowa Code Chapter 466B.23; and

WHEREAS, Chapter 28E of the Code of Iowa provides the authority for public agencies to enter into agreements for their mutual advantage; and

WHEREAS, this Agreement is made and entered into by the eligible political subdivisions within the Middle Iowa Watershed that adopt these Articles of Agreement; and

NOW BE IT RESOLVED BY THE BOARD OF SUPERVISORS, IOWA the chair is hereby authorized to sign and execute the Articles of Agreement for the Middle Iowa Watershed Management Authority, a copy of which is attached hereto and incorporated herein by this reference; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF MARSHALL, IOWA that said Agreement is hereby approved as to form and content and is found to be in the best interest of Marshall County, Iowa and the eligible political subdivisions that adopt these Articles of Agreement; and

BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF Marshall County that the Auditor is hereby authorized to file a copy of this Resolution and Agreement with the Secretary of State, as required by Chapter 28E, Iowa Code.

Passed this 21st day of June, 2023.

Jarret P. Heil
Board of Supervisors, Chair

Attest:

Nan Benson
Marshall County Auditor / Recorder

Motion by Salasek second by Hibbs to adopt **RESOLUTION #2023-0034 FARM TO MARKET BARD APPLICATION**. Resolution adopted 3-0.

RESOLUTION #2023-0034 FARM TO MARKET BARD APPLICATION

WHEREAS, a county may apply for modifications to its farm to market system to add or subtract mileage from its system, to accept or delete highways gained or lost through jurisdictional transfers, or to change the classification of roads within its system, and

WHEREAS, the Board of Supervisors of Marshall County has consulted with its County Engineer and desires to modify its farm to market road system to provide continuity of intra-county and inter-county routes, to meet the needs of existing or potential traffic, to better meet land use needs, or to provide a more suitable location for a farm to market route, and

WHEREAS, application for modifications to any county's farm to market system must be made to the Farm to Market Review Board per the requirements of Code of Iowa Section 306.6,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARSHALL COUNTY that this county is formally requesting that the Farm to Market Review Board approve the following modifications to its farm to market system:

Road segments proposed for deletion from the farm to market system:

Iowa Avenue East from the corporate limits of Marshalltown to the end of the road located on the north side of Section 18, T-83N, R-17W, Le Grand Township

Total mileage deleted from the Farm to Market System: 0.250 miles

The Board of Supervisors of Marshall County, in lawful session this 21st day of June, 2023 hereby adopts this farm to market modification resolution.

Passed this 21st day of June, 2023.

_____ Jarret P. Heil Board of Supervisors, Chair	Attest: _____ Nan Benson Marshall County Auditor / Recorder
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Motion by Hibbs second by Salasek to adopt **RESOLUTION #2023-0035 APPROVING ABATEMENT OF REAL ESTATE TAXES**. Resolution adopted 3-0.

RESOLUTION #2023-0035 APPROVING ABATEMENT OF REAL ESTATE 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 lawsuit 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, which totals include penalty and interest:

8418-35-208-007	\$138.58
8418-35-208-013	\$534.20
8418-35-252-001	\$242.19
8418-35-252-022	\$473.91
8418-35-252-023	\$365.88
8418-35-207-006	\$216.43
8418-35-251-006	\$199.52
8418-35-254-003	\$2,691.83

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 from the county system.

Passed this 21st day of June, 2023.

_____ Jarret P. Heil Board of Supervisors, Chair	Attest: _____ Nan Benson Marshall County Auditor / Recorder
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Public Forum: Maria Vargas-Gomez, Assistant Auditor/Recorder discussed that the accounting department will be running another claim set due to departments not meeting the submission deadline. The new deadline for claims will be set for June 30th, 2023. Jessica Chizek Assistant to the Marshall County Auditor/Recorder/Elections discussed the monitoring of the county parking lot. There have been 8-10 repeated offender with notices given. Towing is set to begin n July 1st, 2023.

Adjournment. The next regular session is Wednesday, July 5, 2023, at 9:00 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 28, 2023, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at 10:37 a.m.

Attest:

Jarret P Heil
Board of Supervisors, Chairman

Nan Benson, Auditor and Recorder