

**Marshall County Board of Supervisors  
Regular Session June 7, 2022, at 9:05 a.m.  
Marshall County Sheriff's Office  
3<sup>rd</sup> Floor Meeting Room 3B 2369 Jessup Avenue and via ZOOM**

**MINUTES**

The Marshall County Board of Supervisors met in regular session according to the posted notices in the Marshall County Sheriff's Office 3rd Floor Meeting Room 3B, 2369 Jessup Avenue, Marshalltown, Iowa, and via online ZOOM. Chair Thompson called the meeting to order on June 7, 2022, at 9:05 a.m. and led the Pledge of Allegiance. Present: Chair David E Thompson, Vice Chair Steve Salasek, Member Bill Patten.

Salasek moved to approve the agenda, second by Patten. Motion carried 3-0.

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

- 1) Approve Regular Session Minutes, May 24, 2022, and file May 2022 Claims List.
- 2) Approve claims as audited and authorize the County Auditor and Recorder to issue payment of the same.
- 3) File Manure Management Plans
  - a) Hog Heaven ID70146, 1779 320th St Melbourne, with changes
  - b) Langmaid Farms ID58012, 697 N 75th Ave W, Newton, with changes
  - c) Pickard Brothers Finisher ID658561, 1814 290th St, Melbourne, no changes
  - d) Burt Farm Livestock ID59927, 1310 Taylor Avenue, Marshalltown, no changes
  - e) Justin Whitaker ID66798, 1775 Binford Ave, State Center, no changes
  - f) MTM Farms ID61010, 3016 Marsh Ave, Haverhill, no changes

Motion by Salasek second by Patten to 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 carried 3-0.

Motion by Patten second by Salasek 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. Motion carried 3-0.

**Green Mountain Sanitary Sewer Project Update.** Discussion, possible action Kristie Wildung, with IRUA explained challenges meeting USDA requirements for the development. The project is still ongoing. The largest problem is the USDA staff changes and developing relationships with those new individuals who may be interpreting rules differently. IRUA is working closely with USDA to determine funding to keep utility rates affordable to the users of the sanitary sewer. IRUA will hold a meeting on June 22, 2022, 6:30 pm at Green Mountain meeting with residents to share project construction specifics. GM community center. Thompson reviewed the project, with 14 years in progress, and stated the funding of this project will not be a burden on the county, but paid by utility users, including the loan payment for the project. Thompson stated the project is very important for the Green Mountain community and will enhance development of the area and allow additional residences on some smaller lots not large enough for septic systems.

Motion by Salasek second by Patten to approve **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. Motion carried 3-0. Geilenfeldt explained the position opened up due to retirement of truck driver.

Motion by Patten second by Salasek to approve **Closeout of the Laurel Repower Wind Project** by signing a letter 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 and authorize the Chair and County Engineer to sign. Motion carried 3-0. Andy Walek, Project Manager and Mitch Steffes, Construction Manager, thanked Supervisors and Paul Geilenfeldt for a good working relationship. Mid American worked to ensure the county roads were serviceable and returned to county in better condition at the end of the project and thanked the county and residents for working together to get the project completed. Paul recommended the Supervisors sign the letter and thanked MidAmerican for being very responsive to road issues and for adding additional material to the roads. Paul explained the roads are Class B status and there is no intent to update the roads to Class A due to road width. Turbine improvements included increased blade size for more efficiency and extends the life.

Motion by Salasek second by Patten to approve **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 Motion carried 3-0. Paul explained the unit was previously leased from Duluth, 3,000 hours, and the unit performs well in snow.

Motion by Patten second by Salasek to 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. Federal: \$82,000 + Match: \$27,333 = Total \$109,333. Motion carried 3-0. Match comes from other agencies that participate in the grant. Drug seizures up 42%. Focus on methamphetamine, edibles. So far 30 guns have been seized in 2022. The increase in Federal charges means longer incarceration for those individuals.

Motion by Salasek second by Patten to approve **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. Motion carried 3-0. One year extension due to upcoming courthouse occupancy. After CH comes online, back to 5 year agreement.

Motion by Patten second by Salasek to approve **Courthouse Construction Approvals \$1,488,435.00**. Motion carried 3-0. Baedke reviewed the recommendations for approval, with contract documents upcoming following work. All costs are in budget.

<b>Change</b>	<b>Description</b>	<b>Owner</b>	<b>Storm</b>	<b>Code</b>	<b>Damages</b>
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
<b>Total by category</b>		<b>\$ 223,633.00</b>	<b>\$ 521,361.00</b>	<b>\$ 59,997.00</b>	<b>\$ 683,444.00</b>
<b>Total of all</b>					<b>\$ 1,488,435.00</b>

Motion by Salasek second by Patten to approve OPN Architects, Inc., **Contract Change Order #2 for \$559,458.92 and Contract Change Order #3 for \$707,355.62** and authorize Chair to sign. Motion carried 3-0. Actual contract changes documents for prior work approvals. All costs are in budget.

Motion by Patten second by Salasek to approve **Zoning Variance 2022-Var-6010, for DDL Farms LLC**, 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 to separate approximately 4.5 acres from their 117.49 acres so that the home would be separated from the cropland. 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. Motion carried 3-0.

Motion by Salasek second by Patten to 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 to purchase approximately 10 acres from their neighbor and combine with their existing land to create a new parcel. 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. Motion carried 3-0.

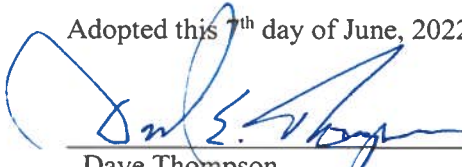
Motion by Patten second by Salasek to adopt **Resolution 2022-0020 of Public Purpose for Election Activities and Training**. Resolution Adopted 3-0. Benson provides snacks for training election officials and utilizes county staff during the noon hour and election setup and tear down on election day. \$182 total for food for Primary 2022, comes out of election budget. Food previously donated and home made. COVID stopped donated homemade food.

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 7<sup>th</sup> day of June, 2022.

  
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Dave Thompson  
Board of Supervisors, Chairman

Attest:

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

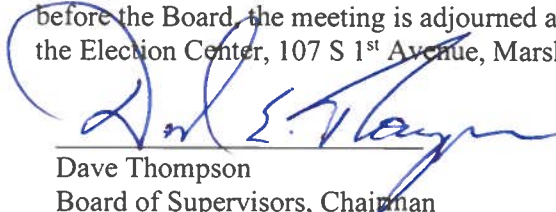
No action required on the **28E Agreement with Franklin County, Iowa, for Franklin County, Iowa, to be CICS employer of record**, effective July 1, 2022, and authorize Chair to sign. Motion carried 3-0. Nan Benson spoke with CICS Betsy, effective July 1, with KG 10% county, general assistance to VA, substance abuse to CICS, will remain oversight. Will be a nice transition. All activities are conducted in the annex to help residents. No further action required.

Motion by Salasek second by Patten to 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 carried 3-0. Kim Elder can sign some documents as point of contact for the project. Estimates coming for \$ phase 1 and phase 2, to finish the application data.

**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: "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.

**Public Forum:** Benson announced today is Primary Election day, June 7, 2022, polls close at 8 pm.

**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 9:56 a.m. Note the meeting on June 21, 2022, will be held at the Election Center, 107 S 1<sup>st</sup> Avenue, Marshalltown, Iowa



Dave Thompson  
Board of Supervisors, Chairman

Attest:



Nan Benson  
Nan Benson, Auditor and Recorder