

**Marshall County Board of Supervisors
Regular Session April 14, 2020 at 9:05 a.m.**

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://zoom.us/j/366203539?pwd=R2srRHNOaVhqaEE1SVNTRzZ2SUN5dz09	Dial In By Phone Dial : +1- 301- 715- 8592 Use Meeting ID: 366 203 539 Password: 011914	Go to: YouTube for comments during meeting Marshall County YouTube
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The meeting agenda is listed on the pages following.

**Marshall County Board of Supervisors
Regular Session April 14, 2020 at 9:05 a.m.**

MINUTES

The Board met in regular session on Tuesday, April 14, 2020, at 9:05 a.m. in the Grand Courtroom, Courthouse, 4th Floor and via online ZOOM on with all 3 members present.

1. Approval or Amendment of Agenda—

Motion by Thompson, second by Patten, to approve the agenda as printed.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

Consent Agenda:

- 2. Approve Minutes--**from Regular Session of March 31, 2020.
- 3. Accept Annual Manure Management Plan Update—**Bangor Finisher Farm, id no. 59034, annual update received and placed on file with the following changes to the MMP: added acres, changed crop rotation or optimum yields, and used manure analysis.
- 4. Accept Annual Manure Management Plan Update—**Dennis A Anderson, id no. 62848, annual update received and placed on file with no changes to the MMP.
- 5. Accept Annual Manure Management Plan Update—**Marco Pork, owner TriOak Foods, Inc., id no. 61016, annual update received and placed on file with no changes to the MMP.
- 6. Accept Annual Manure Management Plan Update—**Kaleb Applegate, id no. 69350, annual update received and placed on file with no changes to the MMP.
- 7. Accept Recorder's Quarterly Report – January 2020 – March 2020**

Records Management Fund	\$ 1,352.00
E-Commerce Fund	\$ 1,352.00
General Basic Fund	\$ 58,040.29
- 8. 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 April will be published as part of the first meeting in May.

Motion by Patten, second by Thompson, to approve the consent agenda as printed.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

- 9. “Families First Coronavirus Response Act” (FFCRA) (H.R. 6201) --**Discussion and possible action to add an Amendment to the “Marshall County Infectious Disease Action Plan COVID-19 Pandemic 4/01/2020” which is our policy created for the recent “Families First Coronavirus Response Act” (FFCRA) (H.R. 6201):

For any full-time employee that is normally scheduled to work forty (40) hours per week, if they work less than forty (40) hours per week, the employee shall be compensated for all hours worked at full pay and any hours not worked up to forty (40) hours at two-thirds their regular rate of pay. This leave will not be considered FFCRA leave unless it otherwise falls under the criteria for that leave.

For any part-time employees, their regular hours will be calculated based on the average number of hours they have worked over the past six (6) months. While this policy is in place, part-time employees will be compensated for all hours they work in each week and for those regular hours for which they do not work, they will be compensated at two-thirds their rate of pay as defined in the FFCRA. This leave will not be considered FFCRA leave unless it otherwise falls under the criteria for that leave.

In all instances where employees are receiving two-thirds of their normal pay, the employee is permitted to use any accrued, paid leave to compensate for the one-third (1/3) difference to receive a full paycheck.

Discussion: Nan Benson said this was part of the policy from Ahlers & Cooney recommended, however, this part was not part of the law. I could go either way on this but my recommendation would be to leave this up to the Department Heads. In the Auditor/Recorder's Office we are working on many catch up projects but this would allow some flexibility if need. Dave agreed that we could go either way but said all of the Department Heads report to BOS so they would have say in those Departments. Dave said since we don't know what is coming it would be good to approve this to allow the flexibility. Nan said the Elected Officials can do what they would like. Dave agreed. Bill agreed that approving this just allows for the flexibility.

Motion by Thompson, second by Patten to adopt this Amendment to the "Marshall County Infectious Disease Action Plan COVID-19 Pandemic 4/01/2020" which is our policy created for the recent "Families First Coronavirus Response Act" (FFCRA) (H.R. 6201) at the discretion of the Department Head or Elected Official.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

10. Approval of Lease Agreement-Discussion and possible action to approve a lease agreement between Marshall County, Iowa and the City of Marshalltown, 24 N. Center St. This lease agreement is for temporary Primary Election office space for County offices to perform the primary election at the Old Fire Station, 109 S 1st Ave, from 4/15/2020 through approximately 6/15/2020 due to construction beginning in the Marshall County Annex as a result of the July 19, 2018 tornado damage.

Discussion: Nan said that the City of Marshalltown approved the lease at last night's City Council Meeting. I approached Jessica Kinser at the City of Marshalltown due to the delay in the sale of the old

fire station because of the COVID-19 pandemic. We worked through the timing and determined there was enough time as long as Marshall County would be willing for any showings of the old fire station which I agreed to. Dave asked if these funds will be paid out of insurance proceeds. Nan confirmed and the \$2,000 per month will come from EMC – Business Income Extra Expense. The amount was what a place near US Cellular across the bridge was charging and the space was too small.

Motion by Patten second by Thompson, to approve the lease agreement between Marshall County, IA and City of Marshalltown for the use of office space.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

11. Secondary Roads -FY2020 Iowa DOT Budget Amendment—Discussion and possible action on the approval of the amended FY 2020 Iowa DOT Budget for the Marshall County Secondary Road Department. This amendment is to cause our DOT budget to reflect the same changes that were made with the Marshall County Budget amendment of March 31, 2020.

Discussion: Paul Geilenfeldt said this is part of our annual approval for DOT amendment.

Motion by Thompson, second by Patten, to approve the amended FY2020 Iowa DOT Budget for the Marshall County Secondary Road Department.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

12. Secondary Roads-FY2021 Iowa DOT Budget—Discussion and possible action on the approval of the FY2021 Iowa DOT Budget for the Marshall County Secondary Road Department.

Discussion: Paul said this is part of our annual approval for DOT for next year budget.

Motion by Patten, second by Thompson, to approve FY2021 Iowa DOT Budget for the Marshall County Secondary Road Department.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

13. Secondary Roads-Marshall County FY2021 Secondary Roads Construction Program—Discussion and possible action on the approval of the FY2021 Secondary Roads Construction Program for the Marshall County Secondary Road Department.

Discussion: Paul said this is our annual approval for 5 year plan with DOT which is updated each year.

Motion by Thompson, second by Patten, to approve FY2021 Secondary Roads Construction Program for the Marshall County Secondary Road Department.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

14. Sexual Assault Awareness Month Proclamation--

Sexual Assault Awareness Month

Proclamation

APRIL 2020

In the United States, April is Sexual Assault Awareness Month (SAAM). The goal of SAAM is to raise public awareness about sexual violence and educate communities on how to prevent it. SAAM calls attention to the fact that sexual harassment, assault, and abuse are widespread and impact every person in this community. Rape, sexual assault, and sexual harassment harm our community, and statistics show one in five women and one in 67 men will be raped at some point in their lives (Smith et al., 2017).

Child sexual abuse prevention must be a priority to confront the reality that one in six boys and one in four girls will experience sexual assault before age 18 (Dube et al., 2005).

On campus, one in five women and one in 16 men are sexually assaulted during their time in college (Krebs et al., 2007).

This year, SAAM is celebrating its 19th anniversary. The theme for this year's campaign, "I Ask" helps empower all of us to put consent into practice and shares the message that asking for consent is a normal and necessary part of sex.

I join advocates and communities across the country in taking action to prevent sexual violence. April is Sexual Assault Awareness Month and each day of the year is an opportunity to create change for the future.

Name

Date

Dube, S. R., Anda, R. F., Whitfield, C. L., Brown, D. W., Felitti, V. J., Dong, M., & Giles, W. H. (2005). Long-term consequences of childhood sexual abuse by gender of victim. *American Journal of Preventive Medicine*, 28(5), 430-438. <https://doi.org/10.1016/j.amepre.2005.01.015>

Krebs, C. P., Lindquist, C. H., Warner, T. D., Fisher, B. S., & Martin, S. L. (2007). *The Campus Sexual Assault (CSA) Study* (NCJ 22153). National Criminal Justice Reference Service. <https://www.ncjrs.gov/pdffiles/nij/grants/22153.pdf>

Smith, S. G., Chen, J., Basile, K. C., Gilbert, L. K., Merrick, M. T., Patel, N., Walling, M., & Jain, A. (2017). *The National Intimate Partner and Sexual Violence Survey (NISVS): 2010-2012 state report*. U.S. Department of Health and Human Services, Centers for Disease Control and Prevention. <https://www.cdc.gov/violenceprevention/pdf/NISVS-StateReportBook.pdf>

NSVRC
NATIONAL SEXUAL VIOLENCE RESOURCE CENTER

Sexual Assault
Awareness Month

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Motion by Patten, second by Thompson to proclaim the month of April as
“Sexual Assault Awareness Month.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

15. Marshall County Public Safety Communications Project - Brad Pfantz, Chief, State Center Fire and EMS, provided a project update.

Discussion: Brad Pfantz said this is a follow up to March 12th Marshall County Communication Commission Meeting. I found out that the information from that evening’s meeting was not passed along to the other two Supervisors so I will update the group. Bill corrected that it was printed and given to the other Supervisors. One issue is to levy for the 1.9 million maintenance of the system does not seem right. Brad said the Commission agreed to levy for the maintenance. This will lower the levy from 5.5 million to 3.6 million. The Commission, includes Town Mayors, Sheriff, and one BOS. The Commission voted overwhelmingly to approve the maintenance levy, however, they did not levy for this. The SO and Marshalltown PD currently have a maintenance agreement. We will have just under 500 subscribers. If we owe the system with this levy, then the annual maintenance will be much lower. RACOM owns the current system and we pay lease payments to RACOM. Dave said he felt the infrastructure seemed acceptable but not the radios for the individual fire departments. The radios could be levied by the appropriate City and Townships. Brad responded was that the lose equipment budgets could not support that. Steve asked about a General Bond and going out for a Vote. Brad said that Communications are hard to educate the public and I think that is why the Essential Purpose Bonds was created. Dave asked about why RACOM has not updated the system that they own. Brad said they built the system originally because the County did not want to have it. Mary Stubbs shared that an Essential Purpose Bond was used in 2014 for 1.2 million for the Courthouse. Kim Elder said that it would be worth looking into grants with all the COVID-19 stuff going on. Dave and Bill discussion of communication equipment funds of approximately \$200,000. Bill said that there should be some funding available as they only spent \$10,000 for the new E911 Director. The questions about Johnson County was brought up. Brad said he thought they were all on the old system. In Marshall County we are a blend which makes us unique. We need to look at this as a County wide projects. Bill said that the Code said that the Supervisors need to make sure there is a 911 system but it does not say that we have to pay for it. Brad said to please reach out and continue our conversations. We have been having these conversations for 4 months. What is the timeline and how do we move the ball down the field? Dave said we will continue work on this. Nan said that there will be a cost for the Election if we do a General Bond for \$20,000 - \$30,000 cost. Brad said that the build time once we say go it will be 12 – 18 months. The County can add extra public meetings to allow the voters their voice if we go the Essential Purpose Bond route. Discussion on the current system deterioration. Dave said that he would like an update in a couple of weeks. We will have a discussion again on the April 28th meeting. Brad asked what information you would like to make this decision. Steve said he will let you know in the next week.

16. Public Forum— Nan Benson mentioned she is in need of PPE for Primary Election on June 2nd. The Secretary of State will be paying \$300 per precinct (19). We need Nitrile Gloves, Masks (may have someone to make them), and Cleaning Supplies. We have the hand sanitizer and Plexiglas guards (19 of them) already covered or in process. Kim Elder said to reach out to her with numbers.

17. Adjournment--The next regular session is April 28, 2020, 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 Thursday, April 23, 2020 at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 10:26 a.m.

Steve Salasek
Board of Supervisors, Chairman

Attest:

Nan Benson
Marshall County
Auditor and Recorder

The Board of Supervisors' calendar can be viewed: <http://goo.gl/yubHzV>.