

**Marshall County Board of Supervisors
Regular Session July 21, 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://us02web.zoom.us/j/82017378114?pwd=a2llUTZjcWFFYmtPUWphekNXZkEvdz09	Dial In By Phone +1-312-626-6799 US Meeting ID: 820 1737 8114 Password: 004543	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 21, 2020 at 9:05 a.m.**

MINUTES

The Board met in regular session on Tuesday, July 21, 2020, at 9:05 a.m. in the Grand Courtroom and via online ZOOM with 2 members present. Supervisor Salasek was present by phone.

Pledge of Allegiance

1. Approval or Amendment of Agenda—

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

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

- 2. Years of Service Recognition-** Steve Stark (Sheriff's Office) – 20 years, Jill Brockman (Sheriff's Office) – 20 years

3. Edler Brothers Farm Section 36 Site Construction Permit Application, Public Hearing, Facility Id #58297--

At the public hearing, any resident may present objections to or arguments in favor of a construction permit application for proposed expansion of an existing permitted animal confinement feeding operation for Edler Brothers Farm Section 36 Site.

There was no written comments, questions, or objections on file in the County Auditor's Office on the construction permit application of an existing animal feeding operation for Edler Brothers Farm Section 36 Site.

Of the 17 individual(s) attending the public hearing, no individual(s) presented oral comments, questions or objections.

Motion by Salasek, second by Patten to close the hearing at 9:09 a.m.

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

4. Resolution #2020-0024

RESOLUTION –Edler Brothers Farm Section 36 Site Application for Construction Permit for Proposed Expansion on an Existing Animal Confinement Feeding Operation, Facility ID #58297—Edler Brothers is a permitted operation that is proposing to expand. The proposed expansion will consist of two shallow pit additions on an existing swine farrowing confinement building at an existing swine confinement/beef cattle open lot

facility. The Animal Unit Capacity Of The Confinement Operation after Construction: Unchanged at 1116.80 animal units.(1912 head of gestating swine, 430 head of farrowing swine, 400 head of swine gilts and 200 head of nursery swine)

The construction permit application of existing animal confinement feeding operation from Edler Brothers Farm Section 36 Site was published in the Marshalltown Times-Republican, Marshalltown, Iowa July 8, 2020, and the Mid Iowa Enterprise, State Center, Iowa on July 9, 2020; and

There was no written comments, questions, or objections on file in the Auditor's Office and 17 individuals attended the public hearing. There was no comment(s), question, or objection at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors to recommend approval by the Department of Natural Resources on the construction permit application of the existing animal confinement feeding operation from Edler Brothers Farm Section 36 Site.

Dated at Marshalltown, Iowa this 21st day of July, 2020.

Motion by Patten, second by Salasek to adopt Resolution 2020-0024, Edler Brothers Farm Section 36 Site Application for Construction Permit for proposed expansion on an existing Animal Confinement Feeding Operation, Facility ID #58297.

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

Steve Salasek
Board of Supervisors, Chairman

Attest:

Nan Benson
Marshall County
Auditor and Recorder

5. Tri-Oak Foods Inc.-Marco Pork LP Site Construction Permit Application, Public Hearing, Facility Id #61016--

At the public hearing, any resident may present objections to or arguments in favor of a construction permit application for proposed expansion of an existing permitted animal confinement feeding operation for Tri-Oaks Foods Inc.-Marco Pork LP Site.

There was no written comments, questions, or objections on file in the County Auditor's Office on the construction permit application of an existing animal feeding operation for Tri-Oak Foods Inc.-Marco Pork LP Site.

Of the 17 individual(s) attending the public hearing, no individual(s) presented oral comments, questions or objections.

Motion by Patten, second by Salasek to close the hearing at 9:12 a.m.

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

6. Resolution #2020-0025

RESOLUTION –Tri Oaks Foods Inc. - Marco Pork LP Site Application for Construction Permit for Proposed Expansion on an Existing Animal Confinement Feeding Operation, Facility ID #61016—Tri Oaks Foods Inc. – Marco Pork LP Site is a permitted operation that is proposing to expand. The proposed expansion will consist of remodeling the interior of existing swine sow confinement buildings and construct one new swine gilt-grower confinement building at an existing swine confinement facility. The Animal Unit Capacity of the Confinement Operation after Construction: Reduced to 3167.20 animal units (4922 head of gestating swine, 976 head of farrowing swine, 1882 head of swine gilts and 552 head of nursery swine)

The construction permit application of existing animal confinement feeding operation from Tri Oaks Foods Inc.- Marco Pork LP Site was published in the Marshalltown Times-Republican, Marshalltown, Iowa July 9, 2020, and the Mid Iowa Enterprise, State Center, Iowa on July 9, 2020; and

There was no written comments, questions, or objections on file in the Auditor's Office and 17 individuals attended the public hearing. There was no comment(s), question, or objection at the hearing.

Now, Therefore, Be It Resolved by the Marshall County Board of Supervisors to recommend approval by the Department of Natural Resources on the construction permit application of the existing animal confinement feeding operation from Tri Oaks Foods Inc.

Dated at Marshalltown, Iowa this 21st day of July, 2020.

Motion by Salasek, second by Patten to adopt Resolution 2020-0025, Tri Oaks Foods Inc. – Marco Pork LP Site Application for Construction Permit for proposed expansion on an existing Animal Confinement Feeding Operation, Facility ID #61016.

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

Steve Salasek
Board of Supervisors, Chairman

Attest:

Nan Benson
Marshall County
Auditor and Recorder

Consent Agenda:

7. **Approve Minutes**--from Regular Session of July 7, 2020.
8. **Appointment Commencing July 21, 2020—**
 - a. **Civil Service Commission**—Appoint Maureen Lyons to fulfill the unexpired term of Cindy Schulte effective July 21, 2020 through December 31, 2022.
9. **Accept Recorder's Quarterly Report – April 2020 – June 2020**

Records Management Fund	\$ 1,654.00
E-Commerce Fund	\$ 1,654.00
General Basic Fund	\$ 57,219.50
10. **File Clerk of District Court Report-6-2020**
 - a. General Supplemental Fund Surcharge- \$509.50
11. **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.

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

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

12. Cash Count from June 30, 2020

<u>Treasurer</u>	Vault Cash	885.00
	Office Till	2,100.00
	Cash-Deposit in transit	14,026.55
	Checks-Deposit in transit	52,061.78
	County CD's	3,579,105.14
	County Bank Accounts	11,978,738.38
	Cash-Insufficient Fund Checks	171.00
	Conservation Land Acquisition	413,952.54
	Flexible Benefits	8,894.06
	Klaunenberg Trust Savings account	368,282.15
	Recorder's Records Management	30,158.34
	Solid Waste Irrevocable Trust	5,003,676.69
	Special Resource Enhancement	97,597.03
	E911	865,956.95
	Special Events	292.95
	Wellness Fund	15,539.72
	County Attorney Collection Incentive	36,336.57

	Employee Dental	26,164.31
	Employee Health	4,660,739.31
	D.A.R.E. Fund	161.20
	Jail Commissary Profit Fund	259,976.78
	Sheriff Investigative	13,954.84
	Attorney Forfeiture	11,052.44
	County Capital Building	787,421.11
	Marshall County Communications	237,263.02
	Farm to Market Ext	675,357.96
Treasurer's Total		29,139,865.82
<u>Sheriff</u>	Petty cash (misc. office expense)	300.00
	Prisoner trust fund – commissary	0.00
Sheriff's Total		300.00
<u>Recorder</u>	Passport/ Recording Drawer Cash	150.00
	Vital Records/Recorder Drawer Cash	300.00
	DNR Drawer Cash	250.00
	Copy Money Cash	68.30
	Petty Cash	87.22
	Account Rec.	126.00
Recorder's Total		981.52
<u>Vet. Affairs</u>	Petty Cash	100.00
	Checks	0.00
Veteran's Affairs Total		100.00
<u>Grand Total</u>		<u>29,141,247.34</u>

As counted by the Treasurer's Office, the Sheriff's Office, Veteran's Affairs Office and the Auditor and Recorder's Office, Tuesday, June 30, 2020.

Motion by Salasek, second by Patten, to approve the results of the cash count conducted on Tuesday, June 30, 2020.

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

Tabled from 7-7-20 BOS Meeting

13. Lease between Masonic Holding Corporation and Marshall County—Discussion and action on a lease between the Masonic Holding Corporation and Marshall County regarding Room nos. 204, 205, 206, 207, 208a, 209, and 216 consisting of approx. 2127 square feet, used for general office space by Juvenile Court Services, second floor, Masonic Temple Building, 26 South 1st Ave., Marshalltown.

Discussion: Bill said that he does not have any further information due to a death in the family on the contact with the Masonic Temple Board. The Board members agreed to leave this on the table.

Motion by _____, second by _____ to remove this item from the table.

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

Motion by _____, second by _____ to _____.

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

14. Approval of Lease Agreement-Discussion and possible action to approve a lease agreement between Marshall County, Iowa and Iowa Valley Community College District – Orpheum Theater, 220 E Main St. This lease agreement is for temporary office space for Marshall County Courts to hold Court proceedings as a result of COVID-19 to assist with proper social distancing.

Discussion: Nan wanted to thank Iowa Valley Community College District for all their work on preparing the Orpheum Theater for use by the Courts. This was delayed because the Courts felt that the memorabilia off the walls for Security purposes which has been done. This lease will be \$1 for the term and we will pay the utilities by quarterly billing from IVCCD. Dave asked if we pay the difference in utilities. Nan said that she asked and IVCCD need 100% of utilities to be consistent with other similar rental on the Ellsworth Campus.

Motion by Patten, second by Salasek, to approve the lease agreement between Marshall County, IA and Iowa Valley Community College District – Orpheum Theater for use by Marshall County Courts.

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

15. Secondary Road-Equipment Purchase—Discussion and possible action to approve the purchase of a used CAT 12M3 AWD Motor Grader from Ziegler CAT in Altoona, IA for \$205,500. This unit will be paid from the FY 2021 equipment budget.

Discussion: Paul said this unit is coming in on trade from Duluth with 1500 hours on it. This is a good fit for us due to the joy stick driving mechanism isn't on this machine which is not good for the part-time staff. We will trade in a unit with 14,000 hours. This is an all-wheel drive unit.

Motion by Patten, second by Salasek to approve this purchase.

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

16. Approval of Mediation documents regarding Marshall County Ordinance and Law Code Coverage--Discussion and possible action to approve mediation documents regarding Marshall County Ordinance and Law Code Coverage.

Motion by Patten, second by Salasek, to approve documents and authorize the ~~Chairman~~ County Attorney to sign.

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

17. Discussion--Discussion on continuing to have the door monitor at the bank for County offices and how long?

Discussion: Nan said we currently have a door person scheduled through July 31st. There is not a way to enforce the wearing of masks without having a door person. Jarret Heil and I both talked to our staff and there are several that prefer that masks remain required. We have used about 1,500 masks on those customers that did not have one. I have been lucky to get masks at a good price, the last order was 500 masks for \$130. Nan said that as additional retailers require masks patrons will be used to wearing them. The Board agreed to continue as is and to continue revisiting this each meeting.

18. Discussion: Kevin Marks, local resident, will discuss concerns regarding use of Marshall County Garwin Road Property

Discussion: Kevin Marks wanted to alert that the neighbor has kids and friends riding dirt bikes on this property. There is adult drinking and fireworks going on as well. They are also riding in the ditches and coming into my property. I contacted the Sheriff's Office and was told that someone from the Board of Supervisors needs to contact the neighbor. Kevin said that if riding is allowed then anyone should be able to do so as well. Dave said the only permission the Board has given was for mowing. Kevin provided additional information about DNR conversations.

There was additional discussion about the mowing agreement. The Supervisors will contact the Sheriff's Office to get this taken care of.

19. Discussion-Discussion on Fire and EMS Radio Project

Discussion: Bill had the idea of putting the new equipment on the old towers to be used. Bill discussed this idea with Diane Richardson at RACOM and would not work. We are back to making sure our budget can handle this project, there is 15% on signing contract and 15% when works begins, which is a lot of money up front. Bill had further discussion on how the budget works for Marshall County as well as for the Fire Departments. There is a potential site near St. Anthony which they are trying to secure the land with the land owner. Dave clarified that we planned for this over a 3 year budget period. Dave said that we will continue to work to get this going. Diana Richardson with RACOM wanted to thank the Supervisors for the good conversations we have had. She wants to continue those conversations with the Supervisors. Dave would like to have these conversations for the next 3 -4 weeks. We will also have Ahlers and Cooney review the contract because there is a conflict with our County Attorney's husband is a RACOM owner. Dave said that Brad Pfantz was to get information for the local fire departments. Steve had conversation with Marshalltown Fire Chief, he said that they are questioning how the borrowing was going to work. Bill clarified that Marshall County is not loaning the funds just facilitating the loan.

20. Discussion: Terry Ebke, a representative from Legal Shield/ID Shield, will present services they would like to offer to Marshall County Employees.

Discussion- Terry Ebke with Legal Shield/ID Shield provide handouts for this service for the member, spouse and dependent children. The cost can be paid by Marshall County or the employee. Terry provided an example on an out of state ticket and how they represented him. Dave will forward the information to Nan.

21. Please Complete Your 2020 Census Now—to complete your 2020 Census can simply go on online to: **my2020Census.gov**, call **1-844-330-2020 (English)** or **1-844-468-2020 (Spanish)** or return your 2020 Census by mail. Governor Reynolds “Key to the FUTURE Response Rate Challenge” is working! **NEW--Mobile Questionnaire Assistance**-Locations where Census takers are posted to assist people with filling out their 2020Census. Mobile Census takers will be located at JBS on Friday, July 17th and the full week of July 20-25 2-5p.m. Within the next week Census takers will posted outside of Casey's on N 3rd, Haley's, La Vecindad and possibly Dairy Queen and Great Western Bank to assist people in filling out their 2020 Census.

Percentage of Completed 2020 Census by Cities in Marshall County, IA

City/Town In Marshall County, IA and 2018 5ry ACS total households	Percentage of Completed Census 6-16-20 Response Rate	Percentage of Change from Previous Date of July 7, 2020	Key to the Future Response Rate Challenge Goal Cities with Population less than 5000
Albion 252 households	65.5%	1.3%	100%
Clemons 60 households	63.6%	0%	100%
Ferguson 80 households	62.1%	0%	100%
Gilman 203 households	66.5%	+.4%	100%
Haverhill 73 households	68.1%	0%	100%
Laurel 108 households	65.9%	0%	100%
Le Grand 367 households	70.6%	+8%	100%
Liscomb 120 households	61.1%	0%	100%
Melbourne 340 households	60.6%	0%	100%
Rhodes 108 households	55.0%	+.7%	100%
St. Anthony 25 households	43.5%	0%	100%
State Center 583 households	64.8%	+.2%	100%

Name of City in Marshall County, with population over 5,000 and 2018 5ry ACS total households	Percentage of Completed Census 6-16-20	Percentage of Change from July 7, 2020	Key to the Future Response Rate Challenge Goal 2010 Self Response plus 10%
Marshalltown 10,231 households	64.3%	+.1%	82.8%
Marshall County, IA Currently ranked 64 out of 99 counties	65.4%	+.1%	82.5%
State of Iowa	68.1%	+.2%	

Currently tied for 4 th in nation with Nebraska			
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Discussion: Lisa Gassman provided an update on the Census in Marshall County. Lisa met with John Cook following last Board of Supervisor Meeting. She said there is a new Mobile Census questionnaire to target locations which have a low response. This would be the northeast part of Marshalltown. JBS is allowing some Census personnel on site next week. They will be also located at several businesses in the northeastern part of Marshalltown. 107 S 1st Ave

22. Acceptance of Real Estate Gift—Discussion and possible action to accept real estate gift.

Motion by Patten, second by Salasek to accept this gracious real estate gift for staff and citizens.

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

Dave took off his Supervisor hat and is now just a Marshalltown citizen. Dave read a statement from himself and his wife, Kathy, see separate page. Steve said that he is nearly speechless about this phenomenal gift. Nan said that this will be of great assistance to the Election Department getting them in the same location. The Elections has been working out of 4 locations and this will provide for much greater efficiency for the Election team and is very thankful for this gift. Lucas said that this facility will provide Building and Grounds a space with double the square footage of his previous location with additional features his department did not previously have. He would like to thank Dave and Kathy for this generous donation.

23. Public Forum— Lucas said that we received bids for the Courthouse Interior last Friday. We should have numbers by the end of the week. Dave clarified that these bids went to the General Contractor representing EMC Insurance. Lucas clarified that a portion is the responsibility of Marshall County.

24. Adjournment--The next regular session is August 4, 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, July 30, 2020 at 1:00 p.m.** There being no further business to come before the Board, the meeting was adjourned at 10:24 a.m.

Steve Salasek
Board of Supervisors, Chairman

Attest:

Nan Benson
Marshall County
Auditor and Recorder

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



106 S Center St.
Marshalltown, IA 50158

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Thompson's to Donate Facility to Marshall County

June 23rd, 2020

Marshalltown has always been a community with a great deal of pride. Unfortunately, since the tornado that devastated our town, we have all felt our community struggle with the hardships of recovery. We have shared in the joy of renewal, and we have all been touched by the continuing loss of homes, buildings, and businesses. Our downtown bears the scars of this loss, not just the buildings and their history, but also the local businesses and the jobs that they created.

When we heard that the old fire station was going to be sold, my family and I talked about options to rehabilitate this property. We wanted to find a way to ensure years of productive use for an asset that has served Marshalltown for so many decades. Obviously, we saw its potential for our business, but we also quickly recognized that with so many buildings being torn down, other small businesses were facing challenges. Additionally, as a County Supervisor, I have seen firsthand how our ever-growing needs have outpaced the limited space in the Courthouse.

Therefore, with our recent acquisition of the old fire station, we have decided to turn it into a multi-use facility. In the South half we will be using part for storage and future expansion while renting out the office space to help retain local businesses. The North half of the property, we will be donating to Marshall County to help ease their space burdens and improve functionality.

On behalf of my wife and I, we hope that this, in some small way, gives back to the people of Marshall County for the 36 years of support and patronage they have shown our family and business. We look forward to continuing to be a partner in rejuvenating the heart of our community, Marshalltown's downtown district.

Thank you,

Dave and Kathy Thompson