Please Note New ZOOM Meeting Information Listed Below

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	**Dial In By Phone**	**Go to: YouTube for comments during meeting**
Join Zoom Meeting https://us02web.zoom.us/j/87136221316?pwd=Q0lDeXVveHpLSVROa3lvRDVTcXhaQT09	1-312-626-6799 US Dial by your location Meeting ID: 871 3622 1316 If needed Passcode: 526957 If needed	Marshall County YouTube

Marshall County Board of Supervisors
Regular Session June 22, 2021 at 9:05 a.m.
1 E MAIN ST, GRAND COURT ROOM AND VIA ZOOM
MINUTES

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 June 22, 2021. Chair Thompson called the meeting to order at 9:05 a.m., and led the Pledge of Allegiance. Present: Chair David E Thompson, Vice Chair Bill Patten, Member Steve Salasek. Chair Thompson actively participated via ZOOM. 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 June 8, 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 month of June will be published as part of the first meeting in July.

c. **File Clerk of District Court Report: May 2021**. General Supplemental Fund Surcharge- $538.89

d. **Receipt of Construction Permit Application:** Edler Brothers #58297, Eubanks Site, 1507 220th St, State Center.

e. **File Manure Management Plans**
   i. **Jared Whitaker #70163, 1458 180th St, Clemons.** No changes.
   ii. **Justin Whitaker #66798, 1775 Binford Ave, State Center**. No changes.
   iii. **MTM Farms LC #61010, 3016 Marsh Ave, Haverhill.** No changes.
   iv. **Tamco Pork II LLC #58267, 3079 310th St Gilman.** No Changes.

Motion by Salasek, second by Patten, to approve the **Mobile Band Shell Rental Agreement with Oktemberfest Inc, for 9/24-9/26/2021.** Roll call vote carried 3-0.

Motion by Patten, second by Salasek, to approve **New Hire, Chase Dobson, Jailer, Sheriff's Department**. Start date 6/23/2021, full time permanent, $19.41/hr. Sheriff Phillips said the new hire fills a vacancy. Roll call vote carried 3-0.

Motion by Salasek, second by Patten to approve the amended, as discussed, to include small changes relating to contract notification and contract start dates, **Contract with FIRST ONSITE, of Freeport, Illinois, for Marshall County Courthouse Interior Project.** Contract sum $2,624,420.22, Substantial Completion of Phase 1 by 9/21/21 and Phase 2 by 12/31/2021. 5% Retainage. Roll call vote carried 3-0.

Motion by Salasek, second by Thompson, to approve the **Liquor License for West Marshall Golf Course Association,** DBA: Lincoln Valley Golf, Class C Liquor License: LC0010945, Tentative Effective Date: 6/30/2021, Expiration Date: 6/30/2022. Roll call vote carried 3-0.

Motion by Patten, second by Salasek, to approve **Transfers #918, #919, #920 and #921.** Roll call vote carried 3-0:

a. **Transfer #918**, a quarterly transfer of no more than $670,000 from Rural Services Fund to Secondary Road Fund, but not to exceed the maximum transfer yet be above the minimum transfer amount required by Iowa code 331.429(b).
b. **Transfer #919**, an annual transfer from LOST revenue in the Rural Services Fund to the Secondary Road Fund in the amount of $770,690.18.
c. **Transfer #920**, an annual transfer totaling no more than $3,605.04 from County Attorney Collection Incentive Fund to General Basic Fund for County Attorney office cleaning expense.
d. **Transfer #921,** one-time transfer from Capital Projects to ARPA Recovery Fund in the amount of $3,823,483.50. Auditor/Recorder Benson noted the funds were received a few weeks ago, but only recently received guidance to create a special revenue fund.

RESOLUTION 2021-0025 APPROVING APPOINTMENT OF JESSICA CHIZEK TO THE POSITION OF ASSISTANT AUDITOR AND RECORDER / ASSISTANT COMMISSIONER OF ELECTIONS IN THE OFFICE OF THE COUNTY AUDITOR/RECORDER

Whereas due to the retirement of the current Assistant Auditor and Recorder / Assistant Commissioner of Elections in the Office of the County Auditor/Recorder in the Office of the County Auditor/Recorder, there is need to appoint a replacement.

Be it Hereby Resolved that the Board of Supervisors Approve the Appointment of Jessica Chizek to the position of Assistant Auditor and Recorder / Assistant Commissioner of Elections in the Office of the County Auditor/Recorder, effective July 5, 2021.

Motion by Salasek, second by Patten, to adopt **RESOLUTION 2021-0025 APPROVING APPOINTMENT OF JESSICA CHIZEK TO THE POSITION OF ASSISTANT AUDITOR AND RECORDER / ASSISTANT COMMISSIONER OF ELECTIONS IN THE OFFICE OF THE COUNTY AUDITOR/RECORDER.** Roll call vote carried 3-0.

PASSED AND APPROVED this 22nd day of June, 2021.

Dave Thompson
Board of Supervisors, Chairman

Attest: Nan Benson
Marshall County Auditor / Recorder

RESOLUTION #2021-0026 APPROPRIATION OF FUNDS-FY 2021-22

Whereas it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2021, 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:

Department	Appropriation		
#01 Supervisors	179,420	#23 Local Health Board	233,401
#02 Auditor & Recorder	1,118,470	#24 Weed Eradication	78,250
#03 Treasurer	664,750	#25 Dept. of Human Services	114,950
#04 County Attorney	1,467,020	#28 Medical Examiner	149,600
#05 Sheriff	6,196,520	#31 District Court	362,700
#08 Buildings & Grounds	1,137,640	#33 County Library Contract	69,442
#09 Zoning	18,400	#42 Gateway TIF	56,000
#15 Information Systems	804,130	#60 Mental Health Admin	840,536
#16 GIS	214,675	#70 Local Emergency Mgmt	1,352,328
#19 General Assistance	36,980	#84 County Capital Building	3,041,998
#20 County Engineer	9,011,100	#87 E-911 Towers	2,000,000
#21 Veteran Affairs	100,980	#99 Nondepartmental	1,415,432
#22 County Conservation	1,302,118	**Total**	**$ 31,966,840**

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, 2021.

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 2021-22 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 2021-22 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2022.

Motion by Patten, second by Salasek, to adopt **RESOLUTION #2021-0026 APPROPRIATION OF FUNDS-FY2021-22**. Benson informed the board this and the next resolution are "annual bookkeeping" resolutions. Roll call vote carried 3-0.

PASSED AND APPROVED this 22nd day of June, 2021.

Dave Thompson	Attest: Nan Benson
Board of Supervisors, Chairman	Marshall County Auditor / Recorder

RESOLUTION #2021-0027 ADVANCE ISSUANCE OF PAYMENTS FY 2021-22

Whereas 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.

Motion by Salasek, second by Patten, to adopt **RESOLUTION #2021-0027, ADVANCED ISSUANCE OF PAYMENTS FOR FY 2021-22**. Roll call vote carried 3-0.

PASSED AND APPROVED this 22nd day of June, 2021.

Dave Thompson	Attest: Nan Benson
Board of Supervisors, Chairman	Marshall County Auditor / Recorder

RESOLUTION #2021-0028 ABATEMENT OF REAL ESTATE AND MOBILE HOME 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 law suit 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:

Real Estate:	Parcel Identification	Abatement Amount
109 Dubuque St, Liscomb, IA 50148	8519-12-283-002	$ 467.00
101 W Main St, Marshalltown, IA 50158	8418-26-380-012	$ 3,727.00
102-104 W Main St, Marshalltown, IA	8418-35-127-015	$ 4,769.00
406 W Linn St, Marshalltown, IA 50158	8418-35-108-004	$ 867.00
	Total of Real Estate:	**$ 9,830.00**

Mobile Homes:	Mobile Home Description	Abatement Amount
513 Main St, Lot 2, Melbourne, IA 50162	1994 Bellavista VIN# NEB49A23143	$ 215.00
513 Main St, Lot 3, Melbourne, IA 50162	1991 Mans VIN# MP190621	$ 175.00
513 Main St Lot 6, Melbourne, IA 50162	1993 LKS VIN# 11242613	$ 165.00
513 Main St, Lot 8, Melbourne, IA 50162	1994 Marshfield VIN# 066329	$ 194.00
513 Main St, Lot 12, Melbourne, IA 50162	1984 Schult VIN# RF191879	$ 189.00
513 Main St, Lot 13, Melbourne, IA 50162	1984 Schult VIN# 198126	$ 161.00
513 Main St, Lot 16, Melbourne, IA 50162	1977 Chickasha VIN# 2913W	$ 165.00
513 Main St, Lot 20, Melbourne, IA 50162	1968 Schult VIN# M82639	$ 121.00
513 Main St, Lot 22, Melbourne, IA 50162	1990 North American VIN# 4863	$ 215.00
513 Main St, Lot 24, Melbourne, IA 50162	1970 OXFD VIN# 6512X1130	$ 1,439.00
513 Main St, Lot 31, Melbourne, IA 50162	1974 Skyline VIN# 01561200H	$ 123.00
513 Main St, Lot 32, Melbourne, IA 50162	1973 Hilton VIN# 442426798	$ 187.00
302 6th St SW Lot 1, State Center, IA 50247	1973 Hillcrest VIN# 02562050G	$ 167.00
408 5th Ave SW Lot 27, State Center, IA	1995 Friendship V# MY9514276V	$ 404.00
408 W High St Lot 1, Marshalltown, IA	1965 MSH VIN# 5071	$ 60.00
408 W High St Lot 2, Marshalltown, IA	1983 Vemco Roomette VIN# 5776	$ 24.00
3202 S 12th St Lot 70, Marshalltown, IA	1980 Friendship VIN# N030287X	$ 344.00
3202 S 12th St Lot 160, Marshalltown, IA	2018 ART V#INADJA09168MJ13	$ 131.00
605 W Main St, Lot 4, LeGrand, IA 50142	1973 Arle VIN# AC5571	$ 121.00
605 W Main St Lot 41, LeGrand, IA 50142	1982 Happy Home VIN# N039776	$ 150.00
	Total of Mobile Homes:	**$ 4,750.00**

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, Real Estate Abatement of $9,830.00 and Mobile Home Abatement of $4,750.00 from the county system.

Motion by Patten, second by Salasek, to adopt **RESOLUTION #2021-2028, ABATEMENT OF REAL ESTATE AND MOBILE HOME TAXES,** for Real Estate Abatement of $9,830.00 and Mobile Home Abatement of $4,750.00. Treasurer Heil noted the City of Liscomb acquired the 109 Dubuque Street, and the City of Marshalltown acquired 101 W Main St, 102-104 W Main St, and 406 W Linn St according to Iowa Code 657A, and thanked the Melbourne Coop for cleaning up the mobile home park in Melbourne. Roll call vote carried 3-0.

PASSED AND APPROVED this 22nd day of June, 2021.

Dave Thompson
Board of Supervisors, Chairman

Attest:

Nan Benson
Marshall County Auditor / Recorder

RESOLUTION #2021-0029 TO ESTABLISH THE AMERICAN RESCUE PLAN ACT (ARPA) FUND

Whereas on March 11, 2021, the Coronavirus State and Local Fiscal Recovery Fund was established by the Department of the United States Treasury under the American Rescue Plan Act (ARPA); and

Whereas, through the Fiscal Recovery Fund, Congress provided State, local and Tribal governments with significant resources to help respond to the COVID-19 public health emergency and its economic impacts; and

Whereas the Marshall County allocation from the State and Local Fiscal Recovery Fund is $7,646,967; and

Whereas Marshall County desires to follow suggested practice of the Iowa Department of Management in consultation with the Auditor of State and report activity regarding this allocation as a special revenue fund.

Therefore, Be It Resolved that a new special revenue fund be established, ARPA Recovery Fund.

Motion by Salasek second by Patten to adopt **RESOLUTION #2021-0029 TO ESTABLISH THE AMERICAN RESCUE PLAN ACT (ARPA) FUND**. Benson noted this fund will be utilized to account for ARPA activity. Roll call vote carried 3-0.

PASSED AND APPROVED this 22nd day of June, 2021.

Dave Thompson Board of Supervisors, Chairman	Attest: Nan Benson Marshall County Auditor / Recorder

Receipt of petition for residential road improvement at Wolf Lake. Members of the public Kurt Hoffmeister and Mike Poe presented a resident petition and stated concerns about the road conditions in the Wolf Lake Association area. The roads were installed in the 1960's by the developer, and are now deteriorating, along with the culverts. The Wolf Lake Association Board has 57 homes and 1.2 miles of road. County Engineer Geilenfeldt expressed budget concern, as the road improvement would have to come out of County General Fund. The Supervisors and Benson discussed the possibility of using ARPA funds for the road improvement. Benson intends to take this request in front of the county's ARPA fund group to consider the request. No action was taken.

Presentation and Funding Request for Marshalltown Arts & Civic Center / Fisher Community Center. Mike Mason, Carol Hibbs, Karn and Paul Gregoire presented the improvement project planned for the building previously known as the Fisher Community Center, 709 S Center Street, Marshalltown, Iowa. The building suffered extreme damages from the 2020 derecho, and the group is working with insurance to get all those damages covered. Bill Fisher dedicated that building and Martha Ellen Tye dedicated the theater, as well as the Fisher family's art collection to the benefit of the community. Individuals spoke about the importance of the complex to the community, citing the planned project will have a great effect on the community's tourism, with the internationally known Fisher art collection. The renaming of the facility will highlight the City of Marshalltown, with the Fisher Art Museum being a part of the improvement, and is expected to draw not only tourism, but economic development to the county. The two-phase project is estimated at just over $6M, which includes renovation of the existing conference rooms, reception hall, catering kitchen, quality art museum, and renovations to the Theater complex. The project will be ADA compliant. The project is shovel ready, the group is actively fundraising, including an application to the State for a Community Attraction and Tourism grant. The maximum amount of the CAT grant is $850,000, with the next application deadline of 7/15/2021. The CAT grant requires written commitment from both the city and the county. The presenters asked for a written pledge by the County for funding the project. The City of Marshalltown has pledged $250,000 toward the Community Attraction and Tourism Grant. Auditor/Recorder Benson said she would take this funding request, as Tourism is a valid expense for use of ARPA funds, for consideration by the County ARPA board. Supervisor Thompson asked that the County ARPA board consider a level of funding based on per capita, perhaps 67% - 33%, in a similar fashion to the previous split of city and county E911 wage expense. Supervisor Thompson asked the funding request be on the July 6 agenda to determine the financial contribution of the county toward the project, with the support being contingent on the CAT grant award. No action was taken.

Motion by Salasek, second by Patten, to **remove the tabled item, *Janitorial Contract, 101 E Church St,* for discussion and possible action.** Roll call vote carried 3-0. Motion by Salasek, second by Patten, to approve the **Janitorial Agreement, 101 E Church Street, with Kelly Tompkins, renewable one year contract**, **$400 per month**. Roll call vote carried 3-0.

Tabled until 7/6/21: Masonic Building Lease renewal for Juvenile Court Services office space

Tabled: RACOM Lease for Collins and Iowa Avenue Towers (until final draft available, possibly July 2022)

Public Forum. Auditor/Recorder Benson noted the first County ARPA meeting was held, with the next meeting scheduled prior to the July 6 Board meeting. Due to the July 4th Holiday, the building closed on July 5, claims for the Board meeting are due by noon on June 30. Empower Rural Iowa Grant is available, with approximately $97M available statewide. Treasurer Heil reported the annual property tax sale was successful, collecting over $611,000 from 1800 bidders for 471 parcels owing taxes, noting the tax sale was for two years, as a sale was not held last year per the Governor's declaration suspending property tax payment due to COVID. Public member Mark Eaton informed the board the next CAT grant deadline is October 15, 2021.

Adjournment. The **next regular session is July 6, 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, June 30, 2021 at 12:00 p.m**. There being no further business to come before the Board, the meeting is adjourned at 10:34 a.m.

Dave Thompson
Board of Supervisors, Chairman

Attest:

Nan Benson, Auditor and Recorder

See Supervisor's Calendar for upcoming scheduled meetings.