

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/87136221316?pwd=Q0lDeXVveHpLSVROa3lvRDVTcXhaQT09>

Dial In By Phone
1-312-626-6799 US
Dial by your location
Meeting ID: 871 3622 1316
If needed
Passcode: 526957
If needed

**Go to: YouTube
for comments during
meeting**

[Marshall County YouTube](#)

**Marshall County Board of Supervisors
Regular Session July 20, 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 July 20, 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. Salasek moved to approve the agenda as printed, second by Patten. Roll call vote, motion carried 3-0.

Chair Thompson thanked Eric Purvis for twenty years of service in the Secondary Road Department.

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 July 6, 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 July will be published as part of the first meeting in August.
- c. **File MMP - Tamco Pork II LLC # 58267,** 3079 310th Street Gilman, - no changes.
- d. **File Clerk of District Court Report: June 2021.** General Supplemental Fund Surcharge: \$298.09.
- e. **File Auditor/Recorder's Quarterly Report** April – June, 2021 dated 7/6/2021. Total: \$71,857.73

Records Management Fees:	\$ 1,724.00
E-commerce Fees:	\$ 1,724.00
General Basic:	\$ 68,409.73

Motion by Salasek, second by Patten, to approve **CONSTRUCTION PERMIT APPLICATION OF THE CONFINEMENT FEEDING OPERATION, EDLER BROTHERS FARM SECTION 36 SITE, FACILITY ID 58297**. The Board received and filed the application at their meeting of June 22, 2021. The DNR required notices be published and provide opportunity for written public comment. There have been no written comments. A public hearing is not required. The notices were published July 8, 2021. Roll call vote, motion carried 3-0.

RESOLUTION 2021-0030 RESTRICTING PUBLIC ACCESS TO COURTHOUSE DURING ACTIVE CONSTRUCTION

WHEREAS the Marshall County Courthouse has experienced significant damage by natural disasters, specifically the Tornado of July 2018, and the Derecho of August 2020; and

WHEREAS the Marshall County Courthouse remains an active construction zone to repair damages from those natural disasters; and

WHEREAS due to COVID and material supply issues stemming from COVID, construction is taking longer than expected; and

WHEREAS the information technology department is unable to provide infrastructure to effectively hold public meetings in other locations; and

WHEREAS the public has been engaged and has actively participated in the public meetings via ZOOM during the COVID restrictions that began March 2020; and

WHEREAS due to concern of public safety, legal advice has been sought regarding the public attendance at meetings held in the Marshall County Grand Courtroom; and

WHEREAS the Board of Supervisors, Marshall County, Iowa, find it is in the best interest to accept legal advisement to protect the public by restricting public access to the Marshall County Courthouse until the building is no longer an official active construction zone, and highly encourage the public to remain engaged via the ZOOM meeting process.

NOW THEREFORE, BE IT RESOLVED by the MARSHALL COUNTY BOARD OF SUPERVISORS,

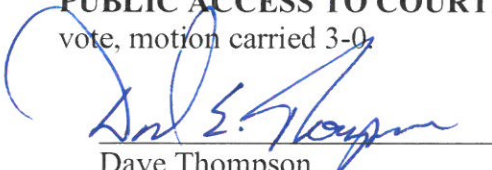
Section 1. The courthouse area, including the courthouse and grand courtroom, are closed to the public until the site is no longer an official active construction zone.

Section 2. Elected Officials and County Employees may enter the construction areas following established safety protocol.

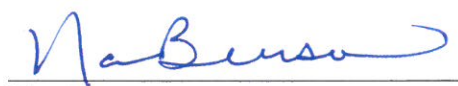
Section 3. The public may continue to remain engaged and actively participate in the public meetings via ZOOM. Presenters may provide documentation electronically for the meeting prior to the agenda deadline, which will be made available to the public during the ZOOM meeting, or by request.

Dated at Marshalltown, Iowa this 20th day of July, 2021.

Motion by Patten, second by Salasek to adopt **RESOLUTION 2021- 0030 RESTRICTING PUBLIC ACCESS TO COURTHOUSE DURING ACTIVE CONSTRUCTION**. Roll call vote, motion carried 3-0.


Dave Thompson
Board of Supervisors, Chairman

Attest:


Nan Benson
Marshall County Auditor and Recorder

Motion by Salasek, second by Patten, to approve **Letter of Support for the City of Marshalltown's CDBG grant application for the Downtown Revitalization grant** to improve properties in Marshalltown's downtown commercial historic district. The project is very important to the City of Marshalltown and to the valuation of Marshall County, and will support entrepreneurial development, lift the community's image to guests, and aid in attracting new residents. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek, to approve **Purchase of 2021 F550 Super Duty Truck from Gregg Young Automotive Group in Newton, IA for \$60,306 to be paid from FY 2022 Equipment budget, to outfit a small snowplow.** Roll call vote, motion carried 3-0.

Motion by Salasek, second by Patten, to approve **IOWA BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM APPLICATION. Grant #19-JAG-394824**, period 7/1/2021-6/30/2022. Edward Bryne Memorial Justice Assistance Grant (JAG) provides states and local jurisdictions with federal funding necessary to support programs that include law enforcement, prosecution, crime prevention, education, drug treatment and enforcement. This grant is used to partially fund the Mid Iowa Drug Task Force that provides drug enforcement to Marshall, Tama, Hardin, and Grundy Counties. The grant breakout is: Federal Funds \$ 82,000.00; Local Match: \$ 27,333.00; Total: \$ 109,333.00. Sheriff Phillips said the grant covers only base wages, and does not include benefits or overtime, for a Marshall County Supervisor, Marshall County Detective and a Tama County Detective. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek, to approve the Memorandum of Understanding (MOU) with Teamsters Local 238, regarding classification and wage rates for eligible lateral transfer employees for the collective bargaining agreement that includes deputies and jailers of the Marshall County Sheriff's Office. The MOU contains procedural guidelines, which include: Lateral transfer: New employees who at the time of hire are currently certified law enforcement officers or certified Jailer/Correctional Officer and have the appropriate sworn experience as stated below are eligible for lateral transfer if they meet the following conditions: a) Completion of 24-48 months (2-4 years) post academy service may be paid at step 2; b) Completion of 48-60 months (4-5 years) post academy service may be paid at step 3; c) Completion of 60-72 months (5-6 years) post academy service may be paid at step 4; d) Completion of 72 months (6 years) post academy service may be paid at step 5. Jailer/Correctional Officer will remain at step 4 for 72 months (6 years) post academy service. Sheriff Phillips recommended approval, noting the MOU addresses issues and allows flexibility with recruitment and retention of qualified employees. Roll call vote, motion carried 3-0.

Motion by Salasek, second by Patten to approve **28E Agreement Relating to Range Usage at the Marshall County Sheriff's Office by the City of State Center, Iowa.** The City of State Center agrees to make a significant investment into improving Marshall County's outdoor range, and the agreement specifies usage of the range and termination costs should the City of State Center no longer participate in the agreement. Phillips recommended approval of the agreement, and explained the equipment should last twenty five years, and that there is minimal maintenance of the equipment. Roll call vote, motion carried 3-0.

Motion by Patten, second by Salasek, to approve **Waiver of Separation Distance for Confinement Buildings** for 2518 Binford Avenue, owned by AB Facilities, Kevin Blood's operation. Mr. Blood and the DNR are requesting the Board approve a setback waiver. The proposed building will be approximately 60' from the Binford Avenue right of way, which meets Marshall County's setback requirement. The DNR set back requirement is 100 feet. Planning

Zoning & Weed Commissioner Apfel recommended approval and was present via Zoom for questions. Roll call vote, motion carried 3-0.

The Board discussed funding requests for projects outside normal county budget regarding **AMERICAN RESCUE PLAN ACT (ARPA)**. The Board provided direction to the County's ARPA Committee, recommended they make sure all county departments have the opportunity to provide capital projects for review, and that the Board wants to have time to consider all projects, noting that the Federal guidelines are still a work in progress, and that the county will have no problem utilizing the entire fund for county capital or specific projects. The Board took no action.

The Board discussed the County Treasurer's **Tax Suspension process, provided direction, notably that all tax suspension requests be submitted only after all tax credits have been applied for, including Veteran, Homestead or Senior/Disabled.** The board also opined should there be an active tax sale on a property that requests a tax suspension, they were unlikely to purchase the active tax sale, but would have to consider each case. No action was taken.

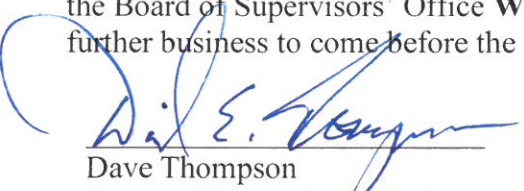
The Board discussed the Auditor and Recorder's **Scanning project update, regarding Board of Supervisor Minute Books.** The minutes would be made searchable and available electronically. The board took no action, and asked to explore options and cost of the scanning project, which is a small part of the Auditor and Recorder's scanning project of their real estate and other records, and stated willingness to part with the books, once scanned. County Engineer Geilenfeldt and Sheriff Phillips also have historical books they would like included in the project. Geilenfeldt said scanning the documents will prevent ongoing damage to the originals.

Motion by Patten, second by Salasek, to **remove the tabled Masonic Building Lease for discussion and possible action.** Roll call vote, motion carried 3-0. Salasek moved, second by Patten, to approve **Masonic Holding Corporation, lease renewal through August 31, 2024, for Juvenile Court Services office space, second floor of the Masonic Building, 26-30 S 1st Avenue. First year lease/month: \$1303. Second year lease/month: \$1368. Third year lease/month: \$1436.** Current lease expires 6/30/2021. Roll call vote, motion carried 3-0.

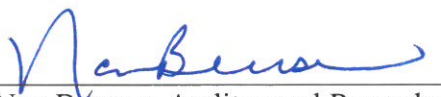
Tabled: RACOM Lease for Collins and Iowa Avenue Towers (until final draft available, likely July 2022) No action.

Public Forum. The Board discussed the North Center Bridge work, announced the bridges should be open by the end of the week, pending removal of equipment, pavement marking and signage. The Board thanked the City of Marshalltown for the cooperation of the grant that was utilized for funding. The project was completed almost six months ahead of schedule. Salasek left the meeting at 10:20 am.

Adjournment. The **next regular session is August 3, 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, July 28, 2021 at 12:00 p.m.** There being no further business to come before the Board, the meeting is adjourned at 10:21 a.m.


Dave Thompson
Board of Supervisors, Chairman

Attest:


Nan Benson, Auditor and Recorder

See Supervisor's Calendar for upcoming scheduled meetings.