

**Marshall County Board of Supervisors
Regular Session December 7, 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. Due to active construction in the courthouse area and the concern for the safety of all residents of Marshall County, the Board of Supervisors' Public Meetings will be available LIVE online, as previously established on March 31, 2020, through the COVID-19 Virus pandemic, to continue until the courthouse area, including the grounds, courthouse building and the Grand Courtroom, is no longer an official construction site. The Board passed "Resolution 2021-0030 Restricting Public Access to Courthouse During Active Construction" at their meeting of July 20, 2021, per advisement of legal counsel. The Board encourages the public to remain engaged and actively participate via the ZOOM process. Presenters may provide documentation electronically for inclusion during the meeting prior to the agenda deadline and are requested to participate via ZOOM.

Chair Thompson called the meeting to order on December 7, 2021, 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.

Consent Agenda: 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 November 23, 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 current month will be published as part of the first meeting of the following month.
- c. **File FY2021 IDOT Annual Report.**
- d. **Appoint Teresa Jenkins to the Marshall County Board of Health, effective January 1, 2022, for a three year term.** Replaces Rita Riskedahl. Chair Thompson thanked Rita for her service on the Board of Health and welcomed Teresa Jenkins.

Personnel Changes:

- a. Salasek moved to Approve **New Hire, Sheriff Department, Jailer, Logan Andrews**, Permanent Full Time, \$19.88/hr., with a start date on or after December 13, 2021, second by Patten. Motion carried 3-0. Sheriff Phillips explained this replacement hire still leaves two vacancies and a pending retirement.
- b. Patten moved to Approve **pay change for Paul Wayman, Maintenance Tech 1**, from 18.00/hr to 19.00/hr, effective 12/12/2021, second by Salasek. Motion carried 3-0. Wayman has completed his probationary period and is eligible for the increase in pay, which was budgeted.

Salasek moved to Approve **Funding Agreement with the Iowa Department of Transportation, Surface Transportation Block Grant Program Federal-aid Swap Project No.: STBG-SWAP-C064(136)FG-64; Iowa DOT Agreement No.: 1-21-STBG-SWAP- 022**, second by Patten. Motion carried 3-0. County Engineer Geilenfeldt explained the funding agreement for next year's resurfacing of E63 from Story County Line East 5 miles to IA HWY 330 HMA Pavement Widening/HMA Resurfacing. The Recipient shall receive reimbursement for costs of authorized and approved eligible project activities from STBG Federal-aid Swap funds. The portion of the project costs reimbursed by STBG Federal-aid Swap funds shall be up to \$1,500,000 for construction work as stipulated by the Region Six Planning

Commission. Marshall County is the lead local governmental agency for carrying out the provisions of the agreement.

Patten moved to Approve **Amendment to IVCCD Lease, for lease of space at the Orpheum Building**, second by Salasek. Motion carried 3-0. Chair Thompson thanked IVCCD for the use of space in the Orpheum Building for Court Services, noting this is an excellent example of taxing agencies cooperating for the public benefit. The county pays all utilities and provides janitorial services, the lease expires May 31, 2022.

Salasek moved to **ADOPT Resolution 2021-0040 Approving 28E Agreement with Central Iowa Community Services (CICS)**, second by Patten. Motion carried 3-0. Patten noted four counties have been added to the CICS region. The amended 28 Agreement also includes minor changes.

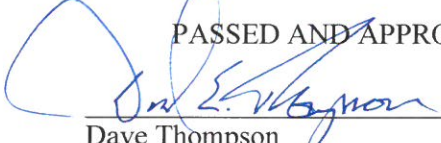
RESOLUTION #2021-0040 APPROVING 28E AGREEMENT WITH THE CENTRAL IOWA COMMUNITY SERVICES

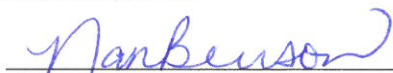
WHEREAS a proposed 28E Agreement creates a mental health and disability service region to provide local access to mental health and disability services and forms a public body corporate and politic and separate legal entity under Iowa Code Chapter 28E, Central Iowa Community Services (CICS), whose Governing Board of Directors are comprised of County Board of Supervisors of the participating Iowa Counties; and

WHEREAS the Marshall County Board of Supervisors finds participating in the program and entering into this 28E Agreement is in the best interest of Marshall County.

THEREFORE, IT IS HEREBY RESOLVED that the Chairman of the Board of Supervisors is authorized and directed to execute the 28E Agreement for Central Iowa Community Services, and the Auditor and Recorder is directed to file and record the same as required by law.

PASSED AND APPROVED this 7th day of December, 2021.


Dave Thompson
Board of Supervisors, Chairman

Attest: 
Nan Benson
Marshall County Auditor / Recorder

Patten moved to **ADOPT First Reading of Proposed Amendment 2021-01 to Marshall County Ordinance No. 21, To Establish Election Precincts in Marshall County, Not Including the City of Marshalltown, Set Hearing for December 21, 2021, and Waiver/Suspension of Second Reading by Board Action**, second by Salasek. First Reading adopted 3-0. Benson reviewed the changes made due to redistricting. The amendment consolidates and reduces the number of polling locations in unincorporated areas of the county. Benson explained there are few workers to serve on polling day and many of the sites have low voter turnout on election day at those sites.

Amendment 2101-01 to AN ORDINANCE REPEALING AND REPLACING ORDINANCE #21 "ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, NOT INCLUDING THE CITY OF MARSHALLTOWN AND DEFINING THE BOUNDARIES"

Whereas pursuant to Chapter 49 of the Code of Iowa, 2021, Marshall County is required to establish new voting precincts in Marshall County, due to the required reprecincting following the 2020 decennial census; and

Whereas the Marshall County Board of Supervisors has established new election precincts following census block lines, comprised of one or more whole townships and contained wholly within an existing legislative district that will best serve the convenience of the voters while promoting electoral efficiency pursuant to Chapter 49, Code of Iowa, 2021; and

Whereas Ordinance Number 21, having been passed by the Marshall County Board of Supervisors on November 7, 2011, is being repealed and replaced by this new Ordinance #21, dated (12/21/2021).

Whereas following a public hearing, held on (12/21/2021), the Marshall County Board of Supervisors finds this action to be in the best interest of the public.

THEREFORE, BE IT ORDAINED BY THE MARSHALL COUNTY BOARD OF SUPERVISORS, AS FOLLOWS:

SECTION 1. Repeal Ordinance Number 21, dated November 7, 2011, "ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, NOT INCLUDING THE CITY OF MARSHALLTOWN AND DEFINING THE BOUNDARIES" in the Marshall County, Iowa, Code of Ordinances.

SECTION 2. Replace Ordinance Number 21, dated November 7, 2011, "ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, NOT INCLUDING THE CITY OF MARSHALLTOWN AND DEFINING THE BOUNDARIES" in the Marshall County, Iowa, Code of Ordinances with the following:

"ORDINANCE No. 21 ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, NOT INCLUDING THE CITY OF MARSHALLTOWN AND DEFINING THE BOUNDARIES. Marshall County, Iowa, is hereby divided into 7 voting precincts that do not include the City of Marshalltown. The precincts from the 2020 census are as follows:

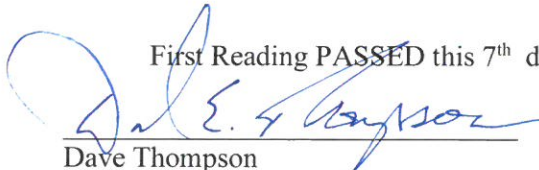
1. BANGOR/LISCOMB/TAYLOR: Bangor Township including the part of the incorporated City of Liscomb, and Liscomb Township including the part of the incorporated City of Liscomb, and Taylor Township including the incorporated city of Albion, Marshall County, Iowa.
2. EDEN/LOGAN/WASHINGTON: Eden Township including the incorporated city of Rhodes, Logan Township including the incorporated city of Melbourne, and Washington Township, Marshall County, Iowa.
3. GREEN CASTLE/LEGRAND: Green Castle Township including the incorporated cities of Ferguson and Gilman, and LeGrand Township including the incorporated city of LeGrand, Marshall County, Iowa.
4. JEFFERSON/TIMBER CREEK: Jefferson Township including the incorporated cities of Haverhill and Laurel, and Timber Creek Township, Marshall County, Iowa.
5. LIBERTY/MARIETTA/MINERVA: Liberty Township including part of the incorporated city of St. Anthony, Marietta Township, and Minerva Township including the incorporated city of Clemons and part of the incorporated city of St. Anthony, Marshall County, Iowa.
6. MARION/VIENNA: Marion Township and Vienna Township, Marshall County, Iowa.
7. STATE CENTER: State Center Township including the incorporated city of State Center, Marshall County, Iowa."

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. This ordinance shall be in full force and effect on January 15, 2022, after its final passage, approval and publication as provided by law.

First Reading PASSED this 7th day of December, 2021.


Dave Thompson
Board of Supervisors, Chairman

Attest:


Nan Benson
Marshall County Auditor / Recorder

Salasek moved to approve the renewal of the **Marshall County Actuarial Services Agreement with Silverstone Group, Inc.**, second by Patten. Motion carried 3-0. This update continues through December 31, 2022, for compliance with Government Accounting Standards Board (GASB) Statement 75.

Patten moved to Approve **Memorandum of Understanding Amendment to PPME Local 2003**, second Salasek. Motion carried 3-0. This union serves the Secondary Road employees and includes contract modifications for ratification: (1) Wages: July 1, 2023: 3.25% ATB; July 1, 2024: 3.25% ATB. Wage increases shall become effective in the pay period that includes July 1; and (2) Duration: The Contract shall expire on June 30, 2025.

Patten moved to retain **Ownership of the Marshall County Radio Towers with Marshall County**, relating to the Saint Anthony tower on the Whitaker Farm, second by Salasek. Motion carried 3-0. The Marshall County Communications Commission (MCCC) has agreed to pay for maintenance of the equipment, as they levy for that cost. Additional cost includes insurance for equipment and general liability. Sheriff Phillips and Communications Director Braudis discussed technical system capabilities and use of the Technical Advisory Committee of the MCCC to explore those technical issues and policies regarding use or private lease of the tower. The board agreed that this topic should be revisited closer to when the tower is finished. Benson stated conditions of the loan may prohibit tower revenue. The loan may be paid off without penalty after four years.

Information Technology will utilize text notification to communicate **Office Weather Closures** for Marshall County. They will administer tests to make sure the system works. Notifications should be announced by 7:00 am for inclement weather closure. No action taken.

COVID Vaccination Policy. Benson updated the board on the court cases regarding mandatory COVID vaccination. Benson will survey county departments to gauge employee vaccination status. The county is under the auspices of OSHA, fines for noncompliance to any OSHA violation is \$14K per person. No action taken, the board will monitor the court case, which may allow exemptions for medical releases or religious belief.

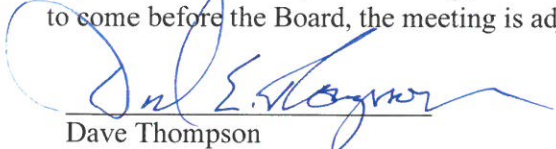
Tabled: Review and possible approval of selected project expenditures recommended by the Marshall County ARPA Committee, to be paid from the **AMERICAN RESCUE PLAN ACT (ARPA) FUND: Total \$253,060.00**. The ARPA Committee recommended approval at their 10-21-2021 meeting. Tabled 11/9/2021.

Tabled: **Resources available for opioid-affected individuals in Marshall County.** Tabled 11/9/2021.

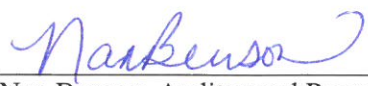
Salasek moved to remove from the table, "**Resources available for opioid-affected individuals in Marshall County**," second by Patten. Motion carried 3-0. New information was received and the board will have additional time to review the documentation prior to considering action at the next meeting. Patten moved to table the item **Resources available for opioid-affected individuals in Marshall County, until the 12/21 Supervisor Meeting**, second by Salasek. Motion carried 3-0.

Public Forum. The Board expressed condolences to the family of Gordie Johnson. Johnson served as County Supervisor for 12 years. Emergency Management Coordinator Elder updated the public on the new Paging System which replaces the old voice paging system. The Hazard Mitigation Plan has been submitted to the State for review. A grant has been applied for to provide 12 sirens in unincorporated areas of the county. Public member Brad Pfantz asked the board to consider settling tower ownership prior to completion of the project so policies can be determined.

Adjournment. The next regular session is December 21, 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 by **Wednesday, December 15, 2021 at 12:00 p.m.** There being no further business to come before the Board, the meeting is adjourned at 10:15 a.m.


Dave Thompson
Board of Supervisors, Chairman

Attest:


Nan Benson, Auditor and Recorder