

Marshall County Board of Supervisors
Regular Session December 21, 2021, at 9:05 a.m.
1 E MAIN ST, GRAND COURT ROOM AND VIA ZOOM
AGENDA

1. Call to Order

How to Participate in the meeting

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. There are 3 available options to view and/or participate in the public meetings:

- View on YouTube. View live or replay later. [MARSHALL COUNTY YOUTUBE](#)
- Call in by Phone: 1-312-626-6799, Meeting ID 871 3622 1316 Passcode 526597
- Zoom. Participate Live. [HTTPS://US02WEB.ZOOM.US/J/87136221316?PWD=Q0lDZXVVEHPLSVROA3LVRDVTcXHAQT09](https://us02web.zoom.us/j/87136221316?pwd=Q0lDZXVVEHPLSVROA3LVRDVTcXHAQT09)
- If you call in or participate by zoom, please mute yourself until you speak.

Notice to the Public

The Board of Supervisors welcomes comments from the public during the time allowed for discussion. You are requested to approach the microphone, state your name for the record and limit the time used to present your remarks in order that others may be given the opportunity to speak. The normal process on any agenda item is for the Chairperson to read the item from the agenda. The Board is given an opportunity to comment on the issue and/or place a motion on the floor. An opportunity for discussion may be presented at which time the public may participate and a roll call vote will follow.

2. Pledge of Allegiance

3. Roll Call:

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

4. Approve Agenda

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

5. Employee Service Awards

- Tammi Woosley, Administrative Assistant, Sheriff's Office, 25 years.
- Dave Schulte, Patrolman 2, Secondary Roads, 15 years.

6. Consent Agenda.

6.A. Approve Minutes of December 7, 2021, and claims for the Month of November 2021.

Documents:

12-07-2021 MINUTES.PDF
2021-11 NOVEMBER RPT_CLAIMSPUB.PDF

6.B. 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.

6.C. File Clerk of District Court Report: November 2021. General Supplemental Fund Surcharge- \$180.97

Documents:

CLERK OF COURT FEES NOVEMBER 2021.PDF

6.D. Vote, end of consent agenda:

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

7. PUBLIC HEARING - Redistricting Ordinance

7.A. OPEN PUBLIC HEARING - REDISTRICTING

Motion by _____, second by _____, to open public hearing. Time _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Supervisor Comment:

Staff Comment:

Public Comment:

Written Comment:

7.B. CLOSE PUBLIC HEARING - REDISTRICTING

Motion by _____, second by _____ to close public hearing. Time _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

7.C. Following Public Hearing, Adopt First Reading of Proposed Amendment 2021-01 to Marshall County Ordinance No. 21, "ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, AND DEFINING THE BOUNDARIES" and Waiver/Suspension of Second Reading by Board Action.

Amendment 2021-01 Marshall County Ordinance #21: AN ORDINANCE REPEALING AND REPLACING ORDINANCE #21 "ESTABLISHING THE VARIOUS VOTING PRECINCTS IN MARSHALL COUNTY, IOWA, 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 _____, 20__.

Whereas following a public hearing, held on December 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, 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, AND DEFINING THE BOUNDARIES.

Marshall County, Iowa, is hereby divided into 7 voting precincts that do not include the City of Marshalltown, and 8 voting precincts within 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, 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.
8. CITY OF MARSHALLTOWN: The City of Marshalltown passed Ordinance 15034 on December 13, 2021, “AN ORDINANCE TO ESTABLISH THE BOUNDARIES OF ELECTION WARDS AND PRECINCTS IN THE CITY OF MARSHALLTOWN, IOWA, REPEALING CONFLICTING ORDINANCES AND PROVIDING FOR THE EFFECTIVE DATE OF SAME” regulating eight City of Marshalltown voting precincts.”

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.

Dated at Marshalltown, Iowa, this ____ day of _____, 20__.

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

8. Personnel Changes:

8.A. Approve employee status change, Secondary Road, Donald Box III, Permanent Full Time, from TD1 to TD2, pay rate change from \$26.05/hr to \$26.72/hr, effective 12/24/2021.

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[BOXIII EE UPDATE.PDF](#)

8.B. Approve employee status change, Secondary Road, Tanner Parrish, Permanent Full Time, from PTM1 to PTM2, pay rate change from \$26.33/hr to \$27.13/hr, effective 12/24/2021.

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[PARRISH EE UPDATE.PDF](#)

8.C. Approve New Hire, Secondary Road, Mech 1, Travis Daters, Permanent Full Time, \$27.02/hr., with a start date on or after 1/3/2022.

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[DATERS NEW HIRE.PDF](#)

8.D. Approve New Hire, Sheriff Department, Jailer, Linda Einsmann, Permanent Full Time, \$19.88/hr., with a start date on or after 12/27/2021.

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[EINSMANN NEW HIRE JAILER.PDF](#)

9. Adopt Resolution 2021-0041 - 2021 Homestead and Family Farm Credits and Military Service Tax Exemptions

Whereas, pursuant to Iowa Code 425.3, 425A.3, and 426A.14 the Marshall County Board of Supervisors has received the Homestead Tax Credit claims, Family Farm Tax Credit claims and the Military Service Tax Exemption claims from the County Auditor for the 2021 taxes, payable 2022-2023.

Be It Resolved, that all claims filed are allowed except those recommended for disallowance by the County Assessor, a list of which is on file in the County Auditor's Office.

Be It Further Resolved that the Chairman of the Board is hereby authorized to sign notices of disallowance to claimants whose applications for Homestead Tax Credits, Family Farm Credits and Military Service Tax Exemptions have been disallowed.

Dated at Marshalltown, Iowa this 21st day of December, 2021.

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

10. Adopt Resolution #2021-0042 Abatement of Mobile Home Taxes

Resolution - Abatement of 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 lawsuit 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, amounts include penalty, interest and cost:

605 W Main St, Lot #11, Legrand IA 50142. Mobile Home Description: 1997 BMR VIN# INFLT55A70643BM13. \$151.00.

605 W Main St, Lot #31, Legrand IA 50142. Mobile Home Description: 1975 HYPK VIN# M603095. \$141.00.

3202 S 12th St, Lot #156, Marshalltown IA 50158. Mobile Home Description: 1991 BMR VIN# 0515095504AB. \$184.00.

408 W High St, Lot #18, Marshalltown IA 50158. Mobile Home Description: 1960 ROLL VIN# 14938. \$267.00.

3202 S 12th St, Lot #77, Marshalltown IA 50158. Mobile Home Description: 1998 COMD VIN# NW39133A. \$178.00.

2552 Smith Ave, Lot #8, Marshalltown IA 50158. Mobile Home Description: 1977 BUD VIN# 04560418K. \$805.00.

2552 Smith Ave, Lot #24, Marshalltown IA 50158. Mobile Home Description: 1979 SHAG VIN# 1470781738. \$685.00.

2552 Smith Ave, Lot #52, Marshalltown IA 50158. Mobile Home Description: 1973 DARI VIN# 55385. \$640.00.

2552 Smith Ave, Lot #57, Marshalltown IA 50158. Mobile Home Description: 1978 WIR VIN# ZWK70143684. \$805.00.

2552 Smith Ave, Lot #141, Marshalltown IA 50158. Mobile Home Description: 1976 LALT VIN# 34507. \$901.00.

2552 Smith Ave, Lot #50, Marshalltown IA 50158. Mobile Home Description: 1994 CHAM VIN# 05945758215. \$1045.00.

2552 Smith Ave, Lot #6, Marshalltown IA 50158. Mobile Home Description: 1979 MARE VIN# 33475. \$983.00.

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 from the county system.

Passed this ___ day of December, 2021.

Motion by _____, second by _____ to adopt Resolution 2021-0042.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[RESOLUTION 2021-0042 ABATE MOBILE HOME TAXES.PDF](#)

11. Accept Bid of and Approve Lease to Corey Damman, C&C Farms, for the Klauenberg Prairie Reserve Crop Ground-the Marshall County Conservation Board accepted sealed bids at the MCCB meeting on December 13, 2021 for the cash lease of crop ground at the Klauenberg Prairie Reserve, \$315.00 per acre, 89.27

acres, two year lease effective 2/1/2022 through 2/28/2024, \$28,120 per year.

The Marshall County Conservation Board accepted sealed bids at the MCCB meeting on December 13, 2021 for the cash lease of 89.27 acres of crop ground at the Klauenberg Prairie Reserve located approximately three miles south and one mile west of Van Cleve in south central Marshall County. The Marshall County Conservation Board recommends to the Board of Supervisors the acceptance of the high bid from Corey Damman, C&C Farms, for \$315.00/acre for 89.27 acres of crop ground for a total of \$28,120.05/year for a two year lease, effective April 1, 2022 through February 28, 2024.

Legal description: The south half of the northeast quarter of Section 34, T82-N, R19W of the 5th P.M., Marshall County, IA. The northwest quarter of Section 35, T82-N, R 19W of the 5th P.M., Marshall County, Iowa. Farm #6461, fields 1 and 3

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

12. 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 \$__.

PROJECTS recommended by ARPA Committee at their meeting of 12/9/2021: \$1,976,500.00

Auditor/Recorder

- Cott Systems.docx attached with detail of project; Note I have the contract if approved. Scanning & Indexing of Real Estate Books w/ Cott Systems = \$498,500

Conservation – Supporting information from Mike Stegmann

- Green Castle Campground & Shower House – CGA Estimate = \$678,000
- Sand Lake Expansion = \$240,000
- Three Bridges Suspension Rebuild – 75% FEMA = \$60,000

911 Communications – Supporting information from Rhonda Braudis & Kim Elder

- Recording Radio/Phone System = \$100,000
- Backup Site Mitigation/Resiliency & EST Configuring of EOC = \$400,000

Motion by _____, second by _____.

SALSASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[ARP SPENDING - EXCEL PRINT FOR PACKET.PDF](#)
[NAN EMAIL RE ARPA COMMITTEE RECOMMENDATIONS 12-9-21.PDF](#)
[COTT SYSTEMS PROJECT GOALS - AUDITOR RECORDER DIGITIZE RECORDS.PDF](#)
[MARSHALL COUNTY CONSERVATION BOARD ARPA REQUEST INFORMATION DECEMBER 2021.PDF](#)

12.A. Pending ARP funding approval: Adopt RESOLUTION #2021-____ APPROVING MASTER AGREEMENT WITH COTT SYSTEMS AND ADDENDUMS FOR HOSTED ONLINE INDEX BOOKS AND DIGITIZED RECORD SERVICES

Pending Funding Approval: Scanning & Indexing of Real Estate Books w/ Cott Systems = \$498,500

RESOLUTION #2021-____ APPROVING MASTER AGREEMENT WITH COTT SYSTEMS AND ADDENDUMS FOR HOSTED ONLINE INDEX BOOKS AND DIGITIZED RECORD SERVICES

WHEREAS a proposed MASTER AGREEMENT and Addendums between Marshall County and Cott Systems, Inc., an Ohio

Corporation with principal offices at 2800 Corporate Exchange Drive, Suite 300, Columbus Ohio, 43231, is on file with Marshall County for the digitization of records and online hosted index books services; and

WHEREAS the authority of the historical records management of the index books and associated records reside with the Marshall County Auditor and Recorder; and

WHEREAS the Marshall County Board of Supervisors finds approval of the agreement and addendums is in the best interest of Marshall County.

THEREFORE, IT IS HEREBY RESOLVED that the Marshall County Auditor and Recorder is authorized and directed to execute the necessary agreements to effectuate the MASTER AGREEMENT and Addendums between Marshall County and Cott Systems, Inc., an Ohio Corporation with principal offices at 2800 Corporate Exchange Drive, Suite 300, Columbus Ohio, 43231, for the digitization of records and online hosted index books services.

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[COTT SYSTEMS MASTER AGREEMENT WITH ADDENDUMS AND PROJECT SPECS.PDF](#)
[RES 2021-____12-21-2021_RES APPV COTT SYSTEMS CONTRACT AND AUTH AUDITOR RECORDER TO NEGOTIATE AND SIGN.PDF](#)

13. Orpheum Theater Parking Lot Snow Removal for Winter 2021/2022 while Courts utilize this space. Discussion and possible action

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

14. Tabled: Resources available for opioid-affected individuals in Marshall County.

Motion by _____, second by _____ to remove item from table for discussion.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

(Settlement documents from the last meeting are attached)

Documents:

[DISTRIBUTOR SETTLEMENT AGREEMENT.PDF](#)
[JANSSEN SETTLEMENT AGREEMENT.PDF](#)
[OPIOID SETTLEMENT RELEASE FORM.PDF](#)
[NATIONAL OPIOID SETTLEMENT LETTER.PDF](#)
[NATIONAL OPIOID SETTLEMENT OVERVIEW FOR BOARD OF SUPERVISORS.PDF](#)

14.A. Adopt Resolution 2021-0043 Authorizing MARSHALL COUNTY to Enter into Settlement Agreements with McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc., Agree to the Terms of the Iowa Opioid Allocation Memorandum of Understanding and Authorize Entry Into that Memorandum of Understanding

Motion by _____, second by _____ to adopt Resolution and authorize settlement agreements.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[1.-DISTRIBUTOR-PA-SIGN-AND-RETURN.PDF](#)
[2.-JANSSEN-PA-SIGN-AND-RETURN.PDF](#)

3.-LOCAL-GOVERNMENT-SETTLEMENT-RESOLUTION 2021-0043-SIGN-AND-RETURN MARSHALL.PDF
 4.1-EXHIBIT-1.PDF
 4.2-EXHIBIT-2.PDF
 4.3-EXHIBIT-3.PDF
 4.-IOWA-STATE-LOCAL-ALLOCATION-MOU-SIGN-AND-RETURN.PDF
 6.-CMO-RE-NON-PARTICIPATING-SUBDIVISIONS.PDF

14.A.i. Authorize County Attorney Jordan Gaffney to sign the "Distributor Participation Agreement," "Janssen/Johnson Participation Agreement" and "Allocation of Funds Memorandum of Understanding" and exhibits regarding the National Opioid Settlements on behalf of Marshall County.

Motion by _____, second by _____.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

15. 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.

PROJECTS recommended by ARPA Committee at their meeting 10/21/2021:

Attorney-Enhanced Supervision (Drug Court) Mental Health for 1 year: \$253,060.00.

Motion by _____, second by _____, to remove item from table for discussion and possible action.

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Motion by _____, second by _____, to

SALASEK, MEMBER	THOMPSON, CHAIR	PATTEN, VICE CHAIR

Documents:

[INVESTING IN SUBSTANCE ABUSE AND MENTAL HEALTHCOURTS.PDF](#)

16. Public Forum. Time set aside for the public to make comments on topics of County business other than those listed on this agenda. No action will be taken on any of these topics brought up in the public forum.

17. Adjournment. The next regular session is January 04, 2022, 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 29, 2021, at 12:00 p.m. There will also be an Organizational Meeting of the Board on Monday, January 3, 2022, at 9:05 am. There being no further business to come before the Board, the meeting is adjourned at _____ a.m.

**17.A. Subscribe to receive Marshall County website notifications:
<http://www.marshallcountya.gov/list.aspx>**