

Marshall County Board of Supervisors
Regular Session December 18, 2024 at 9:00 a.m.
Courthouse, First Floor Meeting Room
1 E Main Street, Marshalltown, Iowa
AGENDA

1. Call to Order.

How to Participate in the meeting

The Board encourages the public to remain engaged and actively participate via the ZOOM process if they are unable to attend the meeting in person. Presenters may provide documentation electronically for inclusion during the meeting prior to the agenda deadline and are requested to participate via ZOOM. There are 4 available options to view and/or participate in the public meetings: Attend in person.

- View on YouTube. View live or replay later. MARSHALL COUNTY YOUTUBE
https://www.youtube.com/channel/UC2SRE_isBm8PyHrZNxf3nsA
- Call in by Phone: 1- 312 - 626 - 6799, Meeting ID 871 3622 1316 Passcode
526957
- Zoom. Participate Live. [HTTPS://US02WEB.ZOOM.US/J/87136221316?](https://us02web.zoom.us/j/87136221316?pwd=Q0lDZXVVEHPLSVROA3LVRDVTCXHAQT09)
[PWD=Q0lDZXVVEHPLSVROA3LVRDVTCXHAQT09](https://us02web.zoom.us/j/87136221316?pwd=Q0lDZXVVEHPLSVROA3LVRDVTCXHAQT09)

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 podium and use the microphone, state your name and address 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 Chair 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. Roll Call. Chair Heil, Vice Chair Salasek, Member Hibbs.

- Present:
- Absent:
- Attended By Zoom:

3. Pledge of Allegiance.

4. Approve Agenda.

Motion by _____, second by _____ to _____ agenda.

Roll call vote: Hibbs, Heil, Salasek.

5. Service Awards

5 Years:

- Mariela Tellez, Sheriff's Office, Jailer
- Christopher Donaldson, Secondary Roads, B Operator 3

15 Years:

- Paul Geilenfeldt, Engineer's Office, County Engineer

20 Years:

- Steven Atcher, Sheriff's Office, Jailer

25 Years:

- Daniel Cahalan, Sheriff's Office, Jailer

35 Years:

- Dennis Fouch, Secondary Roads, Patrolman 2

6. Consent Agenda:

6.a. Approve claims as audited

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.b. Status Change - Sheriff's Office

- Shelby Pennington-Farmer, from Jail Supervisor to Jailer, full time, from \$29.49 per hour to \$28.49 per hour, effective January 5, 2025.

Documents:

[STATUS CHANGE SHELBY PENNINGTON FARMER.PDF](#)

6.c. File Manure Management Plans.

- Clemons Finisher Farm #58020, 1460 120th St, Clemons, signed with changes.

Documents:

[MMP CLEMONS FINISHER FARM.PDF](#)

6.d. Appoint Dr. Wendy Thiessen to the Marshall County Board of Health, Term Dates January 1, 2025 Through December 31, 2027.

7. End of Consent Agenda.

Motion by _____, second by _____ to _____ consent agenda.

Roll call vote: Hibbs, Heil, Salasek.

8. Public Hearing: Marshall County Sheriff's Office and Jail Phase 1 Renovation.

a. Motion by _____, second by _____ to open the public hearing at _____ a.m.

Roll Call Vote: Hibbs, Heil, Salasek.

b. There were _____ written comments, questions, or objections on file in the County Auditor/Recorder's Office. Of the _____ individuals attending the public hearing, _____ individual(s) presented oral comments, questions or objections.

c. Motion by _____, second by _____ to close the public hearing at _____ a.m.

Roll Call Vote: Hibbs, Heil, Salasek.

9. Resolution 2024-0033 Resolution Adopting Plans, Specifications, Form of Contract and Estimate of Cost for the Marshall County Sheriff's Office and Jail – Phase 1 Renovation.

Whereas, on the 8th day of November, 2024, plans, specifications, form of contract and estimate of cost were filed with the Auditor for the construction of certain public improvements described in general as the Marshall County Sheriff's Office & Jail - Phase 1 Renovation; and

Whereas, notice of hearing on plans, specifications, form of contract and estimate of cost for the public improvements was published as required by law.

Now, Therefore, Be It Resolved by the Board of Supervisors of Marshall County, State of Iowa:

Section 1. That the plans, specifications, form of contract and estimate of cost are hereby approved as the plans, specifications, form of contract and estimate of cost for the public improvements, as described in the preamble of this Resolution.

Passed and approved this 18th day of December, 2024.

Motion by _____, second by _____ to adopt Resolution 2024-0033 Resolution Adopting Plans, Specifications, Form of Contract and Estimate of Cost for the Marshall County Sheriff's Office and Jail – Phase 1 Renovation.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

10. Consideration of Construction Bids of the Marshall County Sheriff's Office and Jail - Phase 1 Renovation.

Company Name	Bid Bond Yes/No	Base Bid	Alternate 1	Alternate 2

11. Resolution 2024-0034 Resolution Approving Construction Contract and Bond for the Marshall County Sheriff's Office and Jail – Phase 1 Renovation.

Be It Resolved by the Board of Supervisors of Marshall County, State of Iowa:

That the construction contract and bond executed and insurance coverage for the construction of certain public improvements described in general as the Marshall County Sheriff's Office & Jail - Phase 1 Renovation, and as described in detail in the plans and specifications heretofore approved, and which have been signed by the Chairperson and Auditor on behalf of the County be and the same are hereby approved as follows:

Contractor: _____ of _____

Amount of bid: _____

Bond surety: _____

Date of bond: _____

Portion of project: All construction work

Passed and Approved this 18th day of December, 2024.

Motion by _____, second by _____ to adopt Resolution 2024-0034
Resolution Approving Construction Contract and Bond for the Marshall County Sheriff's
Office and Jail – Phase 1 Renovation.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

[RES 2024-0034 RESOLUTION APPROVING CONTRACT.PDF](#)

12. Resolution 2024-0035 Resolution Establishing A County Compensation Board.

A resolution by Marshall County to establish a county compensation board as authorized by Iowa Code Section 331.905.

Whereas, pursuant to Iowa Code Section 331.905, as amended in 2024 by Senate File 2442, the county board of supervisors may vote to establish a county compensation board.

Whereas, pursuant to this same Code Section, when the board of supervisors establishes a county compensation board, the compensation board shall be comprised of six members who are residents of the county. Two members shall be appointed by the board of supervisors, one member each by the county auditor/recorder, county attorney, county treasurer, and county sheriff. The members of the county compensation board shall not be officers or employees of the state or a political subdivision of the state and shall serve staggered terms.

Whereas lots were drawn to determine the duration of initial staggered terms for members of the county compensation board.

Now, Therefore, Be It Resolved, Marshall County hereby establishes a county compensation board for the county.

Be It Further Resolved, Marshall County directs each of the elected officials to submit their respective appointments to the chair, of the board of supervisors and auditor/recorder by January 3, 2025.

Be It Further Resolved, the representatives of the auditor/recorder, county treasurer, and county sheriff shall serve an initial term of four years, and the representatives board of

supervisors and county attorney shall serve an initial term of two years.

Be It Further Resolved, this resolution shall apply retroactively to July 1, 2024.

Passed and approved this 18th day of December, 2024.

Motion by _____, second by _____ to adopt Resolution 2024-0035 Resolution Establishing A County Compensation Board.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

[RES 2024-0035 COMP BOARD.PDF](#)

13. Discussion and Possible Action: Green Burial - Patrick Lynott.

Motion by _____, second by _____ to _____.

Roll Call Vote: Hibbs, Heil, Salasek.

14. Approve Additional Non-Union Holiday and Courthouse Closure on December 26, 2024.

Motion by _____, second by _____ to _____ an additional non-union holiday and Courthouse closure on December 26, 2024.

Roll Call Vote: Hibbs, Heil, Salasek.

15. Purchase of Temporary Easement and Permanent Easement from John M Weitzell and Betty Weitzell for Project BROS-C064(145)--8J-64 and Authorize the Chair to Sign.

Motion by _____, second by _____ to _____ the purchase of a temporary easement and a permanent easement from John M Weitzell and Betty Weitzell for Project BROS-C064(145)--8J-64 and authorize the Chair to sign. This easement purchase is for the replacement of Bridge H-01 on Abbot Ave over Sugar Creek.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

[TEMPORARY AND PERMANENT EASEMENT - WEITZELL.PDF](#)

16. Approval of 28E Agreement Between Grundy County and Marshall County for Road Maintenance and Construction on 100th St.

Motion by _____, second by _____ to _____ a 28E Agreement between Grundy County and Marshall County for road maintenance and construction on 100th St. This agreement covers the maintenance and construction responsibilities of 100th St on the County line between Marshall County and Grundy County.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

[GRUNDY CO AGREEMENT.PDF](#)

17. Discussion and Possible Action: Safety Action Plan Pledge.

Motion by _____, second by _____ to pledge Marshall County's support of the Safety Action Plan and authorize the Chair to sign.

Roll Call Vote: Hibbs, Heil, Salasek.

Documents:

[SAFETY ACTION PLAN PLEDGE.PDF](#)

18. 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.

19. Closed Session Per Iowa Code 21.5(1)(c) Pending Litigation.

a. Motion by _____, second by _____ to enter into Closed Session pursuant to Section 21.3, subsection 1, paragraph c, of the Code of Iowa, to discuss strategy with council in matters where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the county in that litigation. Marshall County has an attorney-client relationship with the office of the Marshall County Attorney and Ahlers & Cooney P.C. Time: _____.

Roll Call Vote: Hibbs, Heil, Salasek.

b. Motion by _____, second by _____ to end closed session and return to open session. Time: _____

Roll Call Vote: Hibbs, Heil, Salasek.

c. Motion by _____, second by _____ to proceed as discussed in closed session, directing staff and attorney's action.

Roll Call Vote: Hibbs, Heil, Salasek.

20. Adjournment.

The next regular session is Thursday, January 2, 2025 at 9:00 a.m., at the Courthouse, 1st floor meeting room, 1 E Main Street. 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 Friday, December 27, 2024 at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at _____a.m.

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