

Marshall County Board of Supervisors

Regular Session January 17, 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?PWD=Q0LDEXVVEHPLSVROA3LVRDVTCXHAQT09>

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: Heil, Salasek, Hibbs.

5. Proclamations

5.a. January 2024 is Slavery and Trafficking Prevention Month-Proclamation.

Documents:

[CITY AND COUNTY PROCLAMATION FOR SLAVERY AND HT PREVENTION AND AWARENESS MONTH 2024 \(1\) \(1\).PDF](#)

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. Approve Organization Meeting Minutes, January 2, 2024.

Documents:

[2024-01-02 ANNUAL ORGANIZATIONAL MEETING MINUTES FINAL.PDF](#)

6.c. Approve Regular Meeting Minutes, January 3, 2024.

Documents:

[2024-01-03 REG BOS MEETING MINUTES FINAL.PDF](#)

6.d. File Manure Management Plans.

- EDLER BROTHERS FARM 58297, 1507 220th St, State Center signed with no changes

Documents:

[MMP SHORT FORM EDLER BROTHERS FARM.PDF](#)

7. End of Consent Agenda. Roll call vote:

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

Roll call vote: Heil, Salasek, Hibbs.

8. Accept Resignation of Laurel Degelau as Veterans Affairs Commissioner.

Motion by _____, second by _____ to accept the resignation of Laurel Degelau as Veterans Affairs Commissioner.

Roll Call Vote: Heil, Salasek, Hibbs

Documents:

[VA COMMISSIONER DEGELAU RESIGNATION.PDF](#)

9. Appoint Dave Streets As Veterans Affairs Commissioner to Fulfill the

Remainder of Laurel Degelau's 3-Year Term, Beginning January 10, 2024 Through December 31, 2025.

Motion by ____, second by ____ to appoint Dave Streets as Veterans Affairs Commissioner to fulfill the remainder of Laurel Degelau's 3-year term, beginning January 10, 2024 through December 31, 2025.

Roll Call Vote: Heil, Salasek, Hibbs

10. Breiholz Change Order Request 129: Attic Circulation Fan in the Amount of \$5,780.28. Discussion, Possible Action.

Motion by ____, second by ____ to [approve] Breiholz Change Order Request 129R4: Attic Circulation Fan in the amount of \$5,780.28. The total amount of the Change Order Request is \$11,560.55; the remaining amount is to be paid for by Bluestone Engineering.

Roll Call Vote: Heil, Salasek, Hibbs

11. Close Downtown County Offices February 23rd 1:00 PM – 4:30 PM for ALICE Part II Training – Courthouse – County & Courts, Annex (VA & Public Health), & Engineer's Office.

Motion by ____, second by ____ to [approve] the closure of the downtown County offices: County & Courts, Annex (VA & Public Health), & Engineer's Office for ALICE Part II Training on February 23rd, 2024 from 1:00 PM-4:30 PM.

Roll Call Vote: Heil, Hibbs, Salasek

12. Approve Transfer of Funds.

Motion by ____, second by ____ to [approve] transfer of funds #945, a quarterly transfer of \$700,000.00 from Rural Services Fund to Secondary Roads Fund.

Roll Call Vote: Heil, Salasek, Hibbs

13. 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.

14. Adjournment.

The next regular session is Wednesday, January 31, 2024, 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 Wednesday, January 24, 2024, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at _____ a.m.

Subscribe to receive Marshall County notifications: <http://www.marshallcountytia.gov/list.aspx>

Proclamation for Slavery and Human Trafficking Prevention Month

Whereas, the United States was founded upon the principle that all people are created with the inalienable right to freedom, and added the 13th Amendment to the Constitution making slavery illegal; and

Whereas, slavery within the United States today is most often found in the form of forced labor and sex trafficking, which weakens our social fabric, increases violence and organized crime, and debases our humanity; and

Whereas, this heinous crime is found within our own community; and

Whereas, the Rotary Club of Marshalltown is working to abolish all forms of human trafficking through education, prevention, volunteerism, advocacy and collaboration; and

Whereas, even though awareness of this crime is growing, human trafficking continues to go unreported due to its isolating nature, the misunderstanding of its definition, and the lack of awareness about its indicators; and

Whereas, increased community education on how to identify victims of human trafficking along with increased knowledge of local resources and services for those affected by these criminal actions can help restore freedom and dignity to identified survivors, as well as help diminish the number of future victims; and

Whereas, every business, community organization, faith community, family and individual can make a difference by choosing products that are not made by forced labor; by working to protect our young people from sexual exploitation; by addressing the problem of internet sex trafficking and pornography; and by becoming more aware of the problem and possible solutions; and

Now, Therefore, the County Supervisors of Marshall County, Iowa, do hereby proclaim the month of January 2024 as Slavery and Human Trafficking Prevention Month, and encourage all our citizens to become more informed on this growing problem, to be vigilant and report suspicious activity, and to work towards solutions to end trafficking in all its forms in our community. If you see something that doesn't look right, take action and call the National Human Trafficking Hotline at 888-3737-888. For more information and resources about trafficking in Iowa, go to the Network Against Human Trafficking and Slavery website at www.iowanaht.org.

Marshall County Board of Supervisors
Annual Organizational Meeting January 2, 2024, at 8:32 a.m.
Courthouse, First Floor Meeting Room
1 East Main Street, Marshalltown, Iowa
MINUTES

The Marshall County Board of Supervisors met for the annual organizational meeting according to the posted notices in the Courthouse on the first business day of the new year as required by Iowa Code, First Floor Meeting Room 1 East Main Street, Marshalltown, Iowa, and online via ZOOM. Chair Heil called the meeting to order on January 2, 2024, at 8:32 a.m. Present: Chair Jarret Heil, Vice Chair Steve Salasek, Member Carol Hibbs. Hibbs moved to approve the agenda second by Salasek. Motion carried 3-0.

Hibbs moved to select Heil as Chair and Salasek as Vice Chair, Second by Salasek. Motion carried 3-0.

Salasek motioned to approve the Consent Agenda, second by Hibbs. Motion carried 3-0. Items:

1. Board of Supervisor Appointments beginning January 1, 2024, one-year terms.
Committee Name: Representative, Alternate
 - a. Emergency Management Agency-LEM: Salasek, Heil;
 - b. Marshall County Communications Commission-MCCC: Salasek, Heil;
 - c. Marshall County Joint E911 Service Board-E911: Salasek, Heil;
 - d. Radio Governance Board: Salasek, Heil;
 - e. Department Head Meeting Representative: Hibbs, Salasek;
 - f. Safety Committee Representative: Salasek, Hibbs;
 - g. Board of Health: Hibbs, Heil;
 - h. Marshall County Landfill Commission: Heil, Salasek;
 - i. Marshalltown Cluster Decategorization Child Welfare Service Plan: Hibbs, Salasek;
 - j. Chamber Board: Hibbs, Heil;
 - k. Marshall Economic Development (M.E.D.): Hibbs, Heil;
 - l. 28E Board for Central Iowa Community Services: Heil, Hibbs;
 - m. Region VI Planning Commission: Hibbs, Heil;
 - n. Advisory Committee on Intergovernmental Relations: Heil, Salasek;
 - o. Mid-Iowa Community Action: Salasek, Hibbs;
 - p. Second Judicial District Department of Correctional Service: Heil, Salasek;
 - q. Area Agency on Aging: Salasek, Hibbs;
 - r. Central Iowa Juvenile Detention Commission (Eldora): Hibbs, Heil;
 - s. WIOA Iowa Workforce CEO Board: Salasek, Hibbs;
 - t. WIOA Regional Workforce Investment Board: Salasek, Hibbs;
 - u. Marshall County Early Childhood: Heil, Salasek;
 - v. Courthouse Security: Hibbs
2. Reappoint Taveis Stevens as Marshall County Weed Commission, Sanitarian & Zoning Administrator, term expires 12/31/2024.
3. Approval of Official Newspapers for Calendar Year 2024 Times Republican & Mid Iowa Enterprise, State Center.

End of Consent Agenda.

Motion by Salasek, second by Hibbs to adopt **Resolution 2024-0001 Construction Evaluation Resolution.**

WHEREAS Iowa Code section 459.304(3) sets out the procedure if a Board of Supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS by adopting a construction evaluation resolution the Board of Supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the Board of Supervisors between February 1, 2024, and January 31, 2025, and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS the Board of Supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARSHALL COUNTY that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3).

Passed on this 2nd day of January, 2024. Resolution adopted 3-0.

Jarret P. Heil
Board of Supervisors, Chair

Attest: _____
Nan Benson
Marshall County Auditor / Recorder

Motion by Hibbs, Second by Salasek to adopt **RESOLUTION 2024-0002 MOVING PERMITS.**

WHEREAS the Board of Supervisors is empowered under authority of Section 321.1 of the Code of Iowa to issue permits for the movement of machines, vehicles or loads, or combinations thereof which exceed the maximum dimensions and/or weights specified in Sections 321.453 to 321.466 but within the limitations of Chapter 321E upon Secondary Roads under their jurisdiction, and

WHEREAS it is important that such permits be issued by persons familiar with the statutes and regulations relating to such permits and also with the limitations of the county's roadways, road surfaces and structures along the selected or designated routes.

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that the Marshall County Engineer and the following named employees of the Secondary Road Department be authorized to issue and sign special permits for the movement of vehicles of excessive size and weight upon Marshall County Secondary Roads in accordance with said Chapter 321E: Named Employees: Paul Geilenfeldt, Mark Hentges, Lisa Reeder, Jill Tompkins. Passed this 2nd day of January, 2024. Resolution adopted 3-0.

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| _____ Jarret P. Heil Board of Supervisors, Chair | Attest: | _____ Nan Benson Marshall County Auditor / Recorder |
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Motion by Salasek, second by Hibbs to adopt **RESOLUTION 2024-0003 BLANKET ROAD CLOSURE.**

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 2, 2024, Paul C. Geilenfeldt, the County Engineer of Marshall County, Iowa, be and he is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the requirements of Section 306.41 of the Code of Iowa until such time as formal action can be entered into the minutes of said Board. Resolution adopted 3-0.

Passed on this 2nd day of January, 2024. Resolution adopted 3-0.

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| _____ Jarret P. Heil Board of Supervisors, Chair | Attest: | _____ Nan Benson Marshall County Auditor / Recorder |
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Motion by Hibbs, second by Salasek to adopt **RESOLUTION 2024-0004 CERTIFICATE OF COMPLETION.**

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 2, 2024, Paul C. Geilenfeldt, the County Engineer of Marshall County, Iowa, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market and Federal or State aid construction projects in this county.

Passed on this 2nd day of January, 2024. Resolution adopted 3-0.

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| _____ | Attest: _____ |
| Jarret P. Heil Board of Supervisors, Chair | Nan Benson Marshall County Auditor / Recorder |

Motion by Salasek, second by Hibbs to adopt **RESOLUTION 2024-0005 ERECT EMBARGO SIGNS.**

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that the County Highway Department representing the Board of Supervisors be hereby authorized and directed to erect embargo signs restricting such loads on county routes, when such conditions exist, that all such loads be restricted to a maximum load as determined by the office of the County Engineer. Locations of signs to be verified at the next adjourned session.

Passed this 2nd day of January, 2024. Resolution adopted 3-0.

Title VI Non-Discrimination Agreement-Annual

Motion by Hibbs, second by Salasek to approve Title VI Non-Discrimination Agreement and Authorize Chair to sign. Motion carried 3-0.

Approve Marshall County Discrimination Disclaimer.

Marshall County Discrimination Disclaimer—No person shall be excluded from the receipt of services or benefits, and no employee shall be discriminated against on the basis of race, creed, color, national origin, sex, sexual orientation, gender identity, age, religious or political affiliation and physical or mental disability, consistent with applicable state and federal policies and regulations. Any incident of discrimination should be reported. Violation of the nondiscrimination policy may result in disciplinary action, which can include reprimand, suspension or dismissal from employment, and may also subject the violator to administrative or civil liability. Motion by Hibbs, second by Salasek to approve Marshall County Discrimination Disclaimer. Motion carried 3-0.

Public Forum.

Marshall County Auditor/Recorder Nan Benson stated that budget meetings are starting this week and that the schedule for those meetings is posted or can be provided by the Board of Supervisors or the Auditor/Recorder's office. These meetings are taking place in the 3rd floor meeting rooms in the northwest corner of the Courthouse.

Adjournment

The next regular session is Wednesday, January 3, 2024, 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 Wednesday, December 27, 2023, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at 8:45 a.m.

Jarret P. Heil
Board of Supervisors, Chair

Attest: _____
Nan Benson
Marshall County Auditor / Recorder

Marshall County Board of Supervisors
Regular Session January 3, 2024, at 9:00 a.m.
Courthouse, First Floor Meeting Room
1 East Main Street, Marshalltown, Iowa
MINUTES

The Marshall County Board of Supervisors met in regular session according to the posted notices in the Courthouse, First Floor Meeting Room 1 East Main Street, Marshalltown, Iowa, and online via ZOOM. Chair Heil called the meeting to order on January 3, 2024, at 9:00 a.m. Present: Chair Jarret Heil, Vice Chair Steve Salasek, Member Carol Hibbs. Salasek moved to approve the agenda second by Hibbs. Motion carried 3-0.

Hibbs moved to approve the Consent Agenda, second by Salasek. Motion carried 3-0. Items:

1. 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.
2. Personnel Changes:
 - a. Approve new hire, Sydney Grewell, full time Public Health Director, \$68,000 annual salary, to start on or after 01/04/2024.
3. File Manure Management Plans:
 - a. Flint Fisher Farm 71020, 120th St, St Anthony, signed with changes.
 - b. Pickard Brothers Inc 57598, 1777 300th St, Melbourne, signed with no changes.

End of Consent Agenda.

Report: County Library Services, Mara Edler

Mara Edler, the director of Gutekunst Public Library in State Center presented statistics on the numerous services Marshall Counties public libraries offered throughout FY2023. She also spoke about the budget for FY 2024-2025.

Marshall County Actuarial Services. Discussion and possible action to approve an update to the Actuarial Services Agreement by and between Silverstone Group, Inc. and Marshall County continuing through December 31, 2026 for Compliance with Government Accounting Standards Board (GASB) Statement 75.

Motion by Hibbs, second by Salasek to approve an update to the Actuarial Services Agreement by and between Silverstone Group, Inc. and Marshall County continuing through December 31, 2026. Motion carried 3-0.

Tabled: Design Upgrades, Sheriff's Office & Jail Complex

Motion by Salasek, second by Hibbs to remove the item from the table for discussion and possible action. It was decided that there will be no further action until more research is done and there is more information for a bond vote. Motion carried 3-0.

Tabled: Additional Buildings and Grounds employee.

Motion by Salasek, second by Hibbs to remove this item from the table for discussion and possible action. It was decided that this will be discussed further during the upcoming Buildings and Grounds budget meeting. Motion carried 3-0.

Public Forum. Mark Wyant presented some photos of a neighboring property on Ridge Rd to express his concern about the upkeep and cleanliness of the property. He also expressed concern about road issues at the corner of 260th St and Ridge Rd. Wade Dooley, a Taylor Township Trustee and an Albion Library Board Member, then presented about the importance and need for funding for the Marshall County libraries. After he spoke, Sarah Rosenblum, the Marshalltown Public Library Director, also expressed the need for library funding. Marshall County Emergency Management Coordinator Kim Elder gave an update on the Siren Project and said most of the equipment is in and that they are just waiting on a couple of other things.

Adjournment. The next regular session is Wednesday, January 17, 2023, 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 Wednesday, January 10, 2023, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at 9:47 a.m.

Attest:

Jarret P. Heil
Board of Supervisors, Chairman

Nan Benson, Auditor and Recorder



2024 MMP Short Form for Annual Update

Facility

EDLER BROTHERS FARM- SECTION 36 # 58297
1507 220th Street
State Center, IA 50247

Date Due: 01/01/2024

Date Received: 12/27/2023

Date Approved: 01/11/2024

Owner

Alan Edler

Prior to making changes in manure management practices, update the on-site copy to show actual changes. Please select changes below and include all changes in your current, on-site MMP.

- I have made no changes to my MMP
- I have added acres
- Change Crop Rotation or Optimum Yields
- Changed Application Method
- Used manure analysis
- I am electing to be a small animal feeding operation (SAFO) or facility capacity has changed
- I have made other changes to my MMP Describe :

County Notifications

The following counties have been notified:

Marshall

Animal Unit Capacity / Payment Summary

| Animal Type | Head | AUC | Amount (AUC * 0.15) |
|---------------------------|-------------|----------------|---------------------|
| Swine Gestation (& Boars) | 1912 | 764.80 | \$114.72 |
| Swine Nursery | 200 | 20.00 | \$3.00 |
| Swine Sow and Litter | 430 | 172.00 | \$25.80 |
| Swine Gilts (& Isolation) | 400 | 160.00 | \$24.00 |
| Total | 2942 | 1116.80 | \$167.52 |

I, DAVID HALVORSEN, attest that the information indicated above is accurate and complete.

TO MARSHALL COUNTY BOARD OF SUPERVISORS AND
VETERANS AFFAIRS OFFICE,

Thank you for the opportunity to serve as Commissioner for the Marshall County Veterans Affairs. Serving Marshall County veterans was rewarding. However, due to personal reasons I would like to resign from my position effective this January 2024. Again, thank you for the opportunity and your staunch support to the Veterans Affairs office.



Sincerely,

Laurel Degelau