

**Marshall County Board of Supervisors
Organizational Meeting January 3, 2023, at 9:00 a.m.
Election Center, 107 S 1st Avenue, Marshalltown, Iowa**

MINUTES

The Marshall County Board of Supervisors met for the Organizational Meeting according to the posted notices in the Election Center, 107 S 1st Avenue, Marshalltown, Iowa, and online via ZOOM, on the first business day of the New Year as required by Iowa Code. Salasek called the meeting to order on January 3, 2023, at 9:00 a.m. and led the Pledge of Allegiance. Present: Jarret Heil, Carol Hibbs, Steve Salasek. Heil moved to approve the agenda, second by Hibbs. Motion carried 3-0.

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

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

1. Supervisor Committee appointments through 12/31/2023.
Committee Name: Representative, Alternate
 - a. Emergency Management Agency-LEM:Salasek, Heil;
 - b. Marshall Co Communications Commission-MCCC:Salasek, Heil;
 - c. Marshall Co Joint E911 Service Board-E911:Salasek, Heil;
 - d. Radio Governance Board: Salasek, Heil;
 - e. Department Head Meeting Representative: Hibbs, Salasek;
 - f. IMWCA Representative: Heil, Salasek;
 - g. Safety Committee Representative: Salasek, Hibbs;
 - h. Board of Health: Hibbs, Heil;
 - i. Marshall Co Landfill Commission: Heil, Salasek;
 - j. Marshalltown Cluster Decategorization Child Welfare Service Plan: Hibbs, Salasek;
 - k. Chamber Board: Hibbs, Heil;
 - l. Marshall Economic Development (M.E.D.): Hibbs, Heil;
 - m. 28E Board for Central Iowa Community Services: Heil, Hibbs;
 - n. Region VI Planning Commission: Hibbs, Heil;
 - o. Advisory Committee on Intergovernmental Relations: Heil, Salasek;
 - p. Mid-Iowa Community Action: Hibbs, Salasek;
 - q. Second Judicial District Department of Correctional Service: Heil, Salasek;
 - r. Area Agency on Aging: Salasek, Hibbs;
 - s. Central Iowa Juvenile Detention Commission (Eldora): Hibbs, Heil;
 - t. WIOA Iowa Workforce CEO Board: Salasek, Hibbs;
 - u. WIOA Regional Workforce Investment Board: Salasek, Hibbs;
 - v. Marshall County Early Childhood: Heil, Salasek;
2. Reappoint Todd Apfel as Marshall Co Weed Commission, Sanitarian & Zoning Administrator, term expires 12/31/2023.
3. Approval of Official Newspapers for Calendar Year 2023, Times Republican, Marshalltown and Mid Iowa Enterprise, State Center.

Motion by Hibbs, second by Salasek, to approve **Marshall County Discrimination Disclaimer**.
Motion carried 3-0.

“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 Salasek, second by Hibbs, to approve **Title VI Non-Discrimination Agreement with the Iowa Department of Transportation**. Motion carried 3-0.

Motion by Hibbs, second by Salasek to adopt Resolution 2023-0001 Construction Evaluation Resolution Relating to Construction of Confinement Feeding Operation Structure. Resolution adopted 3-0.

**RESOLUTION 2023-0001 CONSTRUCTION EVALUATION RESOLUTION,
RELATING TO CONSTRUCTION OF CONFINEMENT FEEDING OPERATION
STRUCTURE**

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, 2023, and January 31, 2024, 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 and adopted this 3rd day of January, 2023.

Jarret P. Heil
Board of Supervisors, Chair

Attest: _____
Nan Benson
Marshall County Auditor / Recorder

Motion by Salasek, second by Hibbs to adopt Resolution 2023-0002 Moving Permits. Resolution adopted 3-0. County Engineer Geilenfeldt noted the following resolutions are required to be adopted annually.

RESOLUTION 2023-0002 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, Andrew Rhodes.

Passed and adopted this 3rd day of January, 2023.

_____ 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 2023-0003 Blanket Road Closure. Resolution adopted 3-0.

RESOLUTION 2023-0003 BLANKET ROAD CLOSURE

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 5, 2023, 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.

Passed and adopted this 3rd day of January, 2023.

_____ 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 2023-0004 Certificate of Completion.
Resolution adopted 3-0.

RESOLUTION 2023-0004 CERTIFICATE OF COMPLETION

NOW, THEREFORE BE IT RESOLVED by the Marshall County Board of Supervisors that effective January 3, 2023, 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 and adopted this 3rd day of January, 2023.

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

Motion by Salasek, second by Hibbs to adopt Resolution 2023-0005 Erect Embargo Signs.
Resolution adopted 3-0.

RESOLUTION 2023-0005 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 and adopted this 3rd day of January, 2023.

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

Public Forum: There were no public comments.

Adjournment. The next regular session is January 3, 2023, at 9:00 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 28, 2022, at 12:00 p.m. There being no further business to come before the Board, the meeting is adjourned at 9:13 a.m.

_____	Attest: _____
Jarret P Heil	Nan Benson, Auditor and Recorder
Board of Supervisors, Chair	