



Recorded: 07/15/2019 at 10:41:45 AM

Amt: Page 1 of 11

Revenue Tax:

Marshall County Iowa

Nan Benson County Recorder

File **2019-00003324**

No Fee

Prepared by: Nan Benson, Marshall County Auditor and Recorder, Courthouse, Marshalltown, Iowa 50158 641/844-2711. Return Document to: Marshall County Board of Supervisors' Office

CERTIFICATE

MARSHALL COUNTY ORDINANCE #18

STATE OF IOWA)
) ss:
COUNTY OF MARSHALL)

I, Nan Benson, County Auditor and Recorder of said County do hereby certify that as County Auditor and Recorder, I have in my possession and under my control, the official proceedings of the Marshall County Board of Supervisors, and that the paper to which this certificate is attached is a true and correct extract of records pertaining thereto.

A. Extract of Board of Supervisors' proceedings, Regular Session, May 14, 2019- First Reading of Proposed Ordinance No. 18 and Set Date of Public Hearing and Waive the Second Reading – Class "C" Roads

B. Affidavits of Publication, Notice of Public Hearing, published May 25, 2019, in the Marshalltown Times-Republican Newspaper, Marshalltown, Iowa and May 23, 2019 in the Mid Iowa Enterprise Newspaper, State Center, Iowa.

C. Extract of Board of Supervisors' proceedings, Regular Session, May 28, 2019- Public Hearing, Third and Final Reading and Adoption of proposed Ordinance #18- Class "C" Roads

D. Affidavits of Publication, Ordinance No. 18 –Notice of Adoption, published June 5, 2019, in the Marshalltown Times-Republican Newspaper, Marshalltown, Iowa and June 6, 2019 in the Mid Iowa Enterprise Newspaper, State Center, Iowa.

Dated at Marshalltown, Iowa this 12th day of June, 2019.

A handwritten signature in cursive script, reading "Nan Benson". The signature is written in black ink and is positioned above a horizontal line.

Nan Benson

Marshall County Auditor and Recorder

BAffidavit of Publication

STATE OF IOWA,
Marshall County, ss.

Marshall County Auditor
Public Meeting May 28 for Ordinances #5, #9, #18, #26,
and #31

I, Colleen Ward, being first duly sworn, on oath depose and say that Marshalltown Newspaper, LLC is a corporation for pecuniary profit organization under the law of the State of Iowa, with its principal place of business in Marshalltown, Iowa; that the "Times-Republican" is a daily newspaper of general circulation printed wholly in the English language and published by said corporation at the city of Marshalltown, in Marshall County, Iowa; that I am the Accounting Manager of said corporation and a full time employee of the said newspaper, and have personal knowledge of the facts stated herein; that the Notice hereto attached in the above entitled action was published in the regular daily edition of the said "Times-Republican" once each week for:

One

consecutive weeks on the days and dates as follows, to-wit:
May 20, 2019

Statutory fees for publishing said notices are:
25.72

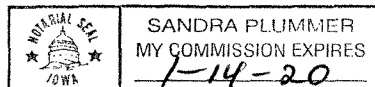
Colleen Ward

Sworn to before me and subscribed in my
presence by the said Colleen Ward, this
Twentieth Day of May, 2019

Sandra Plummer

Sandra Plummer, Notary Public
Marshall County, Iowa
Commission No. 766297
Commission Expires January 14, 2020

Account No. and Account Name
D15900 Marshall County Auditor



PUBLIC NOTICE

Notice of Public Hearing - Proposed Amendments to Previously Adopted and Published Marshall County, IA Ordinances #5, #9, #18, #26 and #31

The Marshall County Board of Supervisors will hold a public hearing Tuesday,

May 28, 2019, 9:05 a.m., Meeting Room #1, 2nd floor, Great Western Bank (Temporary Location of Courthouse Offices), 11 N. 1st Ave., Marshalltown, Iowa to hear comments on proposed amendments to previously adopted Marshall County Ordinances as listed below:

Proposed Amendment to Ordinance No. 5-Hazardous Substance

Proposed Amendment to Ordinance No. 9-Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

Proposed Amendment to Ordinance No. 18-Class "C" Roads

Proposed Amendment to Ordinance No. 26-Fire Protection

Proposed Amendment to Ordinance No. 31-Courthouse Parking

Should the Board determine at the public hearing that the proposed amendments to previously adopted ordinances #5, #9, #18, #26 and #31 shall become effective from and after their final passage, approval and publication as provided by law, Iowa Code 331.302.

Written or oral comments are welcome. Written comments can be presented at the public hearing, or sent to the Marshall County Board of Supervisors, 1 East Main St., Courthouse, Marshalltown, Iowa 50158.

Dated at Marshalltown, Iowa this 14th day of May, 2019.

Nan Benson
Marshall County
Auditor and Recorder

-----27110

PROOF OF PUBLICATION OF

Marshall County

STATE OF IOWA
MARSHALL COUNTY

Christine Davis being first duty
sworn on her oath deposes and
states that she is the
publisher of the

MID IOWA ENTERPRISE

a weekly newspaper of general
circulation, published wholly in
the English language and printed
and published in

STATECENTER, IOWA

which is within the County of
Marshall, and State of Iowa; and
printed notice hereto attached is
a true copy of the

Notice of Public Hearing - Proposed Amendments

and was published in the regular to Ordinances #5, #9, #18, #26, #31
edition of said newspaper once
each week on the same day of
the week, one publication
thereof being had on each of the
following dates:

May 23, 2019

Christine Davis
Publisher

Fees for publication \$ 18.61

MARSHALL COUNTY

Notice of Public Hearing - Proposed
Amendments to Previously Adopted and
Published Marshall County IA Ordinances
#5, #9, #18, #26 and #31

The Marshall County Board of Supervisors will hold a public hearing Tuesday, May 28, 2019, 9:05 a.m., Meeting Room #1, 2nd floor, Great Western Bank (Temporary Location of Courthouse Offices), 11 N. 1st Ave., Marshalltown, Iowa to hear comments on proposed amendments to previously adopted Marshall County Ordinances as listed below:

*Proposed Amendment to Ordinance
No. 5-Hazardous Substance

*Proposed Amendment to Ordinance
No. 9-Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

*Proposed Amendment to Ordinance
No. 18-Class "C" Roads

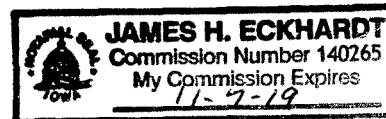
*Proposed Amendment to Ordinance
No. 26-Fire Protection

*Proposed Amendment to Ordinance
No. 31-Courthouse Parking

Should the Board determine at the public hearing that the proposed amendments to previously adopted ordinances #5, #9, #18, #26 and #31 shall become effective from and after their final passage, approval and publication as provided by law, Iowa Code 331.302.

Written or oral comments are welcome. Written comments can be presented at the public hearing, or sent to the Marshall County Board of Supervisors, 1 East Main St., Courthouse, Marshalltown, Iowa 50158. Dated at Marshalltown, Iowa this 14th day of May, 2019.

Nan Benson
Marshall County Auditor and Recorder



Sworn to before me and subscribed in
my presence by the said Christine Davis
this 23RD day of

MAY 2019

James H. Eckhardt
Marshall County, Iowa

**Marshall County Board of Supervisors
Regular Session May 14, 2019 at 9:05 a.m.**

MINUTES

The Board met in regular session on Tuesday, May 14, 2019, at 9:05 a.m. in the Great Western Bank, 11 N. 1st Ave., Marshalltown, Iowa, 2nd Floor, meeting room #1, (please use North entrance) with all 3 members present.

* * *

Resolution #2019-0028

15. First Reading of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 18, Class “C” Roads , Set Date and Time for Public Hearing and Waive Second Reading—

Whereas, the Marshall County Board of Supervisors is considering the adoption of Amendment No. 19-01 to Marshall County Ordinance #18, Class “C” Roads

Now, Therefore, Be it Resolved, by the Marshall County Board of Supervisors that this be considered the first reading of the proposed amendment;

A request to amend:

Section 5. Signs. To amend by adding the words “ state sign manual” and remove the words “State Sign Manual” and to read:

Area Service “C” roads shall have signs conforming to the Iowa ~~State Sign Manual~~ state sign manual installed and maintained by the County at all access points to Area Service “C” roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited.

Reason for the amendment request: to clean up Marshall County Ordinance #18 by not capitalizing words that are not the formal name of a manual.

The Amendment to this Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Dated at Marshalltown, Iowa on this 14th day of May, 2019.

Motion by Thompson, second by Patten, to adopt Resolution #2019-0028, The First Reading of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 18, Class “C” roads and set hearing date for Tuesday, May 28, 2019 at 9:05 a.m.

Roll call vote:	Patten-Aye	Salasek-Aye	Thompson-Aye
	Member	Chairman	Vice Chairman

Motion by Patten, second by Thompson to waive the second reading of this proposed amendment No. 19-01 to Marshall County Ordinance No. 18 by majority of the Supervisors pursuant to Iowa Code Chapter 331.302(6.a.) and hold the public hearing and third reading of Ordinance Amendment No. 19-01 at the regularly scheduled Board of Supervisor's meeting on Tuesday, May 28, 2019 at 9:05 a.m..

Roll call vote:	Patten-Aye	Salasek-Aye	Thompson-Aye
	Member	Chairman	Vice Chairman

/s/ Steve Salasek
Steve Salasek
Board of Supervisors, Chairman

Attest: /s/ Nan Benson
Nan Benson
Marshall County
Auditor and Recorder

* * *

20. Adjournment--The next regular session is May 28, 2019, 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 Thursday, May 23, 2019, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:59 a.m.

/s/ Steve Salasek
Steve Salasek
Board of Supervisors, Chairman

Attest: /s/ Nan Benson
Nan Benson
Marshall County
Auditor and Recorder

**Marshall County Board of Supervisors
Regular Session May 28, 2019 at 9:05 a.m.**

MINUTES

The Board met in regular session on Tuesday, May 28, 2019, at 9:05 a.m. in Great Western Bank, 11 N. 1st Ave., Marshalltown, Iowa, meeting room #1, 2nd floor (north entrance) with all 3 members present.

* * *

7. Public Hearing - Proposed Amendment 19-01 to Ordinance No. 18, Class “C” Roads
--

At the public hearing, any resident may present objections to or arguments in favor of any part of the proposed amendment 19-01 to Ordinance #18, Class “C” Roads.

There were 0 written comments, questions, or objections on file in the County Auditor’s Office. Of the 8 individuals attending the public hearing, no individual(s) presented oral comments, questions, or objections at the hearing.

Motion by Thompson, second by Patten to close the hearing at 9:18 a.m. and hold the third and final reading and adoption of proposed Amendment #19-01 to Ordinance No. 18 at the regularly scheduled Board of Supervisor’s meeting on May 28, 2019. (The second reading of this proposed amendment to Ordinance No. 18 was suspended by majority of the supervisors pursuant to Iowa Code Chapter 331.302(6.a.) at the May 14th, 2019 regular session.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

Resolution #2019-0034

8. Third and Final Reading and Adoption of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 18, Class “C” Roads, Set Date and Time for Public Hearing and Waive Second Reading—

Whereas the second reading of this ordinance was suspended by majority of the Supervisors pursuant to Iowa Code Chapter 331.302(6.a.) at the May 14, 2019 Board of Supervisors meeting, and;

Whereas, the Marshall County Board of Supervisors is considering the adoption of Amendment No. 19-01 to Marshall County Ordinance #18, Class “C” Roads

Now, Therefore, Be it Resolved, by the Marshall County Board of Supervisors that this be considered the third and final reading and adoption of the proposed amendment;

A request to amend:

Section 5. Signs. To amend by adding the words “ state sign manual” and remove the words “State Sign Manual” and to read:

Area Service “C” roads shall have signs conforming to the Iowa ~~State Sign Manual~~ state sign manual installed and maintained by the County at all access points to Area Service “C” roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited.

Reason for the amendment request: to clean up Marshall County Ordinance #18 by not capitalizing words that are not the formal name of a manual.

The Amendment to this Ordinance shall be in effect after its final passage, approval and publication as provided by law.

Dated at Marshalltown, Iowa this 28th day of May, 2019.

Discussion: Supervisor Thompson asked if we really need this since this just follows Iowa Code and we eliminated an earlier Ordinance. Paul said that if there is a Class C road it is gated. If we have a Class C road this allows us to distinguish who pays for the gate and the lock is standardized for Sheriff's Office and County to have a key.

Motion by Patten, second by Thompson, to adopt Resolution #2019-0034, The Third and Final Reading and Adoption of proposed Amendment No. 19-01 to Marshall County Ordinance No. 18, Class “C” Roads.

Roll call vote:	Salasek-Aye	Thompson-Aye	Patten-Aye
	Chairman	Vice Chairman	Member

/s/ Steve Salasek
Steve Salasek
Board of Supervisors, Chairman

Attest: /s/ Nan Benson
Nan Benson
Marshall County
Auditor and Recorder

* * *

22. Adjournment--The next regular session is June 11, 2019, 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 Thursday, June 6, 2019, at 1:00 p.m. There being no further business to come before the Board, the meeting was adjourned at 9:46 a.m.

/s/ Steve Salasek
Steve Salasek
Board of Supervisors, Chairman

Attest: /s/ Nan Benson
Nan Benson
Marshall County
Auditor and Recorder

B Affidavit of Publication

STATE OF IOWA,
Marshall County, ss.

Marshall County Auditor
Notice of Adoption Ordinance #18 Class "C" Roads
Amendment #19-01

I, Colleen Ward, being first duly sworn, on oath depose and say that Marshalltown Newspaper, LLC is a corporation for pecuniary profit organization under the law of the State of Iowa, with its principal place of business in Marshalltown, Iowa; that the "Times-Republican" is a daily newspaper of general circulation printed wholly in the English language and published by said corporation at the city of Marshalltown, in Marshall County, Iowa; that I am the Accounting Manager of said corporation and a full time employee of the said newspaper, and have personal knowledge of the facts stated herein; that the Notice hereto attached in the above entitled action was published in the regular daily edition of the said "Times-Republican" once each week for:

One

consecutive weeks on the days and dates as follows, to-wit:
June 5, 2019

Statutory fees for publishing said notices are:
20.93

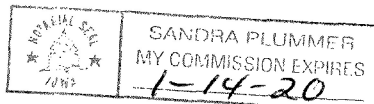
Colleen Ward

Sworn to before me and subscribed in my
presence by the said Colleen Ward, this
Fifth Day of June, 2019

Sandra Plummer

Sandra Plummer, Notary Public
Marshall County, Iowa
Commission No. 766297
Commission Expires January 14, 2020

Account No. and Account Name
L15900 Marshall County Auditor



PUBLIC NOTICE NOTICE OF ADOPTION ORDINANCE #18 CLASS "C" ROADS AMENDMENT #19-01

TO WHOM IT MAY CONCERN:

You are hereby notified that on May 28, 2019, the Marshall County Board of Supervisors adopted the third and final reading of Amendment #19-01 to the Ordinances of Marshall County, IA amending Ordinance #18, Class "C" Roads

The amendment to Ordinance #18 follows:

Section 5. Signs.

Area Service "C" roads shall have signs conforming to the Iowa state sign manual installed and maintained by the County at all access points to Area Service "C" roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited.

Reason for the amendment request: to clean up Marshall County Ordinance #18 by not capitalizing words that are not the formal name of a manual.

Dated at Marshalltown Iowa, Marshall County, IA, on this 28th day of May, 2019.

The complete text for Ordinance #18 is on file in the Auditor and Recorder's Office or the Board of Supervisor's office.

Nan Benson
Marshall County
Auditor and Recorder

---27209

PROOF OF PUBLICATION OF

Marshall County

Board of Supervisors

STATE OF IOWA
MARSHALL COUNTY

Christine Davis being first duty
sworn on her oath deposes and
states that she is the
publisher of the

MID IOWA ENTERPRISE

a weekly newspaper of general
circulation, published wholly in
the English language and printed
and published in

STATECENTER, IOWA

which is within the County of
Marshall, and State of Iowa; and
printed notice hereto attached is
a true copy of the

Ordinance #18

and was published in the regular
edition of said newspaper once
each week on the same day of
the week, one publication
thereof being had on each of the
following dates:

June 6, 2019

Christine Davis
Publisher

Fees for publication \$ 18.35

MARSHALL COUNTY

**PUBLIC NOTICE
NOTICE OF ADOPTION
ORDINANCE #18
CLASS "C" ROADS
AMENDMENT #19-01**

TO WHOM IT MAY CONCERN:

You are hereby notified that on May 28, 2019, the Marshall County Board of Supervisors adopted the third and final reading of Amendment #19-01 to the Ordinances of Marshall County, IA amending Ordinance #18, Class "C" Roads.

The amendment to Ordinance #18 follows:

Section 5. Signs.

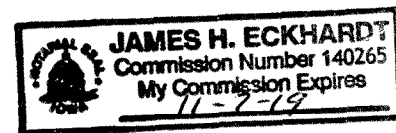
Area Service "C" roads shall have signs conforming to the Iowa state sign manual installed and maintained by the County at all access points to Area Service "C" roads from other public roads, to warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads, and to warn the public that access is limited.

Reason for the amendment request: to clean up Marshall County Ordinance #18 by not capitalizing words that are not the formal name of a manual.

Dated at Marshalltown Iowa, Marshall County, IA, on this 28th day of May, 2019.

The complete text for Ordinance #18 is on file in the Auditor and Recorder's Office or the Board of Supervisor's office.

Nan Benson Marshall County Auditor and Recorder



Sworn to before me and subscribed in
my presence by the said Christine Davis
this 6TH day of

June 2019

James H. Eckhardt
Marshall County, Iowa