



Recorded: 07/15/2019 at 10:41:20 AM

Amt: Page 1 of 11

Revenue Tax:

Marshall County Iowa

Nan Benson County Recorder

File **2019-00003323**

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 #9

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.

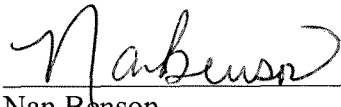
A. Extract of Board of Supervisors' proceedings, Regular Session, May 14, 2019- First Reading of Proposed Ordinance No. 9 and Set Date of Public Hearing and Waive the Second Reading – Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

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 #9- Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

D. Affidavits of Publication, Ordinance No. 9 –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 July, 2019.

A handwritten signature in cursive script, appearing to read "Nan Benson", is written over a horizontal line.

Nan Benson

Marshall County Auditor and Recorder

Affidavit of Publication

STATE OF IOWA,
Marshall County, ss.

Marshall County Auditor

Notice of Hearing – Proposed Amendments to Previously
Adopted and Published Marshall Co. IA Ordinances #5, #9,
#18, #26, and # 31 Public Hearing May 28

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 25, 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
Third 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 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

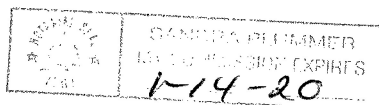
Should the Board determine at the public hearing that the proposed amendments to previously adopted ordinances #5, #9, #18, #26 and #31 shall become effective from and after their final passage, approval and publication as provided by law, Iowa Code 331.302.

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

-----27136



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:

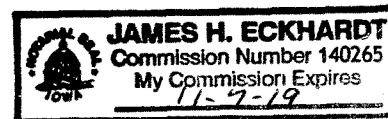
*Proposed Amendment to Ordinance No. 5-Hazardous Substance
*Proposed Amendment to Ordinance No. 9-Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection
*Proposed Amendment to Ordinance No. 18-Class "C" Roads

*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 321.302.

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 #2019-0027

14. First Reading of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection, 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 #9, An Ordinance Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection.

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 1. Newsprint-Voluntary Collection-to amend by adding the words “in perpetuity or until either party terminates” removing the words “until December 31, 1993” and to read:

Commencing July 1, 1993, all haulers of garbage, refuse and recyclables shall institute a voluntary collection program for newsprint. All newsprint so collected shall be delivered to and processed by Mid-Iowa Workshops, Inc., or other processor, and shall not be delivered to the Solid Waste Management Commission of Marshall County Landfill site. This voluntary collection program shall continue ~~until December 31, 1993~~ in perpetuity or until either party terminates.

Reason for the amendment request: to revise the effective length of the program.

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 #2019-0027, the First Reading of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 9, Establishing a Timetable For Collection of Recyclables and Providing a Method of Collection and set hearing date for Tuesday, May 28, 2019 at 9:05 a.m.

Roll call vote:	Patten-Aye	Salasek-Ayer	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. 9 by majority of the Supervisors pursuant to Iowa Code Chapter 331.302(6.a.) and hold the public hearing and third and final reading of Ordinance Amendment No. 19-01 at the regularly scheduled Board of Supervisor's meeting on 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.

* * *

5. Public Hearing - Proposed Amendment 19-01 to Ordinance No. 9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection --

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 #9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

There were 0 written comments, questions, or objections on file in the County Auditor's Office. Of the 0 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 9:14 a.m. and hold the third and final reading and adoption of Proposed Amendment #19-01 to Ordinance No. 9 at the regularly scheduled Board of Supervisor's meeting on May 28, 2019. (The second reading of this proposed Ordinance No. 9 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 #2019-0033

6. Third and Final Reading and Adoption of Proposed Amendment No. 19-01 to Marshall County Ordinance No. 9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection—

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 #9, An Ordinance Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection.

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

A request to amend:

Section 1. Newsprint-Voluntary Collection-to amend by adding the words “in perpetuity or until either party terminates” removing the words “until December 31, 1993” and to read:

Commencing July 1, 1993, all haulers of garbage, refuse and recyclables shall institute a voluntary collection program for newsprint. All newsprint so collected shall be delivered to and processed by Mid-Iowa Workshops, Inc., or other processor, and shall not be delivered to the Solid Waste Management Commission of Marshall County Landfill site. This voluntary collection program shall continue ~~until December 31, 1993~~ in perpetuity or until either party terminates.

Reason for the amendment request: to revise the effective length of the program.

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.

Motion by Patten, second by Thompson, to adopt Resolution #2019-0033, the Third and Final Reading and Adoption of proposed Amendment No. 19-01 to Marshall County Ordinance No. 9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection.

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 #9 Establishing a Timetable
for Collection of Recyclables and Providing a Method of
Collection 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:
23.54

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 #9 ESTABLISHING A TIMETABLE FOR COLLECTION OF RE- CYCLABLES AND PROVIDING A METHOD OF COLLECTION 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 read-
ing of Amendment #19-01 to the
Ordinances of Marshall County,
IA amending Ordinance #9, Es-
tablishing a Timetable for Collec-
tion of Recyclables and Providing
a Method of Collection

The amendment to Ordinance #9
follows:

Section 1. Newsprint and Voluntary Collection.

Commencing July 1, 1993, all
haulers of garbage, refuse and
recyclables shall institute a volun-
tary collection program for news-
print. All newsprint so collected
shall be delivered to and pro-
cessed by Mid-Iowa Workshops,
Inc., or other processor, and shall
not be delivered to the Solid
Waste Management Commission
of Marshall County Landfill site.
This voluntary collection program
shall continue in perpetuity or un-
til either party terminates.

**Reason for the amendment re-
quest:** To revise the effective
length of the program.

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

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

Nan Benson
Marshall County
Auditor and Recorder

-----27208

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 #9

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 \$ 19¹⁸

MARSHALL COUNTY

**PUBLIC NOTICE
NOTICE OF ADOPTION
ORDINANCE #9**

**ESTABLISHING A TIMETABLE FOR COLLECTION OF RECYCLABLES AND
PROVIDING A METHOD OF COLLECTION
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 #9, Establishing a Timetable for Collection of Recyclables and Providing a Method of Collection

The amendment to Ordinance #9 follows:

Section 1. Newsprint and Voluntary Collection.

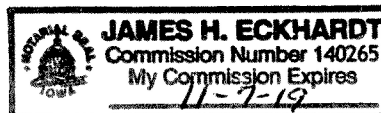
Commencing July 1, 1993, all haulers of garbage, refuse and recyclables shall institute a voluntary collection program for newsprint. All newsprint so collected shall be delivered to and processed by Mid-Iowa Workshops, Inc., or other processor, and shall not be delivered to the Solid Waste Management Commission of Marshall County Landfill site. This voluntary collection program shall continue in perpetuity or until either party terminates.

Reason for the amendment request: To revise the effective length of the program.

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

The complete text for Ordinance #9 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