



MARION COUNTY encourages all citizens of the county to attend Board of Supervisors' meetings. Board of Supervisors' chambers are handicapped accessible and county staff members are available to provide assistance. If you are hearing impaired, vision impaired, or a person with limited English proficiency and require an interpreter or reader, please contact us by noon on the business day prior to scheduled meetings to arrange for assistance (641 828-2231). TTY telephone service is available for the hearing impaired through Relay Iowa (800-735-2942). For questions about ADA compliance or related issues, contact Steve Edwards (641-828-2213 or 641-891-8225).



The following information is available for participating in the meeting electronically.

If you wish to participate see instruction below:

- All participants will be muted upon entering the meeting
- Participants are asked to use the chat feature to let the meeting controller know that they would like to address the Board, either during the open comments segment or if attending the meeting to address the Board for a specific agenda item.

Marion County is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us06web.zoom.us/j/87356036598?pwd=JPKVDx1wczFFUepBLs26TXuWt4M8Ev.1>

Meeting ID: 873 5603 6598

Passcode: 883381



MARION COUNTY BOARD OF SUPERVISORS REGULAR AGENDA

3014 E Main St, Knoxville, Iowa

September 10, 2024 9:00 A.M.



I. CALL TO ORDER AND ROLL CALL

Mark Raymie _____

Steve McCombs _____

Kisha Jahner _____



II. AGENDA

1. September 10, 2024 - Regular Session Agenda



III. COMMUNICATION



IV. PUBLIC COMMENTS:

This is the portion of our agenda during which we hear any public comment about any item NOT on the agenda below. If you are here to be heard on an agenda item, please wait for that item's discussion portion of the agenda to make your comment about the item. Thank you.



V. CONSENT AGENDA:

(All items listed under the consent agenda will be enacted by one motion.)

1. Marion County Claims through 9/10/2024.
2. Marion County Board of Supervisor Regular Minutes: 8/13/2024, 8/27/2024
3. Marion County Employee Salary Adjustments. Complete list available in the Human Resource Office.



VI. BUSINESS:

1. Resolution 2024-80:

Resolution Declaring Emergency Medical Services To Be An Essential Service
in Marion County, IA – 3rd and Final Reading



RESOLUTION NO. 2024-80

RESOLUTION DECLARING EMERGENCY MEDICAL SERVICES TO BE AN
ESSENTIAL SERVICE IN MARION COUNTY, IOWA

WHEREAS, Iowa Code chapter 422D authorizes a county board of supervisors to submit to the voters a proposal to impose a tax to support the provision of emergency medical services (EMS) within the county; and

WHEREAS, before such proposal may be submitted to the voters, the Board of Supervisors must adopt a resolution declaring EMS to be an essential county service; and

WHEREAS, on the 28th day of May, 2024, the Board of Supervisors adopted a resolution setting the first consideration of the resolution declaring EMS to be an essential county service for August 13, 2024; and

WHEREAS, notice of such action was published as required by law.

NOW THEREFORE, BE IT RESOLVED, BY THE BOARD OF SUPERVISORS OF
MARION COUNTY, STATE OF IOWA:

Section 1. That this Board hereby declares Emergency Medical Services an essential service in Marion County, Iowa.

Section 2. That upon final approval of this resolution, a county EMS advisory council shall be created to assist in researching and assessing the EMS needs of the County. The EMS advisory council shall be responsible for recommending the amount of funding needed to support EMS services within the County.

Section 3. That such recommendation shall be submitted to the Board for its consideration and inclusion in a resolution calling the election and specifying the ballot language for the election.

Section 4. That the County Auditor is hereby directed to take any other necessary action in furtherance of the procedures to submit to the voters a proposal to impose a tax to support the provision of EMS within the County pursuant to Iowa Code sec. 422D.1.

PASSED AND APPROVED on third consideration this ____ day of _____,
2024.



2. Resolution 2024-79:

Amendment To The Comprehensive Future Land Use Plan For Marion County, Iowa For The Area Described - All that part of the SW¹/₄ of the SE¹/₄, the East 16 rods of the SE¹/₄ of the SW¹/₄, the South 50 rods of the NW¹/₄ of the SE¹/₄, and the East 16 rods of the NE¹/₄ of the SW¹/₄ lying North of the centerline of Iowa Highway No. 14, except that part thereof contained within Parcel B according to Plat of Survey recorded in Book 2003, Page 9627; all in Section 35, Township 75 North, Range 20 West of the 5th P.M., in Marion County, Iowa.



RESOLUTION NO. 2024-79

A RESOLUTION APPROVING AN AMENDMENT TO THE COMPREHENSIVE FUTURE LAND USE PLAN FOR MARION COUNTY, IOWA FOR THE AREA DESCRIBED All that part of the SW¼ of the SE¼, the East 16 rods of the SE¼ of the SW¼, the South 50 rods of the NW¼ of the SE¼, and the East 16 rods of the NE¼ of the SW¼ lying North of the centerline of Iowa Highway No. 14, except that part thereof contained within Parcel B according to Plat of Survey recorded in Book 2003, Page 9627; all in Section 35, Township 75 North, Range 20 West of the 5th P.M., in Marion County, Iowa.

WHEREAS, the Marion County Zoning Commission has recommended an amendment to the Comprehensive Future Land Use Plan for Marion County, Iowa, as it concerns the following described real property area:

All that part of the SW¼ of the SE¼, the East 16 rods of the SE¼ of the SW¼, the South 50 rods of the NW¼ of the SE¼, and the East 16 rods of the NE¼ of the SW¼ lying North of the centerline of Iowa Highway No. 14, except that part thereof contained within Parcel B according to Plat of Survey recorded in Book 2003, Page 9627; all in Section 35, Township 75 North, Range 20 West of the 5th P.M., in Marion County, Iowa.

WHEREAS, the Comprehensive Future Land Use Plan currently designates the property as Light Industrial use.

WHEREAS, after careful review of this matter, the Zoning Commission has recommended that the Comprehensive Future Land Use Plan be amended to designate this property as General Industrial use; and

WHEREAS, the Board of Supervisors of Marion County, Iowa believes it to be in the best interest of the County to make the change to the Comprehensive Future Land Use Plan as recommended by the Zoning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Marion County, Iowa that after review and discussion of the matter, the Comprehensive Future Land Use Plan is hereby amended to designate the described area as General Industrial Use:

PASSED AND APPROVED this _____ day of _____, 2024.

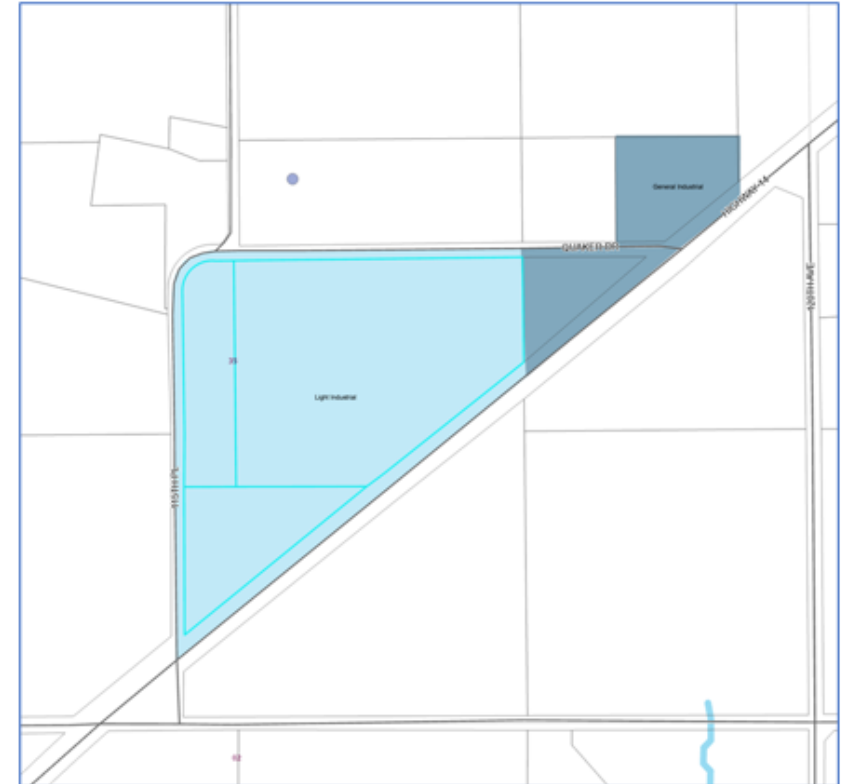
Mark Raymie, Chairman of the Board of Supervisors

Approval Date: _____

ATTEST:

Jake Grandia, County Auditor

All that part of the SW¼ of the SE¼, the East 16 rods of the SE¼ of the SW¼, the South 50 rods of the NW¼ of the SE¼, and the East 16 rods of the NE¼ of the SW¼ lying North of the centerline of Iowa Highway No. 14, except that part thereof contained within Parcel B according to Plat of Survey recorded in Book 2003, Page 9627; all in Section 35, Township 75 North, Range 20 West of the 5th P.M., in Marion County, Iowa.





Marion County, IA



Overview



Legend

- Parcels
 - Parcel
- BLL
- Survey Townships
- 911 Roads
- Address Points
- Corporate Limits

Before starting any construction projects, contact the Marion County Zoning department about Building Permit requirements.

Date created: 9/3/2024

Last Data Uploaded: 9/3/2024 4:06:20 AM

Developed by Schneider
GEOSPATIAL



3. Public Hearing:

Proposed Marion County Zoning Map Amendment Ordinance 2024-4 regarding the matter of the rezoning all that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14 from C-2; Highway Commercial to M-2; Heavy Industrial with a Special Use Permit (SUP). The property address is 1877 Hwy 14, Knoxville, IA. (Parcel 0685200200).



The Marion County Board of Supervisors will be holding a public hearing on
September 10, 2024, at 9:00a.m.
At Marion County Office Building
3014 E. Main St., Knoxville, IA 50138

Members of the public are welcome to attend. The online option is available from the
Marion County Website: https://marioncountyiowa.gov/board_of_supervisors/meetings/

September 10, 2024, agenda

The public hearing for a Marion County Zoning Map amendment Ordinance 2024-4 will be held on the matter of the rezoning All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14 from C-2; Highway Commercial to M-2; Heavy Industrial with a Special Use Permit (SUP). The property address is 1877 Hwy 14, Knoxville, IA. (Parcel 0685200200.

The property is owned by Joshua Petersen.

A recommendation has been made to waive the 2nd and 3rd reading.

Public comments related to any matter on the agenda can be emailed to mpoffenbarger@marioncountyiowa.gov. Public comments can be presented during the public hearing. For questions concerning any item on the agenda please contact the Marion County Zoning Office (641) 828-2231 option 9.

Melissa Poffenbarger
Marion County Zoning Administrator



ZONING MAP ORDINANCE NO. 2024-4

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14 from C-2; Highway Commercial to M-2; Heavy Industrial with a Special Use Permit (SUP).

WHEREAS, on the 27th day of August, 2024, the Zoning Commission of the County of Marion, Iowa, recommended to the Board of Supervisors that the property documented as: Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14 from C-2; Highway Commercial to M-2; Heavy Industrial with a SUP.

WHEREAS, on the 10th day of September, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from C-2; Highway Commercial to M-2; Heavy Industrial with a SUP.

Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14.

Section 2: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3: The rezoning to M-2; Heavy Industrial requires a Special Use Permit by the Marion County Board of Adjustments. The requirements are G. Salvage Yards. Salvage yards shall be permitted in industrial districts, in accordance with a special use permit, provided no portion of the front yard is to be used for the conduct of business in any manner whatsoever except for parking of customer or employee vehicles. Any premises on which such activities are carried on shall be wholly enclosed within a building or by a wooden or masonry fence or wall not less than six (6) feet in height and in which any openings or cracks are less than fifteen (15) percent of the total fence area.

Section 4: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.



PASSED AND APPROVED this 10th day of September, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor

Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14.



4. Ordinance 2024-4:

Approve 1st Reading proposed Marion County Ordinance 2024-4 Zoning Map Amendment – Rezoning from the current C-2 Highway Commercial to M-2 Heavy Industrial



5. Ordinance 2024-4:

Waive 2nd and 3rd Readings of proposed Marion County Ordinance 2024-4 and Final Approval Authorizing Publication and Zoning Map Amendment.



ZONING MAP ORDINANCE NO. 2024-4

AN ORDINANCE TO AMEND THE ZONING DISTRICT MAP OF MARION COUNTY, IOWA, BY REZONING Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14 from C-2; Highway Commercial to M-2; Heavy Industrial with a Special Use Permit (SUP).

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WHEREAS, on the 10th day of September, 2024, after due notice and public hearing as provided by law, the Board of Supervisors now deems it reasonable and appropriate to rezone said property.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF MARION COUNTY, IOWA:

Section 1: That the Code of the County of Marion, Iowa, be and it is hereby amended by rezoning the following described property from the present from C-2; Highway Commercial to M-2; Heavy Industrial with a SUP.

Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14.

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Section 4: This ordinance shall be in full force and effect after its passage, approval and publication as provided by law.

PASSED AND APPROVED this 10th day of September, 2024.

Mark Raymie, Chairman of the Board of Supervisors

First reading: _____
Second reading: _____
Third reading: _____
Publication Date: _____

ATTEST:

Jake Grandia, County Auditor

Parcel 0685200200 described as: All that part of the South 65 rods of the SW1/4 of the SE1/4 and all that part of the East 16 rods of the South 65 rods of the SE1/4 of the SW1/4 of Section 35, Township 75 North, Range 20 West of the 5th P.M., lying North and West of the centerline of Iowa Highway No. 14.



6. Resolution 2024-81:

Authorize FY25 Transfer of Funds from the Rural Basic Fund to the Secondary Road Fund



RESOLUTION 2024-81

**Authorize FY25 Transfer of Funds from the Rural Basic Fund
to the Secondary Road Fund**

WHEREAS the Marion County Board of Supervisors approved the transfer of \$2,780,595 from the Rural Basic Fund to the Secondary Road under the FY 2024-2025 budget, and,

WHEREAS according to Chapter 331.432 of the Code of Iowa, the Board of Supervisors must approve the actual transfers,

THEREFORE, BE IT RESOLVED the transfer of \$2,780,595 from the Rural Basic Fund to the Secondary Road Fund be approved by the Marion County Board of Supervisors for the fiscal year of 2024-2025] and,

BE IT FURTHER RESOLVED the Auditor and Treasurer be instructed to make the said transfers in a timely fashion based off monthly tax revenues.

Approval Date:

Moved: _____

Seconded: _____

Ayes: _____

Attest:

Jake Grandia
Marion County Auditor

seal



7. Discussion/action:

Class C Alcohol License including Outdoor Service Renewal

- V.P. Venue LLC dba The Gathering Grounds 2125 Hwy 5, Bussey IA





Applicant

NAME OF LEGAL ENTITY	NAME OF BUSINESS(DBA)	BUSINESS		
V.P. VENE LLC	The Gathering Grounds	(515) 208-6364		
ADDRESS OF PREMISES	PREMISES SUITE/APT NUMBER	CITY	COUNTY	ZIP
2125 Iowa 5		Bussey	Marion	50044
MAILING ADDRESS	CITY	STATE	ZIP	
2125 Iowa 5	Bussey	Iowa	50044	

Contact Person

NAME	PHONE	EMAIL
Doug Van Polen	(515) 208-6364	dvp@avedaiowa.com

License Information

LICENSE NUMBER	LICENSE/PERMIT TYPE	TERM	STATUS
LC0047651	Class C Retail Alcohol License	12 Month	Submitted to Local Authority
EFFECTIVE DATE	EXPIRATION DATE	LAST DAY OF BUSINESS	
Sep 28, 2024	Sep 27, 2025		
SUB-PERMITS			
Class C Retail Alcohol License			



PRIVILEGES

Outdoor Service

Status of Business

BUSINESS TYPE

Limited Liability Company

Ownership

• Individual Owners

NAME	CITY	STATE	ZIP	POSITION	% OF OWNERSHIP	U.S. CITIZEN
Jana Van Polen	Bussey	Iowa	50044	Owner	50.00	Yes
Doug Van Polen	Bussey	Iowa	50044	Owner	50.00	Yes

Insurance Company Information

INSURANCE COMPANY	POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE
Founders Insurance Company	Sep 28, 2024	Sep 28, 2025
DRAM CANCEL DATE	OUTDOOR SERVICE EFFECTIVE DATE	OUTDOOR SERVICE EXPIRATION DATE
	Apr 25, 2023	
BOND EFFECTIVE DATE	TEMP TRANSFER EFFECTIVE DATE	TEMP TRANSFER EXPIRATION DATE



Overview



Legend

- Parcels
- Parcel
- BLL
- Survey Townships
- 911 Roads
- Address Points
- Corporate Limits

Parcel ID	1781500000	Alternate ID	n/a	Owner Address	VP Farm LLC
Sec/Twp/Rng	18-74-18	Class	C		2125 Hwy 5
Property Address	2125 HWY 5 BUSSEY	Acreeage	40.0		Bussey, IA 50044
District	LIBERTY TWIN CEDARS				
Brief Tax Description	SE NE				
	<i>(Note: Not to be used on legal documents)</i>				

Before starting any construction projects, contact the Marion County Zoning department about Building Permit requirements.

Date created: 9/4/2024
Last Data Uploaded: 9/4/2024 4:41:59 AM

Developed by Schneider
GEOSPATIAL



8. Discussion/action:

County Compensation Board Changes



2024 Changes to County Compensation Boards
Prepared by the Iowa State Association of Counties (ISAC)

On May 1, 2024, Governor Reynolds signed SF 2442. Division V of this tax omnibus bill makes changes to the county compensation board system. Essentially, these provisions authorize boards of supervisors in each county to determine whether they want to utilize a compensation board or take on the duties and responsibilities themselves. Below are answers to common questions to help your county navigate the changes made in SF 2442.

What changes take effect automatically and what actions do boards of supervisors need to consider taking?

With the way the legislation was crafted and by operation of law, all county compensation boards will be dissolved on July 1, 2024. The establishment of a county compensation board requires a motion to that effect and a simple majority vote of the board of supervisors. ISAC has developed the accompanying resolution template for your convenience, though a resolution is not required for this action.

What timeline must be followed if the board of supervisors chooses to establish a county compensation board? Or chooses to dissolve the compensation board later?

The legislation does not prescribe a timeline or deadline for the establishment of a compensation board. Your county should consider your typical timeline for compensation board deliberations, collective bargaining agreement negotiations, wages for all other personnel, budget development, and other interrelated activities, to ensure sufficient time for the work to be completed. There is no obligation to establish a compensation board in the first year, so a board of supervisors could take on the responsibilities this year and decide to establish a compensation board in the future. The board of supervisors may dissolve the compensation board at any time with a majority vote.

Were changes made to the membership of the county compensation board? And what is the process for appointing members?

The representative nature of the compensation board remains the same with each of the county elected officials choosing a member of the public as their representative and the board of supervisors choosing two members. Because all county compensation boards are dissolved by operation of law, these appointments will need to be made if a compensation board is established. There is no obligation for the elected officials to appoint their previous representative as the dissolution of the compensation board ends the current terms. Though not explicitly prescribed by law, ISAC recommends drawing lots to determine which representatives will serve an initial four-year term and which representatives will serve an initial two-year term. This will establish staggered terms and subsequent appointments will all be for four-year terms.

What changes were made to the process if a county chooses to establish a compensation board?

Several notable changes were made to the requirements of the compensation board and how the board of supervisors can act on the compensation recommendations it receives.

First, the legislation put in place the so-called “show your work” provision ISAC has advocated for. The compensation board will be required to provide documentation that demonstrates how it determined the recommended compensation schedule. This must include information on comparable officers in other counties, other states, private enterprise, and the federal government.

The legislation also made changes to the authority of boards of supervisors to adjust the recommended compensation schedule. The board of supervisors may:

- Approve a compensation schedule that is greater than or less than the compensation board recommendation.
- Make adjustments to the compensation schedule for individual elected officials without being required to adjust by the same percentage for all others.
- Set compensation at less than the current year if the compensation schedule recommends changing the position (county attorney) to part-time.

What is required of the board of supervisors if a county compensation board is not established?

If a board of supervisors chooses not to establish a compensation board or in the future chooses to dissolve the compensation board, the duties and responsibilities of the county compensation board contained in Iowa Code §331.905 are transferred to the board of supervisors. This includes the new requirement to document comparable positions and justify recommendations. Additionally, in the absence of a compensation board, “the board of supervisors shall set the sheriff’s salary so that it is comparable to the salaries paid to professional law enforcement administrators and command officers of the state patrol, the Division of Criminal Investigation of the Department of Public Safety, and city police chiefs employed by cities of similar population to the population of the county.”

9. Board of Supervisor Updates



10. Closed Session

- a. Authorize: Closed Session pursuant to Iowa Code Chapter 21.5(1)(c)
- b. Reconvene from Closed Session
- c. Action as necessary from Closed Session



VII. BOARD OF SUPERVISOR ADJOURNMENT

