

PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, January 20, 2026

The Board of Supervisors convened at 8:30 a.m. with all members present. Also, present were Brandon Halsne, Greg Beaver, Aaron Murphy, Rich Brumm, Tom Rolfs, Dana Norby, Leo Kruse, Penney Morse, Deb Freeman, Caitlin Golle, Pat Mackin, Colleen Tucker, Mike Gerdts, Alex Schmidt, Brock Waters, David Sveum, Kevin Sprung, Shannon Paulus, Ashlie Svuem, Max Brandau, Cal Nicklay, and Jon Walker. The meeting was made available by video via "Go to Meeting". Motion by Wherry, second by Hartogh to approve the agenda. All voted aye.

Motion by Marzen, second by Hendrickson to approve the minutes of the January 12th, January 13th, January 14th, and January 15th meetings. Roll call: all voted aye.

County Attorney Murphy had nothing to discuss.

County Sheriff Beaver presented his fees collected in December in the amount of \$13,650.31. Motion by Hartogh, second by Hendrickson to approve the Sheriff Report for December. Roll call vote: all voted aye.

Supervisor Wherry stated our Mental Health Judicial Advocate will be resigning and Wherry has been in contact with an individual that is interested. Shannon Paulus stated their kiosk in the lobby is now online, which will allow individuals to receive text messages and emails.

County Engineer Rich Brumm asked if anyone has heard anything about the union contract, which no one has. Brumm plans to bring a resolution to next week's meeting that would allow the engineer to close roads when needed.

Leo Kruse provided an update on Mitchell Soil & Water Conservation District. Kruse stated Mitchell Soil & Water Conservation District is requesting \$3,500 to help cover the costs for the lab and shipping. Costs have gone up, but the water district is covering more costs.

Brock Waters discussed needing an amendment to the Mitchell County Wastewater Pretreatment Facility Compliance Schedule Agreement. This amendment would extend the compliance to the end of this year, December 31, 2026. Motion by Wherry, second by Hartogh to approve Amendment No. 2 to Mitchell County Wastewater Pretreatment Facility Compliance Schedule Agreement. Roll call vote: all voted aye.

Motion by Hartogh, second by Marzen to approve the Treasurer's Semi-Annual Report. Roll call vote: all voted aye.

Motion by Marzen, second by Hendrickson to request Planning & Zoning Commission start a setback and zoning ordinance for hazardous liquid pipelines for recommendation to come back to the Board of Supervisors. Supervisor Hartogh stated the Planning & Zoning Commission must make a recommendation. Supervisor Frein stated he is against eminent domain. Supervisor Wherry said Iowa Code states what a County can and cannot do, and one of those things is a 'pipeline'. Roll call: Marzen, Hendrickson ayes, Wherry, Frein, Hartogh nays.

Motion by Hendrickson, second by Hartogh to approve Construction Evaluation Resolution #1346-26. Roll call vote: all voted aye.

Wherry reported on T-21NIACOG Region 2 Policy Board, Hartogh reported on North Central Regional Emergency Response Commission, NIACOG Commission, and Upper Wapsi Watershed, Frein reported on FMC ECI, and Marzen reported on webinar with Department of Management. Hendrickson had nothing to report. Received manure management plan updates from Pete Thome, and Riceville Site. Penney Morse expressed disappointment in not exploring boundaries of what the County can do and encourages the Board to reconsider the ordinance. Deb Freeman is concerned knowing that Phase I has been done, IUC already gave rights to those people. Freeman suggests filing objections with the ICU. Caitlin Golle thanked Marzen and Hendrickson for their support on the ordinance and showed frustrations with other board members. Colleen Tucker echoed what had been said and stated the board is here to protect us. Pat Mackin felt like the board wasn't listening to each other, rather that they were talking past each other. Lisa Ritzert was available "Go to Meeting" and said routing and citing are two different things; IUC approves routing, and County approves citing.

Frein adjourned the meeting at 9:39 a.m.

Rachel Foster – Mitchell County Auditor

Todd Frein – Chair Board of Supervisors