

**BOARD OF SUPERVISORS MEETING
EIGHTH MEETING, 2026 SESSION (8)
FEBRUARY 3, 2026**

The Buena Vista County Board of Supervisors met in special session on Tuesday, February 3, 2026, at 8:30 A.M. in the Boardroom with Chairman Merten presiding and the following other members present Croker, Hartman, and with Election Deputy Karla Ahrendsen as clerk for the meeting. Absent: Ringgenberg and Snyder.

Unless otherwise indicated, all the following **motions** offered at this meeting were carried with the following vote: Ayes: Croker, Hartman, and Merten. Nays: none. Abstentions: none.

Motion by Hartman, second by Croker, to approve **today's agenda**. Carried.

Secondary Road Report: Wilkinson started by telling the group that letters had been sent out by the DOT to property owners in Lake Creek with regards to Soil Sampling and surveying. He told the group that he had just received notice that an online meeting would be held on March 2, 2026, for the DOT to update everyone involved on the planning and timing of the Phase 3 project. He told the board he would forward the invite to them. He told the Board that they were working on hauling stuff over for the auction and with the warmer weather they were working on cutting brush and cleaning up the ditches again. He told them he would be bringing up Summer Hours at the next meeting.

Motion by Hartman, second by Croker, to approve the **minutes** of 1/27/2026 as presented. Carried.

Chairman Merten asked if there was anyone online that wished to be heard during **Hear the Public** and there was none.

Motion by Croker, second by Hartman, to approve and sign the **14-day waiver** of the construction permit of Jason and Jill Martins in Section 4 Poland Township. Carried.

Motion by Hartman, second by Croker, to approve and authorize the Chair to sign **Resolution #2026-02-03-A** Approval of waiver of Buena Vista County's Rights to Appeal Issuance of Final Construction Permit for the Construction of Confined Animal Feeding Operation by the Iowa Department of Natural Resources for Jason and Jill Martins in Section 4 Poland Township. Carried.

RESOLUTION #2026-02-03-A

BUENA VISTA County Board of Supervisors

DATE: 02/03/2026

**APPROVAL OF WAIVER OF BUENA VISTA COUNTY'S RIGHT TO APPEAL ISSUANCE
OF FINAL CONSTRUCTION PERMIT FOR THE CONSTRUCTION OF CONFINED ANIMAL
FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES.**

BE IT RESOLVED by the BUENA VISTA County Board of Supervisors as follows:

Section 1 The BUENA VISTA County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that JASON AND JILL MARTINS has been issued a draft permit for the construction of a confined animal feeding operation building(s) at SE ¼ SW ¼ SECTION 04, T93N, R35W, POLAND TOWNSHIP in unincorporated BUENA VISTA County.

Section 2 The BUENA VISTA County Board of Supervisors reviewed the construction permit

application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules and recommended approval of said application on 02/03/2026.

Section 3 The BUENA VISTA County Board of Supervisors hereby waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit.

Section 4 The BUENA VISTA County Board of Supervisors encourages the Iowa DNR to issue the Final Permit immediately upon notification of this waiver.

Section 5 The BUENA VISTA County Board of Supervisors authorizes the Board Chairman to notify the Iowa DNR of this waiver.

Section 6 This resolution shall take effect immediately.

/s/ Paul Merten, Chairman Board of Supervisors...../s/ Karla Ahrendsen, Election Deputy

Assistant County Attorney Ashley Herrig was present for her appointment. Motion by Croker, second by Hartman, to go into **closed session** (at 8:55 A.M.) under Chapter 21.5(1)(c) of the 2026 Code of Iowa, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. Ayes: Croker, Hartman, and Merten. Motion carried.

Motion by Croker, second by Hartman, to go out of **closed session** at 9:31 A.M. Carried.

There being no further business, motion by Croker, second by Hartman, to adjourn the meeting at 9:35 a.m. until Tuesday, February 10 at 9:30 a.m. for a regular session. Carried.