

PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS

July 30, 2007

Be it duly noted these minutes of 7/30/07 are UNOFFICIAL minutes.

The Board of Supervisors met in regular session at 8:30AM with Board members Corey Eberling-Chairman, Jerry Plagge, and Michael Nolte present.

Motion by Plagge, seconded by Nolte, to approve the agenda as submitted. All ayes. Motion carried.

Motion by Nolte, seconded by Plagge, to approve the minutes of 7/23/07. All ayes. Motion carried.

The Board opened the meeting to public comment. No one from the public was present. Committee reports were on: Mental Health Advisory meeting and Prairie Winds cabin open houses.

Motion by Plagge, seconded by Nolte, to approve a Franklin County Utility Permit Application to Iowa Telecommunications Services, Inc., to place copper telephone cable along 60th Street and Grouse Avenue to service new construction at 724 60th Street. All ayes. Motion carried.

Motion by Nolte, seconded by Plagge, to approve a Franklin County Utility Permit Application to Frontier Communications of Iowa, Inc., to place copper telephone cable along 250th (C13) Street from Eagle Avenue to 1200 feet west. All ayes. Motion carried.

Motion by Plagge, seconded by Nolte, to approve a Franklin County Utility Permit Application to Frontier Communications of Iowa, Inc., to place copper telephone cable along 215th Street from 500 feet west of Spruce Avenue to 4100 feet west. All ayes. Motion carried.

Motion by Plagge, seconded by Nolte, at 10:00 AM, to address the topic tabled from the July 23rd meeting, the topic on the enforcement of Franklin County Ordinance 3.1-Requirements of Junkyards. The property described as: 1712 Grouse Avenue, Latimer, Iowa and 513 160th Street, Latimer, Iowa. All ayes. Motion carried.

Present were: Brent Symens-County Attorney, Brian Miller-Attorney, Earl Kalkwarf-Franklin County Sanitarian, Russell Wood-Planner/Zoning Director, Karen Zander-Landowner and Jerry & Volnetta Passehl-Landowners.

County Attorney Symens stated, after checking with the State, the Board of Supervisors have full authority to enforce the Franklin County Ordinances that are in place. The State has no authority over County ordinances. Attorney Miller stated the current fence around the junkyard is not in good shape and needs to be repaired or replaced. Law enforcement has the right to go out and inspect the site and report their findings to the Board of Supervisors. Karen Zander requested that an inspection and walk around be made today and also once the fence is repaired. If repairs are not up to specifications, the Board can initiate fines and/or cause an injunction on the property with possible site shut down. Franklin County was notified that the IDNR is inspecting the crushing and waste soil this week but they will not get involved with the County's Ordinance enforcement. Jerry Passehl asked the Board for an additional 90 days to complete the fence replacement or repairs, even though the Board has already given him 60 days with verbal and written notification. Jerry Passehl officially purchased the property described in April of 2007. Franklin County Ordinance 3.1 was handed out to all attendees.

Motion by Nolte, to set September 4, 2007 as the deadline to have the fence fixed or replaced according to specifications in the Franklin County Ordinance 3.1-Requirement of Junkyards. Motion died for lack of second.

Motion by Plagge, seconded by Eberling, prior to October 1, 2007, the fence around the Jerry Passehl junkyard be repaired or replaced to meet specifications set out in the Franklin County Ordinance 3.1-Requirement of Junkyards. The Board of Supervisors will conduct an inspection of the current fence and another inspection on the completion of the repairs on October 1, 2007. All ayes. Motion carried.

At 10:30 AM Kris Artley-CPC Director met with the Board regarding Community Services and the follow up on details prior to her departure on August 3, 2007 due to her resignation. The Board asked that Artley temporarily assign people currently working in her office to be points of contacts for particular responsibilities until a replacement is found. These assignees will conduct business in this format for a 30 day period from August 6-September 6, 2007.

Motion by Nolte, seconded by Plagge, to approve claims for the period ending 7/29/07. All ayes. Motion carried.

The Board received a letter from the Courthouse Security Committee regarding the determination of ADA Requirements to be met in the County Courthouse. The Committee prioritized and itemized areas where additional locks and signage need to be placed inside and outside of the Courthouse per the Americans with Disabilities Act (ADA) requirements. The Board will look over the requests and address them in the near future.

The Board acknowledged a new Confinement Feeding Operation Application to Arends Finisher Farm, owner Robert Arends, Ackley, Iowa, site located NW SW, Section 15, Osceola Township, proposed animal capacity 600 head and for all buildings 2,200 head, expansion of an additional 51' X 112' building to an existing site. No oral or written comments were received.

The Board acknowledged Manure Management Plan Renewals for: 1) McCord Finisher Farm, owner A Pig, LLC, Iowa Falls, Iowa, site located 1101 30th Street, Iowa Falls, Iowa, NE NW, Section 35, Lee Township; 2) Jordahl Site 7, owners Jon and Carol Ann Jordahl, Iowa Falls, Iowa, site located 950 190th Street, Latimer, Iowa, SW SE, Section 4, Marion Township; 3) Showalter Site 2, owner JJ Show, LLC, site located SE NE, Section 17, Reeve Township; 4) Vernon Meinberg Finisher, owner Vernon Meinberg, Hampton, Iowa, site located 1486 Raven Avenue, Hampton, Iowa, Section 26, Mott Township.

Motion by Plagge, seconded by Nolte, to adjourn at 11:55 AM, until August 6, 2007. All ayes. Motion carried.

Corey Eberling, Chairman

ATTEST: _____
Michelle S. Giddings, Auditor & Clerk to Board