

PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS

September 28, 2009

Be it duly noted these minutes of 9/28/09 are UNOFFICIAL minutes.

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

Motion by Eberling, seconded by Plagge, approves the agenda as submitted. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the minutes of 9/25/09. All ayes. Motion carried.

The Board opened the meeting to public comment. No one from the public was present.

Committee reports were given on: North Iowa Community Action-stimulus dollars available, Workforce Development-stimulus dollars distribution and Franklin County Development Board meeting.

Motion by Plagge, seconded by Eberling, based on Planning and Zoning Director-Russell Wood's recommendation, adopts Resolution 2009-41: To waive the subdivision requirements per Section 6 of the Franklin County Subdivision Ordinance to Vernon Meinberg to allow for two separate single parcels as described in Recorded Survey 20091608. Eberling-Aye, Nolte-Aye, Plagge-Aye. Resolution duly adopted.

Motion by Eberling, seconded by Plagge, opens at 10:00 AM a Completion Hearing for repairs completed in Drainage District #57. All ayes. Motion carried.

Present were: Sandy Eckhardt-Drainage Clerk and Brent Johnson-Drainage Engineer-McClure Engineering. Drainage Engineer, Johnson, presented pictures and a completion letter stating all work was done to his satisfaction and he recommends the County accept the completion of the project and pay any retainage that is still owed.

Motion by Plagge, seconded by Eberling, closes the Completion Hearing for DD #57 at 10:05 AM. All ayes. Motion carried.

Motion by Eberling, seconded by Plagge, accepts the Drainage Engineer's Completion Report for repair work completed in Drainage District #57 by Gary Witte Construction, Dumont, Iowa under the contract dated March 3, 2009 repairing a 62' headwall. Final cost on the project was \$22,047.73. The Board agrees to pay any retainage that is still owed. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, opens at 10:15 AM a Completion Hearing for repairs completed in Drainage District #79. All ayes. Motion carried.

Present were: Sandy Eckhardt-Drainage Clerk and Brent Johnson-Drainage Engineer-McClure Engineering. Drainage Engineer, Johnson, presented pictures and a completion letter stating all work was done to his satisfaction and he recommends the County accept the completion of the project and pay any retainage that is still owed.

Motion by Eberling, seconded by Plagge, closes the Completion Hearing for DD #79 at 10:18 AM. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, accepts the Drainage Engineer's recommendation for repair work completed in Drainage District #79 by Gary Witte Construction, Dumont, Iowa under the Contract dated March 3, 2009 repairing a 56' headwall and channel excavation. The final cost on the project was \$25,799.62. The Board agrees to pay any retainage that is still owed. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, opens at 10:30 AM a Completion Hearing for repairs completed in Drainage District #6. All ayes. Motion carried.

Present were: Sandy Eckhardt-Drainage Clerk and Brent Johnson-Drainage Engineer-McClure Engineering. Drainage Engineer, Johnson, presented pictures and a completion letter stating all work was done to his satisfaction and he recommends the County accept the completion of the project and pay any retainage that is still owed.

Motion by Eberling, seconded by Plagge, closes the Completion Hearing for DD #6 at 10:35AM. All ayes. Motion carried.

Motion by Eberling, seconded by Plagge, accepts the Drainage Engineer's recommendation for repair work completed in Drainage District #6 by Weidemann, Inc., Dows, Iowa under the Contract dated March 3, 2009 repairing a 72' concrete headwall. The final cost on the project was \$127,628.06. The Board agrees to pay any retainage that is still owed. All ayes. Motion carried.

At 10:45 AM Gabe Johanns-IT Director met with the Board regarding emergency operations center computer needs updates.

At 11:00 AM Russell Wood-County Planner, Dan Wiechmann-County Attorney and property owner met with the Board to discuss real estate negotiations and possible land purchase.

Motion by Plagge, seconded by Eberling, requests to go into closed session at 11:05 AM per Iowa Code Chapter 21.5(j) real estate negotiations and land purchase. Those present in closed session were: Russell Wood-County Planner, Dan Wiechmann-County Attorney, Michelle Giddings-Auditor, and Supervisors Nolte, Plagge and Eberling. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, to come out of closed session at 11:45 AM. All ayes. Motion carried. No action was taken.

At 11:45 AM Russell Wood-Community Services Director and Robin McKee-TCM/MH met to explain and describe the need for a new full time case manager and request the Board's approval to hire a full-time case manager due to increased case loads. The Board, after reviewing figures submitted, granted permission for the CPC Director to hire a full-time case manager.

Russell Wood explained the issue in Franklin County of the inability for placement of individuals with disabilities, primarily those with mental illness. The Board requested Russell Wood to notify the Magistrate Judge, Hampton Police Chief, County Attorney, Franklin County Sheriff, Public Health Director and a representative from the Mental Health Center of North Iowa to meet with them for conversation and input on the idea of a Franklin County waiver home. This meeting being tentatively set up for October 5, 2009 at 10:15 AM.

Motion by Plagge, seconded by Eberling, sets October 19, 2009 at 10:00 AM as the date and time for a Public Hearing to approve a final amended version of Franklin County's Flood Plain Ordinance 6.4. The Amendment is to incorporate anywhere there is mentioned Flood Recovery Maps, dated October 1, 2008 to also include the Flood Hazard Boundary Maps for Franklin County, dated May 22, 1979. All ayes. Motion carried.

The Board acknowledged receipt of the Access Inc. Audit report for FY 08/09.

The Board acknowledged a Manure Management Plan Renewal for: 1) SOG Enterprises LLC #64419, owner David Keninger, Ackley, site located 161 Thrush Ave, Section 16, Etna Township, Hardin County.

Motion by Eberling, seconded by Plagge, adjourns at 1:15 PM, until October 5, 2009. All ayes. Motion carried.

Michael Nolte, Chairman

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