

PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS

March 8, 2010

Be it duly noted these minutes of 3/8/10 are UNOFFICIAL minutes.

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

Motion by Plagge, seconded by Eberling, approves the agenda as submitted with the following additions:

1) Consider the additional cancellation of stopped payment warrants/checks in prior fiscal year. Check #3141 for \$45.50 and #5822 for \$78.76; 2) Amend Resolution 2010-07 approved on March 1, 2010 correcting legal descriptions and name of urban renewal plan. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the minutes of March 1, 2010. All ayes. Motion carried.

The Board opened the meeting to public comment. No one from the public was present. Committee reports were given on: Community Action audit committee.

At 8:35 AM the Board received a phone call from Renee VonBokern-VonBokern & Associates, Des Moines, Iowa and a phone call from Supervisor, Mike Nolte. Renee discussed a proposal received from the Franklin County Sheriff and Courthouse Unions for contract of 7/1/2008 through 6/30/2011. After reading and discussing the proposal the following motion was made.

Motion by Nolte, seconded by Plagge, approves and Amendment Addendum for Teamsters Local 238 Sheriff and Courthouse employees collective bargaining agreement 7/1/2008-6/30/2011. By mutual agreement said addendum is amended by the following: 1) Reduce the 3.5% wage increase for FY2010/2011 to 2% and extend that increase through FY2011/2012; 2) Section 13.01-Duration is amended to read: This Agreement shall be in full force and effective from the first day of July, 2008, through and including the thirtieth day of June, 2012, and shall continue in full force and effect from year to year thereafter, unless either party shall give notice as hereinafter provided; and 3) Health insurance employee contributions freeze at \$72.00 for FY10/11 and FY11/12. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves an Amendment Addendum for PPME, IUPAT Local 2003 Secondary Road Bargaining Unit for collective bargaining agreement 7/1/08-6/30/11. By mutual agreement said addendum is amended by the following: 1) Reduce the 3.5% wage increase for FY2010/2011 to 2% and extend that increase through FY2011/2012; 2) Section 13.01-Duration is amended to read: This Agreement shall be in full force and effective from the first day of July, 2008, through and including the thirtieth day of June, 2012, and shall continue in full force and effect from year to year thereafter, unless either party shall give notice as hereinafter provided; and; 3) Health insurance employee contributions freeze at the \$48.00 for FY10/11 and FY11/12. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the Franklin County Compensation Board recommendation for Elected Officials salaries for Fiscal Year 2010/2011 budget year. The Board agrees that all elected officials receive a \$550 increase with the Board Chairman receiving a \$750 stipend. The original letter received from the Compensation Board reflected a \$250 stipend for the Board Chairman, but a correction letter was received on March 6th stating a typo had been made and the stipend should have been \$750 for the Board Chairman. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves salaries for non-union employees at a rate of 2% increase with health insurance employee contributions at \$72.00 for FY10/11. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, opens at 10:00 AM a Public Hearing to receive comments on the Franklin County 2010/2011 Fiscal Year Budget of expenditures and revenues as was published in the February 24, 2010 official newspapers. All ayes. Motion carried.

Present was: Michelle Giddings-Auditor, Chad Murray-Treasurer, Toni Wilkinson-Recorder, Gabe Johanns-IT Director, Earl Kalkwarf-Sanitarian/Weed Commissioner, Russell Wood-Community Services Director/Planning/Zoning/HIPAA, Jay Waddingham-County Engineer, Deb Jones-Home Care Director, Jason Gooder-Conservation Director, Dana Naumann-Assessor, Tom Porter-Head Custodian, Dan Wiechmann-County Attorney, Micah Cutler-GIS Coordinator, Travis Fisher-Hampton Chronicle and Karen Mitchell-Franklin County Development Director.

The Auditor and Supervisors had received no written comments. Oral comments were received by attendee, Karen Mitchell. She mentioned RC&D would be meeting after the Budget hearing and would be requesting funding for the Beed's Lake Watershed project. Would the Board still be able to provide some funding even though it was not in the budget? The Board stated they would determine if dollars were warranted for funding and possibly try to help with the Beed's Lake Project. No further comments were made.

Motion by Plagge, seconded by Eberling, closes the Public Hearing at 10:10 AM. All ayes. Motion carried.

A phone call was made to Mike Nolte who was absent. Resolution 2010-08 was read to him.

Motion by Plagge, seconded by Eberling, adopts Resolution 2010-08: Adoption of the Fiscal Year 2010/2011 proposed budget for expenditures and revenues as was published in the Hampton Chronicle and Sheffield Press on February 24, 2010. Eberling-Aye, Plagge-Aye, Nolte-Aye by phone. Resolution duly adopted.

At 10:30 AM a Departmental Meeting was held.

At 11:25 AM David Heyden, presented a report to the Board regarding the Beed's Lake Watershed Project.

Present was: David Heyden-Friends of Beed's Lake, Lawrence Green-Franklin SWCD-NRCS, Tim Moreau, PE -Veenstra & Kimm, Inc. Mason City and Karen Mitchell-RC&D Board of Directors.

Tim Moreau handed out a Sediment Removal Project Feasibility Study for Beed's Lake. The study's objective is to assess and renovate the lake structure including a cost estimate and locations where the spoil can be deposited. The focus of this study is on the sediment removal. The restoration of the Lake would come from State dollars, after the local government helps identify there is a problem and sends information to the State regarding the local concern. After receiving the information, the State should realize the local population is in support of the Lake restoration and consider Grant dollars be provided. Eberling requested information be reported back of what other players are participating in this support and what Grants would be available for the project. After receiving this information then County dollars would be considered.

At 11:30 AM Earl Kalkwarf-Sanitarian/Weed Commissioner and Russell Wood-Planning/Zoning met with the Board regarding unincorporated sewer systems and planning.

Also present was: Larry Adams, David Dannen, and Rich Mason, landowners in Chapin.

Earl Kalkwarf-Sanitarian/Weed Commissioner mentioned that Chapin falls under the State County Rule which states all households are required to conform to Code Section 69; legal sewage systems at all households. Those present expressed concern regarding their current sewer systems and the best scenario to comply. Earl and those present will notify all the Chapin residents and hold a meeting to explain the requirements and discuss possible solutions.

At 1:30 PM Sandy Eckhardt-Drainage Clerk met with the Board to discuss:

Drainage District #34 - Update on Repairs/Possible Engineer's Recommendation. Present was: Nolan Rollene and Justin Jordahl and Brent Johnson-Drainage Engineer by phone. Questions arose regarding the letter received from Brent Johnson, Drainage Engineer, regarding his recommendation to allow 800 foot of 8-inch perforated plastic tile be installed parallel to Lateral No.1 for an additional cost of \$4800 with completion date extended from December 31, 2009 to May 15, 2010. Brent reported they had located

where the problem begins and this would be the best solution. Nolan Rollene stated his biggest concern was where the intercept of the laterals was done, that it be done right. Brent Johnson stated he would be present when the work was taking place to make sure it was done right. Johnson will notify the Contractor, Heitland Excavation, Inc. with the results from this meeting.

Motion by Plagge, seconded by Eberling, approves a Change Work Order to Drainage District #34, Lateral No. 1 Repair contract, MEC148015, extending the completion date and authorization for a change order which will facilitate the repair. Accepting Drainage Engineer, Brent Johnson's, recommendation to allow 800 feet of 8-inch perforated plastic be installed parallel to Lateral No. 1 (this shall include a sock) for an additional cost of \$4,800 and that the completion date be extended from December 31, 2009 to May 15, 2010. All ayes. Motion carried.

Drainage District #80 Outlet-addresses the cleanout below the outlet of DD #80. Two options were noted: 1) Negotiate with the landowners downstream for the right to enter their property and do the repair; or 2) If several landowners within DD #80 petitioned for improvements which would include the drainage district acquiring the right-of-way along the channel for a set distance, thus converting a private ditch to a drainage district ditch. This is allowed under Section 468.126 Para. 4 and 6. The Board would act on the petition, have an engineer investigate the petition and conduct public hearings on any recommendations. No action was taken.

Drainage District #8 Outlet-addresses concerns the landowners have about the 20-inch Main Tile Outlet located ¼ mile south of County Road C-33 and 165 feet east of the N-S ½ mile line in Section 29, Ingham Township. Said concerns are with water standing at the outlet. Drainage Engineer, Brent Johnson, has not visited the site and would recommend the Board authorize him to view the outlet with the landowner and submit a brief report to the Board. The Board agreed to this and will await the Engineer's report.

At 2:00 PM Ramona Melendy, Experience Works, met with the Board regarding a candidate available for employment. She has a gentleman available to work in a shop type training capacity and wondered if there would be an opening in any Franklin County department. Experience Works pays the wages and the unemployment fees to this individual. The Board was not aware of any vacancies and will look into this and report back to Ramona. No action taken.

Motion by Plagge, seconded by Eberling, approves the Hampton Country Club Class C Liquor License Application effective March 16, 2010 through March 15, 2011. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves claims for the period ending 3/7/10. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the cancellation of stopped payment warrants/checks in prior fiscal years. They are: check #9197 for \$86.40, #9198 for \$257.50, #3141 for \$45.50 and #5822 for \$78.76. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, accepts the resignation letter from Marvin Meyer as Treasurer of Franklin Rural Fire District #2, effective immediately. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, appoints David Schoning and Gene Riles to the Franklin Rural Fire District #2, one to fill the vacancy of Marvin Meyer and the other to fill a vacancy that has been open for some time. These positions to be effective immediately. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, amends Resolution 2010-07 which was approved on March 1, 2010. Said amendment corrects legal descriptions and the name from Whispering Willow Phase 1 Urban Renewal Area/Plan to Whispering Willow Urban Renewal Area/Plan. Eberling-Aye, Plagge-Aye, Nolte-Absent. Resolution duly adopted.

Motion by Plagge, seconded by Eberling, agrees to have Dan Schroeder-NIACOG prepare a letter of intent for a multi-jurisdictional mitigation plan. This enables the County to apply for Grant dollars if they choose to participate in this plan. Supervisor Eberling will contact Schroeder to prepare the letter. All ayes. Motion carried.

The Board acknowledged Manure Management Plan Renewals for: 1) Robert Arends Finisher #62733, owner Robert Arends, site located 433 Vine Ave, Ackley, Section 15, Osceola Township; 2) Dreier Site #57789, owner Summit Farms, site located 11011 180th St, Dumont IA, Section 8, Pittsford Township, Butler County; 3) Wohlford Farms #61661, owner Don Wohlford, site located 1035 Tulip Avenue, Section 16, Geneva Township; 4) Swine Right Inc #58688, owner Scott Jensen, site located 448 170th St, Section 15, Scott Township; 5) Kent Krause #57747, owner Kent Krause, site located 551 Eagle Avenue, Section 11, Oakland Township; 6) EJ Pork-Scott's Site #58266, owner Sheldon, Dean & Kevin Jurgens and Scott Engebretson, site located 779 Cerro Gordo Street, Thornton, Section 6, Richland Township; 7) Ham & Eggs LLC #58822, owner Joe Scallon, site located 1166 Hardin Rd, Section 35, Lee Township; 8) T & T Operations LLC #66207, owner Dennis Benning, site located 1991 210th Street Section 31, West Fork Township.

The Board acknowledged receipt of two letters from IDNR regarding CP-A2010-004- Lyon Site 1 and CP-A2010-005-Lyon Site 2 stating the Construction Permit Applications are satisfied and the legal requirement for issuance of a permit is issued.

Motion by Plagge, seconded by Nolte, adjourns at 2:50 PM, until March 15, 2010. All ayes. Motion carried.

Corey Eberling, Chairman

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