

May 17, 2010

Be it duly noted these minutes of 5/17 /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 these additions: 1) Consider/approve a Permit to Work in Right of Way to Gary Schoning; 2) Suspension of Property Taxes on parcel numbers 000072841001700 and 000071535300200 in Hampton. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the minutes of May 10, 2010. All ayes. Motion carried.

The Board opened the meeting to public comment: Jason Gooder-Conservation Director and Jay Waddingham-County Engineer met with the Board to discuss the Hansell Shooting Range located on the old County landfill property.

Committee meetings: Mental Health Center-Potter & Brandt conducting an audit for financial statements and a special meeting will be held this Friday regarding services; Conservation will not be selling Handorf Park; Empowerment meeting-shortage of funds; DECAT-funding discussed; NIACOG meeting with details of renovation to their present location; Franklin County Siren Project easements needed.

Motion by Plagge, seconded by Eberling, approves contracts and bonds from Heartland Asphalt, Inc., Mason City, for bids granted to them for resurfacing projects L-00-122(2)—RI-35 St. Peter’s Church, Raven Avenue; L-00-067(3)—RI-35 Bradford 75th Street; L09-152(4)—RI-35 Faulkner Vine Avenue and LFM-01-312(5)N2—RI-35 HMA S25-Hardin Road North. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves a Road Closure Affidavit on 100th Street between Killdeer and Lark Avenue because of road construction project. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves an Application to Perform Work within Franklin County Highway Right of way for Dennis Vanness to bale ditches along the west side of S14 south two miles, 180th Street west of S14 and 190th Street at various locations. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves an Application to Perform Work within Franklin County Highway Right of way for Iowa Drainage to clean the south ditch along 160th Street from Wren Avenue west one fourth mile. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves Franklin County’s one-third participation with Wright County and the City of Dows on the S13 repair. Maximum being \$4300 dollars. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the road improvement plans and funding along S13 extension between 95th Street and 85th Street in the City of Dows. Franklin County agrees to participate one-third in said project with the County’s maximum share at \$112,000 and the City of Dows and Wright County pay for the remainder. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the signing of project plans for the 140th Street Project. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves the Application to Perform Work within Franklin County Highway Right-of-Way to Gary Schoning, 2110 255th Street, Sheffield, Iowa, to clean the road ditch and place an intake in the west ditch on Thrush Avenue in Section 7, West Fork Township. All ayes. Motion carried.

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At 9:30 AM Debbie Kalousek-Hampton Main Street and Karen Mitchell-FCDA Director met with the Board regarding the addition of an Enterprise Zone in Franklin County. After brief discussion, the Board made the following motion.

Motion by Plagge, seconded by Eberling, adopts Resolution #2010-20: Designating Hampton Enterprise Zone #9-Main Street Housing. The County hereby requests Enterprise Zone certification from the Iowa Department of Economic Development Board of Directors for 48 acres described as: Blocks 5-16 and 20-24 Original town of Hampton and to include Blocks 12 & 13 of Gillett's Addition to the City of Hampton. The County exempts from taxation a portion of the assessed real estate value, in excess of the previous assessment, added by improvements to the property made by an eligible and approved business at years 1-5 at 100% tax abatement. Eberling-Aye, Plagge-Aye, Nolte-Absent. Resolution duly adopted.

At 10:00 AM John McCandless, Jeff Kramer and Ben McCandless-Hampton Gospel Hall Assembly Church met with the Board to request the Gospel Hall Assembly Church be considered for tax-exempt status on three parcels bought two years ago by the church. Tax-exempt status was not signed up for when the property was purchased and they are requested the Board consider granting that status to be retroactive to the 2010 taxes.

Motion by Plagge, seconded by Eberling, denies the request to implement retroactive tax exempt status be allowed on parcels 000073327800500, 000073327800600, and 000073327800700, owned by the Hampton Gospel Hall Assembly Church for taxes due 2010/2011 and 2011/12. Based on deadlines being in place for all. All ayes. Motion carried.

Chad Murray-Treasurer, met with the Board regarding suspension of taxes on two parcels in Franklin County.

Motion by Plagge, seconded by Eberling, agrees to suspend applicable taxes on two parcels, 000072841001700 and 000071535300200 and authorizing the County Treasurer to determine which taxes will be suspended based on applications received in the County Treasurer's office, and recommended by the Iowa Department of Public Health per Code section . All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, opens at 11:00 AM a Public Hearing to receive written or oral comments on an Amendment to the current Franklin County FY09/10 Budget as was published in the May 5, 2010 Hampton Chronicle and Sheffield Press. All ayes. Motion carried.

Present was: Supervisors, Michelle Giddings-Auditor,

No oral or written comments were received by the Supervisors or the Auditor.

Motion by Plagge, seconded by Eberling, closes at 11:05 AM the Public Hearing. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, adopts Resolution 2010-19: Amending Fiscal Year 2009/2010 Franklin County budget of revenues and expenditures. Changes in Revenues are: Public Health \$10,000 increased caseload; Recorder \$4,400 fees; Public Health \$15,000 increased caseload; Secondary Road \$348,865 Alliant Energy Reimbursement; Non-Dept \$15,838,339 Debt Proceeds Whispering Willow Roads Project; \$1,622,683 Debt Proceeds Whispering Willow Debt Service, 880,457 Debt Proceeds Clock tower Bond Refunding; changes in Expenditures are: Clerk of Court \$6000 juvenile detention; County Attorney \$200 health insurance; Public Health \$32,850 increased caseload; General Assistance \$4500 shelter care; Targeted Case Management \$40,700 added staff and change in duties; Resource Center \$2000 wages; Landfill \$15,272 recycling; Conservation \$600 shooting range project; Non-Dept \$25000 Whispering Willow fees; Secondary Road \$578,500 road repairs, snow removal & fuel; Treasurer \$501 health insurance; Recorder \$446 health insurance; Treasurer \$437 health insurance; General Services \$1000 FICA; HIPAA \$250 IPERS; Non-Dept \$8,000 Clock tower Bond Refunding legal fees; Non-Dept \$880457 prepayment old clock tower bonds; \$500

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principal payment Gathman Seed TIF; \$1700 fees Whispering Willow Project; Non-Dept \$1,000,00 Whispering Willow Road Project. Eberling-Aye, Plagge-Aye, Nolte-Absent. Resolution duly adopted.

At 11:30 AM Russell Wood-Planning/Zoning presented a request for a sub-division waiver for the Bart Boehmler Family on property in the SW ¼ of Section 35, Mott Township. Division of property was discussed with the explanation of usage.

Motion by Plagge, seconded by Eberling, waives the Franklin County Sub-Division Ordinance 6.2 to the Bart Boehmler Family on property in the SW ¼ of Section 35, Mott Township, with the understanding that surveys will have to be performed for any splits that will change the present already established parcels and the impact of land division will not affect the agriculture usage of the land. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, approves claims for the period ending 5/16/10. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, adopts Resolution 2010-18: Franklin County Weed Control for the summer of 2010. Said Noxious Weed Policy reads below:

That pursuant to provisions of Chapter 317, Code of Iowa, it is hereby ordered

- 1) That each owner and each person in the possession or control of any land shall cut, burn or otherwise destroy all noxious weeds thereon, as defined in this Chapter, as such times in each year and in such manner as shall prevent said weeds from blooming bearing seeds or coming to maturity, and shall keep said lands free from such growth of any other seeds as shall render the streets or highways adjoining said land unsafe for public travel. Noxious weeds shall be cut, burned or otherwise destroyed on or before the following dates and as often thereafter as necessary to prevent seed production:
 Group 1: July 1 for Leafy spurge; Marijuana Plants; Perennial Pepper-grass; Buckthorn Rhamnus, not to include Rhamnus Frangula); Sour Dock Perennial Smooth Dock Perennial and Sheep Sorrel Perennial.
 Group 2: July 1 for Canada Thistle; Russian Knapweed; Buckhorn; Perennial and Wild Mustard Annual.
 Group 3: July 15 for European Morning Glory or Field Bindweed; Wild Carrot Biennial, also known as Queen Anne's Lace; Poison Hemlock and Multiflora Rose.
 Group 4: July 15 for Horse Nettle; Perennial Sow Thistle; Quack Grass; Butterprint Annual; Cocklebur; Bull Thistle; Wild Sunflower Annual; Teasel Biennial; Puncture Vine Annual; Shattercane Annual and all other species of Thistles belonging in genera of Cirsium and Carduus.
- 2) That each owner and each person in the possession or control of land including right of way in Franklin County infested with any noxious weeds listed above shall adopt a program of weed destruction described by the Weed Commissioner which in five years may be expected to destroy and will immediately keep under control such infestations of said noxious weeds.
- 3) That if the owners or persons in possession or control of any land including right of way in Franklin County fail to comply with the foregoing orders, the Weed Commissioner shall cause this to be done and the expense of said work, including cost of serving notice and other costs, if any, to be assessed against the real estate. Applicable County or State ordinances whatever is more stringent can be implemented.
- 4) It will be the responsibility of each owner and each person in the possession or control of land to destroy said weeds in Franklin County Secondary Road ditches.
- 5) The County Auditor be and is hereby directed to cause notice of the making and entering the foregoing order by one publication in each of the official newspapers of the County.

BE IT FURTHER RESOLVED that Franklin County be designated as a weed control unit.

BY ORDER OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS

Signed and dated this 17th day of May, 2010.

All ayes. Motion carried.

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Motion by Plagge, seconded by Eberling, approves a Fireworks Permit Application from Chris Vanness, to display fireworks on May 22, 2010 at 634 170th St., Latimer. All ayes. Motion carried.

Motion by Plagge, seconded by Eberling, authorizes a letter of support to the Franklin General Hospital Foundation for Essential Community Projects financed by the USDA Rural Development in Iowa to help them receive a digital mammography and cardiac monitoring/telemetry. All ayes. Motion carried.

The Board acknowledged the Sheriff’s April Monthly Report of Fees, Accident Report, Criminal Activity and Transports.

The Board acknowledged Manure Management Plan Renewal for: 1) PI 224, #64488, owner Prestige Farms of Iowa LLC, site located 1848 50th St, Ackley, Sec 13, Grant Township.

The Board received and affirmatively responded to the Iowa Congressional Delegation regarding the support to extend the biodiesel tax incentive.

Motion by Plagge, seconded by Eberling, adjourns at 12:35 PM, until May 24, 2010. All ayes. Motion carried.

Corey Eberling, Chairman

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