

**PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS**

December 26, 2017

Be it duly noted these minutes of 12/26/17 are UNOFFICIAL minutes.

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

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

Motion by Nolte, seconded by Eberling, approves the minutes of 12/18/17. All ayes. Motion carried.

Committee Updates: FCDA, DD #55 tree update

Motion by Eberling, seconded by Nolte, approves an Application to Perform Work Within Franklin County Highway Right of Way for Williams Excavation/ Paul Williams to repair drainage district tile and remove trees from tile ROW on 160th Street between Finch and Grouse Avenues. All ayes. Motion carried.

Motion by Eberling, seconded by Nolte, approves plans and specifications for STP-S-C035(99)—5E-35 HMA resurfacing with milling, PCCP patching and grinding on C47 (100th Street) from S13 (Wright Avenue) to S25 (Heather Avenue). Estimated project cost \$1,441,000 with \$1,000,000 federal aid cost share. All ayes. Motion carried.

Motion by Eberling, seconded by Nolte, opens at 9:30 AM a Public Hearing to receive Planning & Zoning recommendation and possible First Reading to appeal Ordinance 6.1-8 changing the zoning from A-1 Ag to C-1 Commercial on property in NE ¼ NE ¼, Section 31, Mott Township; Ord 6.1-9, for purpose of promotional signs. The Board may waive the 1st and 2nd Readings and move directly to the 3rd and Final Reading. All ayes. Motion carried.

Present was: Lisa Flack-Planning & Zoning, Brad Staley, Craig Neff, Austin Neff

Comments received from the Auditor were that the parcel north of the railroad needed to have a survey to separate it from the 40 acre tract and ownership change to be recorded before the zoning change would be considered. Said proposed owner of the parcel north of the railroad has stated he does not want his property, once transferred, to be zoned commercial.

Motion by Eberling, seconded by Nolte, closes the public hearing at 9:39 AM. All ayes, motion carried.

Motion by Eberling, seconded by Nolte, postpones the zoning change until a later date when a survey with a correct legal description is recorded for the parcel north and south of the railroad. All ayes, motion carried.

Flack presented a Subdivision Waiver request from Craig Neff to divide property in Section 13, Richland Township for the purpose of forming an acreage to move a house on. Present was: Craig Neff and Austin Neff After discussion motion by Nolte, seconded by Eberling, adopts Resolution 2017-46: Subdivision Waiver  
A RESOLUTION OF THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY APPROVING A SUBDIVISION WAIVER  
WHEREAS, The Franklin County Subdivision Ordinance 6.2 allows waivers to the requirements set therein, and  
WHEREAS, Craig Neff, requests to divide Section 13, Richland Township, to gift a parcel of land to his son, Austin Neff, to build a house on, and  
WHEREAS, the division does create more than 2 parcels on the forty (40) acre tract of land and this split is to divide off an existing building site or homestead.

BE IT RESOLVED that The Franklin County Board of Supervisors approves the Subdivision Waiver.

PASSED AND ADOPTED this 26th day of December, 2017.

Eberling-Aye, McVicker-Abstains, Nolte-Aye. Resolution duly adopted.

Lisa Flack provided information that the Whispering Willows North Project has requested a change of equipment for their new project. They will be applying for a variance for each new structure, stating that the arc of the windmill to the ground will be reduced and the requirement will have to go through the Conditional Use Permits amendment process. No action taken.

At 10:30 AM Lee Gallentine, Drainage Engineer, Clapsadle Garber, Inc. explained the following drainage districts. Full Reports are on file in the Franklin County Auditor's Office.

Motion by Eberling, seconded by Nolte, accepts the Engineer's Report on DD 30, Lateral 73, **Repair RECOMMENDATIONS:**

To repair would involve tile reroute on the upper end of Lateral 73 between West and Donovan Streets with comparable size tile. Details described in the full report filed in the Auditor's Office.

There is a definite need to perform a repair to remove the current drainage restrictions in the lateral tile, extend the lifespan of said lateral tile, and allow for future maintenance of the lateral tile. It is recommended that the District Trustees take action to approve the Engineer's Report, hold a Public Hearing, adopt Engineer's recommendations, direct plans and specs be prepared by Clapsaddle-Garber Associates, proceed with receiving bids from contractors, award contract and proceed with reclassification proceedings if warranted. Public Hearing set for February 26, 2018 at 6:30 pm at the Franklin County LEC.

All ayes, motion carried.

Motion by Eberling, seconded by Nolte, accepts Engineer's Report on DD 30, Lateral 73A, **Repair.**

**RECOMMENDATIONS:**

After investigation, there is a definite need to perform the repair to remove the current restrictions in the lateral tile, extend the lifespan of said lateral tile and allow for future maintenance of the lateral tile. Three options to consider 1) Tile Reroute and Replacement w/Trees; 2) Tile Reroute and Replacement w/o Trees; 3) Tile Lining. Details described in the full report filed in the Auditor's Office. It is recommended that the District Trustees take action to approve the Engineer's Report, hold a Public Hearing, adopt Engineer's recommendations, direct plans and specs be prepared by Clapsaddle-Garber Associates, proceed with receiving bids from contractors, award contract and proceed with reclassification proceedings if warranted. Public Hearing set for February 26, 2018 at 6:30 pm at the Franklin County LEC. All ayes. Motion carried.

Motion by Eberling, seconded by Nolte, accepts Engineer's Report on DD 30, Lateral 73A, **Improvement.**

**RECOMMENDATIONS:**

There is a definite need to perform the improvement to remove the current drainage restrictions in the lateral tile, extend the lifespan of said Lateral tile and allow for future maintenance of the lateral tile. The improvement would increase the capacity of the tile to more closely meet the needs of the urban environment it serves. The Trustees need to approve the Engineer's Report, hold a Public Hearing, adopt Engineer's recommendations, direct plans and specs be prepared by Clapsaddle-Garber Associates, proceed with receiving bids from contractors, award contract and proceed with reclassification proceedings if warranted. Details described in the full report filed in the Auditor's Office. Public Hearing set for February 26, 2018 at 6:30 pm at the Franklin County LEC. All ayes. Motion carried.

Motion by Eberling, seconded by Nolte, accepts the Engineer's Report on DD 27, Lateral 6A.

**RECOMMENDATIONS** – Based on the investigation completed, it is obvious that Lateral 6A tile north of 120th Street has been damaged/crushed due to a lack of ground cover. As a result, it needs to be replaced and deepened if possible. Also, the Lateral 6A tile south of 120th Street is 1/2 to 1/3 full of sand which is restricting drainage. There is a definite need to perform either a Repair or an Improvement. The repair would remove the current restrictions and impediments to the Lateral 6A tile and extend the lifespan of the same. The improvement would do this and also increase the capacity of the Lateral 6A tile. Therefore, it is recommended that the Franklin County Boards of Supervisors, acting as District Trustees, should take action on 1) Partial Tile Replacement; or 2) Full Tile Upsizing; to accomplish the following: Hold the required hearing on the proposed repair or improvement. Adopt one of the recommendations of the Engineer's Report. Direct plans and specifications for the proposed repair or improvement be prepared by Clapsaddle-Garber Associates. Proceed

with receiving bids from interested contractors by Clapsaddle-Garber Associates. Award contract to the lowest responsible contractor. If desired or required by Iowa Code, proceed with reclassification proceedings. All ayes. Motion carried.

Motion by Eberling, seconded by Nolte, sets March 5, 2018, at 10:00 AM at the Franklin County Courthouse as the date and time for a public hearing to review and receive comments on the Engineer's Report for DD 27, Lateral 6A. All ayes, motion carried.

Motion by Nolte, seconded by McVicker, adjourns at 11:22 AM until Tuesday, January 2, 2018. All ayes. Motion carried.

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Gary McVicker, Chairman

ATTEST: \_\_\_\_\_  
Michelle S. Giddings, Auditor