

FRANKLIN COUNTY CODE OF ORDINANCES

TITLE VIII

CULTURE, EDUCATION AND RECREATION

Subject

Chapter

Conservation Board

8.1

FRANKLIN COUNTY CODE OF ORDINANCES

ORDINANCE NO. 8.1

AN ORDINANCE ESTABLISHING A COUNTY CONSERVATION BOARD

Be It Enacted by the Board of Supervisors of Franklin County, Iowa:

SECTION 1. Purpose. The purpose of this ordinance is to establish a Franklin County Conservation Board and its organization.

SECTION 2. Conservation Board - Organization - Terms. The Board of Supervisors will appoint five (5) bona fide residents of the County to serve as the members of the Conservation Board.

The term of office is five (5) years so that on each succeeding year a new member shall be appointed to the Board. The Board of Supervisors must select the members of the Conservation Board from residents of the County who have demonstrated interest in conservation matters. The members are not entitled to compensation except that they may be paid for actual and necessary expenses incurred in performance of their official duties.

SECTION 3. Board Members - Removed. The Board of Supervisors may remove members of the Conservation Board for cause, but each removal must be by written order.

SECTION 4. Annual Report. The Board will annually submit a report to the County Board of Supervisors concerning its transactions and operations for the preceding year.

SECTION 5. Conservation Board - Receivership. Authority is vested in the Board of Supervisors to give the Conservation Board any County land or building not devoted to another inconsistent use if the Conservation Board requests the land or building for use as parks, recreation facilities, wildlife refuges or other similar uses.

Subject to certain restrictions, land may be taken by eminent domain for the purpose of carrying out plans for the acquisition of land advanced by the County Conservation Board and approved by the Iowa Department of Natural Resources (IDNR).

Also, the Board of Supervisors at its discretion, may make available to the Conservation Board County-owned equipment, County-employed operators, and County-owned materials. The Board of Supervisors may also be reimbursed to the credit of the proper fund from County Conservation funds for the actual expense of operation, such operators, etc., made available for the use of the County Conservation Board.

Upon request of the Board of Supervisors, the State Executive Council may deed lands under its jurisdiction to the County for park purposes. A majority recommendation of the Iowa Department of Natural Resources (IDNR) is required for approval of this action.

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SECTION 6. Funding. In order to pay for the expenses incurred by the Conservation Board in the performance of its duties and the exercise of its powers, the Board of Supervisors may appropriate money from the County general fund. When the Conservation Board requests, the Board of Supervisors must establish a reserve for land acquisition and capital improvements only. Once money is put in this reserve, it can be used only for land acquisition and capital improvements.

SECTION 7. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 8. Severability Clause. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.