

## PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, October 27, 2009

The Board of Supervisors convened at 8:30 a.m. with all members present. Also present were Bob Foss, Brian Foss, Chuck Pajer, Joel Yorgey, Ken Grimm, Peter Z. Nolt, Lloyd Z. Nolt, John Leid, Jonas Z. Leid, Mervin Leid, David Zimmerman, David Oberholtzer, Jr., Clarence I. Martin, Carl N. Hoover, Randy Heitz, Doug Uthe, Stan Deardeuff, Vicki Dumdei (DOT), Sheriff Curt Younker, Howard County Supervisor A. Mick Gamez, Jean Simmet (Media) and Michelle Haacke (Media). Motion by Voaklander, second by Walk to approve the agenda. All voted aye.

Discussed with County Attorney Mark Walk the Mitchell County junk ordinance. Also present was P&Z Director Mark Ross. Discussed changing the number of junked vehicles that are visible from the road from three to zero. The Board stated that they would like to give this more thought before making any changes.

Iowa House District 14 Representative Mark Kuhn reviewed the economic impact that Ordinance #41 would have on a welding business located on the east side of Mitchell County and a few other businesses located in western Howard County. Mr. Kuhn stated that he feels the ordinance is in conflict with state law. He also stated that he hadn't seen any damage done by the steel wheels to the road on Addison Ave. Supervisor Voaklander produced photos that show otherwise. Carl Hoover, on behalf of the area farmers with steel wheels, requested the BOS to enter into a voluntary mediation with the farmers and with Mr. Stan Deardeuff regarding the ordinance. Supervisor Walk stated that he would favor suspending the ordinance for the fall harvest or sixty days, but then the rubber will have to meet the road. It was stated that the steel wheel farmers are not ready to commit to a date. County Attorney stated that the first ordinance allowed farmers with steel wheels to drive on paved roads but not damage the road. This wording was not acceptable by the farmers. Discussed other states and their regulations regarding steel wheels on paved roads. Carl reiterated that the farmers don't have an answer for the BOS right now. Motion by Walk, second by Voaklander to suspend Ordinance #41 for sixty (60) days or the end of the harvest season, whichever comes first, after which the ordinance is fully in effect and permanent. Roll call vote: all ayes.

Meeting recessed at 9:10 a.m. and reconvened at 9:19 a.m.

County Engineer Jim Hyde and Assistant Engineer Rich Brumm reported that paving is finished at McIntire except for hand work. Jim reviewed the quarterly Farm-to-Market Road Fund. Discussed the Weed Commissioner's spraying license for roadside spraying. Roads department is drilling post holes for signs and blading roads.

Reviewed an estimate for wiring from St. Ansgar Electric & Refrigeration for a lift pump at the County Care Facility.

The estimated cost is \$1,745.57. After discussion, motion Walk, second by Voaklander to proceed. Roll call vote: all ayes.

Motion by Walk, second by Voaklander to approve Resolution #763-09 appointing Greta Huebsch as a PT-10 Jailer. Her date of hire is October 23, 2009 and her rate of pay is \$15.30 per hour. Roll call vote: All ayes.

Motion by Voaklander, second by Walk to approve the minutes of the October 20<sup>th</sup> meeting. Roll call vote: All ayes.

Items of note: Walk reported on an Alliant Energy meeting at Newton and the Economic Development tour at Riceville. Voaklander and Marreel also attended the tour. CPC Director Bob Lincoln discussed the heating system at the County Care Facility.

Meeting adjourned at 10:12 a.m.

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Lowell Tesch - Mitchell County Auditor

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Bob Marreel – Chair Board of Supervisors