

August 1, 2023
Garner, Iowa

The Hancock County, Iowa, Board of Supervisors met in adjourned session on the above captioned date pursuant to adjournment with Supervisors Florence (Sis) Greiman, Gary Rayhons, and Jerry J. Tlach present. Absent: none.

The minutes of July 24, 2023, meeting were read and approved.

On motion by Supervisor Tlach, seconded by Supervisor Rayhons and carried unanimously, the Board gave approval to the following Resolution:

RESOLUTION #2023-031

WHEREAS the Hancock County Board of Supervisors as Trustees for Drainage District 7 Lateral 255 has responsibility for the maintenance and repair of district improvements; and
WHEREAS Iowa law provides that no person is permitted to obstruct a district tile line, including obstruction caused by tree roots; and
WHEREAS it has been determined that a district improvement in the form of a drain tile has become blocked or obstructed by tree roots which requires removal to prevent obstruction of the drain tile; and
WHEREAS it has been determined that the obstruction is due to trees growing on property owned by Rodney Swanson and said obstruction constitutes a nuisance which requires abatement; and
WHEREAS Rodney Swanson was requested to provide a proposal for the abatement of the nuisance and/or the removal of the obstruction, but has not yet done so; and
WHEREAS the Board of Supervisors has determined that Rodney Swanson should be given notice to abate the nuisance and to remove the obstruction.
NOW THEREFORE BE IT RESOLVED
That written notice be given to Rodney Swanson that he has caused obstruction of a district tile line; that this obstruction constitutes a nuisance which requires abatement and that he has 90 days from the date of the notice to abate.
It is further resolved that should Rodney Swanson fail to abate the nuisance that the drainage district is authorized to abate the nuisance and assess the costs of abatement to Rodney Swanson.
It is further resolved that the drainage district attorney shall be authorized to pursue any legal or equitable remedies available to the District as deemed appropriate and necessary to obtain abatement of the nuisance and recovery of the costs of abatement.

On motion by Supervisor Tlach, seconded by Supervisor Rayhons and carried unanimously, the Board gave approval of change order no.1 for Drainage District no. 57 Main Tile and Lateral 49 Tile.

On motion by Supervisor Rayhons, seconded by Supervisor Tlach and carried unanimously, the Board gave approval to the following: Pay estimate no. 1 for Drainage District no. 57 Main Tile and Lateral 49 Tile with Rognes Brothers Excavating, Inc. in the amount of \$230,104.26. Approved the completion of work report for Drainage District no. 57 Main Tile and Lateral 49 Tile and set date and time for completion of work hearing for August 21, 2023, at 9:30 a.m. Disallowance of various Homstead Tax Credit applications.

No further business to come before the Board, motion made to adjourn at 10:18 a.m. by Supervisor Rayhons and carried. All Supervisors present voting, "Aye," session to adjourn and will meet again on August 7, 2023.

ATTEST: _____
Ann Hinders, Deputy Auditor

Florence Sis Greiman, Chair