

**REGULAR SESSION**

**THIRD DAY**

**JANUARY 18, 2005**

The Board of Supervisors met pursuant to adjournment. Present were Eugene Elsbecker, Chairman, Don Besch, Lee Froehlich, Don McGregor, and Jack Plathe. Absent none.

Motion by Besch and 2<sup>nd</sup> by Plathe to approve the minutes of the previous meeting. Ayes all, Nays none. Motion carried unanimous.

Motion by McGregor & 2<sup>nd</sup> by Froehlich to approve the agenda. Ayes all, Nays none. Motion carried unanimous.

Public Discussion and Committee Reports were held.

The courthouse will remain open instead of closing on December 30<sup>th</sup> and June 30<sup>th</sup> in the afternoon to close books.

Motion by Besch and 2<sup>nd</sup> by Froehlich to approve the Master Matrix Resolution

Resolution # 01-18-05-01

**CONSTRUCTION EVALUATION RESOLUTION**

WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a “construction evaluation resolution” relating to the construction of a confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and

WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR’s decision regarding a specific application; and

WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2005 and January 31, 2006 and submit an adopted recommendation regarding that application to the DNR; and

WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board’s recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY** that the Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304 (3).

Eugene Elsbecker  
Chair, Board of Supervisors

Date 01-18-05

ATTEST:

Joann Bormann  
Kossuth County Auditor

Ayes all, Nays none. Motion carried unanimous.

Motion by McGregor and 2<sup>nd</sup> by Froehlich to table until later date the appointment to the Mid Iowa Economic Development. Ayes all, Nays none. Motion carried unanimous.

On motion adjournment was taken until January 25, 2005.

Attest:

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Joann Bormann  
Kossuth County Auditor

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Eugene Elsbecker, Chairman  
Board of Supervisors