

Sibley, Iowa  
June 6, 2023

The Osceola County Board of Supervisors met pursuant to law and adjournment at 8:45 am at Osceola County Courthouse Boardroom in Sibley, Iowa with the following members present: Ed Jones, Jerry Helmers, LeRoy DeBoer, Jayson Vande Hoef, and Mike Schulte. Absent: None.

DeBoer moves to approve the June 6, 2023 agenda. Second by Helmers. All vote aye. Motion carried.

It was moved Jones, second by Helmers to approve May 24, 2023 minutes. All vote aye. Motion carried.

A petition was received for a special election to vote on supervisor representation plans per Iowa Code 331.206 and 331.207. Vande Hoef moves to accept the petition and call for a special election. Second by Schulte. Ayes- Vande Hoef, Schulte. Nays – Jones, Helmers, DeBoer. Motion did not pass.

It was moved by Jones, second by DeBoer to approve the following resolution:

**Osceola County Resolution #49-22/23  
Resolution and Order for Program of Weed Destruction**

All property owners are hereby notified that on June 6, 2023, the Board of Supervisors of Osceola County, Iowa adopted a program of weed destruction, pursuant to Iowa Code Chapter 317 (2021). Said program of weed destruction requires:

1. That each owner and each person in possession or control of any real estate in Osceola County, Iowa shall cut, burn (pursuant to a valid permit should said property be in a Right of Way) or otherwise destroy all noxious weeds thereon in such manner as will control and prevent such weeds from blooming or coming to maturity as required by Iowa Code 317.10. Noxious weeds shall be cut, burned, or otherwise destroyed as often thereafter as necessary to prevent seed production.
2. That each owner and/or each person in possession or control of any real estate including Right of Way, in Osceola County, Iowa, which is infested with noxious weeds as referenced above, shall adopt a summer program of weed destruction prescribed by the County Weed Commissioner, which in five (5) years may be expected to destroy, and will immediately bring under control, such infestation of said noxious weeds.
3. That each owner and/or person in possession or control of any real estate and/or Right of Way in Osceola County, Iowa, shall keep said real estate free from any growth of any weeds, as shall render the streets or highways adjoining said real estate unsafe for public travel. Also, the first mowing of one full swath along the edge of each public roadway shall take place by July 15 of each year. In addition, one additional full swath along the edge and/or shoulder of each public roadway shall be mowed by Nov. 1 of each year. These are minimum guidelines for weed control and destruction, however, owners and/or persons in possession or control of real estate subject to this Resolution are hereby notified and reminded that weather and other conditions may cause weeds to grow to maturity several weeks in advance of typical maturity time frames, which may necessitate earlier, and more intensive, control measures.
4. If any owner and/or persons in possession or control of any real estate in Osceola County, Iowa fails to comply with the foregoing Resolution, the County Commissioner shall cause the requirements of said Resolution to be properly carried out, and the expenses of said work, including costs, serving notice of violation and said costs, as well as other costs, may, in the discretion of the Board of Supervisors, be assessed against the land and owners thereof. In Addition, the Weed Commissioner may, in his/her discretion, levy a fine of \$10.00 per day, for up to ten (10) days, against the owner and/or possessor of said land.
5. To the extent that this Resolution is silent or inconclusive regarding the application and execution of the above-described program of weed destruction, Iowa Code Chapter 317 (2017), shall, to the extent permitted by law, inform and control the resolution of any question relating to said weed destruction. Specifically, all owners and/or persons in possession or control of any real estate in Osceola County, Iowa, are notified that any and all weed species listed in Iowa Code 317.1A are subject to this Resolution, as well as any additional weed species designated by the Secretary of Agriculture as permitted by Iowa Code 317.17.
6. That upon passage of this Resolution, the County Auditor is and hereby shall be directed to cause notice of the making, passage, and entry of the foregoing Resolution to be published in the official papers of the County. Hereinafter, the Weed Commissioner and/or his/her designee may, in his/her discretion, cause notice to be published in said papers regarding imminent applications of weed control chemicals.

**PLEASE TAKE NOTICE AND GOVERN YOUR ACTIONS ACCORDINGLY  
OSCEOLA COUNTY BOARD OF SUPERVISORS**

Roll call vote: Aye: Jones, DeBoer, Helmers, Vande Hoef, Schulte. Nays-: None. Motion carried.  
THEREFORE, the above foregoing resolution was approved and adopted by the Board of Supervisors of Osceola County, Iowa on June 6, 2023.

Jones moves to approve the chip seal contract with The Road Guy for \$147,787. Second by Helmers. All vote aye. Motion carried.

It was moved by Jones, second by DeBoer to approve Title IV Non-Discrimination Agreement with the Iowa Department of Transportation. All vote aye. Motion carried.

Jones moves to approve the right of way purchase agreement with Jonathon Joe Hibma Trust and Mariah C. Hibma Trust. Second by Helmers. All vote aye. Motion carried.

The Board discussed who the investors are with DAK Landholding, LLC.

It was moved by Helmers, second by Jones to approve the cigarette permits for KWIK Star #1165 and Cooperative Energy DBA Jack Rabbit Junction. All vote aye. Motion carried.

The Board reviewed drainage districts fund balance.

The Board gave updates on committee assignments.

Jones moves to suspend the regular meeting. Second by Helmers. Ayes- Jones, Helmers, DeBoer, Schulte. Nay- Vande Hoef. Motion carried. Jones withdrew his motion. It was moved by Jones, second by Helmers to adjourn the regular meeting. All vote aye. Motion carried.

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Chairman

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Auditor