

**BOARD PROCEEDINGS
JULY 20, 2010
REGULAR JULY SESSION**

The Board of Supervisors met pursuant to adjournment. Present were: Pam Wymore, Chairman, Don Besch, Eugene Elsbecker, Don McGregor and Jack Plathe.

Motion by McGregor and 2nd by Besch to approve the agenda. Motion carried.

Motion by Besch and 2nd by Elsbecker to approve the minutes of the previous meeting as read. Motion carried.

Motion by Plathe and 2nd by McGregor to approve the conservation claims and drainage claims. Motion carried.

Algona Glass Co.	Repairs	111.95	1
Algona Plumbing & Heating	Services	46.00	1
Alg Pub Co	Notices	105.49	1
Alliant Energy	Utilities	2,705.51	2
AmberWave	Equipment	64.95	1
Bomgaars	Supplies	543.31	1
Buschers Service Center	Services	14.02	1
Card Services	Supplies	1,247.36	2
Central IA Dist	Supplies	35.82	1
Dean Meyer Electric	Services	493.11	1
Ernie Williams Ltd	Services	311.00	1
Fareway	Supplies	155.85	2
Farmers Cooperative Elevator	Services	91.01	1
Garden's Gate	Maint.	313.28	2
Marvin Hackbarth	Services	1,320.00	1
Bruce Heetland	Services	655.50	1
Humboldt County REC	Utilities	33.75	1
Hutzells	Supplies	1.29	1
Hy-Vee	Supplies	169.89	2
IACCB	Dues	650.00	1
Iowa Dept of Naural Resources	Misc.	25.00	1
IA Lakes EC	Service	298.95	1
Iowa Natural Heritage Insuranc	Dues	350.00	1
IOS	Supplies	67.11	2
K & H	Fuel	1,737.78	1
Kmart	Supplies	16.09	1
Lake Mills Motor Sports	Supplies	271.13	1
Mason City Business Systems	Equipment	31.95	1
Pet Kingdom	Supplies	11.51	1
QWest	Phone	363.71	2
Sign Works Ink	Supplies	30.00	1
Smidt Automotive	Services	117.00	1
Standard Nutrition Company	Services	153.70	1
StateLine Cooperative	Services	2,328.75	1
Stundahl's Cleaning	Services	255.00	1
Water Conn	Service	72.00	1
Trophy Shop	Supplies	5.00	1
Waste Management	Services	386.85	2
Grand Total		15,590.62	

Drainage Claims

McClure Engineering	Drain EK #2 Ours	967.50
Reutzel Excavating Inc.	Drain EK #2 Ours	24234.70
Reutzel Excavating Inc.	Drain EK #2 Ours	55974.29
Reutzel Excavating Inc.	Drain EK #2 Ours	967.50
Grand Total		82143.99

Motion by Besch and 2nd by McGregor to approve the Semi Annual Report for the Kossuth County Treasurer. Motion carried.

Motion by Plathe and 2nd by Elsbecker to approve the Fireworks Permits on file in the Kossuth County Auditor's Office for Richard Miller for July 24-25 at 2506 165th Ave. Motion carried.

Public Discussion and Committee Reports was held.

Discussion on the Union Slough Project D.D. 33 and Drainage was held .

Trish Casey was present to give the Board the option of having a one time special enrollment period for dependent coverage or to opt out of this option. The board decided by consensus to go with having the one time special open enrollment as provided by Wellmark. Trish gave Pam Wymore a form that needed to be signed stating that we have three collective bargaining units. Trish also gave the Board an update on the Kossuth County Self Insurance Fund.

Motion by McGregor and 2nd by Elsbecker to award contracts for the following projects let on July 13, 2010; L-B473170--73-55 to Christensen Brothers Inc. of Cherokee, Iowa for \$299,642.90, and L-C583173--73-55 to Midwest Contracting of Marshall, Minnesota for \$100,970.00, and further to approve and authorize the chair of the Board of Supervisors to sign contracts and bonds. Motion carried.

Motion by Plathe and 2nd by Elsbecker to approve and authorize the chair to sign the contracts and bonds of Blacktop Service Co. & Subsidiaries of Humboldt, Iowa, for Maintenance Seal coat for the following projects: MSC-1-10 thru MSC-5-10 in the amount of \$287,012.15. Motion carried 4-1 Besch: no

Motion by Besch and 2nd by McGregor to approve Resolution #07-20-10-01 which approves the transfer of funds from Transfer Station Account to Landfill Post Closure Account. Motion carried.

RESOLUTION TO APPROVE THE TRANSFER OF FUNDS FROM TRANSFER STATION ACCOUNT TO LANDFILL POST CLOSURE ACCOUNT

Kossuth County Resolution No. 07-20-10-01

WHEREAS, the Kossuth County Board of Supervisors is the holder of municipal solid waste permit number 55-SDP-01-75C, and

WHEREAS, the Kossuth County Sanitary Landfill closure was completed September 30, 2008, and

WHEREAS, the Code of Iowa requires permit holders of municipal solid waste to maintain a separate post closure account to accumulate resources for the payment of post closure costs, and

WHEREAS, Kossuth County has a 81002 Landfill Post Closure Fund with a balance of \$595,906.50, and

WHEREAS, the Iowa Department of Natural Resources has mandated that the Post Closure Fund have an estimated fully funded balance of \$697,200 by July 31, 2012, and

WHEREAS, approximately \$33,764.50 per year for the next three years is required to be deposited into the Landfill Post Closure Fund to fully fund it and comply with Iowa Department of Natural Resources.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY that \$33,764.50 that are in the 81000 Transfer Station Fund be transferred to the 81002 Landfill Post Closure Fund.

Resolution adopted this 20th day of July 2010.

Kossuth County Board of Supervisors

Board of Supervisors Chairperson

ATTEST:

Kossuth County Auditor

Scott Curtis was present to give the monthly report for KRHC.

Motion by Elsbecker and 2nd by McGregor to adopt Resolution #07-20-10-02 which requests election for Local Sales and Services Tax and establishes proposed use of local sales and services tax revenues

Motion by Besch to amend the motion to say 50% Property Tax Relief – motion failed for lack of 2nd.

Supervisor McGregor called for a roll call vote on original motion: Besch: pass, Elsbecker: yes, McGregor: yes, Plathe: yes, Wymore: yes, Besch: yes. Motion carried.

RESOLUTION NO. 07-20-10-02

RESOLUTION REQUESTING ELECTION FOR LOCAL SALES AND SERVICES TAX AND ESTABLISHING PROPOSED USE OF LOCAL SALES AND SERVICES TAX REVENUES

WHEREAS, the UNINCORPORATED areas of Kossuth County, Iowa, have a local sales and services tax, also known as the local option sales tax, which is currently in effect until September 30, 2014; and

WHEREAS, the Kossuth County Board of Supervisors has determined that it would be in the best interest of Kossuth County, Iowa, to hold an election for the continuation of the one percent (1%) local sales and services tax which would begin on October 1, 2014; and

WHEREAS, the Kossuth County Board of Supervisors is of the opinion that the election for the continuation of the local sales and services tax should occur on the same date as the next general election which would be the first Tuesday in November of 2010; and

WHEREAS, the Kossuth County Board of Supervisors has further determined the county’s intended use for the revenue if the electors vote to impose the local sales and services tax; and

WHEREAS, the Kossuth County Board of Supervisors requests that the Kossuth County Commissioner of Elections submit the question of the imposition of a local sales and services tax to the registered voters of Kossuth County, Iowa, at the same time that the general election is held on the first Tuesday in November, 2010.

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Board of Supervisors as follows:

1. That the Kossuth County Commissioner of Elections submit the question of the imposition of a local sales and services tax to the registered voters of Kossuth County, Iowa, at the same time that the general election is held on the first Tuesday in November, 2010.
2. That the ballot for said election include the following language:

SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

_____ YES

_____ NO

Summary: To authorize imposition of a local sales and services tax in the UNINCORPORATED areas of Kossuth County, Iowa, at the rate of one percent (1%) to be effective on October 1, 2014, until September 30, 2019.

A local sales and services tax shall be imposed in the UNINCORPORATED areas of Kossuth County, Iowa, at the rate of one percent (1%) to be effective on October 1, 2014, until September 30, 2019.

Revenues from the sales and services tax are to be allocated in the UNINCORPORATED areas of Kossuth County, Iowa, as follows:

- 1.) Twenty percent (20%) for property tax relief; and
- 2.) Remainder for any lawful purpose in the rural basic fund.

It was on motion by Supervisor Elsbecker, and seconded by Supervisor McGregor, that the foregoing Resolution be adopted as read. Motion carried. Vote thereon resulting as follows: Ayes: All Nays: None Resolution declared adopted this 20th day of July, 2010.

PASSED, ADOPTED, AND APPROVED this 20th day of July, 2010.

Kossuth County Board of Supervisors

By: _____
Pam Wymore, Chairperson

Attest:

Amber Garman, Auditor

Motion by McGregor and 2nd by Besch to adopt Resolution #07-20-10-03 which authorizes the appointment of Township Trustees and Clerks in Lieu of General Election. Motion carried.

RESOLUTION
07-20-10-03

RESOLUTION AUTHORIZING APPOINTMENT OF TOWNSHIP TRUSTEES AND
CLERKS IN LIEU OF GENERAL ELECTION

WHEREAS, Iowa Code Chapter 39.22 permits individual township trustees and clerks to be appointed by the Board of Supervisors after the selection process has been approved at the next General Election by each township; and,

WHEREFORE, the following townships of Buffalo, Cresco, Eagle, Fenton, Grant, Greenwood, Harrison, Hebron, Lincoln, Lotts Creek, Plum Creek, Portland, Ramsey and Riverdale approved the appointment process at the General Election on November 7, 2006; and

WHEREFORE, the following townships of Garfield, Irvington, Ledyard, LuVerne, Union and Wesely approved the appointment process at the General Election on November 4, 2008; and

WHEREFORE, Kossuth County Board of Supervisors resolves the process for selection for township trustees and township clerks shall be by appointment from the Board of Supervisors of the now tenured and presently serving township trustees and clerks in lieu of general election; and

WHEREFORE, this appointment method for selection of trustees and clerks shall be submitted for approval by a vote in the following townships: Burt, German, Prairie, Seneca, Sherman, Springfield, Swea and Whittemore on November 2, 2010.

Pam Wymore, Chairman
Kossuth County Board of Supervisors

ATTEST:

Amber Garman
Kossuth County Auditor

Discussion/Decision was held in regards to a resolution for disaster prevention grant program – I-Jobs II. No action was taken.

On motion adjournment was taken until July 27, 2010.

Attest:

Amber Garman
Kossuth County Auditor

Pam Wymore, Chairman
Kossuth County Board of Supervisors