

BOARD PROCEEDINGS
May 19, 2015
REGULAR MAY SESSION

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

Public Discussion was held.

Motion by Tjarks and 2nd by Plathe to approve the agenda, the minutes of the previous meeting dated May 12, 2015 and the claims which include the Conservation Claims. Motion carried.

Algona Chamber	Srvs	300.00	1
Algona Machine & Sply	Supp	115.24	1
AMU	Srvs	5511.08	6
Algona Plumb & Htg	Srvs	167.35	3
Alg Pub Co	Notices	1228.32	6
Alliant Energy	Srvs	1079.16	2
AUS Des Moines MC Lockbox	Srvs	28.00	1
Ban Mun Utlities	Utilities	254.40	1
Bancroft Reg.	Notices	622.82	1
K Benschoter	Exp	191.10	3
Bisso Wireless, LLC	Srvs	129.95	1
Bitz Small Engines	Parts	19.15	1
Blackstrap, Inc.	Sup	10812.77	1
Blacktop Srvs Co	Srvs	135759.00	1
BMC Aggregates	Rock	250.30	1
Bob Barker Co	Supp	603.54	1
Bob Boland Ford	Srvs	149.96	1
Bomgaars	Supp	226.49	3
Boyer Trucks	Parts	84.57	1
Brown's Shoe Fit Co	Supp	89.30	2
Bugs N Stuff	Srvs	222.00	2
D Bunkofske	Exp	1000.00	1
Buschers Srvs Ctr	Srvs	67.50	1
Cannon Moss Brygger & Assoc	Srvs	15147.45	1
Card Services	Exp	1433.29	3
Cardinal Lawn & Sports	Supp	980.00	1
Central IA Dist	Supp	957.30	3
Centurylink	Phone	319.69	2
Channing L Bete Co	Srvs	444.93	1
Chrome Country Inn	Supp	3239.21	1
Chrome Truck Stop	Fuel	60.00	1
Cintas	Supp	194.41	1
City of Algona	Exp	10131.97	1
City of Lone Rock	Exp	66.60	1
City of Swea City	Exp	58.94	1
City of Titonka	Utilities	11201.83	1
Barnes Group	Supplies	605.92	1
Compliance Signs Com	Supp	632.20	1
Computer Systems	Supp	139.91	1
Cooks Scrap Iron & Metal	Supp	807.15	3
Credit Bureau	Exp	108.00	1
Dean Meyer Elec	Srvs	909.24	1
Diamond Mowers	Sup	590.69	1
Ecolab	Srvs	187.95	1
Ed's Srvs	Fuel	559.90	1
Elbert Chev	Srvs	222.37	1
Elec Systems & Software	Supp	15141.50	1
Electronic Specialties	Srvs	1040.00	2
Hicktory Tech	Phone	98.26	1
Farmers Coop Elev	Fuel	1232.67	2
Fenton Coop Telephone	Srvs	251.13	2
Force America	Parts	6309.38	1
Fort Dodge Asphalt	Srvs	35762.94	1
Franklin County Sheriff	Srvs	23.00	1
Galls	Supp	180.00	1
Gold-Eagle Cooperative	Exp	22403.66	1

Green Canopy, Inc	Supp	50.00	1
Hancock Concrete Prod	Pipe	9257.70	1
Hancor, Inc.	Sup	1371.86	1
Harrison Truck Centers	Parts	210.99	1
Heartland Power Cooperative	Ser	52.00	1
Heckler & Koch Inc	Supp	2619.00	1
Hilton Garden Inn	Lodging	133.28	1
Hy-Vee	Supp	83.45	3
Ia Comm Network	Srvs	.38	1
Interstate Battery	Supp	13.95	1
IA Lakes EC	Elec	292.06	2
Iowa Lakes Regional Water	Utilities	238.50	2
IOS	Supp	7540.37	8
IA One Call	Srvs	23.40	1
IA Prison Ind	Signs	1665.80	1
ISACA Treasurer	Reg	125.00	1
ITsavvy LLC	Supp	1333.75	4
Jacks OK Tire Srv	Srvs	77.06	1
JAMAR Technologies, Inc.	Sup	1263.95	1
Jan. Closet	Supp	474.50	1
Johnson Sanitary Products	Supp	129.36	1
K & H	Fuel	20598.89	3
Kemco Tires	Srvs	548.90	1
KLGA	Adv.	62.00	1
Kmart	Supp	39.92	2
KRHC	Srvs	17.25	1
Kossuth County	Taxes	6462.84	1
Koss Co Auditor	Exp	50.00	1
KC Sec Road	Fuel	3721.71	4
KC Treas	Srvs	8.12	1
Lexis Nexis	Supp	183.00	1
D Ley	Exp	270.00	1
Lone Rock Coop Tel	Phone	775.18	2
S Long	Exp	59.40	1
Loofts on 9	Fuel	147.45	1
MD Product	Supplies	559.70	1
Marco Inc	Supp	45.52	1
Martin Marietta Agg	Rock	2031.06	1
Mercy Medical Ctr	Srvs	2202.03	1
M Mergen	Exp	155.25	1
Merryman Bridge Cons	Cons	29104.30	1
Midland Power Coop	Serv	55.00	1
Midland Power Coop	Utilities	700.41	2
Midwest Building Mat	Exp	176.10	2
Midwest Wheel	Exp	217.30	1
Miller Sports&Srvs	Exp	19.00	1
M Mitchell	Exp	266.59	1
NAPA	Parts	102.94	1
NG 911	Exp	303.88	1
NIA Lumber&Design	Exp	111.04	1
NIA Lumber&Design	Supp	49.94	1
Oakcrest	Srvs	390.00	1
Office Max	Supp	283.82	1
Prairie Energy Coop	Lights	25.75	1
Premier Pizza	Exp	31.60	1
ProBuild	Supp	251.99	5
Schumacher's Nursery	Supp	10035.35	1
STT	Srvs	153.00	1
Secure Shed Solutions	Srvs	48.00	1
Sign Works	Supp	192.26	1
Sportsmans Corner	Sup	17.95	1
Stundahl's Cleaning	Srvs	198.75	1
SC Herald Press	Notices	622.82	1
The Messenger	Notices	72.00	1
Water Conn	Srvs	777.68	4
Thompson Farm Drainage	Exp	175.00	1
Titonka Burt Comm	Phone	664.95	3
Tom Eischen Sales	Sup	173.00	1
Trans IA Equip	Repairs	2100.58	1

Trupke	Rep.	157.99	1
US Postmaster	Exp	241.15	1
US Cellular	Srvs	1273.31	5
US Bank	Exp	571.70	1
Verizon Wireless	Phone	534.56	3
W & H Coop Oil Co	Fuel	17910.45	1
Wallace Water Conditioning	Srvs	12.00	1
Waste Mgmt of WI-MN	Srvs	60438.31	4
Wellmark BCBS	Fees	87967.89	1
West Bend Red Power, Inc.	Equip	1334.96	1
Western Petroleum Company	Sup	1830.06	1
Westman Freightliner	Exp	638.96	1
Whitt Truck & Trailer	Parts	235.90	1
Windstream	Srvs	140.28	1
Winnebago Coop Telep	Srvs	171.81	1
WM Recycle America	Exp	1089.38	1
P Wymore	Exp	211.09	2
Ziegler	Parts	177.34	1
M Zittritsch	Exp	175.00	1
Grand Total		578681.21	

Drainage Claims

Dave Bunkofske	Drain 7	\$400.00
Dave Bunkofske	Drain 86	\$500.00
Dave Bunkofske	Drain 165	\$100.00

TOTAL **\$1,000.00**

Motion by Plathe and 2nd by Tjarks to approve the new 2014 Applications for Business Property Tax Credit and approve the disallowances of the Business Property Tax Credits as presented by Judy Samp, Kossuth County Assessor. Motion carried.

Discussion was held in regards to the ATV Ordinance Language.

Motion by Besch and 2nd by Tjarks to approve the proclamation and support of America's Renewable Future. Motion carried.

Proclamation
America's Renewable Future

As Iowa leaders, we know firsthand that the Renewable Fuel Standard is working for Iowa and working for America. The federal Renewable Fuel Standard is a commonsense, bipartisan policy that infuses competition into the motor fuel market, lowers consumers' price at the pump, and reduces both emissions and imports of foreign fuel. Iowa leads the nation in ethanol and biodiesel production with 50 renewable fuels plants located across the state. Iowa's renewable fuels economy supports 73,000 Iowa jobs, equaling \$5 billion in wages annually. Given the importance of the Renewable Fuel Standard to our county and state, we call on the 2016 presidential candidates at both parties to support its continuation. We invite them each to learn more about the industry, to visit a plant, and meet with the farmers, plant employees, and everyday Iowans impacted by this policy.

Supervisor Don Besch

Supervisor Don McGregor

Supervisor Jack Plathe

Supervisor Roger Tjarks

Supervisor Pam Wymore

Motion by Tjarks and 2nd by Plathe to approve Resolution #05-19-15-01 which approves funding of \$5000 per year for 3 years beginning FY 15-16 for lawsuit in regards to Des Moines Waterworks against Buena Vista, Calhoun, and Sac County. Motion carried.

Resolution
05-19-15-01

Whereas, the Des Moines Waterworks has filed suit under the Clean Water Act against drainage districts in Buena Vista, Calhoun and Sac Counties, and;

Whereas, the suit would seek to regulate agricultural practices which are currently exempt from regulation under the Clean Water Act, and;

Whereas, the suit, if successful would impose regulatory burdens upon drainage districts and the landowners in those districts, and;

Whereas, the suit, if successful would require drainage district trustees to exercise powers that are not legally available to them under existing state law, and;

Whereas, the suit would irreparably harm drainage rights, operations and row crop production in this county, and;

Whereas, it is recognized that the suit, while filed against a small number of districts would, if successful, be applicable to all districts in Iowa and in other states, and;

Whereas, it is recognized that a strong legal defense must be made against the lawsuit, and;

Whereas, it would be in the best interests of Iowa counties to directly support the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties and to have the Iowa Drainage District Association participate in the case if requested by Belin McCormick Law Firm, the attorneys retained by Buena Vista, Calhoun and Sac Counties, in order to represent the interests of all drainage districts in Iowa.

Now, therefore be it resolved that the Kossuth County Board of Supervisors pledges financial support to help fund the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties; and it is understood that IDDA will disperse said monies as approved by the Defense Fund Committee as agreed to by the counties and IDDA.

Now, therefore be it further resolved that the financial support will be in the amount of \$5000/year for three years payable to the IDDA litigation fund for the legal defense of the drainage districts in Buena Vista, Calhoun and Sac Counties. If the lawsuit is resolved in a prompt fashion and the second or third years of the financial support is not necessary, the IDDA board will notify the county that the additional financial support is not necessary.

Dated this 19th day of May, 2015.

Kossuth County Board of Supervisors

Chairman of the Board

Attest:

Kossuth County Auditor

Motion by Plathe and 2nd by Tjarks to approve the First Amendment to the Cooperative Reimbursement Agreement and authorize chairperson to sign the document. Motion carried.

Motion by Tjarks and 2nd by Besch to approve the fireworks permits on file in the Kossuth County Auditor's Office. Motion carried.

The Board of Supervisors acknowledged the April transfers that Kossuth County Auditor, Amber Garman made from the General Basic to Secondary Road in the amount of \$82,702.37 and from Rural Basic to Secondary Road in the amount of \$790,529.08. The transfers were made on May 5, 2015.

Drainage was held.

Motion by Plathe and 2nd by Tjarks that the Board of Supervisors of Kossuth County, Iowa does hereby authorize and give its permission to Iowa Lakes Electric Cooperative, Estherville, IA, to install new service. Work will involve 3 borings. The first boring is a cased cable under 150th Avenue, north of the intersection of 480th Street. The second boring is a cased cable under 480th Street on the east side of the intersection of 150th Avenue. The third boring is a cased cable under 480th Street, approximately 1000' west of the intersection of 150th Avenue. Work will be in Sections 20 and 21 Springfield Township. Permit number 05-16-2015 is on file in the Kossuth County Engineer's Office. Motion carried.

Discussion with Kossuth County Engineer was held.

Discussion with Kossuth County Auditor was held followed by Board Discussion and Committee Reports.

On motion adjournment was taken until May 26, 2015.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisors