

**BOARD PROCEEDINGS**  
**May 24, 2016**  
**REGULAR MAY SESSION**

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

Public Discussion was held.

Motion by Tjarks and 2<sup>nd</sup> by Wymore to approve the agenda and the minutes of the previous meeting dated May 17, 2016. Motion carried.

Motion by Wymore and 2<sup>nd</sup> by Plathe to approve Resolution #05-24-16-01 which approves the Application Permit for Construction for a Confinement Feeding Operation for Roberta R. Hardt located in the NENE of Section 1 Swea Township. Motion carried.

**Resolution #05-24-16-01**  
**Recommendation to Iowa DNR to Approve the Application Permit for Construction**  
**of an Confinement Feeding Operation**

WHEREAS, the Kossuth County Board of Supervisors has received a Construction Permit Application for Roberta R Hardt.

WHEREAS, The Kossuth County Board of Supervisor have published the notice for this confinement operation

WHEREAS, The Master Matrix Delegate, Steve Anderson has informed the Kossuth County Board of Supervisors that this site meets the requirements necessary for approval. Although a matrix is not needed for this site he did go on site and evaluate.

NOW THEREFORE BE IT RESOLVED that the Kossuth County Board of Supervisors Hereby recommends to the Iowa Department of Natural Resources **approval** of the construction permit application for Roberta R Hardt in the NE ¼ NE ¼ of Section 1 of Swea Township.

No public comments were received.

Passed and Approved this 24<sup>th</sup> day of May, 2016.

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Chairman, Don McGregor  
Kossuth County Board of Supervisors

Attest:

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Amber Garman, Auditor  
Kossuth County

Motion by Tjarks and 2<sup>nd</sup> by Plathe to approve the first reading of Ordinance #423 which is an ordinance authorizing the County or a City to bid on and purchase delinquent taxes and to assign tax sale certificates of abandoned property or vacant lots. Motion carried.

Motion by Wymore and 2<sup>nd</sup> by Tjarks to approve the first reading of Ordinance #424 which is an ordinance authorizing the County Treasurer to separately offer and sell delinquent taxes at a Public Nuisance Tax Sale. Motion carried.

The Board of Supervisors acknowledged the Safety Committee Meeting Minutes for May 2016.

Motion by Tjarks and 2<sup>nd</sup> by Plathe to approve the Annual Report for Central Iowa Juvenile Detention Center. Motion carried.

Motion by Besch and 2<sup>nd</sup> by Wymore to authorize Steve Anderson, Kossuth County Sanitarian to continue with Pool, Spa, Tattoo and Tanning Inspections for Kossuth County. Motion carried.

Motion by Besch and 2<sup>nd</sup> by McGregor to approve the Applications for Exemption from Buffer Strip Ban in Drainage District Facilities. Motion carried.

**Public Hearing on proposed moratorium of the processing or issuance of any permits for the construction of commercial wind energy conversion systems in Kossuth County.**

Motion by Tjarks and 2<sup>nd</sup> by Besch to open the public hearing on imposing a moratorium of any new commercial wind farms in Kossuth County. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes Besch: yes, McGregor: yes

There were no comments from the public.

Motion by Plathe and 2<sup>nd</sup> by Wymore to close the public hearing on imposing a moratorium on the approval of any new commercial wind farms in the Kossuth County. A roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

**Act on moratorium of the processing or issuance of any permits for the construction of commercial wind energy conversion systems in Kossuth County recommendation to the Kossuth County Board of Supervisors.**

Motion by Besch and 2<sup>nd</sup> by Wymore to approve the first consideration of an amendment to the Kossuth County Zoning Ordinance to impose a moratorium on the approval of any commercial wind energy conversion system in the County. Roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

A Teleconference was held with Winnebago County Board of Supervisors regarding Joint Drainage District WK 35-89.

RESOLUTION#05-24-16-02

Motioned by Besch and 2<sup>nd</sup> by Tjarksto approve the following resolution:

WHEREAS, Section 306.41 of the Code of Iowa provides for the temporary closing of sections of roadway when necessary because of construction, and

WHEREAS, the County Engineer has been authorized by a previous resolution of this Board of Supervisors to execute the requirements of Section 306.41 regarding temporary road closures, and

WHEREAS, bridge replacement project BROS-C055(153)--5F-55 will require that 90<sup>th</sup> Avenue between 280<sup>th</sup> Street and 290<sup>th</sup> Street be closed to all traffic, and

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors that the above described roads be closed and proper signs be erected for the duration of the construction project as determined by the County Engineer.

BE IT FURTHER RESOLVED, that upon completion of the construction work, as determined by the County Engineer, the road shall be opened to the traveling public without further action of this board.

May 24, 2016  
Dated at Algona, Iowa

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Don McGregor, Chairperson  
Kossuth County Board of Supervisors

ATTEST:

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Amber Garman  
Kossuth County Auditor

Motion by Plathe and 2<sup>nd</sup> by Tjarks to approve amendment #1 to the Iowa Department of Transportation Secondary Road Budget for fiscal year 2016. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Plathe that the Board of Supervisors of Kossuth County, Iowa does hereby authorize and give its permission to Winnebago COOP Telephone Association, Forest City, IA to complete installation of fiber optics cable within the east right of way of 188<sup>th</sup> Avenue in section 24, Ledyard Township. Work will involve plowing/boring approximately 2400 feet in the backslope, south of US HWY 169/9. Permit number 05-13-2016 is on file in the Kossuth County Engineers Office. Motion carried.

Discussion with the Kossuth County Engineer was held.

Board discussion and Committee reports were held.

On motion adjournment was taken until May 31, 2016.

Attest:

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Amber Garman  
Kossuth County Auditor

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Don McGregor, Chairman  
Kossuth County Board of Supervisors