

BOARD PROCEEDINGS
March 7, 2017
REGULAR MARCH 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 Besch and 2nd by Wymore to approve the agenda, the minutes of the previous meeting dated February 28, 2017 and the claims. Motion carried.

AMU	Srvs	1230.36	7
Algona Plumb & Htg	Srvs	22.00	1
AU Life Ins	Ins.	72.50	1
M Arndorfer	Exp	13.70	1
Arnold Motor Supply	Parts	819.01	1
AT & T	Phone	41.17	1
Fidelity Sec Lif Ins	Ins	97.52	1
Ban Mun Utlities	Utilities	293.98	1
Bancroft Reg.	Notices	997.32	2
Bomgaars	Supp	682.91	3
Boulder Contracting, LLC	Ser	4080.00	1
Brown's Shoe Fit Co	Supp	166.53	2
Central IA Dist	Supp	47.90	1
Centurylink	Phone	888.88	2
Cerro Gordo Co Auditor	Srvs	2442.61	1
Chally Repair	Repairs	977.19	2
Chrome Country Inn	Supp	5340.00	1
City of Fenton	Utilities	85.75	1
City of Titonka	Utilities	346.72	1
City of Wesley	Ser	51.36	1
City of West Bend	Ser	570.51	1
Barnes Group	Supplies	599.77	1
CM&MHDS	Exp	335.50	1
Computer Systems	Supp	54.90	2
Cooks Scrap Iron & Metal	Supp	36.24	1
Counsel Ofs & Doc	Supp	913.39	5
County Social Services	Allocation	200000.00	1
Crescent Elec Supply	Supp	655.60	1
D. Crouch	Exp.	8.55	1
CTI Technology	Supp	217.41	1
Custom Countertops	Sup	37.00	1
Diamonds	Uniform	58.00	1
Fareway	Supp	892.13	1
Farmers Coop Elev	Fuel	25.70	1
Fenton Coop Telephone	Srvs	251.61	2
FleetPride	Parts	1537.04	1
Gardiner Thomsen	Audit	28125.00	1
Harrison Truck Centers	Parts	1193.68	1
Harrison Truck Centers	Rep	4119.21	1
Heartland Paper Co	Supp	94.04	1
IA DOT	Service	135.00	1
ICIT	Membership	300.00	1
IA Assoc of MU	Service	1915.79	1
IA Ofs of St Medical Examiner	Srvs	1553.00	1
IOS	Supp	281.69	8
ITsavvy LLC	Supp	1236.20	3
Jacks OK Tire Srv	Srvs	2312.97	1
Jan. Closet	Supp	137.01	1
Johnston Autostores	Parts	471.02	1
K & H	Fuel	21842.52	1
Kemco Tires	Srvs	43.13	1
Kollasch Rep.	Repairs	376.88	1
KRHC	Srvs	25.00	1
KC Sec Road	Fuel	129.46	1
KC Sheriff	Srvs	228.40	1
KC Treas	Srvs	93.06	2

Lentz Funeral Home	Serv	2200.00	1
Lone Rock Coop Tel	Phone	777.18	2
Mail Serv	Supp	518.29	1
Maple Park Apts	Exp	75.00	1
Martin Marietta Agg	Rock	192.53	1
Mid Am Energy	Srvs	5965.18	2
Midwest Wheel	Sup	694.15	1
D Miller	Reim	334.00	1
NAPA	Parts	153.72	1
NDAA	Membership	103.00	1
NG 911	Exp	237.90	1
NIA Lumber&Design	Exp	657.14	3
NW Comm	Service	120.72	1
Oakcrest	Srvs	2500.00	1
PATC	Exp	56.00	1
Pitney Bowes	Srvs	158.64	1
Quality Inn & Suites Event Ctr	Lodging	224.00	1
Quill Corp	Supp	52.97	1
Ricoh USA, Inc.	Maint	33.16	1
Roethler Elec.	Srvs	60.00	1
Schum Elev Co	Srvs	465.54	1
Schumacher WaterCare	Supp	74.50	1
Secure Shed Solutions	Srvs	48.00	1
Sign Works	Supp	85.00	1
Solutions	Srvs	500.00	1
Sportsmans Corner	Exp	12.13	1
Sup Lamp	Supp	630.87	1
SC Herald Press	Notices	997.32	2
Water Conn	Srvs	43.92	2
Titonka Burt Comm	Phone	770.15	2
Trupke	Rep.	68.84	1
US Cellular	Srvs	50.58	1
Verizon Wireless	Phone	62.71	2
Von Bokern Assoc	Services	4075.00	1
W & H Coop Oil Co	Fuel	17373.01	1
J Weichert	Exp	9.81	1
West Bend Ford	Ser	342.63	1
Western Hotel Supply	Supp	177.90	1
Windstream	Srvs	135.74	1
Winnebago Coop Telep Assn	Phone	131.02	1
Winnebago Coop Telep	Srvs	215.15	1
Grand Total		330887.22	

Drainage Claims

John Angle	Drain 166	\$400.00
Arlyn Valvick	Drain 166	\$400.00
Royce Valvick	Drain 166	\$650.00
Bill Walstead	Drain 166	\$400.00
Armstrong Journal	Drain 166	\$56.00
I & S Group Inc	Drain 5 West	\$2624.50
I & S Group Inc	Drain PAK 1	\$2821.70
McClure Engineering	Drain 4 Lat 33	\$3619.00
McClure Engineering	Drain 60 Sub 3	\$347.50
McClure Engineering	Drain 4	\$2192.50
McClure Engineering	Drain 39 Main 2	\$32.50
McClure Engineering	Drain 4	\$14674.28
McClure Engineering	Drain 2 Lat 3-4	\$1982.50
McClure Engineering	Drain 60 Lat 1	\$3184.28
McClure Engineering	Drain 80 Lat 80	\$5508.75
McClure Engineering	Drain PAK 1 Lat 48	\$1575.00
TOTAL		\$40468.51

Budget Hearing FY 2017-2018
8:35 a.m.
Kossuth County Courthouse Assembly Room

Motion by Tjarks and 2nd by Besch to open the public hearing for the Kossuth County Budget for FY 2017-2018 Budget. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes Motion carried.

Chairman McGregor called for the Budget to be presented by the Kossuth County Auditor, Amber Garman. After the presentation of the budget Chairman McGregor called for questions or comments from the public. There were no comments received from the public either by mail or in person.

Motion by Plathe and 2nd by Wymore to close the public hearing for the Kossuth County Budget for FY 2017-2018. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

Motion by Tjarks and 2nd by Wymore to approve Resolution #03-07-17-01 which approves the recommendation of the Kossuth County Compensation Board. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: No, Besch: No, McGregor: yes. Motion carried 3 to 2 with Plathe and Besch being the NO Votes.

Resolution #03-07-17-01
Elected Official Compensation Schedule
FY 2017-2018

WHEREAS, the Kossuth County Compensation Board meets annually to recommend a compensation schedule for elected officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907 and

WHEREAS, the Kossuth County Compensation Board met on Monday, November 28, 2016, and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2017.

<u>Elected Official</u>	<u>Current Salary</u>	<u>Proposed Increase</u>	<u>Recommended Salary</u>
Auditor	\$57,368.99	4.00%	\$59,663.75
County Attorney	\$85,870.76	4.00%	\$89,305.59
Recorder	\$56,612.71	4.00%	\$58,877.22
Sheriff	\$73,694.84	6.00%	\$78,116.53
Supervisors	\$31,877.34	4.00%	\$33,152.43
Treasurer	\$57,039.43	4.00%	\$59,321.01

THEREFORE, BE IT RESOLVED that the Kossuth County Board of Supervisors adopts the salary recommendations for elected officials for the fiscal year beginning July 1, 2017 as recommended by the Kossuth County Compensation Board.

Dated this 7th day of March, 2017

Attest:

Chairman, Kossuth Co Board of Supervisors

Kossuth County Auditor

AYE:

NAY:

Pam Wymore, Supervisor

Pam Wymore, Supervisor

Roger Tjarks, Supervisor

Roger Tjarks, Supervisor

Jack Plathe, Supervisor

Jack Plathe, Supervisor

Don Besch, Supervisor

Don Besch, Supervisor

Don McGregor, Supervisor

Don McGregor, Supervisor

Motion by Wymore and 2nd by Tjarks to adopt the 2017-2018 FY Budget and Certification of Taxes as presented and published and to have the County Auditor properly certify the budget as adopted and file as required by law. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: No, McGregor: yes. Motion carried 4 to 1 with Besch being the no vote.

Motion by Wymore and 2nd by Tjarks to adopt Resolution #03-07-17-02 for Public Purpose for Economic Development Expenditures. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes. Motion carried.

RESOLUTION
Public Purpose for Economic Development Expenditures
03-07-17-02

WHEREBY the Board of Supervisors of Kossuth County held a Public Hearing as required by law on March 7th, 2017 at 8:35 a.m. for the Budget year 2017-2018. The budget was adopted as summarized, published and attached hereto and tax levies voted on all taxable property of the county. Information provided was the Compensation Schedule and Proof of Publication in the Algona Upper Des Moines, Bancroft Register and Swea City Herald.

WHEREAS, the money in the budget for Economic Development is allocated to make Kossuth County more visible to businesses and industry to locate in Kossuth County and to enhance more jobs, and quality of life.

NOW THEREFORE BE IT RESOLVED that the Kossuth County Board of Supervisors declare Resolution 03-07-17-02 be adopted this 7th day of March, 2017.

Don McGregor, Chairman
Kossuth County Board of Supervisors

Attest: _____
Amber Garman
Kossuth County Auditor

Motion by Tjarks and 2nd by Plathe to adopt Resolution #03-07-17-03 which is a resolution to revise Kossuth County's FY 2017 Five Year Road Construction Program. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes. Motion carried.

Resolution No. 03-07-17-03

Unforeseen circumstances have arisen since adoption of the approved Secondary Road Construction Program, and previous revisions, requiring changes to the sequence, funding and timing of the proposed work plan,

The Board of Supervisors of Kossuth County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year 2017), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 309.23 and Iowa DOT Instructional Memorandum 2.050.

The following approved Priority Year projects shall be **ADVANCED** to the Program's Accomplishment year:

Project Number Local ID TPMS #	Project Location Description of work	AADT Length NBIS #	Type Work Fund basis	Prior FY	Accomplishment Year (\$1000's of dollars)	
					New amount	Net change

LFM-164--7X-55 P50 South of Ledyard TPMS ID: 21754	On P50, from Iowa 9 / US 169 N 2 MI to Ledyard HMA Resurfacing	390 2 MI	HMA Paving LOCAL	2018		\$1	\$1	
LFM-165--7X-55 188th Ave. North of Lakota Shop TPMS ID: 23684	On 188 AVE, from RR Track Intersection N 0.45 MI to IA 9 HMA Resurfacing	560 0.374 MI	HMA Paving LOCAL	2018		\$1	\$1	
Totals							\$2	\$2

Fund ID	Accomplishment year (\$1000's of dollars)		
	Previous Amount	New Amount	Net Change
Local Funds	\$2,000	\$2,002	\$2
Farm to Market Funds	\$2,070	\$2,070	\$0
Special Funds	\$300	\$300	\$0
Federal Aid Funds	\$280	\$280	\$0
Total construction cost (All funds)	\$4,650	\$4,652	\$2
Local 020 Construction cost totals (Local Funds + BROS-8J FA funds)	\$2,000	\$2,002	\$2

Recommended:

Date

County Engineer

Approved:

Date

Chair Board of Supervisors

Attested:

I, Amber Garman, Auditor in and for Kossuth County, Iowa, do hereby certify the above and foregoing to be a true and exact copy of a resolution passed and approved by the Board of Supervisors of Kossuth County, Iowa, at its meeting held on the 7th day of March, 2017.

County Auditor

Discussion with Kossuth County Engineer/Zoning Administrator was held followed by Drainage.

Motion by Tjarks and 2nd by Wymore to approve Resolution #03-07-17-04 which is a resolution approve Ordinance No. 310 being an ordinance regulating the construction and operation of commercial wind energy conversion systems in Kossuth County, Iowa. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: No, McGregor: yes. Motion carried 4 to 1 with Besch being the No vote.

KOSSUTH COUNTY RESOLUTION NO. 03-07-17-04

A RESOLUTION APPROVING ORDINANCE NO. 310, being *"An Ordinance Regulating the Construction and Operation of Commercial Wind Energy Conversion Systems in Kossuth County, Iowa"*

WHEREAS the Kossuth County Board of Supervisors has drafted a new Ordinance governing the construction, operation, and decommissioning of commercial wind farms within the County; and

WHEREAS, the Board (i) being mindful of the controversy that accompanies the development of commercial-sized wind farms – between those residents who may be against the placement of any large-scale wind farms and those who stand to directly benefit financially from the leasing of property rights for wind farms – and desirous of creating an Ordinance that allows for the reasonable development of wind farms without unduly interfering with the comfort and enjoyment of those Kossuth County residents and businesses that do not want, or have no control over the placement of,

such farms, and (ii) having engaged in a months-long process of soliciting comments from Kossuth County residents and windfarm proponents and personally inspecting other wind farms, hereby makes the following FINDINGS in conjunction with said Ordinance:

1. That Kossuth County is an agriculturally-based economy that enjoys some of the most productive farmland in the world.
2. That the development of commercial wind farms in Kossuth County will provide direct financial benefit to participating landowners, as well as to the County, through lease payments and real estate taxes.
3. That the development of alternative sources of energy such as wind is a laudable goal for the County.
4. That large-scale wind farms can have off-site effects, including visual clutter on the landscape, noise, shadows, damage to roads, drainage districts, and private drainage systems, interference with communication systems, and interference with farming practices (including aerial applicators), which effects can negatively impact the use and enjoyment of the surrounding land and resources, and that the nature and extent of such effects is difficult to measure or predict.
5. That the Board does not want an Ordinance that allows for unlimited windfarm development in the County, but rather sought to design an Ordinance that encourages (i) windfarm projects that occupy a minimum geographic "footprint" with protections for the nearby land from such negative impacts; and (ii) spacing between windfarm projects in order to protect the visual landscape from pervasive interference by such large structures; and to ensure that there is not a concentration of wind farms in any area of the county that could lead to strains on and damage to the public infrastructure (including roads and drainage district facilities) from the construction and maintenance activities associated with wind farms.
6. That the Board also felt it important to provide strong provisions in the Ordinance to insure that wind farms would be decommissioned upon the cessation of their operation.

WHEREAS, the Board desires to adopt said Ordinance.

NOW, THEREFORE, BE IT RESOLVED, BY THE KOSSUTH COUNTY BOARD OF SUPERVISORS THAT:

Section 1: The Kossuth County Commercial Wind Farm Ordinance, as provided in Exhibit A hereto, is approved, and shall be effective within Kossuth County upon its adoption as required by Iowa law.

Section 2: Adopted by the Board of Supervisors this 7th day of March, 2017.

Don McGregor, Chairman

Attest:

Amber Garman, Auditor

Motion by Wymore and 2nd by Plathe to approve the 1st reading of Ordinance #310, An Ordinance Regulating The Construction and Operation of Commercial Wind Energy Systems in Kossuth County, Iowa. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: No, McGregor: yes. Motion carried 4 to 1 with Besch being the No vote. The full text of this ordinance can be viewed in the Kossuth County Auditor's Office.

Discussion was held in regards to Ordinance #207 (formerly 6-97).

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

The Board of Supervisors attended the Conference Board Budget Hearing.

Continued Completion Hearing for Drainage District 80, Laterals 80, 81 and others was held followed by Open Quotes for Repair of PAK 1 Open Ditch in Garfield Section 5.

On motion adjournment was taken until March 14, 2017.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisors