

BOARD PROCEEDINGS
November 21, 2017
REGULAR NOVEMBER 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 2nd by Besch to approve the agenda, the minutes of the previous meeting dated November 14, 2017 and the claims which includes the Conservation Claims. Motion carried.

AgSource Coop Srvs	Srvs	60.00	1
Algona Feed Store	Srvs	6025.50	1
Algona Machine & Sply	Supp	1893.39	1
Algona Middle School	Exp	15.00	1
AMU	Srvs	6726.42	7
Algona Plumb & Htg	Srvs	108.44	3
Alg Pub Co	Notices	4875.22	4
Alg Pub Co	Srvs	56.22	1
Alliant Energy	Srvs	3348.43	3
American Glass Co	Supp	530.00	1
AmericInn Ankeny	Lodging	223.98	1
Arnold Motor Supply	Parts	3278.27	1
Ban Mun Utlities	Utilities	215.90	1
Bancroft Reg.	Notices	1108.13	3
A Berte	Exp	49.76	1
BMC Aggregates	Rock	450.11	1
Bomgaars	Supp	562.12	3
Brown's Shoe Fit Co	Supp	154.67	7
Bugs N Stuff	Srvs	84.00	1
Builders FirstSource	Supp	1548.92	2
Buscher Bros	Srvs	127.31	1
Buschers Srvs Ctr	Srvs	101.00	1
Calhoun-Burns & Associates, In	Supp	1774.00	1
Cannon Moss Brygger & Assoc	Srvs	1046.41	1
Card Services	Exp	1948.75	4
Carrot-Top Industries	Srvs	362.46	1
Cemstone Concrete Materials BI	Srvs	6593.25	1
Central IA Dist	Supp	1083.80	3
Central Ia Water	Srvs	250.00	1
Centurylink	Phone	811.87	3
Certified Lab	Supp	185.00	1
Chally Repair	Repairs	370.61	1
Christmas Designers.Com	Supp	245.00	1
Chrome Country Inn	Supp	4260.00	1
Chrome Truck Stop	Fuel	33.07	1
C Cink	Exp	150.00	1
Cintas	Supp	218.83	1
City of Lakota	Exp	88.00	1
City of Lone Rock	Exp	76.00	1
City of Swea City	Exp	54.79	1
Comm Lumber Supply	Supp	2908.06	1
Cooks Scrap Iron & Metal	Supp	789.03	2
Counsel Ofs & Doc	Supp	1002.18	5
M Cram	Exp	233.26	1
Creative Product Source	Supp	593.99	1
Credit Bureau	Exp	240.00	1
Crescent Elec Supply	Supp	185.74	1
Data Spec Inc	Srvs	399.00	1
Dave D Lane	Exp	23.93	1
E Davis	Exp	12.19	1
Dawson Electric Works Inc	Supp	90.00	1
Degen Extinguisher & Repair	Srvs	335.95	1
Dist II Supervisors	Exp	30.00	1
Dump-It Sanit	Srvs	176.00	1
Ecolab	Srvs	187.95	1
Ed's Srvs	Fuel	157.27	1

ElectionSource	Exp	26.08	1
Emagine	Supp	37.50	1
Erpelding Excav	Srvs	6461.64	1
Fairmont Fire Systems	Srvs	121.00	1
Fareway	Supp	562.35	1
Farmers Coop Elev	Fuel	715.14	2
Fast Oil	Srvs	832.37	1
Fenton Coop Telephone	Srvs	251.78	2
FleetPride	Parts	1773.26	1
Force America	Parts	752.47	1
J Fosado	Exp	13.89	1
Galls	Supp	155.31	1
General Assistance/Co Relief	Fees	432.00	1
G Goetz	Exp	42.00	1
J Grandgenett	Exp	62.06	1
Grass Masters LLC	Srvs	2294.10	2
K Groesbeck	Exp	149.80	1
Harbison Fencing	Supp	1046.00	1
Harrison Truck Centers	Supp	3829.51	2
Heartland Paper Co	Supp	569.86	2
Heartland Power Coop	Utilities	52.00	1
Homeward, Inc.	Alloc	5000.00	1
Humboldt Indep	Notices	133.73	1
Hy-Vee	Supp	211.32	2
IAPELRA	Reg	50.00	1
ICIT	Membership	150.00	2
IDALS	Dues	25.00	1
IEHA	Membership	80.00	1
M Illg	Exp	318.41	1
IMWCA	Work Comp	6921.00	1
Interstate Battery	Supp	39.90	1
Ia Drainage Dist Assoc	Reg	275.00	1
IA Lakes EC	Elec	356.34	2
Iowa Lakes Regional Water	Utilities	48.50	1
IOS	Supp	2815.70	3
IA Prison Ind	Signs	215.88	1
IA St Bank	Supp	2550.00	1
Iowa State University C/O Regi	Supp	250.00	1
Iowa State University	Reg	40.00	1
ISAC	Reg	195.00	1
ISSDA	Reg	300.00	2
ITsavvy LLC	Supp	1105.14	4
Jacks OK Tire Srv	Srvs	13749.43	4
JASTAL LTD	Srvs	1185.00	1
JB Mertz & Son	Parts	40.72	1
Johnston Autostores	Parts	335.77	2
K & H	Fuel	29405.97	3
A Kahler	Exp	800.00	1
Keltek	Srvs	62.72	1
Kemco Tires	Srvs	1013.04	1
Kmart	Supp	123.56	3
S Kollasch	Exp	84.00	1
KRHC	Srvs	4407.00	3
Koss Co Auditor	Exp	25.00	1
Koss Co Ext	Exp	70.00	1
KC Sec Road	Fuel	4323.76	4
Ledyard Community	Exp	10.00	1
Lentz Funeral Home	Serv	750.00	1
Lone Rock Coop Tel	Phone	777.68	2
Loofths on 9	Fuel	153.77	1
Mail Serv	Supp	482.21	1
Martin Marietta Agg	Rock	1275.58	2
MaxYield Coop	Fuel	95.09	1
Mercy Medical Ctr	Srvs	843.00	1
Mid Americ Publsh	Srvs	111.46	1
Mid Am Energy	Srvs	158.96	1
Mid Am Research	Exp	32.46	1
Midland Power Coop	Utilities	982.60	3
Midwest AcuTech LLC	Supp	5525.40	2

Midwest Alarm Srvs	Srvs	276.00	1
Midwest Building Mat	Exp	17.17	1
Midwest Card and ID	Supp	240.80	1
Midwest Warehouse Solutions	Supp	833.16	1
Motor Inn/Alg	Rep.	62.52	1
Murphy Manage Srvs	Exp	50.00	1
NAPA	Parts	5.20	1
NDAA	Membership	105.00	1
NG 911	Exp	231.66	1
NIA Lumber&Design	Exp	566.95	3
NW Comm	Service	107.90	1
Old Republic Surety	Exp	200.00	1
Palo Alto Co Sheriff	Exp	33.21	1
Path Assoc MC	Exp	1500.00	1
Pesticide Bureau - IDALS	Dues	15.00	1
Pet Kingdom	Exp	160.38	1
Pete Howe Indust.	Exp	760.00	1
Petroblend	Exp	3467.50	1
J Plathe	Exp	58.85	1
Polk Co Treas	Exp	270.15	1
Prairie Energy Coop	Lights	28.00	1
Quill Corp	Supp	101.75	1
Quinn's Repair	Srvs	248.05	1
Rental Zone, LLC	Srvs	28.00	1
Reutzel Excav	Srvs	4024.00	1
Rockmount Research/Alloys dba:	Supp	1199.68	1
Roethler Elec.	Srvs	514.80	2
N Roethler	Exp	126.00	1
Schindler Lawn Care	Srvs	730.00	1
Schum Elev Co	Srvs	465.54	1
Schumacher WaterCare	Supp	884.00	1
SOS	Service	30.00	1
Sec St Bank	Srvs	25.00	1
L Schreffler	Exp	3500.00	1
Sign Works	Supp	8.64	1
Society of LS	Dues	140.00	1
Solutions	Srvs	586.05	3
Sportsmans Corner	Exp	33.16	1
Star Leasing LLC	Srvs	109.28	1
Steinman Insulation Roofing	Srvs	225.00	1
Storey Kenworthy/Matt Parrott	Supp	1285.04	1
Strauss Sec Solutions	Supp	9.03	1
Stundahl's Cleaning	Srvs	311.25	1
SC Herald Press	Notices	914.77	3
The Messenger	Notices	95.00	1
The Retrofit Companies	Recycling	445.30	1
Water Conn	Srvs	187.80	4
Thilges Auto Body, Inc	Repairs	1054.33	1
Thompson Sewer & Drain	Srvs	400.00	1
S Thompson	Exp	64.20	1
Titonka Burt Comm	Phone	1076.32	3
Toft Electric Inc	Supp	180.00	1
Tom Eischen Sales	Parts	581.45	2
Tool Doktor	Supp	71.55	1
Truck Country "OF IOWA"	Supp	169.13	1
Trupke	Rep.	577.36	1
Uline	Supp	110.99	1
US Cellular	Srvs	1269.71	4
US Bank	Exp	155.32	1
Verizon Wireless	Phone	562.22	3
Vogel Traffic Services	Supp	3042.25	1
W & H Coop Oil Co	Fuel	13296.92	1
J Wagner	Exp	60.00	1
Wallace Water Conditioning	Srvs	6.00	1
Warner Plastics & Liners	Supp	806.75	1
Waste Mgmt of WI-MN	Srvs	75579.40	5
Wellmark BCBS	Fees	146086.49	1
West Bend Journal	Notices	6.63	1
West Des Moines Marriott	Supp	133.28	1

B Wille	Exp	29.47	1
J Wiltgen	Exp	400.00	1
Windstream	Srvs	273.38	2
Winnebago Coop Telecom Assoc	Phone	120.73	1
Winnebago Coop Telep	Srvs	260.97	1
P Wymore	Exp	60.99	1
YohnCo	Supp	490.50	1
Grand Total		438687.33	

The Board of Supervisors acknowledged the October transfers made by Kossuth County Auditor, Amber Garman on November 2nd, 2017. A transfer was made from the General Basic Fund to the Secondary Road Fund in the amount of \$29,516.16 and from Rural Basic to Secondary Road in the amount of \$279,614.03.

Scott Curtis was present to give the monthly report for Kossuth Regional Health Center.

Discussion was held with AirMedCare Network MSP in regards to a budget request for FY 18-19.

Motion by Besch and 2nd by Wymore to approve the 2017 Weed Commissioner's Report presented by Steve Anderson and authorize Chairperson to sign the report and have Steve Anderson submit the signed report. Motion carried.

Motion by Tjarks and 2nd by Besch to approve the hiring of Randy Erpelding as the Veteran Affairs Director with a start date of December 15, 2017. Motion carried.

Motion by Wymore and 2nd by Plathe to approve the 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.

Drainage was held.

Motion by Plathe and 2nd by Tjarks to waive the 2nd reading and consideration of Ordinance #115 and to approve the final reading and consideration of Ordinance #115, An Ordinance to establish the Limited Use of Engine Brakes and Compression Brakes in Kossuth County. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes. Motion carried 5 to 0.

KOSSUTH COUNTY ORDINANCE NO. 115

TITLE: AN ORDINANCE TO ESTABLISH THE LIMITED USE OF ENGINE BRAKES AND COMPRESSION BRAKES IN KOSSUTH COUNTY, IOWA.

BE IT ORDAINED BY THE COUNTY OF KOSSUTH, STATE OF IOWA, PURSUANT TO SECTION 331.302 AND SECTION 331.307 OF THE CODE OF IOWA:

That an ordinance limiting the usage of engine and/or compression brakes, to be cited and known as the "Engine Brake and Compression Brake Ordinance", be enacted as follows:

SECTION 1 -- PURPOSE

The purpose of this ordinance is to provide Kossuth County residents protection from excessive noise caused by the use of engine brakes and compression brakes in the general vicinity of certain intersections of paved roadways and locations where speed limits are reduced. While this Ordinance prohibits the use of engine brakes and compression brakes at certain intersections and reduced speed zones of paved roadways, it does not relieve the driver's obligations, liabilities and responsibilities to safely and legally traverse through the intersection or reduce speed to what is posted.

SECTION 2 -- AUTHORITY TO ESTABLISH

The Board of Supervisors of Kossuth County is empowered under authority of Chapter 331.302 and 331.307 of the Code of Iowa, to exercise a power or perform a duty only by the passage of

a motion, a resolution, an amendment or an ordinance. The Board shall, by resolution, declare its intention to establish an ordinance, which prohibits Engine brake and Compression brake usage.

SECTION 3 -- NOTICE OF HEARING

The Board shall fix a time and place for a hearing and cause notice to be published as provided by law. The notice shall set forth the certain road intersections or reduced speed zone locations of paved roadways where the Engine brake and Compression Brake usage will be prohibited as set out in the resolution of the Board, and shall state that all persons interested may appear and be heard at such hearing.

SECTION 4 -- HEARING-COMPRESSION BRAKE AND ENGINE BRAKE USE LIMITATIONS ESTABLISHED BY RESOLUTION

On the day fixed for the hearing or any day to which the hearing has been adjourned, upon proof of its satisfaction made by affidavit of due publication and posting of the notice of hearing, the Board shall consider any and all relevant evidence and if the Board finds that it is practical and that it protects the public from excessive noise to limit the use of engine brakes and compression brakes at the proposed road intersection or reduced speed zone location of paved roadways, it may establish it by proper resolution.

SECTION 5 -- PROHIBITION

It shall be unlawful for the driver of any vehicle to use or operate or cause to be used or operated any engine brake, compression brake or mechanical exhaust device designed to aid in the braking or deceleration of any vehicle within 500 feet of certain designated road intersections or reduced speed zone locations of paved roadways in the County of Kossuth, State of Iowa, as established by a resolution in accordance with this ordinance.

SECTION 6 -- PENALTIES

The scheduled fine for violation of this section shall be one hundred dollars (\$100.00).

SECTION 7 -- REPEALER

All ordinances and resolutions or parts thereof, in conflict herewith are hereby repealed.

SECTION 8 -- VALIDITY

If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 9 -- WHEN EFFECTIVE

This ordinance shall be in effect after its final passage, approval and publication, as provided by law.

Motion by Besch and 2nd by Wymore to authorize and give its permission the Kossuth County Drift Skippers to groom and use snowmobile trails within Kossuth County Secondary Road right of way using the designated routes for the period of December 1, 2017 to March 31, 2018. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes. Motion carried 5 to 0.

Motion by Tjarks and 2nd by Plathe to authorize and give permission to the Lakota Sno-Eagles to groom and use snowmobile trails within Kossuth County secondary road right of way using the designated routes for the period of December 1, 2017 to March 31, 2018. Chairman McGregor called

for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes. Motion carried 5 to 0.

Discussion with Kossuth County Engineer/Kossuth County Zoning Administrator was held.

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

Bid letting on Drainage District 2 Lateral 3-2 Tile Repair and/or Improvement was held followed by Completion Hearing on Drainage District 4 Open Ditch Tree Removal Project.

On motion adjournment was taken until November 28, 2017.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisors