

**BOARD PROCEEDINGS**  
**November 27, 2018**  
**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 Wymore and 2<sup>nd</sup> by Tjarks to approve the agenda and the minutes of the previous meeting dated November 20, 2018. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Plathe to approve the Tax Increment Financing (TIF) Indebtedness Certification to the County Auditor and authorize the Chairperson to sign the document and give to the County Auditor. 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 Plathe and 2<sup>nd</sup> by Tjarks to approve the purchase of 5 new Ipads for the Supervisors. Motion carried.

The Board of Supervisors acknowledged the Safety Committee Meeting Minutes for the month of November 2018.

The Board of Supervisors acknowledged the Wellness Committee Meeting Minutes for the month of November 2018.

Motion by Wymore and 2<sup>nd</sup> by Tjarks that the Board of Supervisors of Kossuth County, Iowa does hereby approve the Decommissioning Plan for EDF Renewable Energy Golden Plains Wind Farm project prepared by Stantec Consulting Services Inc., dated November 21, 2018 and on file in the Zoning Administrator's Office. 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 Tjarks and 2<sup>nd</sup> by Wymore to approve Resolution #11-27-18-01 which is a resolution to approve EDF Renewable Developments, Inc., A Delaware Corporation, application for easement through Drainage District right-of-way. 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.

**RESOLUTION TO APPROVE EDF RENEWABLES DEVELOPMENTS, INC., A DELEWARE CORPORATION,  
APPLICATION FOR EASEMENT THROUGH DRAINAGE DISTRICT RIGHT-OF-WAY**

**Kossuth County Resolution No. 11-27-18-01**

**WHEREAS**, EDF Renewables Developments, Inc. desires to construct a Wind Energy Conversion System in Kossuth County, and

**WHEREAS**, The proposed components of the wind energy conversion system include but are not limited to access roads, collector lines and turbines that cross the right-of-way of various public drainage districts in the County, and

**WHEREAS**, Iowa Code section 468.186 mandates that any person proposing to construct a pipeline, electric transmission line, communication line, underground service line, or similar installation on, over, across or beneath a Drainage District right-of-way must, prior to construction, obtain from the governing body of the District an easement to cross the right-of-way, and

**WHEREAS**, Kossuth County has Procedures and Conditions for Construction in Drainage District Right-of-Way, and

**WHEREAS**, EDF Renewables Developments, Inc. has filed an Application for Crossing Easements across the drainage district Right-of-Way in Kossuth County, and

**WHEREAS**, The Kossuth County Board of Supervisors has set the Application Fee for this as \$10,000 for this application, and

**WHEREAS**, EDF Renewables Developments, Inc. has made payment of \$10,000 for the application fee,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY to approve the Application for Easement Through Drainage District Right-of-Way submitted by EDF Renewables Developments, Inc.

Resolution adopted this 27<sup>th</sup> day of November, 2018.

Kossuth County Board of Supervisors

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Don McGregor  
Board of Supervisors Chairperson

ATTEST:

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Amber Garman  
Kossuth County Auditor

Motion by Wymore and 2<sup>nd</sup> by Tjarks to approve Resolution #11-27-18-02 which is a resolution to grant EDF Renewables Developments, Inc. A Delaware Corporation a drainage district crossing easement. 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.

**RESOLUTION TO GRANT EDF RENEWABLES DEVELOPMENTS, INC., A DELEWARE CORPORATION A DRAINAGE DISTRICT CROSSING EASEMENT**

**Kossuth County Resolution No. 11-27-18-02**

**WHEREAS**, EDF Renewables Developments, Inc. desires to construct a Wind Energy Conversion System in Kossuth County, and

**WHEREAS**, The proposed components of the wind energy conversion system including but are not limited to access roads, collector lines and turbines that cross the right-of-way of various public drainage districts in the County, and

**WHEREAS**, Iowa Code section 468.186 mandates that any person proposing to construct a pipeline, electric transmission line, communication line, underground service line, or similar installation on, over, across or beneath a District right-of-way must, prior to construction, obtain from the governing body of the District an easement to cross the right-of-way, and

**WHEREAS**, EDF Renewables Developments, Inc. has filed an Application for Crossing Easements across the drainage district Right-of-Way in Kossuth County, and

**WHEREAS**, The application of, EDF Renewables Developments, Inc. has been approved by the Kossuth County Board of Supervisors.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY to issue a Crossing Easement to, EDF Renewables Developments, Inc., in accord with the Application on file and subject to Kossuth County's Procedures and Conditions for Construction in Drainage District Right-of-Way.

Resolution adopted this 27<sup>th</sup> day of November, 2018.

Kossuth County Board of Supervisors

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Don McGregor  
Board of Supervisors Chairperson

ATTEST:

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Amber Garman  
Kossuth County Auditor

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

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

On motion adjournment was taken until December 4, 2018.

Attest:

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Amber Garman  
Kossuth County Auditor

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Don McGregor, Chairman  
Kossuth County Board of Supervisors