

BOARD PROCEEDINGS
March 19, 2019
REGULAR MARCH SESSION

The Board of Supervisors met pursuant to adjournment. Present were: Jack Plathe, Chairman, Galen Casey, Donnie Loss, Roger Tjarks and Kyle Stecker.

Public discussion was held.

Motion by Tjarks and 2nd by Stecker to approve the agenda, minutes of the previous meeting dated March 12, 2019 and the claims which includes the Conservation Claims. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Algona Chamber	Allocation	300.00	1
Algona Machine & Sply	Supp	262.89	1
AMU	Srvs	8702.96	10
Algona Plumb & Htg	Srvs	60.50	2
Alg Pub Co	Notices	1353.51	5
Alg Welding & Mach	Srvs	178.60	1
Alliant Energy	Srvs	6369.98	3
American Home Findings Assc	Srvs	93.30	1
Arnold Motor Supply	Parts	105.37	2
AT & T	Phone	43.46	1
Auditor of State	Srvs	625.00	1
Ban Mun Utlities	Utilities	425.86	2
Bancroft Reg.	Notices	1071.04	5
A Berte	Exp	65.71	1
Bomgaars	Supp	245.50	2
Brown Supp Co	Supp	96.00	1
Brown's Shoe Fit Co	Supp	211.74	1
Bugs N Stuff	Srvs	84.00	1
Builders FirstSource	Supp	120.00	1
Buscher Bros	Srvs	350.00	1
Buschers Srvs Ctr	Srvs	136.00	1
Card Services	Exp	3898.67	8
Central IA Juv	Srvs	1705.60	1
CenturyLink	Phone	1159.91	3
Chrome Country Inn	Supp	3798.00	1
Chrome Truck Stop	Fuel	34.00	1
Cintas	Supplies	751.40	1
City of Fenton	Utilities	55000.00	1
City of Lakota	Exp	80.25	1
City of Lone Rock	Exp	84.00	1
City of Swea City	Exp	66.20	1
Cooks Scrap Iron & Metal	Supp	383.46	2
Counsel Ofs & Doc	Supp	104.38	2
Dave D Lane	Exp	378.61	1
DCI	Srvs	60.00	1
Deitering Bros	Srvs	61.79	1
Dultmeier	Supp	1605.09	1
Dump-It Sanit	Srvs	343.00	2
Ecolab	Srvs	187.95	1
Elec Eng	Supp	407.88	1
Electronic Specialties	Srvs	52.50	1
Fareway	Supp	532.24	1
Farmers Coop Elev	Fuel	1782.99	3
Fenton Coop Telephone	Srvs	251.20	2
Galls	Supp	281.94	2
Gardiner Thomsen	Audit	29250.00	1
A Garman	Exp	175.88	1
Geo Comm	Srvs	4667.00	1
GreatAmerica Financial Srvs	Srvs	174.39	2
Harrison Truck Centers	Supp	112.93	1
Heartland Paper Co	Supp	411.59	1
Heartland Power Coop	Utilities	52.00	1
Hjelmeland Apts	Rent	175.00	1
Hy-Vee	Supp	25.55	1
IA Assoc of MU	Reg	371.00	1

IA DOT	Service	161.50	1
Iowa Individual Health Benefit	Audit &	2718.00	1
IA Lakes EC	Elec	237.44	2
Iowa Lakes Regional Water	Utilities	48.50	1
IOS	Supp	8349.28	5
IA Prison Ind	Signs	5312.25	1
Ia Workforce Dev	Srvs	175.00	1
ISSDA	Reg	125.00	1
ITsavy LLC	Supp	540.00	1
Jacks OK Tire Srv	Srvs	3997.53	2
Kmart	Supp	153.73	2
Kollasch Rep.	Repairs	75.43	1
KC Sec Road	Fuel	3152.91	5
KC Sheriff	Srvs	205.60	4
KRHC-Phar	Srvs	5.59	1
LBR Enterprises	Supp	265.00	1
Lone Rock Coop Tel	Phone	777.68	2
MD Product	Supplies	477.77	1
MaxYield Coop	Fuel	4260.70	2
Mer Engineerg	Srvs	14226.75	1
Mercy Medical Ctr	Srvs	63.30	1
Midland Power Coop	Utilities	31.60	1
Midwest Building Mat	Exp	9.95	1
Mike Looft TW	Fuel	6937.45	1
Mikes Plumb&Heat	Srvs	100.00	1
Miller Sports&Srvs	Exp	24.00	1
A Miller	Exp	28.23	1
Motor Inn/Alg	Rep.	511.63	1
NAPA	Parts	13.36	1
NAPA	Supp	85.94	1
NIA Lumber&Design	Exp	887.19	1
North Iowa TelCom	Parts	199.98	1
NW Comm	Service	1575.41	2
NUGENCO	Exp	475.00	1
K & H	Fuel	31058.66	3
Oakcrest	Srvs	853.50	1
Overhead Door	Exp	227.90	1
MC Overhead Door	Service	7762.40	1
Pet Haven's Resort	Exp	100.00	1
Pet Kingdom	Exp	70.19	1
Pitney Bowes	Srvs	1820.58	1
Prairie Energy Coop	Lights	28.00	1
Print Shoppe Plus	Exp	24.00	1
PCR	Srvs	205.20	1
Quality Motors	Maintenance	36.95	1
Quill Corp	Supp	259.95	1
RingTel Communications	Phone	93.84	1
N Roethler	Exp	25.49	1
Rubber Inc.	Engineer	1494.86	1
Sign Works	Supp	151.74	1
Smidt Automotive & Repair	Srvs	848.60	1
L Snyder	Exp	114.06	2
Solutions	Srvs	500.00	1
St Hygienic Lab	Supp	50.00	1
Star Leasing LLC	Srvs	109.28	1
Steffen Truck Equipment, Inc.	Engineer	42376.00	1
K Stumme	Exp	9.62	1
SC Herald Press	Notices	598.02	2
TestAmerica Laboratories, Inc.	Ia Ground Water	228.12	1
Water Conn	Srvs	151.43	3
Thilges Auto Body, Inc	Repairs	84.04	1
Thomson Reuters West	Supp	213.73	1
Z Thompson	Exp	19.10	1
Thrifty White Pharmacy	Supp	93.33	1
Titonka Burt Comm	Phone	1199.46	2
Roger Tjarks	Meetings	87.00	1
Trans IA Equip	Repairs	432.60	1
Transit Works	Engineer	143.95	1
Treas - IEMA	Dues	150.00	1

Truck Country "OF IOWA"	Engineer	2145.66	1
US Cellular	Srvs	1182.05	5
Verizon Wireless	Phone	493.24	2
W & H Coop Oil Co	Fuel	26658.55	1
Wallace Water Conditioning	Srvs	12.00	1
Waste Mgmt of WI-MN	Srvs	51599.44	4
Wellmark BCBS	Fees	125847.50	1
Windstream	Srvs	206.83	2
Winnebago Coop Telecom Assoc	Phone	250.65	1
WM Recycle America	Srvs	4073.25	1
Woodward Youth Corp	Srvs	1306.20	1
Ziegler	Parts	22256.28	2
Grand Total		513189.77	

Motion by Casey and 2nd by Loss to go into closed session per Iowa Code 21.5 (1) (c) per request of the County Attorney to have discussion pertaining to Ordinance #207 and Ordinance #310A. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

No decision was made following closed session.

Motion by Stecker and 2nd by Casey to go through the process to amend Ordinance #310A because under 331.301 it is our job to protect and preserve the rights, privileges, property of the County or its residents and to preserve and improve the peace, safety, health, welfare, comfort and convenience of its residents and I believe there are things in the ordinance that need to be addressed.

Supervisor Plathe called for any discussion in regards to the motion and Supervisor Loss asked Supervisor Stecker what in the amendment in 310A that you wanted to amend. Supervisor Stecker stated that there were multiple things that I think could use attention but I do know from publications before the election all three of our newly elected officials said we would have left the ordinance as it was written previous to being elected and I'm going to stand my ground. Supervisor Plathe stated based on what our Attorney presented to us I would beg to differ that respect he went through it fairly and pretty much in detail and there's some grave concerns in moving forward with that type of a process and asked if there was any other discussion.

Hearing no further discussion Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: no, Tjarks: no, Plathe: no. Motion fails 2 to 3.

Supervisor Plathe brought up the next item and prior to the motion Supervisor Stecker stated I would just say that due to discussion with our County Attorney if we are not having a reason to go through the amendments it could create a problem by doing a Moratorium but I still believe it should be done but we have legal advice that said there could be issues so. Supervisor Plathe said ok so I will ask one more time is there a motion to start the process for a moratorium on new WECS permits.

Motion by Stecker and 2nd by Casey to proceed with the process to put a moratorium on new WECS permits.

Supervisor Plathe called for any discussion in regards to the motion and Supervisor Loss stated I would like to say per our Attorney that I just don't think this is a good motion. Supervisor Plathe said and I will agree with that based on the advice of our County Attorney this would be a very very bad decision to take this on. Plathe asked if there was any other discussion.

Hearing no further discussion Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: no, Tjarks: no, Plathe: no. Motion fails 2 to 3.

Motion by Stecker to repeal Ordinance #207

Supervisor Stecker provided the following discussion prior to finishing his motion: I believe the current tax breaks are a problem for our County. The Governor of Oklahoma has a bit there's a video of him that said he said wind turbines are the worst things that ever happened to the State of Oklahoma and I don't want to see that issue repeated here. Supervisor Plathe asked for a 2nd to Supervisor's motion and Supervisor Stecker added this to his motion:

To repeal Ordinance #207 to increase the financial contribution to our County.

Chairman Plathe asked if there was a 2nd to his motion: 2nd by Casey.

Chairman Plathe asked if there was any discussion: Supervisor Tjarks stated that it has been said that repealing it we could get less taxes so we're guaranteed the taxes that we will get under Ordinance #207 and I hate to see the County get less taxes.

Chairman Plathe said there is a lot of documentation I think most of you heard my comments earlier what other counties are going through that have TIF's in place and the trouble they got into with those TIF's when the state rollback commercial property tax just by 10% think what the consequences would be if the wind turbine companies would as Judy mentioned at one of the meetings it could start out with 50% rollback right off the bat not even saying that after that they could come in possibly year in and year out and get it down to who knows what could be 150,000, 200,000, 300,000 per turbine with the 207 in place we are we have assurity its locked in stone what they have to pay and it can't be changed. And that is something to be said about knowing what your future holds and not looking or staring an uncertain future in the face and we could see this thing just blow up and really hurt the county drastically in the future if they got those rollbacks in place for substantially lower valuations and there's a lot of evidence out there to the effect that it would happen and I guess I like certainty vs uncertainty so – any other discussion points?

Supervisor Casey stated I think they should pay their fair share that's my opinion.

Supervisor Loss stated I am with you Jack I think repealing it would be the unknown and we wouldn't know how much tax base we are going to get in and with the 207 I think it protects the county a little better.

Chairman Plathe asked if there was any other discussion. Hearing no further discussion Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: no, Tjarks: no, Plathe: no. Motion fails 2 to 3.

There were no drainage request for repairs. A teleconference was held with Jim Hudson regarding drainage.

Discussion was held with Dan Green who is our Veteran Affairs Director.

There was no construction within the ROW.

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

Motion by Stecker and 2nd by Casey to ratify the Disaster Declaration. This occurred on 3-12-19 and is ongoing. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried 5 to 0.

The Board of Supervisors acknowledged the February transfers made by the Kossuth County Auditor, Amber Garman on March 5th, 2019 from the General Basic Fund to the Secondary Road Fund in the amount of \$2639.50 and from the Rural Basic Fund to the Secondary Road Fund in the amount of \$19,557.69.

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

On motion adjournment was taken until March 26, 2019.

Attest:

Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors