

BOARD PROCEEDINGS
August 27, 2019
REGULAR AUGUST SESSION

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

During public discussion Supervisor Stecker was requested by a concerned citizen to provide him and all Kossuth County Citizens with a report on his Washington D.C. Trip. Kyle stated he would have the report in a couple of weeks but due to there not being a meeting on September 10, 2019 the report will be given at the September 17th meeting.

During public discussion it was brought up by a concerned citizen as to whether or not our meeting should have been taking place. The citizen stated that the Auditor did not follow proper procedure when sending out our agenda. I explained that we changed the way we handled the agenda process on Friday due to a large mailing we were working on and because of this change the agenda did not get emailed out to the Agenda Email Group (which included KLGA) until Monday morning (August 26, 2019). When that email was sent the file was corrupt so a second email was sent to explain there was a problem and we would work on it and get the agenda emailed out as soon as possible. The email with the correct version of the agenda was sent on Monday at 11:04 a.m. I also stated that the Agenda had been posted in the Courthouse on Friday, August 23rd and that the packet to our Board of Supervisors was placed in their folder that day as well. After the packet was placed in the Board's folder an email was also sent to Alan VanOrmer at the Algona Newspaper with the same packet that is given to our Supervisors which includes the agenda. Todd Holmes was asked to join the meeting and speak as to whether or not we could conduct the meeting- and after explanation of what had happened he said that yes we could continue with our meeting.

Motion by Tjarks and 2nd by Stecker to approve the agenda, the minutes of the previous meeting dated August 20, 2019, and the handwritten claim payable to Marsha Ternus in the amount of \$617.50. Chairman Plathe called for a roll call vote: Casey: yes, Stecker, yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Loss and 2nd by Tjarks to approve the applications for Exemption from Buffer Strip Ban in Drainage District Facilities. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

The Board of Supervisors acknowledged the wellness committee meeting minutes for July 31, 2019 and August 21, 2019.

Motion by Tjarks and 2nd by Loss to award the bid for the Kossuth County Law Enforcement Center Roof Replacement Project to Northern Cedar Services Company, Inc. of 125 N. Jackson Avenue, Mason City, Iowa 50401 in the amount of \$204,696.00 which includes the amount of Alt 1 which was \$31,286.00 with a completion date of November 28, 2019. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Mandie Studer was present to ask the Board of Supervisors to table the public hearing set for September 5th for Kossuth Wind Energy LLC. No decision was made to table the public hearing. It will be held September 5th, 2019 at 6:00 p.m.

Motion by Stecker and 2nd by Casey to table the approval of the Kossuth Wind Energy Decommissioning report preparer until next week. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: no, Tjarks: no, Plathe: no. Motion fails with Loss, Tjarks and Plathe being the no votes.

Motion by Tjarks and 2nd by Loss that the Board of Supervisors of Kossuth County, Iowa does hereby approve Stantec Consulting Services Inc. (Stantec) to prepare a Decommissioning Plan for the Kossuth Wind Energy Wind Farm Project. Chairman Plathe called for a roll call vote: Casey: no, Stecker: no, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried with Casey & Stecker being the no votes.

Motion by Loss and 2nd by Tjarks that the Board of Supervisors of Kossuth County, Iowa does hereby approve the Kossuth Wind Energy Project Emergency Response Plan dated August 26, 2019 and on file in the Kossuth County Zoning Administrator's Office. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes

There was no construction within the row.

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

There were no drainage repair requests.

Motion by Tjarks and 2nd by Casey to authorize the wellness committee to host an omelet breakfast after the Kossuth County 5k which will be held Saturday, September 21, 2019 at 8:00 a.m. as long as there is at least 20 participants. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Tjarks and 2nd by Plathe to not supply video equipment or personnel to video stream our meetings. Casey: yes, Stecker: no, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried 4 to 1 with Stecker being the no vote.

Motion by Loss and 2nd by Tjarks to maintain the current procedures for Facebook access on KC Public Wireless. Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Stecker and 2nd by Casey to add call to order and adjournment to our agenda every week. Casey: yes, Stecker: yes, Loss: yes, Tjarks: no, Plathe: no. Motion carried.

Discussion was held with the Kossuth County Attorney, Todd Holmes in regards to Powerhouse LLC. It was discussed to have the decision for this on the agenda next week.

Motion by Tjarks and 2nd by Loss to go into closed session per request from the County Attorney in regards to County Social Services arbitration due to possible litigation per Iowa Code 21.5.1.c. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Discussion with Kossuth County Auditor was held followed by Board discussion and committee reports.

ATTEST:

Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors