

BOARD PROCEEDINGS
September 3, 2019
REGULAR SEPTEMBER SESSION

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

Jack Plathe, Chairman called the meeting to order at 8:00 a.m.

Public discussion was held and the Board of Supervisors reviewed the claims.

Motion by Tjarks and 2nd by Stecker to approve the agenda, the minutes of the previous meeting dated August 27, 2019 and the claims. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Advanced Drainage	Supp	220.80	1
AMU	Srvs	1331.16	9
Alg Pub Co	Notices	611.60	1
AU Life Ins	Ins.	85.00	1
AT & T	Phone	45.13	1
Fidelity Sec Lif Ins	Ins	122.68	1
Bergland Cram	Srvc	9210.00	1
Blackstrap, Inc.	Engineer	8477.03	1
BMC Aggregates	Rock	314.95	1
M Bollig	Exp	250.00	1
Bomgaars	Supp	778.46	2
Eldean Boyken	Engineer	250.00	1
Calhoun-Burns & Associates, In	Engineer	5185.10	1
M Carlson	Exp	74.95	1
Central IA Juv	Lodging	4217.26	1
Centurylink	Phone	405.48	2
Cintas	Supplies	23.25	1
City of Algona	Exp	10801.33	1
City of Algona Ambulance	Exp	1250.00	1
City of Fenton	Utilities	100.73	1
City of Wesley	Cons	61.02	1
City of West Bend	Utilities	149.34	1
Counsel Ofs & Doc	Supp	737.45	8
Counsel Ofs & Doc	Suppl	41.07	1
County Binders	Srvs	10819.61	2
E Davis	Exp	20.00	1
Ecolab	Srvs	202.95	1
Electronic Specialties	Srvs	565.23	1
EmergiTech	Exp	14135.57	1
Erpelding Excav	Srvs	11427.48	1
Farmers Coop Elev	Fuel	25.70	1
Galls	Supp	1214.11	1
Geo Comm	Srvs	3750.00	1
GreatAmerica Financial Srvs	Srvs	334.64	2
Hancock Co Treasurer	Engineer	1295.00	1
Heartland Paper Co	Supp	486.07	2
ICEOO Cass County Engineer Off	Engineer	200.00	1
Insurance Strategies Consultin	Supp	975.00	1
IOS	Supp	5245.99	3
IA Assoc of Bldg Maint Eng	Reg	80.00	1
Iowa Insurance Commissioner	Supp	100.00	1
IA Law Enforcement	Supp	150.00	1
ISAC	Reg	225.00	2
ISACA Dist II Auditors	Dues	20.00	1
ISCTA Grundy County Treasurer	Dues	250.00	1
ITsavvy LLC	Supp	985.00	2
JCL Solutions	Supp	409.35	1
Koss Co Auditor	Exp	7660.19	1
KC Sec Road	Fuel	3894.86	1
KC Sheriff	Srvs	817.52	15
KC Treas	Ins.	12783.57	2
KRHC	Srvs	81.00	1
LiftOff, LLC	Supp	1080.00	3
Mail Serv	Supp	521.23	1
Martin Marietta Agg	Rock	23476.90	1

Mid Am Energy	Srvs	348.21	3
Mike Looft TW	Fuel	1352.92	1
A Miller	Exp	15.00	1
D Miller	Reim	20.00	1
Monroe Sys Busi	Exp	478.70	1
R Monson	Exp	250.00	1
MSC Industrial Supply Co	Supplies	1839.35	1
NIA Lumber&Design	Exp	1329.67	2
NW Comm	Service	1283.62	2
NUGENCO	Exp	640.00	1
Palo Alto Co Treas	Exp	3382.00	1
PCR	Srvs	182.20	1
Quality Resource Group	Supp	2426.64	1
Quill Corp	Supp	537.22	2
Gary Reinhardt	Rent	175.00	1
Reserve Act	Postage	10000.00	1
Reutzal Excav	Srvs	2832.00	1
J Richardson	Exp	315.11	2
N Roethler	Exp	15.00	1
Rolling Excavating	Engineer	300.00	1
SOS	Service	30.00	1
W Summers	Exp	105.08	2
Water Conn	Srvs	55.02	2
Thilges Auto Body, Inc	Repairs	9698.22	1
Z Thompson	Exp	15.00	1
Titonka Munc Utilities	Srvs	70.50	1
Roger Tjarks	Meeting/Mileage	62.64	1
Windstream	Srvs	140.28	1
Grand Total		185875.14	

Drainage Claims

Algona Publishing	Drain WK 68-136	\$112.11
Bolton & Menk	Drain PAK 1	\$9972.00
Bolton & Menk	Drain 96	\$1726.00
Bolton & Menk	Drain 65	\$6377.00
Bolton & Menk	Drain 18	\$2098.00
Bolton & Menk	Drain 84	\$13032.50
Erpelding Excavating	Drain 82	\$1514.27
Erpelding Excavating	Drain 82	\$1105.55
Erpelding Excavating	Drain 61	\$1076.54
Duane Hellman	Drain 75	\$744.74
Hudson Law Firm	Drain 60 Sub 1	\$181.50

Motion by Tjarks and 2nd by Stecker to approve the 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.

Public Hearing

Uthof Family Farm LLC SE ¼ SW ¼ Section 32 Greenwood Township Construction Permit Application

Motion by Tjarks and 2nd by Casey to open the public hearing regarding the construction permit application for Uthof Family Farm LLC Site in the SE ¼ SW ¼ of Section 32 Greenwood Township. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

There were no comments received from the public in person or by mail.

Motion by Tjarks and 2nd by Loss to close the public hearing regarding the construction permit for Uthof Family Farm LLC Site in the SE ¼ SW ¼ of Section 32 Greenwood Township. Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Stecker and 2nd by Tjarks to recommend to the Iowa Department of Natural Resources the approval by Resolution #09-03-19-01 of the construction permit application for Uthof Family Farm LLC site in the SE ¼ SW ¼ of Section 32 of Greenwood Township due to them meeting the requirements on the Master Matrix scoring system per Blaine Struthers and to have Amber Garman

send notice to the Iowa Department of Natural Resources the Kossuth County Board of Supervisors adopted recommendation. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

**Recommendation to Iowa DNR to Approve the Application Permit for Construction of an
Confinement Feeding Operation Site #69571**

Resolution # 09-03-19-01

WHEREAS, the Kossuth County Board of Supervisors has adopted the Master Matrix for the purpose of scoring construction applications to provide an opportunity for local input and

WHEREAS, The Master Matrix Delegate, Blaine Struthers has informed the Kossuth County Board of Supervisors that he scored this matrix identically to the applicant and this site has met the requirements of the Master Matrix. His score is based on the Master Matrix filed in the Kossuth County Auditor's Office on August 14th, 2019.

WHEREAS, the Kossuth County Board of Supervisors has **approved** the Master Matrix submitted on August 14th, 2019. The score of this facility is 455 points.

NOW THEREFORE BE IT RESOLVED, that the Kossuth County Board of Supervisors hereby recommends to the Iowa Department of Natural Resources **approval** of the construction permit application for Uthof Family Farm LLC Site in the SE ¼ SW ¼ of Section 32 of Greenwood Township.

Public Comments: No

Passed and Approved this 3rd day of September, 2019.

Chairman, Jack Plathe
Kossuth County Board of Supervisors

Attest:

Amber Garman, Auditor
Kossuth County

Motion by Casey and 2nd by Tjarks to have the County Attorney, Todd Holmes go to district court to pursue a declaratory judgement regarding nuisance of Powerhouse LLC. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Stecker and 2nd by Casey to publicize Project Life as a wellness option for employees but the cost is paid 100% by the employee. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

No motion was made for the request to add a spouse incentive for the Healthiest You Wellness Program.

No motion was made for the request to change the use of the Tanita scale that is used for Wellness.

No motion was made in regards to the IMWCA Site Visit Recommendation.

There were no Drainage Repair Requests this week.

Motion by Tjarks and 2nd by Stecker to acknowledge the addendum report for Drainage District 60 Sub 1 Improvement by McClure Engineering. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Stecker and 2nd by Casey to approve the payment agreement for NuStar in regards to the improvement project in Drainage District 84 and authorize the Chairman to sign the document.

Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Casey and 2nd by Tjarks to approve Change Order #2 for improvement project in Drainage District 84 and authorize the Chairman to sign the document. Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

No decision was made in regards to DD 18 Expense Redistribution – requested on petition.

No decision was made in regards to DD 96 Expense Redistribution – requested on petition.

Motion by Stecker and 2nd by Casey to start having discussions with our attorney, Brick Gentry and our Zoning Administrator for going through the process of possibly amending Ordinance #310 A. 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 Loss that the Board of Supervisors of Kossuth County, Iowa does hereby approve the Decommissioning Plan for Kossuth Wind Energy Wind Farm project prepared by Stantec Consulting Services Inc., dated August 27, 2019 and on file in the Zoning Administrator's Office. Chairman Plathe called for a roll call vote: Casey: no, Stecker: no, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried 3 to 2 with Casey and Stecker being the No votes.

Discussion was held with Gold Eagle Cooperative and Joe Myhre of NIACOG in regards to the Buffalo Township Urban Renewal Development Agreement.

Motion by Casey and 2nd by Tjarks to accept the Kossuth County Official Report of County Highway Engineer for Fiscal year 2019. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

There were no requests for construction within the row.

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

Discussion with the Kossuth County Auditor was held.

Board discussion and committee reports was held.

On motion adjournment was taken at 1:20 p.m. until September 17, 2019.

Attest:

Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors