

BOARD PROCEEDINGS
October 22, 2019
REGULAR OCTOBER SESSION

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

Public Discussion was held.

Donnie Loss called the meeting to order at 8:32 a.m.

Motion by Tjarks and 2nd by Casey to approve the agenda and the minutes of the previous meeting dated October 15, 2019. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Absent, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

The Board of Supervisors acknowledged the wellness committee meeting minutes from September 25, 2019 and October 16, 2019.

Motion by Tjarks and 2nd by Casey to approve the liquor license for The Thul Shed, Algona, Iowa. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Absent, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

Motion by Casey and 2nd by Tjarks to approve the quarterly reports for the Auditor, Recorder, Sheriff and Veteran Affairs. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Absent, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

Motion by Tjarks and 2nd by Casey to approve the purchase and installation of 9 skylights for the Kossuth County LEC in the amount of \$6,680.00 to be put in by Northern Cedar Service Co., Inc. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Absent, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

Motion by Tjarks and 2nd by Casey to approve the Joint City/County Agreement between Kossuth County and the City of Algona in regards to Algona Urban Renewal Amendment #4. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Absent, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried. (Agreement located in the Kossuth County Auditor's Office)

KYLE STECKER JOINED THE MEETING.

Motion by Stecker and 2nd by Casey to have the Supervisors handle their requests for drainage as follows: Supervisor Casey: 1 request (#157), Supervisor Stecker: 1 request (#156) and Supervisor Tjarks: 1 request (#155). Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: yes, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

Motion by Tjarks and 2nd by Stecker to approve the invoice payable to Bolton & Menk for \$5090.00 for engineering fees associated with Drainage District PAK 1 repairs. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: Yes, Tjarks: yes, Plathe: Absent, Loss: yes. Motion carried.

There was no Construction within the ROW.
Discussion with the Kossuth County Engineer/Zoning Administrator was held.

Motion by Stecker and 2nd by Casey to approve Resolution #10-22-19-01 which is a resolution imposing a moratorium on the filing or processing of further notices of intent and/or applications for commercial wind energy conversion systems under Kossuth County Ordinance #310-A. Vice Chairman Loss called for a roll call vote: Casey: yes, Stecker: yes, Tjarks: yes, Plathe: absent, Loss: yes.

KOSSUTH COUNTY BOARD OF SUPERVISORS
RESOLUTION # 10-22-19-01

RESOLUTION IMPOSING A MORATORIUM ON THE FILING OR PROCESSING OF FURTHER NOTICES OF INTENT AND/OR APPLICATIONS FOR COMMERCIAL WIND ENERGY CONVERSION SYSTEMS UNDER KOSSUTH COUNTY ORDINANCE #310-A

WHEREAS, Kossuth County has heretofore enacted Ordinance #310-A – “An Ordinance Regulating, the Construction and Operation of Commercial Wind Energy Conversion Systems (WECS) in Kossuth County, Iowa (the “Ordinance”), and

WHEREAS, the Ordinance provides a limit for total name-plate production in Kossuth County in an amount not to exceed 700 megawatts, and

WHEREAS, Kossuth County has received, prior to this resolution, a Notice of Intent and Application from Ledyard Windpower, LLC/Amshore US Wind, LLC/Duke Energy Renewables Wind, LLC concerning a proposed project known as Ledyard Windpower Project (“Ledyard Windpower Project”), and

WHEREAS, Kossuth County has previously issued WECS permits, which as those projects are completed, would bring the total name-plate production within the County to **approximately** 600 megawatts, inclusive of the megawattage proposed by the Applicant for the Ledyard Windpower Project, and

WHEREAS, the County desires to preserve the status quo pending a review and potential amendment of Kossuth County Ordinance 310-A concerning the megawatt cap set forth therein.

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors that a moratorium is hereby placed on the filing and/or processing of any new Notice of Intent to Construct or WECS Construction Permit Applications under Kossuth County Ordinance 310-A. This moratorium shall sunset and be null and void on October 22, 2020. This moratorium shall not apply to the project known as Ledyard Windpower Project.

October 22, 2019
Dated at Algona, Iowa

Donnie Loss, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Amber Garman
Kossuth County Auditor

Discussion with Kossuth County Auditor was held.

Board discussion and committee reports were held.

On motion adjournment was taken at 10:31 a.m.

Attest:

Amber Garman
Kossuth County Auditor

Donnie Loss, Vice Chairperson
Kossuth County Board of Supervisors