

**BOARD PROCEEDINGS**  
**August 11, 2020**  
**REGULAR AUGUST SESSION**

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

Chairman, Jack Plathe called the meeting to order at 8:00 a.m. followed by the Pledge of Allegiance.

Discussion with the Kossuth County Secondary Road Foreman.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to approve the agenda and the minutes from the previous meeting dated August 4, 2020. Chairman Plathe called for the roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

The Board of Supervisors acknowledged the Kossuth Regional Health Center monthly report.

Kossuth County Local Letting  
8/11/2020 8:35 a.m.  
LFM-C701210-7X-55

Formal Bids (Bid Security: \$12,500.00)

Removal of existing 42'-6" x 28' Steel I-Beam bridge with high timber abutments and the construction of 10' x 14' x 74' Precast R.C.B. culvert, 17° R.A. skew with straight end sections. Located 0.1 miles east of the NW Corner Section 12, Fenton Township, Kossuth County, Iowa.

The following bids were received:

Graves Construction Co., Inc.	\$252,099.00
Midwest Contracting, LLC	\$181,134.00
Peterson Contractors Inc.	\$185,725.00
Rognes Bros. Excavating, Inc.	\$182,901.25

Kossuth County Local Letting  
8/11/2020 8:35 a.m.  
LFM-C792050-7X-55

Formal Bids (Bid Security: \$25,000.00)

Removal of existing 42'-6" x 28' Steel I-Beam bridge with high timber abutments and the construction of 20' x 14' x 60' Precast R.C.B. culvert 1° R.A. skew with straight end sections. Located 0.5 miles east of the NW Corner Section 20, Burt Township, Kossuth County, Iowa.

The following bids were received:

Graves Construction Co., Inc.	\$342,685.00
Midwest Contracting, LLC	\$285,701.00
Peterson Contractors Inc.	\$261,493.00
Rognes Bros. Excavating, Inc.	\$290,192.75

Motion by Stecker and 2<sup>nd</sup> by Casey to award the contract for the following project let August 11, 2020: LFM-C701210--7X-55 Midwest Contracting, LLC. Of Marshall, MN for \$181,134.00 and further to approve and authorize the chair of the Board of Supervisors to sign contract and bond when the appropriate contract documents are returned to the Kossuth County Engineer. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Tjarks to award the contract for the following project let August 11, 2020: LFM-C792050--7X-55 Peterson Contractors, Inc. of Reinbeck, IA for \$261,493.00 and further to approve and authorize the chair of the Board of Supervisors to sign contract and bond when the appropriate contract documents are returned to the Kossuth County Engineer.

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

Motion by Loss and 2<sup>nd</sup> by Stecker that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to CenturyLink, Paso Robles, CA, to bore fiber optic from a handhole in the North ROW of 220<sup>th</sup> Street and Highway 17 East to Hancock County. Work will be in Section 36 Wesley Township. Permit number 08-32-2020 is on file in the Kossuth County Engineer's Office. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Casey that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to Midland Power Cooperative, Jefferson, IA, to directional bore electric service under: 110<sup>th</sup> Avenue approximately 1250 feet north of 160<sup>th</sup> Street at 1602 110<sup>th</sup> Avenue. Work will be in Section 34 Cresco Township. (A); Irvington Road approximately 1680 feet south of 170<sup>th</sup> Street north of 1607 Irvington Road. Work will be in Section 31 Irvington Township. (B); 180<sup>th</sup> Avenue approximately 4365 feet north of 330<sup>th</sup> Street at 3308 180<sup>th</sup> Avenue. Work will be between Sections 2 and 1 Portland Township. (C). Permit number 08-34-2020 A, B, and C is on file in the Kossuth County Engineer's Office. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Tjarks that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to Wisconsin Power and Light, Madison, WI

to plow and bore fiber optic from wind tower 53 in the south ROW of 170<sup>th</sup> Street East to Highway 17. Work will be in Section 36 Prairie Township. Permit number 08-33-2020 is on file in the Kossuth County Engineer's Office. Chairman Plathe called for a roll call vote: Casey: No, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried 4 to 1 with Casey being the NO Vote.

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

Motion by Stecker and 2<sup>nd</sup> by Tjarks to send letter prepared by Todd Holmes, Kossuth County Attorney, to terminate farm lease for tillable ground owned by Kossuth County. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Casey to approve the assignment of tax sale certificate #2017-17210 on Parcel #800-14-25-105-015 and abate back taxes once Craig & Mandy Lauck have acquired deed to property. Craig & Mandy Lauck are required to pay the \$10 assignment fee.

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

Motion by Tjarks and 2<sup>nd</sup> by Plathe to approve the disallowances for the 2020 Homestead and Military tax credits as presented by Judy Samp, Kossuth County Assessor. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

No decision was made in regards to approval of Security System Text Messaging OPT-IN/OPT-OUT forms and requirements. This will be added to the agenda next week.

Motion by Tjarks and 2<sup>nd</sup> by Casey to approve Stateline Coop to re-locate anhydrous tank from Swea City to Lakota. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Plathe to recommend to the Iowa Department of Natural Resources the approval by Resolution #08-11-20-01 of the construction permit application for JT & Sons Pork Site (Josh Jaskulke) in the SW ¼ SE ¼ Section 31 of Ledyard 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 #69406**

Resolution # 08-11-20-01

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 July 8, 2020.

WHEREAS, the Kossuth County Board of Supervisors has **approved** the Master Matrix submitted on August 11<sup>th</sup>, 2020. The score of this facility is 445 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 JT & Sons Pork Site (Josh Jaskulke) in the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 31 of Ledyard Township.

Public Comments: No

Passed and Approved this 11th day of August, 2020.

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Chairman, Jack Plathe  
Kossuth County Board of Supervisors

Attest:

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Amber Garman, Auditor  
Kossuth County

Discussion was held with the Kossuth County Weed Commissioner.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to approve Resolution #08-11-20-02 which is a policy that includes an option which will allow the Kossuth county Treasurer to purchase any or all warrants stamped "not paid for want of funds", at the discretion of the Kossuth County Treasurer. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Resolution #08-11-20-02

RE: WARRANTS STAMPED "NOT PAID FOR WANT OF FUNDS"

WHEREAS, the Kossuth County Board of Supervisors desires to adopt a policy that includes an option which will allow the Kossuth County Treasurer to purchase any or all warrants stamped "not paid for want of funds", at the discretion of the Kossuth County Treasurer; AND

WHEREAS, the Kossuth County Treasurer, when exercising the option, agrees to issue a check to the Payee for the total amount claimed.

NOW THEREFORE BE IT RESOLVED by the Kossuth County Board of Supervisors that the Kossuth County Treasurer may purchase at his discretion, any or all warrants stamped "not paid for want of funds" The Treasurer, when purchasing a warrant, will issue a check for the total amount claimed made payable to the Payee. The purchased warrants will be held by the Treasurer until called for payment.

It was on motion by Supervisor Tjarks and seconded by Supervisor Stecker, that the foregoing Resolution be adopted as read. Motion carried.

Resolution declared adopted and effective this 11<sup>th</sup> day of August, 2020.

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Jack Plathe, Chairperson  
Board of Supervisors  
Kossuth County, Iowa

ATTEST:

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Amber Garman, Auditor  
Kossuth County, Iowa

Motion by Stecker and 2<sup>nd</sup> by Casey 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.

Motion by Stecker and 2<sup>nd</sup> by Casey to have the Supervisors handle their requests for drainage repairs as follows: Supervisor Casey: 1 Request (#93 for D.D. 177) and Supervisor Tjarks: 1 Request (#94 D.D. 82). Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Discussion was held with the Kossuth County Auditor.

Board Discussion and Committee Reports were held.

On motion adjournment was taken at 11:33 a.m. until Tuesday, August 18, 2020.

Attest:

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Amber Garman  
Kossuth County Auditor

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Jack Plathe, Chairman  
Kossuth County Board of Supervisors