

BOARD PROCEEDINGS
October 6, 2020
REGULAR October SESSION

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

Chairman Plathe called the meeting to order at 8:00 a.m. followed by the Pledges of Allegiance and Public Discussion.

Motion by Stecker and 2nd by Loss to approve the agenda and minutes from the previous meeting dated September 29, 2020 and the claims which include Handwritten claims. Chairman Plathe called for a roll call vote. Casey: yes, Stecker: yes, Loss: yes, Tjarks: Absent, Plathe: yes. Motion Carried.

AgSource Coop Srvs	Srvs	330.00	1
Algona Machine & Sply	Supp	81.71	1
AMU	Srvs	2823.85	18
Algona Plumb & Htg	Srvs	288.70	2
Algona Public Lib	Alloc	34903.19	2
Alg Pub Co	Notices	20.32	1
Alliant Energy	Srvs	2131.93	1
Allied 100,LLC	Supp	1135.38	1
American Screening	Supp	57.50	1
AU Life Ins	Ins.	80.00	1
H Arndorfer	Exp	921.38	1
Arnold Motor Supply	Parts	2308.59	1
Fidelity Sec Lif Ins	Ins	126.38	1
B & W Control Spec	Supp	939.00	1
Banc Public Lib	Alloc	13468.17	1
Barco Munc Products	Supp	485.91	1
Beeline Blue	Srvs	58.59	1
Carole Bernhard	Exp	36.80	1
Blair Drainage & Excavating, L	Engineer Supp	449.63	1
Bob Barker Co	Supp	33.84	1
Bomgaars	Supp	698.13	1
Rodney Brandt	Srvs	500.00	1
Brick Gentry PC	Srvs	350.00	1
K Briggs	Exp	25.67	1
Brown's Shoe Fit Co	Supp	323.32	2
Burt Public Lib	Alloc	12790.75	1
Buscher Bros	Srvs	3619.39	2
Card Services	Exp	565.00	1
Cemstone Concrete Materials	Supp	3630.00	1
Central IA Dist	Supp	619.40	1
Central IA Juv	Srvs	360.00	1
Centurylink	Phone	650.40	2
C H McGuiness	Srvs	2830.13	1
Cintas	Supplies	240.78	2
City of Algona	Exp	14655.24	1
City of Fenton	Utilities	90.53	1
City of Lakota	Exp	80.25	1
City of LuVerne	Exp	90.00	1
City of Wesley	Cons	62.13	1
City of West Bend	Utilities	151.43	1
Civil Defense Fund	Alloc	92170.00	1
Clay Co Shf	Srvs	42.00	1
Climate Control	Srvc	25000.00	1
Cooks Scrap Iron & Metal	Supp	610.83	1
Counsel Ofs & Doc	Supp	544.44	6
Counsel Ofs & Doc	Suppl	54.98	1
County Binders	Srvs	450.00	1
Creative Product Source	Supp	1195.23	1
E Davis	Exp	58.05	1
Deano's Dust Control	Srvs	3735.20	1
Ecolab	Srvs	202.95	1
G Elbert	Exp	26.36	1
Fahrner Asphalt Sealers LLC	Engineer Supp	248599.67	1

Farmers Coop Elev	Fuel	25.70	1
Fenton Coop Telephone	Srvs	223.56	1
Fenton Public Lib	Alloc	11926.11	1
FleetPride	Parts	1532.88	1
Force America	Supp	196.63	1
Cretex Concrete Products	Supp	9639.00	1
GreatAmerica Financial Srvs	Srvs	494.47	5
K Groesbeck	Exp	23.00	1
H.T.C., Inc.	Supp	735.26	1
Heartland Paper Co	Supp	795.95	3
Holiday Inn	Lodging	488.24	1
Insight Public Sector, Inc.	Supp	223.27	1
Ia Comm Network	Srvs	5.71	1
Ia Dept of Natural Resources	Dues	350.00	1
IA DOT	Service	3321.80	1
IA Lakes EC	Elec	15.00	1
IA One Call	Srvs	48.60	1
IA Prison Ind	Signs	160.05	1
IA St Bank	Supp	80.23	1
IA Transit	Supp	184.57	1
ISAC	Reg	584.25	1
ITsavvy LLC	Supp	810.00	3
JCL Solutions	Supp	313.88	1
M Jennings	Exp	20.00	1
John Deere Financial	Parts	224.80	1
Johnston Autostores	Parts	632.44	1
Kemco Tires	Srvs	89.25	1
Kendell Doors & Hardware Inc	Srvs	94.00	1
Koss Co Recorder	Exp	14.00	1
KC Sec Road	Fuel	282.59	2
KC Sheriff	Srvs	218.72	3
KC Treas	Srvs	189.46	3
KRHC	Srvs	10000.00	1
Lakota Pub Lib	Alloc	11844.41	1
Ledyard Pub Lib	Alloc	11418.90	1
Lone Rock Coop Tel	Phone	2000.14	2
Luverne Pub Lib	Alloc	11864.84	1
Mail Serv	Supp	1060.63	2
Martin Engineerg	Srvs	1798.80	1
Martin Marietta Agg	Rock	32860.08	1
Mid Am Energy	Srvs	382.85	3
Midland Power Coop	Utilities	398.40	1
Midwest Concrete Cut	Srvs	1925.00	1
Midwest Wheel	Exp	741.27	1
A Miller	Exp	15.00	1
Modern Marketing	Exp	3724.78	1
MSC Industrial Supply Co	Supplies	1651.54	1
NIA Lumber&Design	Exp	105.19	1
NW Comm	Service	105.42	1
IOS	Supp	705.74	6
D Olson	Exp	110.07	1
PATC	Exp	28.00	1
Penguin Mgmt Inc	Srvs	5256.00	1
D Penton	Exp	363.48	1
Petroblend	Exp	3696.80	1
Pitney Bowes	Srvs	331.06	1
Prairie Energy Coop	Lights	28.00	1
RingTel Communications	Phone	93.24	1
N Roethler	Exp	15.00	1
Ruhnke Bros	Srvs	1231.22	2
Sec St Bank	Srvs	25.00	1
Sioux Sales Co	Supp	179.85	1
Solutions	Srvs	500.00	1
St Hygienic Lab	Supp	160.00	1
Strauss Security Solutions/SEi	Supp	127.01	1
SC Public Library	Alloc	12800.97	1
The Messenger	Notices	50.00	1
The Sidwell Co	Srvs	6905.85	1
Water Conn	Srvs	114.54	3

S Thompson	Exp	124.20	1
Z Thompson	Exp	15.00	1
Titonka Munc Utilities	Srvs	70.61	1
Titonka Public Library	Alloc	12596.72	1
Titonka Burt Comm	Phone	1364.46	2
Roger Tjarks	Exp	120.75	1
St. Lukes Res.	Srvs	252.00	1
US Cellular	Srvs	61.13	1
Verizon Wireless	Exp	459.22	1
WASECA COUNTY SHERIFF	Serv	65.00	1
J Weichert	Exp	11.96	1
Wesley Public Library	Alloc	12303.97	1
West Bend Pub Library	Alloc	7012.45	1
Whittemore Public Lib	Alloc	12692.04	1
Windstream	Srvs	66.55	1
Winnebago Coop Telecom Assoc	Phone	368.01	2
Woodward Youth Corp	Srvs	1446.15	1
1 Of A Kind Signs	Supp	150.00	1
Grand Total		683445.85	

Drainage Claims

Bolton & Menk	Drain PAK 1	\$16003.50
Bolton & Menk	Drain 65	\$1912.50
Bolton & Menk	Drain 4	\$4205.00
Bolton & Menk	Drain 80	\$175.00
Brandt Farm Drainage	Drain HK 2-36	\$1274.39
Brandt Farm Drainage	Drain HK 3-46	\$3391.69
Brandt Farm Drainage	Drain 125	\$180.22
Cory Juergens Construction	Drain PAK 1	\$25344.00
Faribault County Auditor	Drain 135	\$10781.92
Faribault County Auditor	Drain 129	\$5390.96
Humboldt County	Drain HK 1	\$7048.75
Humboldt County	Drain TRI 131	\$3383.85
I & S Group	Drain 75	\$5274.50
Jacobson Westergard	Drain 80	\$6683.00
Jacobson Westergard	Drain WK 68-136	\$498.08
McClure Engineering	Drain 129	\$252.50
McClure Engineering	Drain 60 Sub 1	\$886.25
McClure Engineering	Drain 80 OD B	\$8713.50
McClure Engineering	Drain 80 OD B	\$2772.50
Reutzel Excavating	Drain 80	\$7120.52
Reutzel Excavating	Drain 80	\$435.50
Winnebago County Auditor	Drain WK 68-136	\$2254.87
Winnebago County Auditor	Drain WK 68-136 Lat 2	\$545.18
TOTAL		\$114528.18

Motion by Loss and 2nd by Stecker to approve the renewal for Flex Spending Account and Dependent Care Flexible Spending Account. Chairman Plathe called for a roll call vote. Casey: yes, Stecker: yes, Loss: yes, Tjarks: Absent, Plathe: yes. Motion Carried.

Chairman Plathe opened the sealed bids for the Lease of the County Owned Farm Ground. The location is P-30 (90th Avenue) approximately 1 mile south of B-40 (210th St). The bids were opened and read as follows:

Rod Meyer	\$240 Per Acre
Josh Roethler	\$286 Per Acre
V-K Farms	\$228 Per Acre
Kevin Wiemers	\$230 Per Acre
Nathan Grimm	\$262 Per Acre

Chairman Plathe asked if there was anybody that wanted to raise their bids. There were no further bids.

Motion by Casey and 2nd by Stecker to award the bid to Josh Roethler for \$286 per acre for the County owned farm ground located on P-30 (90th Avenue) approximately 1 mile south of B-40 (210th Street). Chairman Plathe called for a roll call vote. Casey: yes, Stecker: yes, Loss: yes, Tjarks: Absent, Plathe: yes. Motion Carried.

Resolution # 10-06-20-01

Motion by Loss and 2nd by Plathe to approve the following resolution:

Casey: yes, Stecker: yes, Loss: yes, Tjarks: absent, Plathe: yes. Motion Carried.

RESOLUTION TO APPROVE LEDYARD WINDPOWER, LLC, A TEXAS CORPORATION, APPLICATION FOR EASEMENT THROUGH DRAINAGE DISTRICT RIGHT-OF-WAY

WHEREAS, Ledyard Windpower, LLC desires to construct a Wind Energy Conversion System (WECS) in Kossuth County, and

WHEREAS, The proposed components of the wind energy conversion system include but are not limited to access roads, collector lines and turbines that cross the right-of-way of various public drainage districts in the County, and

WHEREAS, Iowa Code section 468.186 mandates that any person proposing to construct a pipeline, electric transmission line, communication line, underground service line, or similar installation on, over, across or beneath a Drainage District right-of-way must, prior to construction, obtain from the governing body of the District an easement to cross the right-of-way, and

WHEREAS, Kossuth County has Procedures and Conditions for Construction in Drainage District Right-of-Way, and

WHEREAS, Ledyard Windpower, LLC has filed an Application for Crossing Easements across the drainage district Right-of-Way in Kossuth County, and

WHEREAS, The Kossuth County Board of Supervisors has set the Application Fee for this as \$1,000 for this application, and

WHEREAS, The Application of Ledyard Windpower, LLC identifies 60 drainage district facilities to be crossed for the WECS, 56 crossings for which the Board of Supervisors are Trustees, 1 crossing for Trustees of Drainage District 165 and 3 crossings for Trustees of Drainage District 166, and

WHEREAS, Ledyard Windpower, LLC has made payment of \$60,000 to Kossuth County for the application fee,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY:

Article 1, To distribute \$1,000 to Drainage District 165 and \$3,000 to Drainage District 166.

Article 2. To approve the Application for Easement through Drainage District Right-of-Way submitted by Ledyard Windpower, LLC.

Resolution adopted this 6th day of October 2020.

Kossuth County Board of Supervisors

Jack Plathe
Board of Supervisors Chairperson

ATTEST:

Amber Garman
Kossuth County Auditor

Resolution # 10-06-20-02

Motion by Plathe and 2nd by Stecker to approve the following resolution:

Casey: yes, Stecker: yes, Loss: yes, Tjarks: absent, Plathe: yes. Motion Carried.

RESOLUTION TO GRANT LEDYARD WINDPOWER, LLC, A TEXAS CORPORATION A DRAINAGE DISTRICT CROSSING EASEMENT

WHEREAS, Ledyard Windpower, LLC desires to construct a Wind Energy Conversion System in Kossuth County, and

WHEREAS, The proposed components of the wind energy conversion system including but are not limited to access roads, collector lines and turbines that cross the right-of-way of various public drainage districts in the County, and

WHEREAS, Iowa Code section 468.186 mandates that any person proposing to construct a pipeline, electric transmission line, communication line, underground service line, or similar installation on, over, across or beneath a District right-of-way must, prior to construction, obtain from the governing body of the District an easement to cross the right-of-way, and

WHEREAS, Procedures and Conditions for Construction in Drainage District Right-of-Way were adopted June 21, 2016 by the Kossuth County Board of Supervisors, and

WHEREAS, Ledyard Windpower, LLC has filed an Application for Crossing Easements across the drainage district Right-of-Way in Kossuth County, and

WHEREAS, The application of, Ledyard Windpower, LLC has been approved by the Kossuth County Board of Supervisors.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY:

Article 1. To require all collection and communication line intersections with Drainage District Facilities to be bored under the said Drainage District Facilities.

Article 2. To issue a Crossing Easement to, Ledyard Windpower, LLC, per the Application on file and subject to Kossuth County's Procedures and Conditions for Construction in Drainage District Right-of-Way.

Resolution adopted this 6th day of October 2020.

Kossuth County Board of Supervisors

Jack Plathe
Board of Supervisors Chairperson

ATTEST:

Amber Garman
Kossuth County Auditor

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

Motion by Casey 2nd by Stecker 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: Absent, Plathe: yes. Motion Carried.

Motion by Casey and 2nd by Loss to have the Supervisors handle their requests for drainage as follows: Supervisor Stecker: 1 request (#110 – DD39 Lat 10). Chairman Plathe called for a roll call vote. Casey: yes, Stecker: yes, Loss: yes, Tjarks: Absent, 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 9:20 a.m. until Tuesday, October 13, 2020.

Attest:

Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors