

**BOARD PROCEEDINGS**  
**November 10, 2020**  
**REGULAR November SESSION**

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

Public discussion was held followed by discussion with the Secondary Road Foreman.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to approve the agenda and minutes from the previous meeting dated October 27, 2020. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Discussion was held with Dave Penton, Emergency Management in regards to Kossuth County's Application for FEMA and CARES ACT for response to COVID-19 and Kossuth County as a Closed POD (Point of Dispensing) for COVID vaccine.

Motion by Casey and 2<sup>nd</sup> by Loss to approve the Farm Lease and authorize Chairman to sign the lease. 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 Kossuth Regional Health Center monthly report.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to approve the Assignment of Tax Sale Certificate #2011-11218 for Parcel #910-06-18-455-010 to Dean Earl Greiman and Ruthie Fay Greiman for the assignment fee of \$10 and all taxes will be abated when all documents are finalized. 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 Tjarks to approve Resolution #11-10-20-01 which is a resolution that provides for the temporary closing of sections of roadway when necessary because of construction. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

**RESOLUTION #11-10-20-01**

WHEREAS, Section 306.41 of the Code of Iowa provides for the temporary closing of sections of roadway when necessary because of construction, and

WHEREAS, the County Engineer has been authorized by a previous resolution of this Board of Supervisors to execute the requirements of Section 306.41 regarding temporary road closures, and

WHEREAS, bridge replacement project LFM-C701210--7X-55 requires 330<sup>th</sup> Street between 60<sup>th</sup> Avenue and 70<sup>th</sup> Avenue be closed to all traffic, and

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors that the above described roads be closed and proper signs be erected for the duration of the construction project as determined by the County Engineer.

BE IT FURTHER RESOLVED, that upon completion of the construction work, as determined by the County Engineer, the road shall be opened to the traveling public without further action of this board.

November 10, 2020  
Dated at Algona, Iowa

ATTEST:

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Jack Plathe, Chairperson  
Kossuth County Board of Supervisors

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Amber Garman  
Kossuth County Auditor

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

Motion by Casey and 2<sup>nd</sup> by Loss to have the Supervisors handle their requests for drainage as follows: Supervisor Stecker: 4 requests (#115 DD 4 Lat 11 T), (#118 DD 185 OD), (#119 DD 4 Lat 11 T), (#120 DD 108 Main Tile) and Supervisor Tjarks: 2 requests (#116 DD HK 2-36 OD) (#117 DD 102 Main Tile). 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 Tjarks to acknowledge the report for Annexation of Acres for DD 65 by Bolton & Menk. 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 Tjarks to acknowledge report for Preliminary Reclassification for DD 65 by Bolton & Menk. 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 set the date and time for Public Hearing for Annexation of acres in Drainage District 65 as Tuesday, January 12, 2020 at 10:00 a.m. at the Election Center. 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 set the date and time for Public Hearing for Improvement on Main Tile and Proposed Lateral 7 in Drainage District 65 as Tuesday, January 12, 2021 at 10:15 a.m. at the Election Center. 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 Loss to acknowledge the report for Improvement in Drainage District 75 by I & S Group. 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 Stecker to set the date and time for the Public Hearing for Improvement in Drainage District 75 for January 12, 2021 at 1:30 p.m. at the Election Center. 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 of the Certified Testing Services Proposal for Drainage District 75. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Casey and 2<sup>nd</sup> by Solberg (Palo Alto County) to go into Closed Session per Todd Holmes, Kossuth County Attorney pursuant to Iowa Code Section 21.5 (c) "to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation" regarding eagles nest in DD # PAK 1 O.D. 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 Graettinger (Palo Alto) to have Todd Holmes accept service of original notice & petition filed by Brian Thul. Motion carried.

Motion by Merrill (Palo Alto) and 2<sup>nd</sup> by Wirtz (Palo Alto) to have Todd Holmes represent and attempt resolution for Kossuth County. Motion carried.

Discussion was held with the Kossuth County Auditor.

Board discussion and committee reports were held.

On motion adjournment was taken at 12:00 p.m. until November 17, 2020.

Attest:

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Amber Garman  
Kossuth County Auditor

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Jack Plathe, Chairman  
Kossuth County Board of Supervisors

**BOARD PROCEEDINGS**  
**November 10, 2020**  
**Special November Session**

**CANVASS OF 2020 GENERAL ELECTION**

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

The meeting was called to order at 1:00 p.m. followed by the Pledge of Allegiance.

Motion by Casey and 2<sup>nd</sup> by Tjarks to approve the agenda. Chairman Plathe called for a roll call vote: Casey: yes, Stecker: yes, Loss: yes, Tjarks: yes, Plathe: yes. Motion carried.

Motion by Casey and 2<sup>nd</sup> by Loss to approve the Abstract of Votes which includes the Canvass Summary for the General Election held on November 3, 2020. Motion carried.

**Official Results:**

**President and Vice President**

Donald J. Trump/Michael R. Pence	6275	Rep
Joseph R. Biden/Kamala D. Harris	2696	Dem
Roque Rocky DeLa Fuente/Darcy G. Richardson	4	All
Don Blankenship/William Alan Mohr	10	Con
Ricki Sue King/Dayna R. Chandler	2	Gkh
Howie Hawkins/Angela Nicole Walker	10	Grn
Jo Jorgensen/Jeremy Cohen	61	Lib
Brock Pierce/Karla Ballard	4	
Kanye West/Michelle Tidball	15	
Scattering	13	

**United States Senator**

Joni Ernst	5957	Rep
Theresa Greenfield	2799	Dem
Rick Stewart	193	Lib
Suzanne Herzog	57	
Scattering	0	

**United States Representative District 4**

Randy Feenstra	5964	Rep
J.D. Scholten	2780	Dem
Scattering	5	

**State Senator District 4**

Dennis Guth	7103	Rep
Scattering	173	

**State Representative District 7**

Henry Stone	3184	Rep
Debra Jensen	1875	Dem
Scattering	3	

**State Representative District 8**

Terry Baxter	2717	Rep
Glenn Kiss	813	Dem
Scattering	5	

**Supreme Court Justice**

Susan Kay Christensen	5515	Yes
	1356	No

Edward Mansfield	5327	Yes
	1507	No

Christopher McDonald	5628	Yes
	1377	No

Thomas Waterman	5392	Yes
	1485	No

**Court of Appeals Judge**

Thomas N. Bower	5378	Yes
	1372	No

David May	5417	Yes
	1314	No

Julie A. Schumacher	5715	Yes
	1167	No

Sharon Soorholtz Greer	5428	Yes
	1332	No

**District 3A Judge**

Charles K. Borth	5434	Yes
	1276	No

Carl J. Petersen	5639	Yes
	1166	No

**District 3A Associate Judge**

Andrew Justin Smith	5647	Yes
	1151	No

**Question 1:**

	2002	Yes
	5863	

**Board of Supervisors District 2**

Jack Plathe	1272	Dem
Scattering	23	

**Board of Supervisors District 5**

Roger Tjarks	1088	Rep
Brad Engelby	684	Dem
Scattering	5	

**County Auditor**

Tammy Eden	4845	Rep
Amber Garman	4080	Dem
Scattering	5	

**County Sheriff**

Roger Fisher	5177	Rep
Bo Miller	3816	Dem
Scattering	21	

**County Hospital Board of Trustee**

Thomas Geelan	6712	
Thomas Van Overbeke	5313	
Scattering	62	

**Soil & Water Conservation District Commissioner**

Mike Smidt	5931	
Billie Wille	6304	
Charles Legler	4826	
Scattering	24	

**County Agricultural Extension Council**

David Laubenthal	5902	
Sara Schumacher	5194	
Linda Peterson	5010	
Shelly Louwagie	5244	
Scattering	29	

Motion by Tjarks and 2<sup>nd</sup> by Casey to approve the claims which totaled \$18976.82.

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

On motion adjournment was taken at 2:00 p.m. until November 17, 2020.

Attest:

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Amber Garman  
Kossuth County Auditor

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Jack Plathe, Chairman  
Kossuth County Board of Supervisors