

BOARD PROCEEDINGS
June 8, 2021
REGULAR June SESSION

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

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

Public discussion was held.

Held discussion with Secondary Road Foreman.

Motion by Plathe and 2nd by Loss to approve the agenda, minutes of the previous meeting dated June 1, 2021, and the handwritten claim to the McDowell County Sheriff's Office for \$25. Motion carried unanimously.

A monthly update was given by Kossuth Regional Health Center.

The board acknowledged transfers made by Kossuth County Auditor, Tammy Eden, from General Basic to Secondary Road in the amount of \$2,265.08 and Rural Basic to Secondary Road in the amount of \$14,783.48. The transfers were made on June 2, 2021.

Discussion on approval of Speed Zone Resolution on P-46 near Spring Valley Golf Course was tabled until next week's meeting, June 15, 2021.

Motion by Plathe and 2nd by Stecker to approve the second reading and to waive the final reading of Kossuth County Ordinance 3B, an ordinance that established the policy and level of service in respect to clearance of snow and ice and maintenance of this county's secondary roads during the winter months and repeals Kossuth County Ordinance #A. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Loss and 2nd by Plathe to approve the second reading and to waive the final reading of Kossuth County Ordinance 310B, an ordinance regulating the construction and operation of Commercial Wind Energy Conversion Systems in Kossuth County, Iowa. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Stecker and 2nd by Plathe to approve Resolution #06-08-21-02, which modifies FY 2022 CFYP project STBG-SWAP-C055(P30)-FG-55, TPMS# 47058 SWAP dollars from \$1,000,000 to \$1,300,000. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

RESOLUTION TO MODIFY
Kossuth County Secondary Road FY2022 Construction Program
Kossuth County Resolution #06-08-21-02

WHEREAS, Kossuth County approved fiscal year 2022 Secondary Roads Five Year Program (CFYP) on April 13, 2021, and

WHEREAS, Iowa Department of Transportation approved Kossuth County's fiscal year 2022 CFYP on April 29, 2021

WHEREAS, the Approved fiscal year 2022 Kossuth County CFYP contains projects that are funded with but not limited to Local, Farm to Market, Special, Federal Aid and Swap funds, and

WHEREAS, Projects that are funded with Federal Aid and Swap funds are included in Iowa's Statewide Transportation Improvement Program (STIP) , and

WHEREAS, Kossuth County programmed resurfacing project STBG-SWAP-C055(P30)--FG-55, TPMS # 47058, to be included in fiscal year 2025 and to use \$1,000,000 STBG SWAP funds, and

WHEREAS, The aforementioned project was approved by Regional Planning Affiliations (RPA) 2 to use \$1,300,000 STBG SWAP funds, and

WHEREAS, To be included in the STIP, the project is required to be programed with the approved by RPA 2.

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors to approve CFYP Revision 1 which contains the modification of project STBG-SWAP-C055(P30)-FG-55, TPMS # 47058 SWAP dollars from \$1,000,000 to \$1,300,000.

June 8, 2021
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Tjarks and 2nd by Casey to authorize and give its permission to Titonka-But Communications, Titonka, IA, to relocate fiber optic cable to the back of the north right of way of 330th Street by plowing west 410 feet then boring west 440 feet, beginning at 140th Ave. Work will be in Section 6 of Portland Township. Permit number 06-16-2021 is on file in the Kossuth County Engineer's Office, see map attached to permit for installation details. Motion carried unanimously.

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

Held a discussion with the Kossuth County Attorney regarding adjourning and recording board meetings. Bryan Nelson from Algona Community Schools spoke to the board about the possibility of the meetings being recorded by the individual they have hired to record the School Board Meeting and City Council Meetings. The board also inquired about purchasing recording equipment. The IT Department will obtain more information including pricing options. Motion by Stecker to start adjourning meetings. Motion failed for lack of 2nd. The discussion was tabled until next week.

Discussion was held regarding the revised agreement regarding Eagle's Nest DD PAK 1 OD. County Attorney, Todd Holmes will make revisions and present them to the landowner.

Discussion to approve the contract, job description and insurance liability for the Medical Legal Death Investigators (MLDI) was tabled until next week's meeting.

Motion by Loss and 2nd by Stecker to approve the E911 Joint Service Board 28E Agreement. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Tjarks and 2nd by Plathe to approve Resolution #06-08-21-01 to authorize Attorney Tom Lipps to initiate legal action regarding private tile from DD 4 into DD 80. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

RESOLUTION 06-08-21-01 DRAINAGE DISTRICTS 4 and 80

Motion made by _____ and seconded by _____, that the following Resolution be adopted:

BE IT THEREFORE RESOLVED, by the Board of Supervisors of Kossuth County, Iowa, serving as Trustees of Drainage Districts No. 4 and No. 80 shall authorize Attorney Tom Lipps to initiate legal action to address apparent tiling and drainage violations on land owned by William and

Mary Goche LLC in Section 31, Ledyard Township and located in Drainage District 4 and 80, Kossuth County, Iowa.

Date: _____

Chairman: Kossuth County Board of Supervisors

ATTEST: Kossuth County Auditor

Motion by Stecker and 2nd by Plathe to acknowledge petition and approve appointment of Bolton & Menk as the engineer to research improvement needed in DD 72. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Plathe and 2nd by Casey to have the supervisors handle their requests for drainage as follows: Supervisor Kyle Stecker Request #2021-034 DD 4 Sub 8. Motion carried unanimously.

Held discussion with Kossuth County Auditor and Board of Supervisors.

Chairman Roger Tjarks adjourned the meeting at 11:17 A.M. until 8:00 A.M. June 15, 2021.

Attest:

Tammy Eden
Kossuth County Auditor

Roger Tjarks, Chairman
Kossuth County Board of Supervisors