

BOARD PROCEEDINGS
August 31, 2021
REGULAR August SESSION

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

Chairman, Roger Tjarks called the meeting to order at 8:01 a.m. followed by the Pledge of Allegiance.

There was no public discussion.

Motion by Plathe and 2nd by Loss to approve the agenda and the minutes of the previous meeting dated August 24, 2021. Motion carried unanimously.

Motion by Casey and 2nd by Loss to approve the updated Covid Leave Policy after removing the language about the Mask Signage on the courthouse doors. Chairman Tjarks called for a roll call vote: Stecker: no, Casey: yes, Loss: yes, Plathe: no, Tjarks: yes. Motion carried.

Motion by Stecker and 2nd by Casey to open the public hearing regarding the construction permit for Burt 21 E Site in the SE SE Section 21 T97N R29W Burt Township. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes.

Supervisor Stecker received an email from Mary & Brian Berte who had concerns about the hog confinement construction. There were no other public comments.

Motion by Loss and 2nd by Stecker to close the public hearing regarding the construction permit Burt 21 E Site in the SE SE Section 21 T97N R29W Burt Township. 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 Tjarks to recommend to the Iowa Department of Natural Resources the approval by Resolution #08-31-21-01 of the construction permit application for Burt 21E Site in the SE SE Section 21 T97N R29W Burt Township due to them meeting the requirements on the Master Matrix scoring system per Steve Anderson and to have Tammy Eden send notice to the Iowa Department of Natural Resources the Kossuth County Board of Supervisors adopted recommendation. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: no, Loss: yes, Plathe: no, Tjarks: no. Motion failed.

The supervisors advised they would like to see more work done to increase the distance of the hog confinement from the nearest residence.

**Recommendation to Iowa DNR to Disapprove the Application Permit for
Construction of a Confinement Feeding Operation Site #71743
Resolution # 08-31-21-01**

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, Steve Anderson 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 29th, 2021.

WHEREAS, the Kossuth County Board of Supervisors has **dis-approved** the Master Matrix submitted on July 29th, 2021. The score of this facility is 450 points.

NOW THEREFORE BE IT RESOLVED, that the Kossuth County Board of Supervisors hereby recommends to the Iowa Department of Natural Resources **disapproval** of the construction permit application for Summit Pork III, LLP (Burt 21 E Site) in the SE SE 21 T97N R29W Burt Township.

Public Comments: Yes or No (If yes, they are attached)

Disapproved this 31st day of August 2021.

Chairman, Roger Tjarks
Kossuth County Board of Supervisors

Attest:

Tammy Eden, Auditor
Kossuth County

The supervisors left the courthouse to look at the PAK 1 drainage repair project currently in progress. No action was taken during the onsite visits.

Motion by Stecker and 2nd by Loss to accept information packet for Improvement of DD 4 Lat 28 and set date and time for Informal Hearing for September 21st at 1:00 PM at the Kossuth County Election Center. Motion carried unanimously.

Motion by Stecker and 2nd by Tjarks to accept informational packet for Improvement of DD 72 and set date and time for Informal Hearing for September 21 at 2:00 PM at the Kossuth County Election Center. Motion carried unanimously.

Motion by Plathe and 2nd by Casey to authorize and give its permission to Iowa Lakes Electric Cooperative, Estherville, IA to bore electric cable under 180th Street, approximately 1830 feet east of 50th Ave. Work will be in Sections 23 and 26, Whittemore Township. Permit 08-23-2021 is on file in the Kossuth County Engineer's Office. Motion carried unanimously.

Motion by Tjarks and 2nd by Plathe to approve Resolution #08-31-21-02 which is a resolution to approve the temporary closing of 150th Avenue between 420th Street and Hwy. 169/9 to all traffic due to bridge replacement project L-C982106--73-55. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes.

RESOLUTION #08-31-21-02

Motion by _____ and Seconded by _____ to approve the following resolution:

Stecker _____, Casey _____, Loss _____, Plathe _____, Tjarks _____

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 L-C982106--73-55 requires 150th Avenue between 420th Street and HWY 169/9 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.

August 31, 2021
Dated at Algona, Iowa

ATTEST:

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

Tammy Eden
Kossuth County Auditor

Held discussion with Kossuth County Engineer/Zoning Administrator.

Held discussion with Kossuth County Auditor and Kossuth County Board of Supervisors.

Adjournment was taken at 12:23 P.M. until Tuesday September 7, 2021.

Attest:

Tammy Eden
Kossuth County Auditor

Roger Tjarks, Chairman
Kossuth County Board of Supervisors