

BOARD PROCEEDINGS
October 26, 2021
REGULAR October SESSION

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

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

There was no public discussion.

Monthly update with EMS was postponed until next week.

Monthly update was given by General Assistance.

The board acknowledged the Wellness Committee Minutes.

Motion by Loss and 2nd by Plathe to approve the agenda, the claims, and the minutes of the previous meeting dated October 19, 2021. Motion carried unanimously.

Algona EMS	Srvs	1003.35	1
AMU	Srvs	1990.23	15
Alg Pub Co	Notices	166.60	1
Alg Welding & Mach	Srvs	13300.00	1
B & W Control Spec	Supp	548.00	1
K Benschoter	Exp	713.80	1
Carole Bernhard	Exp	171.36	1
Bob Barker Co	Supp	20.41	1
Bomgaars	Supp	452.29	2
Bugs N Stuff	Srvs	294.00	2
Calhoun-Burns & Associates, In	Exp	765.00	1
Card Services	Exp	86.11	1
Cintas	Supplies	468.34	1
City of Fenton	Utilities	95.32	1
City of West Bend	Utilities	166.66	1
Deano's Dust Control	Srvs	1624.00	1
Ecolab	Srvs	202.95	1
Elec Systems & Software	Supp	5489.60	1
J Grandgenett	Exp	175.29	2
Great Americal Financial Svcs	Exp	47.33	1
Great Lakes Concrete	Exp	1600.00	1
D Green	Exp	243.89	2
K Groesbeck	Exp	178.00	2
H.T.C., Inc.	Supp	616.91	1
Hiway Truck Equipment	Supp	607.46	1
Hy-Vee	Supp	5071.66	1
ICEA	Engineer Supp	1650.00	1
IA Assoc of MU	Service	2722.66	1
IA DOT	Service	480.00	1
Ia Drainage Dist Assoc	Reg	60.00	1
ITsavvy LLC	Supp	1313.00	1
John Deere Financial	Parts	1386.72	1
Karl Chevr	Exp	2812.82	1
Credit Bureau	Exp	240.00	1
Koss Co Ext	Exp	70.00	1
KC Treas	Srvs	302.65	1
Lentz Funeral Home	Serv	365.00	1
Martin County Auditor/Treasure	Engineer Suppl	37.76	1
Martin Marietta Agg	Rock	1368.15	1
Mid Am Energy	Srvs	12.74	1
Midwest Building Mat	Exp	36.20	1
A Miller	Exp	15.00	1
New Cooperative Inc	Fuel	1395.56	1
Newman Signs Inc	Engineer Suppl	321.90	1
NIA Lumber&Design	Exp	24.99	1
OB Laing Apartments	Exp	175.00	1

IOS	Supp	41.49	3
Peterson Contrctrs	Srvs	3938.61	1
Quality Motors	Exp	81.08	1
J Radmaker	Exp	26.74	1
N Roethler	Exp	15.00	1
Rolling Tree Service	Srvs	5000.00	1
Storey Kenworthy/Matt Parrott	Supp	216.23	1
Z Thompson	Exp	15.00	1
Threads	Supp	55.00	1
Roger Tjarks	Exp	10.00	1
Tyler Technologies	Exp	449.00	1
US Bank	Exp	1476.12	1
US Cellular	Exp	61.49	1
White Tools LLC	Engineer Supp	129.99	1
Grand Total		62404.46	

Drainage Claims

Algona Publishing	Drain 82	\$108.45
Algona Publishing	Drain TRI 84	\$152.56
Algona Publishing	Drain TRI 84	\$79.06
Bancroft Register	Drain TRI 84	\$213.16
Bolton & Menk	Drain TRI 84	\$9690.50
Bolton & Menk	Drain 80	\$130.00
Bolton & Menk	Drain 72	\$5175.00
Bolton & Menk	Drain 60 Sub 4	\$201.00
Bolton & Menk	Drain 4	\$1857.00
Bolton & Menk	Drain 4 Lat 28	\$4741.00
Bolton & Menk	Drain PAK 1	\$14642.50
Emmetsburg Publishing	Drain TRI 84	\$83.27
Estherville Daily News	Drain TRI 84	\$110.48
Erpelding Excavating Ent	Drain 9	\$1530.00
Hancock Co Auditor	Drain HK 3-46 Lat 60	\$2610.53
Hancock Co Auditor	Drain HK 3-46 Lat 59	\$367.50
Hudson Law Firm	Drain 18	\$280.00
Hudson Law Firm	Drain 96	\$280.00
I & S Group	Drain 75	\$14172.82
I & S Group	Drain 75 Lat 5	\$2491.32
I & S Group	Drain 90 Lat 1	\$14147.10
Jacobson Westergard	Drain 18	\$2430.50
Jacobson Westergard	Drain 96	\$1323.00
Jacobson Westergard	Drain 82	\$3063.25
Peterson & Lipps	Drain 7	\$275.00
Peterson & Lipps	Drain 80	\$200.00
Ringsted Dispatch	Drain TRI 84	\$43.53
Cory Juergens Construction	Drain PAK 1	\$117477.88
Zachary Laubenthal Excav	Drain 75 Lat 5	\$71382.15
DD 166 M OD	Drain 184	\$6.92
DD 166 M OD	Drain 58	\$5.00
DD 166 M OD	Drain 85	\$17.07
DD 166 OD 2	Drain 3 Sub 2	\$20.12
DD TRI 84 Lat 8	Drain 2 Consent	\$2646.50
DD 166 M OD	Drain 166 Sub 1	\$6.71
DD 166 OD 1	Drain 166 Sub 1	\$249.27
DD 166 M OD	Drain 3 Sub 2	\$5.00
DD 166 M OD	Drain 3 Sub 3	\$8.03
DD 166 OD 1	Drain 3 Sub 3	\$298.25
DD 166 M OD	Drain 3 Sub 4	\$5.00
DD 166 OD 2	Drain 3 Sub 4	\$52.07
DD 166 M OD	Drain 3 Sub 5	\$5.00
DD 166 OD 2	Drain 3 Sub 5	\$63.89
DD 166 M OD	Drain 3 Sub 6	\$5.00

DD 166 OD 2	Drain 3 Sub 6	\$63.68
DD 166 M OD	Drain 3 Sub 7	\$5.00
DD 166 OD 1	Drain 3 Sub 7	\$49.71
DD 166 M OD	Drain 3 Sub 8	\$5.00
DD 166 OD 1	Drain 3 Sub 8	96.83
TOTAL		\$272872.61

Motion by Stecker and 2nd by Tjarks to approve the Quarterly Reports for the Auditor, Recorder and Sheriff. Motion carried unanimously.

Motion by Plathe and 2nd by Casey to approve the liquor license for Willie D's Bar & Grill. Motion carried unanimously.

Motion by Casey and 2nd by Loss to open the public hearing regarding the construction permit for Springfield 13 Site in the SW 1/4 SW ¼ Section 13 T100 N R28W Burt Township. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

There were no comments in person or in writing.

Motion by Plathe and 2nd by Tjarks to close the public hearing regarding the construction permit Springfield 13 Site in the SW ¼ SW ¼ Section 13 T100N R28W Burt Township. 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 Stecker to recommend to the Iowa Department of Natural Resources the approval by resolution #10-26-21-01 of the construction permit application for Springfield 13 Site in the SW ¼ SW ¼ Section 13 T100N R28W Burt Township due to them meeting the requirements on the Master Matrix scoring system per Steve Anderson and to have Tammy Eden send notice of the Iowa department of Natural resources the Kossuth County Board of Supervisors adopted recommendation. Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Plathe and 2nd by Tjarks to amend the previous motion to correct the Resolution Number to Resolution #10-26-21-01. Motion carried unanimously.

**Recommendation to Iowa DNR to Approve the Application Permit for Construction of a Confinement Feeding Operation Site #71763
Resolution # 10-26-21-01**

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 September 30, 2021.

WHEREAS, the Kossuth County Board of Supervisors has **approved** the Master Matrix submitted on September 30, 2021. The score of this facility is 465 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 Summit Pork III, LLP (Springfield Site) in the SW SW 13 T100N R28W Springfield Township.

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

Passed and Approved this 26th day of October 2021.

Chairman, Roger Tjarks
Kossuth County Board of Supervisors

Attest:

Tammy Eden, Auditor
Kossuth County

Second Reading and Final Vote and Passage of Kossuth County Ordinance #114-A, which regulates the operation of all-terrain vehicles and off-road vehicles in Kossuth County, was conducted. Stecker: no, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Ordinance passed 4-1.

Motion by Stecker and 2nd by Casey to not extend the Covid Leave for Kossuth County Employees after the expiration of October 31, 2021. Charissa Mueller will work on a policy or flow chart for Covid Leave. Motion carried unanimously.

Discussion regarding Medical Death Investigators, setting wages and approving job descriptions will be held on November 9, 2021. No discussion was held today.

Motion by Plathe and 2nd by Tjarks to approve Resolution #10-26-21-02 amending the 28E Agreement for the Electronic Service System (ESS) which governs the county land record information system. Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

RESOLUTION #10-26-21-02
28E AMENDMENT TO THE ELECTRONIC SERVICES AGREEMENT WITH
IOWA LAND RECORDS

WHEREAS, The Kossuth County, Iowa Board of Supervisors is considering approving the Amended 28E Agreement with Iowa Land records.

NOW, THEREFORE BE IT RESOLVED, the proposed amendment to the Electronic Services System 28E Agreement, as approved by the Iowa County Recorders Association Executive Board and by the ESS Coordinating Committee on October 4, 2021, and as executed by Deb Kupka, Tama County Recorder and Chair of the ESS Coordinating Committee on October 11, 2021, is hereby approved by the Kossuth County Board of Supervisors on October 26, 2021.

WHEREUPON, said resolution was adopted _____, 2021.

Kossuth County

Attest:

By: _____
Chair, Roger Tjarks

Auditor, Tammy Eden

Motion by Tjarks and 2nd by Stecker to authorize and give its permission to Iowa lakes Electric Cooperative, Estherville, IA, to plow underground electric beginning 100 feet west of 180th Ave in the south right of way of 500th Street, thence south along the west right of way of 180th Avenue approximately 4900 feet, thence bore under 180th Avenue to confinement. Work will be in Section 13-14, Springfield Township. Permit 10-39-2021 is on file in the Kossuth County Engineer's Office. Motion carried unanimously.

Held discussion with Kossuth County Engineer/Zoning Administrator.

Discussion was held with Todd Holmes regarding Eagle's Nest DD PAK 1 OD. Todd is working on an agreement with the landowner and will submit it to the board when finished.

Motion by Stecker and 2nd by Tjarks to table Change Order # 5 and Pay Request # 5 for DD 75 Main Tile and Lateral 1 Tile Improvement until November 9, 2021. Motion carried unanimously.

Motion by Tjarks and 2nd by Stecker to approve Change Order #1 for DD 75 Lateral 5 Tile Improvement decreasing the amount \$2,102.50 for the project. Motion carried unanimously.

Motion by Tjarks and 2nd by Stecker to approve Pay Request #1 for DD 75 Later 5 Tile Improvement in the amount of \$71,382.15 payable to Zachary Laubenthal Excavation. Motion carried unanimously.

Motion by Casey and 2nd by Stecker to approve Change Order #6 for PAK 1 Joint Drainage District Open Ditch Cleanout increasing the amount \$47,890.00 due to additional tile extensions, costs and surface drain. Motion carried unanimously.

Motion by Stecker and 2nd by Casey to approve Pay Request #14 for PAK 1 Joint Drainage District Open Ditch Cleanout in the amount of \$117,477.88 payable to Cory Juergens Construction LLC. Motion carried unanimously.

Teleconference was held with Steve Brick from Brick Gentry regarding excessive flickers from Wind Turbines. Landowners with excessive flickers can contact Brick Gentry directly and communicate with IUB.

Discussion was held with Kossuth County Auditor and Kossuth County Board of Supervisors.

Adjournment was taken at 10:32 A.M. until Tuesday, November 9, 2021.

Attest:

Tammy Eden
Kossuth County Auditor

Roger Tjarks, Chairman
Kossuth County Board of Supervisors