

BOARD PROCEEDINGS
February 15, 2022
REGULAR February SESSION

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

Vice Chairman, Jack Plathe called the meeting to order at 8:00 A.M. followed by the Pledge of Allegiance.

There was no public discussion.

Motion by Loss and 2nd by Casey to approve the agenda, claims, conservation claims and the minutes from February 8, 2022. Motion carried unanimously.

Advanced Interior Care LLC	Exp	675.00	1
AgSource Coop Srvs	Srvs	180.00	1
Algona EMS	Srvs	1011.50	1
Algona Machine & Sply	Supp	211.91	1
AMU	Srvs	7256.77	5
Algona Plumb & Htg	Srvs	436.70	3
Alg Pub Co	Notices	2041.08	5
Alg Welding & Mach	Srvs	263.00	1
Alliant Energy	Srvs	6189.41	3
Allied Oil & Supply Inc	Engineer Sup	550.71	1
American Glass Co	Supp	150.00	1
Arnold Motor Supply	Parts	1366.53	3
Ban Mun Utlities	Utilities	334.42	1
Bancroft Reg.	Notices	1910.73	5
M E Behrends	Exp	30.00	1
Bob Barker Co	Supp	69.58	1
Bomgaars	Supp	317.71	4
Brown's Shoe Fit Co	Supp	183.55	4
Bugs N Stuff	Srvs	398.00	3
Buscher Bros	Srvs	23.90	1
Card Services	Exp	1582.30	4
Card Services	Supp	168.06	1
Carroll Imp	Srvs	38.10	1
Central Ia Water	Srvs	300.00	1
Centurylink	Phone	288.39	2
Chally Repair	Repairs	750.33	1
Chrome Truck Stop	Fuel	56.15	1
Cintas	Supplies	115.67	1
City of Algona	Exp	8141.25	1
City of Lakota	Exp	95.85	1
City of Lone Rock	Exp	84.75	1
City of Swea City	Exp	62.12	1
City of Titonka	Utilities	80.00	1
Comm Lumber Supply	Supp	141.49	1
Contech Engineered Solutions L	Engineer Supp	17035.46	1
Control Install	Srvs	2300.47	1
Cooks Scrap Iron & Metal	Supp	1679.18	1
Counsel Ofs & Doc	Supp	745.27	5
Counsel Ofs & Doc	Utilities	33.60	1
Dave D Lane	Exp	46.63	1
Degen Extinguisher & Repair	Srvs	1938.50	2
Dump-It Sanit	Srvs	473.75	2
Ecolab	Srvs	202.95	1
John Emswiler	Exp	50.00	1
Fareway	Supp	600.43	1
Farmers Coop Elev	Fuel	3099.00	2
Fenton Coop Telephone	Srvs	55.00	1
FleetPride	Parts	2548.25	1
Galls	Supp	314.20	1
Grass Masters LLC	Srvs	1883.59	1
Great Americal Financial Svcs	Exp	209.57	2

D Green	Exp	179.03	2
Hargens Court Reporting	Srvs	38.50	1
Heartland Power Coop	Utilities	38.32	1
Hy-Vee	Supp	22.76	1
Iowa Board of Pharmacy	Exp	90.00	1
IA Lakes EC	Elec	766.00	2
Iowa Lakes Regional Water	Utilities	48.50	1
Ia Law Enforcement Academy	Srvs	125.00	1
ISAC	Srvs	370.00	2
ITsavvy LLC	Supp	1048.00	2
Jacks OK Tire Srv	Srvs	7465.85	4
Jet Company, Inc.	Engineer Supp	2768.75	1
Johnston Autostores	Parts	470.45	2
Kemco Tires	Srvs	52.25	1
Kens Wood Prod	Exp	2160.00	1
KLGA	Adv.	102.00	1
KC Sec Road	Fuel	5490.26	7
KC Treas	Srvs	5000.00	1
Lentz Funeral Home	Serv	2200.00	1
Greg A Lockwood	Engineer Supp	482.50	1
Scott W Lockwood	Engineer Supp	482.50	1
Lone Rock Coop Tel	Phone	133.95	1
M McGregor	Exp	15.35	1
Mid Am Energy	Srvs	4152.76	1
Midland Power Coop	Utilities	202.41	2
Midwest Concrete Cut	Srvs	525.00	1
Midwest Wheel	Exp	1330.68	1
Mike Looft TW	Fuel	5023.77	1
Mikes Fix It	Exp	223.47	1
MODUS	Exp	15000.00	1
Aaron Montag	Exp	489.69	1
MSC Industrial Supply Co	Supplies	1153.16	1
NAPA	Parts	278.43	1
NASSCO	Supp	41.12	1
New Cooperative Inc MaxYield C	Fuel	3200.66	1
Newman Signs Inc	Engineer Supp	1120.78	1
NIA Lumber&Design	Exp	189.98	1
NIA Mechan	Exp	3158.65	1
NW Comm	Service	124.85	1
K & H	Fuel	25360.64	3
IOS	Supp	17269.49	7
MC Overhead Door	Service	630.10	1
Patten Enterprises LLC	Servs	16679.08	1
Pet Kingdom	Exp	8.40	1
Petroblend	Exp	3615.50	1
B Pfeffer	Exp	84.25	1
P Bowes	Postage	153.42	1
Print Shoppe Plus	Srvs	16.00	1
Quality Motors	Exp	948.20	1
Recorder's Association	Exp	100.00	1
Reserve Act	Postage	5000.00	1
RingTel Communications	Phone	93.09	1
E Rodriguez	Exp	100.00	1
Rork's Northwest Furnace	Exp	240.00	1
Megan Sankey Buena Vista Count	Exp	18.50	1
Schum Elev Co	Srvs	546.93	1
Sec St Bank	Srvs	25.00	1
Shillington Hardware	Supp	5.49	1
Solutions	Srvs	500.00	1
St Hygienic Lab	Supp	180.00	1
K Stecker	Exp	376.17	1
K Stumme	Exp	74.43	1
SC Herald Press	Notices	1736.73	5
The Blue Daisy Cafe & Catering	Exp	241.50	1
Water Conn	Srvs	104.56	3
Thomson Reuters West	Supp	417.00	1
Threads	Supp	135.00	1
Titonka Burt Comm	Phone	163.87	2
R Tjarks	Exp	327.60	1

Harrison Truck Centers	Supp	1311.11	1
Truck Country "OF IOWA"	Supp	5765.78	1
US Cellular	Srvs	547.63	2
Verizon Wireless	Engineer Supp	80.02	1
Verizon Wireless	Exp	75.95	1
Verizon Connect Fleet USA	Engineer Supp	2971.70	1
Von Bokern Assoc	Services	2700.00	1
W & H Coop Oil Co	Fuel	17725.96	1
Waste Mgmt of WI-MN	Srvs	37712.12	3
Wellmark BCBS	Fees	157748.91	1
B Wille	Exp	27.08	1
Winnebago Coop Telecom Assoc	Phone	126.49	1
Ziegler	Parts	5606.67	2
Grand Total		442036.56	

Drainage Claims

Cory Juergens Const	Drain PAK 1	\$137019.96
TOTAL		\$137019.96

Update from the Veteran's Affairs Director was postponed until next month.

Motion by Loss and 2nd by Casey to remove the No Parking Sign from the parking lot at the New County Building on South Phillips Street temporarily until the overhead door is installed and then re-evaluate the parking status; and direct County Attorney Todd Holmes to look into an easement for the drive thru of Wine & Spirits. Motion carried unanimously.

Motion by Stecker and 2nd by Loss to approve setting the date and time for the FY 2022-2023 Max Levy Public Hearing for March 1, 2022 at 8:30 A.M.. Motion carried unanimously.

The Kossuth County Board of Supervisors acknowledged the Local Option Sales Tax Transfer of \$250,000 from Rural Basic to Secondary Road by the Kossuth County Auditor.

Motion by Loss and 2nd by Stecker to approve the 28E Agreement with the Kossuth County Care Team. Motion carried unanimously.

Motion by Casey and 2nd by Stecker to approve the 28E Agreement with RSVP. Motion carried unanimously.

Secondary Road Letting was held for Projects – L-B971102—73-556; L-C472640—73-55; LFM-C772106—7X-55; L-C801140—73-55; L-C091407—73-55.

Discussion was held regarding Change Order #9 for PAK 1 with Attorney Jim Hudson. No action was taken.

Motion by Stecker and 2nd by Loss to open the Public Hearing for DD 75 Lateral 5 Tile Improvement. Vice Chairman Plathe called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes. Motion carried.

Discussion was held.

Motion by Casey and 2nd by Stecker to close the Public Hearing for DD 75 Lateral 5 Tile Improvement. Vice Chairman Plathe called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes. Motion carried.

Motion by Stecker and 2nd by Plathe to acknowledge the claim for damages as a result of drainage construction for DD 75 Lateral 5 Tile Improvement and pay for final cost up to 100' of fence repair upon proof of completion and receipt of time and materials. Motion carried unanimously.

Motion by Plathe and 2nd by Casey to accept completion report and make final payment of retainage, after 30 days. Motion carried unanimously.

Motion by Stecker and 2nd by Loss to set hearing for DD 80 Annexation and Reclassification for DD 80 for March 29, 2022 at 1:00 at the Kossuth County Election Center. Motion carried unanimously.

Motion by Stecker and 2nd by Plathe to accept the Annexation and Reclassification Report for DD 80 Annexation and Reclassification. Motion carried unanimously.

The Board of Supervisors acknowledged the Petition objecting to the Reclassification of DD 4 Sub 7.

Motion by Loss and 2nd by Casey to approve the Supervisor's handle their request as follows: Supervisor Stecker: Request #2022-003 DD 133 and Request #2022-004 DD 4 Lat 78. Supervisor Tjarks request will be handled at next weeks meeting. Motion carried unanimously.

Motion by Casey and 2nd by Loss to appoint Stacy L Simpson as Trustee for Irvington Township. Motion carried unanimously.

Discussion was held with NIACOG regarding the State Housing Trust Fund Merger. No action.

Motion by Loss and 2nd by Casey to approve Resolution #02-15-22-01, which is a Resolution Awarding Contract ID: L-B971102—73-55 to Merryman Bridge Construction for \$399,030.89. Motion carried unanimously.

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

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

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: L-B971102--73-55
Kossuth County Resolution No. _____**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as "the Board", believes Bridge Replacement Project L-B971102--73-55, hereafter referred to as "the project" is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a bridge replacement located on the west line of Section 11, Lincoln Township; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Merryman Bridge Construction Co. in the amount of \$399,030.89 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Roger Tjarks, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

February 15, 2022
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Casey and 2nd by Plathe to approve Resolution #02-15-22-02, which is a Resolution Awarding Contract ID: L-C472640—73-55 to Peterson Contractors, Inc. in the amount of \$119,055.00. Motion carried unanimously.

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

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

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: L-C472640--73-55
Kossuth County Resolution No. _____**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as “the Board”, believes Bridge Replacement Project L-C472640--73-55, hereafter referred to as “the project” is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a bridge replacement located on the North line of Section 26, LuVerne Township; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Peterson Contractors, Inc. in the amount of \$ 119,055.00 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, Roger Tjarks, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

February 15, 2022
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Loss and 2nd by Stecker to approve Resolution #02-15-22-03, which is a Resolution to approve Awarding Contract LFM-C772106—7X-55 to Peterson Contractors Inc. in the amount of \$287,807.50. Motion carried unanimously.

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

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

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: LFM-C772106--7X-55
Kossuth County Resolution No. _____**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as “the Board”, believes Bridge Replacement Project LFM-C772106--7X-55, hereafter referred to as “the project” is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a bridge replacement located on the West line of Section 21, Buffalo Township; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Peterson Contractors Inc. in the amount of \$287,807.50 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Roger Tjarks, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

February 15, 2022
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Stecker and 2nd by Loss to approve Resolution #02-15-22-04, which is a Resolution to approve Awarding Contract L-C801140—73-55 to Rognes Bros. Excavating, Inc. in the amount of \$225,750.00. Motion carried unanimously.

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

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

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: L-C801140--73-55
Kossuth County Resolution No. _____**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as "the Board", believes Bridge Replacement Project L-C801140--73-55, hereafter referred to as "the project" is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a bridge replacement located on the North line of Section 11, Seneca Township; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Rognes Bros. Excavating, Inc. in the amount of \$225,750.00 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Roger Tjarks, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

February 15, 2022
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Stecker and 2nd by Plathe to approve Resolution #02-15-22-05, which is a Resolution to approve Awarding Contract L-C091407—73-55 to Peterson Contractors Inc. in the amount of \$191,722.50. Motion carried unanimously.

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

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

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: L-C091407--73-55
Kossuth County Resolution No. _____**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as “the Board”, believes Culvert Replacement Project L-C091407--73-55, hereafter referred to as “the project” is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a culvert replacement located on the west line of Section 14, Grant Township; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Peterson Contractors Inc. in the amount of \$191,722.50 and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor’s bond and certificate of insurance, Roger Tjarks, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

February 15, 2022
Dated at Algona, Iowa

Roger Tjarks, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Loss and 2nd by Casey to approve the Iowa Department of Transportation Preconstruction Agreement for Primary Road Project NHSX-018-3(111)—3H-55 and NHSX-018-3(112)—3H-55. Said agreement is for the paving of the approaches of granular surfaced roads 230th and 234th Avenues. Motion carried unanimously.

Discussion for Assignment of Gravel Pit Farm Lease: Montag Pit #2, Section 27, Orthel Twp, Hancock County was postponed until next week.

There was no Construction in the ROW.

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

Discussion was held with the Kossuth County Auditor.

Discussion was held with the Kossuth County Board of Supervisors.

Adjournment was taken at 11:56 A.M. until Tuesday, February 22, 2022.

Attest:

Tammy Eden
Kossuth County Auditor

Roger Tjarks, Chairman
Kossuth County Board of Supervisors