

**BOARD PROCEEDINGS**  
**October 10, 2023**  
**REGULAR October SESSION**

The Board of Supervisors met pursuant to adjournment. Present were Roger Tjarks (Chairman), Joshua Waechter, Carter Nath, Kyle Stecker, and Jack Plathe.

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

Public discussion was held.

Motion by Stecker and 2nd by Waechter to approve the agenda and minutes of the previous meeting dated October 3, 2023. Motion carried unanimously.

A monthly update was given by the Secondary Road Foremen.

The board reviewed monthly reports provided by Kossuth Regional Health Center.

Motion by Plathe and 2<sup>nd</sup> by Waechter to approve the liquor license for Willie D’s Bar & Grill. Motion carried unanimously.

Acknowledgement was made of transfers made by the Kossuth County Auditor from General Basic to Secondary Road in the amount of \$101,721.40 and from Rural Basic to Secondary Road in the amount of \$713,501.95. The transfers were made on October 3, 2023.

Motion by Nath and 2<sup>nd</sup> by Plathe to approve the Farm Lease and authorize the chairman to sign the lease. Motion carried unanimously.

Motion by Plathe and 2<sup>nd</sup> by Nath to approve Amendment #1 to the Iowa Department of Transportation Secondary Road Budget for Fiscal Year 2024. The amendment increases 720 New Equipment by adding \$2,500,000 to make the total budget for 720 Construction to \$3,500,000. Chairman Tjarks called for a roll call vote: Plathe: yes, Nath: yes, Waechter: yes, Stecker: yes, Tjarks: yes. Motion carried.

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

Secondary Road Bid Letting was held on projects L-B572604—73-55 and L-B573480—73-55. Bids were received from Merryman Bridge Construction Co and Graves Construction Co. Inc.

There was no Construction ROW.

Motion by Plathe and 2<sup>nd</sup> by Waechter to have the Supervisors handle their drainage requests as follows: Supervisor Stecker: Request 2023-083 DD 82. Motion carried unanimously.

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

Motion by Plathe and 2<sup>nd</sup> by Waechter to approve Resolution #10-10-23-01, which is a resolution awarding Contract #L-B572604—73-55 to Merryman Bridge Construction Co. Chairman Tjarks called for a roll call vote: Plathe: yes, Nath: yes, Waechter: yes, Stecker: yes, Tjarks: yes. Motion carried.

Motion by \_\_\_\_\_ and Seconded by \_\_\_\_\_ to approve the following resolution:

Plathe \_\_\_\_\_, Nath \_\_\_\_\_, Waechter \_\_\_\_\_, Stecker \_\_\_\_\_, Tjarks \_\_\_\_\_

**RESOLUTION TO AWARD CONTRACT:**  
**Local Contract ID: L-B572604--73-55**  
**Kossuth County Resolution No. \_\_\_\_\_**

**WHEREAS**, the Kossuth County Board of Supervisors, hereafter referred to as “the Board”, believes Bridge Replacement Project L-B572604--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 26, Prairie 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 \$511,040.84 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.

October 10, 2023  
Dated at Algona, Iowa

\_\_\_\_\_  
Roger Tjarks, Chairperson  
Kossuth County Board of Supervisors

ATTEST:

\_\_\_\_\_  
Tammy Eden  
Kossuth County Auditor

Motion by Nath and 2<sup>nd</sup> by Stecker to approve Resolution #10-10-23-02, which is a resolution awarding Contract #L-B573480--73-55 to Merryman Bridge Construction Co. Chairman Tjarks called for a roll call vote: Plathe: yes, Nath: yes, Waechter: yes, Stecker: yes, Tjarks: yes. Motion carried.

Motion by \_\_\_\_\_ and Seconded by \_\_\_\_\_ to approve the following resolution:

Plathe \_\_\_\_\_, Nath \_\_\_\_\_, Waechter \_\_\_\_\_, Stecker \_\_\_\_\_, Tjarks \_\_\_\_\_

**RESOLUTION TO AWARD CONTRACT:  
Local Contract ID: L-B573480--73-55  
Kossuth County Resolution No. \_\_\_\_\_**

**WHEREAS**, the Kossuth County Board of Supervisors, hereafter referred to as "the Board", believes Bridge Replacement Project L-B573480--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 34, Prairie 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 \$454,608.68 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.

October 10, 2023  
Dated at Algona, Iowa

\_\_\_\_\_  
Roger Tjarks, Chairperson  
Kossuth County Board of Supervisors

ATTEST:

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Tammy Eden  
Kossuth County Auditor

Discussion was held regarding the bid letting and Tile Improvement Project for DD 60 Sub 4.

Motion by Plathe and 2<sup>nd</sup> by Waechter to approve the lowest bid for ¾" coefficient (Alt. 4) for the DD 60 Sub 4 Tile Improvement Project to Reutzel Excavating, Inc. in the amount of \$2,342,243.00. Chairman Tjarks called for a roll call vote: Plathe: yes, Nath: yes, Waechter: yes, Stecker: no, Tjarks: yes. Motion carried.

Motion by Waechter and 2<sup>nd</sup> by Nath to adjourn at 10:51 A.M. Motion carried unanimously.

Attest:

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Tammy Eden  
Kossuth County Auditor

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Roger Tjarks, Chairman  
Kossuth County Board of Supervisors