

**BOARD PROCEEDINGS**  
**November 21, 2023**  
**REGULAR November SESSION**

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

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

Motion by Waechter and 2nd by Nath to approve the agenda and the minutes dated November 14, 2023 Regular Session and November 14, 2023 Special Session. Motion carried unanimously.

Motion by Nath and 2nd by Stecker to approve the claims. Motion carried unanimously.

B. Adams	Exp	1500.00	1
AgSource Coop Srvs	Srvs	162.50	1
Ahlers & Cooney, P.C.	Srvs	5125.00	2
Algona Machine & Sply	Supp	972.48	1
AMU	Srvs	8537.75	14
Algona Plumb & Htg	Srvs	3903.15	1
Alg Pub Co	Notices	2311.27	4
Alg Welding & Mach	Notices	791.09	1
Alliant Energy	Srvs	3489.70	3
Amazon Capital Serv	Supp	233.16	1
American Glass Co	Supp	150.00	1
APCO International	Exp	104.00	1
Arnold Motor Supply	Parts	802.83	3
D Baas	Exp	6.00	1
Ban Mun Utlities	Utilities	293.20	1
Bancroft Reg.	Notices	1042.95	3
Bancroft Summit Center	Rent	83.75	1
A Berte	Exp	111.43	1
BG Capital, LLC	Exp	400.00	1
BMC Aggregates	Rock	391.78	1
Bob Barker Co	Supp	727.97	1
Bomgaars	Supp	562.27	5
F Bormann	Exp	1000.00	1
Braun Tree Service	Exp	5200.00	1
Brown's Shoe Fit Co	Supp	722.98	5
Bugs N Stuff	Srvs	654.00	4
B Buscher	Exp	425.00	1
Buscher Bros	Srvs	123.50	1
Calhoun-Burns & Associates, In	Engineer Supp	4003.86	1
Calhoun-Burns & Associates, In	Exp	2700.00	1
Card Services	Exp	1603.03	4
Carrot-Top Industries	Srvs	602.89	2
Central IA Dist	Supp	1025.80	1
Central IA Juv	Srvs	402.17	1
Centurylink	Phone	340.45	2

Chuck Doocy Lawn Care	Servs	375.00	1
Cintas	Supp	78.34	1
City of Algona	Exp	12829.51	1
City of Lakota	Exp	93.35	1
City of Lone Rock	Exp	101.00	1
City of Swea City	Exp	137.54	2
Comm Lumber Supply	Supp	242.25	1
Cooks Scrap Iron & Metal	Supp	300.40	1
Cost Advisory Srvs	Srvs	4450.00	1
Crossroads Trailer Sales & Ser	serv	308.55	1
Wallace Water Conditioning	Srvs	7.50	1
Cummins Sales and Service	Engineer Supp	720.00	1
Deitering Bros	Srvs	18.95	1
Dickinson County Courthouse Ca	Exp	174.00	2
Dmacc	Exp	300.00	1
Dump-It Sanit	Srvs	519.00	3
Ecolab	Srvs	241.11	1
D Eichelberger	Exp	6.00	1
Elec Systems & Software	Supp	541.54	1
Electronic Specialties	Srvs	23727.65	3
Emagine	Supp	450.00	2
EquipmentShare	Engineer Supp	883.85	1
Ernie Gales Estate	Exp	1000.00	1
Farm & Home Pub	Supp	390.00	1
FarmChem	Engineer Supp	4217.67	1
Farmers Coop Elev	Fuel	150.00	1
Farmers Nat Co	Exp	911.95	1
Fire Fire Equip	Srvs	2858.00	1
Fenton Coop Telephone	Srvs	27.50	1
D. Fickbohm	Exp	433.77	1
J Fosado	Exp	22.39	1
Friend Paper	Exp	77.27	1
Gary's Plumbing & Heating	Srvs	3141.00	1
Grass Masters LLC	Srvs	4340.59	1
Graves Construction Co.Inc. 18	Engineer Suppl	27633.48	1
S. Grimm	Exp	481.13	1
Hallett Materials	Supp	3617.88	1
Hamilton Medical Inc.	Exp	1910.00	1
Heartland Business Systems	Exp	185.00	1
Heartland Power Coop	Utilities	52.00	1
C. Hill	Exp	374.13	1
Nicholas Hoch	Supplies	250.00	1
Ryan Hoehn	Exp	500.00	1
Hog Slat, Inc.	Engineer Sup	33.00	1
J Hopson	Exp	2000.00	1
Hy-Vee	Exp	88.93	1
Hy-Vee	Supp	5333.73	1
Interstate All Battery Ctr	Supp	350.00	1
IA Lakes EC	Elec	345.00	1
Iowa Lakes Regional Water	Utilities	48.50	1
Ia Law Enforcement Academy	Srvs	25.00	1
IA Prison Ind	Supp	207.90	1

ISSDA	EXP	800.00	2
ITsavvy LLC	Supp	2764.00	7
Jacks OK Tire Srv	Srvs	25028.93	5
JEO Consulting Group Inc	Exp	6699.30	1
JMV Graphix	Supp	372.00	2
John Deere Financial	Parts	218.94	1
Johnston Autostores	Parts	660.24	1
James Junkermeier	Exp	500.00	1
Kemco Tires	Srvs	9562.36	1
Kemna GM	Serv	5269.18	2
R. King	Exp	66.00	1
KCAA	Allocation	35000.00	2
Credit Bureau	Exp	480.00	2
KC Sec Road	Fuel	2545.47	5
KC Treas	Srvs	126.77	2
KRHC	Srvs	159.00	1
KRHC	Srvs	948.68	4
Lacal Equip	Parts	6998.80	1
Landfill of NI	Exp	5271.74	1
Lone Rock Coop Tel	Phone	1176.05	2
R. Louwagie	Exp	880.00	1
Mail Serv	Supp	1759.42	1
Main Street Specialties, LLC	Servs	25436.27	3
Martin Marietta Agg	Rock	2066.93	2
Martins Flag	Srvs	120.99	1
M. Mastin	Exp	150.00	1
Cinn Mawdsley	Exp	25.00	1
Mechanical Air Systems Co.	Exp	96167.30	1
Mercy Medical Ctr	Exp	2500.00	1
MCHS EMS Program	Exp	15.00	1
C Merrill	Exp	6.00	1
Merryman Bridge Cons	Cons	6062.50	1
Mid Am Energy	Srvs	71.74	2
Midland Power Coop	Utilities	768.97	3
Midwest Computer Brokers Inc	Recycling	1504.25	1
Midwest Wheel	Exp	2994.62	1
S Nielsen	Exp	25.00	1
Monson Repair LLC	Engineer Sup	7070.84	1
MSC Industrial Supply Co	Supplies	769.33	1
C Mueller	Exp	16.05	1
NASSCO	Supp	2620.15	3
New Cooperative Inc MaxYield C	Fuel	4427.07	1
NIACC	Exp	50.00	1
B Nordman	Exp	92.86	1
NIA Lumber&Design	Exp	935.06	5
North Iowa TelCom	Parts	4786.00	1
NW Comm	Service	124.85	1
K & H	Fuel	32469.77	3
NuWay Coop	Exp	163.42	1
Oakcrest	Srvs	540.00	1
IOS	Supp	1134.00	8
Offc Pub Defender	Exp	1611.00	1

D Olson	Exp	100.72	1
Panoramic Software Inc	Exp	495.00	1
Patten Enterprises LLC	Srvs	23835.24	1
Pesticide Bureau - IDALS	Dues	15.00	1
Pet Kingdom	Exp	69.98	1
Petroblend	Exp	1806.58	1
Pocahontas Co Sheriff	Srvs	70.50	1
R Post	Exp	204.00	1
Prairie Energy Coop	Lights	28.00	1
Print Shoppe Plus	Srvs	24.95	1
Reserve Act	Postage	24.86	1
T. Ricklefs	Exp	1000.00	1
RingTel Communications	Phone	94.00	1
Rinker Materials	Engineer Sup	3449.28	1
Ruhnke Bros	Srvs	1541.35	1
Safety X-treme	Engineer Sup	109.88	1
Schindler Lawn Care	Srvs	240.00	1
Schum Elev Co	Srvs	566.07	1
SCS Engineers, AR Dept	Exp	2160.63	1
SOS	Service	30.00	1
Sec St Bank	Srvs	25.00	1
L Schreffler	Exp	2750.00	1
Sign Works	Supp	154.72	2
Solutions	Srvs	345.00	1
St Hygienic Lab	Supp	130.00	1
Storey Kenworthy/Matt Parrott	Supp	545.12	1
F. Stork	Exp	500.00	1
Subsurface Inc	Engineer Sup	56710.00	1
SC Herald Press	Notices	860.45	2
Syntex Industries, Inc.	Equipment Re	2249.85	1
The Laurens House of Print	Exp	210.18	1
The Retrofit Companies	Engineer Sup	897.48	1
Water Conn	Srvs	212.40	3
Thompson Sewer & Drain	Supp	569.20	1
Thomson Reuters West	Supp	866.03	2
Threads	Supp	130.00	1
Titonka Munc Utilities	Srvs	150.00	1
Titonka Burt Comm	Phone	2383.53	3
R Tjarks	Exp	78.60	1
Harrison Truck Centers	Supp	25.80	1
Truck Country "OF IOWA"	Engineer Sup	14620.23	1
St. Lukes Res.	Srvs	126.00	2
US Cellular	Srvs	342.25	1
B Venteicher	Exp	175.00	1
Verizon Wireless	Exp	2157.66	7
Verizon Connect Fleet USA	Engineer Sup	1485.85	1
Verizon Connect Fleet USA	Exp	277.51	1
Verizon Wireless	Phone	76.00	1
Verus	Supp	2975.00	1
Counsel Ofs & Doc	Supp	1341.69	8
W & H Coop Oil Co	Fuel	23281.32	1
Waste Mgmt of WI-MN	Srvs	60212.72	4

Wellmark BCBS	Fees	232509.59	1
White Tools LLC	Engineer Sup	479.00	1
Windstream	Srvs	347.11	1
Winnebago Coop Telecom Assoc	Phone	372.64	2
YohnCo	Engineer Sup	404.00	1
Ziegler	Parts	30714.39	1
911 Custom	Exp	34.00	1
<b>Grand Total</b>		<b>937620.53</b>	

Veteran's Affairs Director, Dan Green gave a monthly update.

Motion by Waechter and 2nd by Stecker to approve the EMS Training Agreement for New Employees (Volunteers or Fulltime) to take the courses required by the State of Iowa. Motion carried unanimously.

Motion by Waechter and 2nd by Nath to approve and authorize the chair to sign the Title VI Non-Discrimination Agreement, Title VI Non-Discrimination Policy Statement and associated Title VI Non-Discrimination Assurances all dated November 21, 2023 and on file in the Kossuth County Engineer's Office. Motion carried unanimously.

Discussion was held regarding funds needed for the Buffalo Urban Renewal Project. More information will be gathered and it will be addressed at a later time.

Motion by Nath and 2nd by Waechter to authorize and give its permission to Algona Municipal Utilities, Algona, IA to bore fiber optic cable in the east right-of way of 100th Avenue between 200th – 210th Streets and bore to the acreages along the route. Work will be in Sections 9 and 10, Cresco Township. Permit 11-40-2023 is on file in the Kossuth County Engineer's Office. Motion carried unanimously.

Motion by Tjarks and 2nd by Waechter to authorize and give its permission to David Bjustrom, Whittemore, IA, to install 72 feet of 18" ø Class 3 reinforced concrete pipe through 230th Street, 2230 feet east of northwest corner of Section 32, Lotts Creek Township, Kossuth County. Permit number 11-38-2023 is on file in the Kossuth County Engineer's Office. Motion carried unanimously.

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

Motion by Waechter and 2nd by Tjarks to open the public hearing on the reduction of maintenance on 165th Avenue between 250th Street and 260th Street to the maintenance level contained in Kossuth County Ordinance 113, Kossuth County Area Service Level "B" Road Maintenance Ordinance. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Kossuth County Engineer Doug Miller made some statements and public comments were made.

Motion by Tjarks and 2nd by Stecker to close the public hearing on the reduction of maintenance on 165th Avenue between 250th Street and 260th Street to the maintenance level contained in Kossuth County Ordinance 113, Kossuth County Area Service Level "B" Road Maintenance Ordinance. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Motion by Nath and 2nd by Waechter to open the public hearing on the reduction of maintenance on 165th Avenue between 250th Street and 260th Street to the maintenance level contained in Kossuth

County Ordinance 112, Kossuth County Area Service Level "C" Road Maintenance Ordinance. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Kossuth County Engineer Doug Miller made some statements and public comments were made.

Motion by Waechter and 2nd by Tjarks to close the public hearing on the reduction of maintenance on 165th Avenue between 250th Street and 260th Street to the maintenance level contained in Kossuth County Ordinance 112, Kossuth County Area Service Level "C" Road Maintenance Ordinance. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Motion by Tjarks and 2nd by Nath to do nothing regarding maintenance for 165th Ave. between 250th Street and 260th Street. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: no, Nath: no, Stecker: no. Motion failed.

Motion by Waechter and 2nd by Stecker to classify 165th Ave. between 250th Street and 260th Street as a Level C Road using segment description #3 by Resolution #11-21-23-01. Chairman Stecker called for a roll call vote: Plathe: no, Tjarks: no, Waechter: yes, Nath: no, Stecker: yes. Motion failed.

Motion by Nath and 2nd by Tjarks to classify 165th Ave. between 250th Street and 260th Street as a Level B Road using segment description #2 by Resolution #11-21-23-01. Supervisor Nath then amended his motion to classify 165th Ave. between 250th Street and 260th Street as a Level B Road using segment description #3 by Resolution #11-21-23-01. Supervisor Tjarks rescinded his 2nd to the motion. Supervisor Waechter made a 2nd to the motion. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: no, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

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

Plathe: \_\_\_\_\_ Tjarks : \_\_\_\_\_ Waechter: \_\_\_\_\_ Nath: \_\_\_\_\_ Stecker : \_\_\_\_\_

RESOLUTION # \_\_\_\_\_

WHEREAS; The Kossuth County Board of Supervisors is empowered under authority of Chapter 309.57 of the Code of Iowa, after consultation with the Kossuth County Engineer, to classify Secondary Roads on the Area Service System to provide for a reduced level of maintenance; and

WHEREAS; Kossuth County Ordinance 113, Area Service "B" Road Maintenance Ordinance provides actions required to classify certain roads on the Area Service system in Kossuth County to provide for a reduced level of maintenance; and

WHEREAS; The Kossuth County Board of Supervisors, after consultation with the Kossuth County Engineer, desire to designate 165 Avenue lying between 250 Street and 260 Street to a lower level of maintenance; and

WHEREAS; pursuant to Notice of Public Hearing duly published according to Iowa Code, a Public Hearing was held on Tuesday November 21, 2023 at 9:00 a.m. in the Board of Supervisors room at the Kossuth County Courthouse, Algona, Iowa to hear support and/or objections from the public on the aforementioned road segment.

NOW THEREFORE BE IT RESOLVED; By the Kossuth County Board of Supervisors to reduce the level of maintenance on the following described road section to the maintenance level contained in Kossuth County Ordinance 113, Area Service “B” Road Maintenance Ordinance.

Road Segment Description

1. 165 Avenue lying between 250 Street and 260 Street.
2. A portion of 165 Avenue lying between 250 Street and 260 Street beginning approximately 1,600 feet north of the south quarter corner and on center section line of section 15, T-96 N, R-28 W of the 5<sup>th</sup> P.M., Plum Creek Township, said point of beginning being north of the main entrance into 2502 165 Avenue, thence continuing north approximately 3,680 on center section line to the north quarter corner of section 15, T-96 N, R-28 W of the 5<sup>th</sup> P.M., Plum Creek Township.
3. A portion of 165 Avenue lying between 250 Street and 260 Street beginning approximately 1,600 feet north of the south quarter corner and on center section line of section 15, T-96 N, R-28 W of the 5<sup>th</sup> P.M., Plum Creek Township, said point of beginning being north of the main entrance into 2502 165 Avenue, thence continuing north approximately 2,050 foot on center section line to a point south of the entrance to 2506 165 Avenue.

Resolution adopted this 21<sup>st</sup> day of November, 2023.

ATTEST:

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

\_\_\_\_\_  
Kyle Stecker, Chair  
Kossuth County Board of Supervisors

Motion by Nath and 2nd by Stecker to approve the 28E Agreement with Care Connections of Northern Iowa. Motion carried unanimously.

Motion by Waechter and 2nd by Nath to open the public hearing on Kossuth County’s proposed zoning ordinance amendment regulation and restricting the use of land for the transport of hazardous liquid through a hazardous liquid pipeline. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Public comments were made and Kossuth County Engineer Doug Miller read the written comments that were submitted.

Motion by Tjarks and 2nd by Waechter to close the public hearing on Kossuth County’s proposed zoning ordinance amendment regulating and restricting the use of land for the transport of hazardous liquid through a hazardous liquid pipeline. Chairman Tjarks called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Motion by Tjarks and 2nd by Waechter to approve the first reading of Kossuth County’s Proposed Zoning Ordinance Amendment regulating and restricting the use of land for the transport of hazardous liquid through a hazardous liquid pipeline. Chairman Stecker called for a roll call vote: Plathe: yes, Tjarks: yes, Waechter: yes, Nath: yes, Stecker: yes. Motion carried.

Motion by Nath and 2nd by Waechter for the supervisors to handle their requests as follows: Supervisor Stecker: Request 2023-092 DD 165; Request 2023-094 DD 4 Lat 11 Tile: Request 2023-95 DD 12;

Supervisor Nath: Request 2023-093 DD 132; Supervisor Tjarks: Request 2023-096 DD 91 Open Ditch.  
Motion carried unanimously.

Motion by Stecker and 2nd by Waechter to set December 5th at 10:30 A.M. at the Kossuth County Board Room for an informational meeting for DD 4 Lat 40 & 42 improvement. Motion carried unanimously.

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

Motion by Waechter and 2nd by Nath to adjourn at 12:18 A.M. Motion carried unanimously.

Attest:

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Tammy Eden  
Kossuth County Auditor

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Kyle Stecker, Chairman  
Kossuth County Board of Supervisors