

BOARD PROCEEDINGS

THIRTY SEVENTH DAY

AUGUST 9, 2005

The Board of Supervisors met pursuant to adjournment. Present were Eugene Elsbecker, Chairman, Don Besch, Lee Froehlich, Don McGregor and Jack Plathe.

Motion by Besch and 2<sup>nd</sup> by McGregor to approve the following claims.

**General Basic Fund**

Algona Municipal Utilities	Utilities	4301.82
Joann Bormann	Expenses	65.28
Certified Laboratories	Supplies	135.55
City of Titonka	Relief	77.60
Jayne Kriepps	Expenses	28.80
Ronald Lohman	Reserve	50.00
Mid American Energy	Relief	244.23
Northern Safety Co Inc	Supplies	47.29
United States Cellular	Phone	269.79
Waste Management	Services	221.84
Wellmark Inc Flexible Benefits	Services	185.00

**Mental Health Fund**

County Case Management Service	Training	240.00
Kathleens Care Inc	Services	644.17
North Central Iowa Mental Heal	Services	244.20
Patti Sougstad	MH Advocate	8.69
The Phoenix Group	Services	1324.50

**Secondary Road Fund**

Airgas North Central	Repair purox torch	138.87
Algona Machine & Supply	Materials	217.87
Algona Municipal Utilities	Utilities North Shop	360.17
Algona Publishing Co	Thistles notice	84.09
Alliant Energy	Elec/gas service area sho	1132.45
B & W Control Specialists	Additional spray/horsetai	6950.48
Barnes Group Inc.	Washers/lock nut/cap scr	723.13
Mark Blair	Mailbox damage reimburse	20.00
Brown Supply Co Inc	Mesh flags	108.00
Buscher Bros. Corporation	Repairs/brush/seal	42.96
Catco	Seal	2004.74
CCP Industries Inc.	Rags	823.61
Cintas First Aid & Safety	First aid supplies	40.70
City of Bancroft	Utilities Bancroft Shop	142.73
City of Swea City	Utilities Swea City Shop	15.37
CNH Capital	O ring	16.92
Cook's Scrap Iron & Metal	Angle iron	224.78
Deano's Dust Control	Dust Control	1759.50
Ed's Conoco Service	Tire repair	38.50
Electronic Specialties	Radio repair	9.90
Fenton Coop Telephone	Telephone service-Fenton	19.25
Fort Dodge Machine & Supply	Misc repairs	42.54
Greenberg Auto Supply	Misc repair parts/supplie	388.38
Grey Products Corp	Socket/extension/splicer	85.13
H.T.C., Inc.	2000 Wheels only	420.76
Heartland Power Company	Security lighting	48.00
HicktoryTech	Telephone service-Lakota	84.19
Hoffman Electric	RR crossing light repair	40.00
Iowa Lakes Electric Coop	Security light/hebron 36	535.23
IOS Office Solutions	Envelopes	169.40
Iowa Prison Industries	Sheeting/red-white	287.75
Jacks OK Tire Service	Tires	7148.99
K & H Coop Oil Co	Diesel/bulk	9322.75
Kemna GM Center	Service trailblazer	27.17
Kossuth County Treasurer Kossu	UPS postage	9.16
Lone Rock CO-OP Tel Co.	Telephone service-Lone Ro	31.90
Manatts's Inc.	L-RS603--73-55	49615.70

Martin Marietta Aggregates	Class A rock	1389.50
MaxYield Cooperative	Diesel/pump/West Bend	3044.58
Metal Culverts Inc	16-24" CMP	3452.80
Meteorlogix	Service Sept/Oct/Nov	261.00
Napa Auto Parts	Oil seal	62.08
Prairie Energy Cooperative	Security lighting 17&190	40.68
Rexco Equipment, Inc.	Cylinder	6.90
River Valley Truck Centers	Flex 4" ss	144.64
Rockmount Research/Alloys	Brutus-Welding supplies	383.05
Shoppers Supply	Snaps/hinge/bolts	258.17
Titonka-Burt Communication	Telephone service-Titonka	25.75
Truck Country "OF IOWA"	Switch asy	223.20
W & H Coop Oil Co	Diesel/bulk/area shops	13740.05
Waste Management	August service fee	167.63
Ziegler Inc	Misc repairs/supplies	3273.52

**L.O.S.T. Revenue Note**

Iowa State Bank	Lost Revenue Note	50000.00
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**Kossuth County Self Insur**

Insurance Strategies Consultin Services		900.00
Iowa Insurance Commissioner	Filing fee	100.00
Wellmark Blue Cross and Blue S	July payment	95834.87

**Sanitary Landfill**

Arnold Motor Supply The Merril	Repairs	78.96
Environmental Services of IA	Recycling	1960.00
Farmers Coop-Ottosen	Fuel	345.00
Guarantee Oil Co Inc	Oil	885.92
Horizons Unlimited of Palo Alt	July processing fees	2147.19
Humboldt County REC	Electric service	318.78
Hutzells Inc	Supplies	5.99
IOS Office Solutions	Supplies	96.28
J B Mertz & Son	Skidloader	2750.00
K & H Coop Oil Co	Diesel	3629.00
Martin Marietta Aggregates	Rock	2507.18
Miller Lumber Company	Supplies	56.00
Northland Computer System	Supplies	170.20
R & V Scale Service	Services	3000.00
Shoppers Supply	Supplies	8.69
StateLine Cooperative Attentio	Supplies	80.21
Titonka-Burt Communications	Utilities	75.42
Townmart	Fuel	116.52
Wallace Water Conditioning	Service	21.00
Ziegler Inc	Repairs	3855.53

Ayes all, Nays none. Motion carried unanimous.

Motion by Plathe and 2<sup>nd</sup> by Besch to approve the minutes. Ayes all, Nays none. Motion carried unanimous.

Motion by Froehlich and 2<sup>nd</sup> by Besch to approve the agenda. Ayes all, Nays none. Motion carried unanimous.

Public Discussion and Committee Reports were held.

Motion by McGregor and 2<sup>nd</sup> by Besch to table to a later date to sign the Mental Health Center Contract. The CPC will notify us when to put on agenda. Ayes all, Nays none. Motion carried unanimous.

Motion by Besch and 2<sup>nd</sup> by Plathe to approve the beer permit for the St. Joseph KC's Bode. Ayes all, Nays none. Motion carried unanimous.

Motion by McGregor and 2<sup>nd</sup> by Plathe to approve to advertise land rental of County Farm located on P-30 (90<sup>th</sup> Avenue) approximately one mile south of B-40 (210<sup>th</sup> Street or McGregor Street). Ayes all, Nays none. Motion carried unanimous.

Motion by McGregor and 2<sup>nd</sup> by Besch to approve detour agreement with IDOT for Iowa #9 Detour. Ayes all, Nays none. Motion carried unanimous.

Moved by McGregor and seconded by Froehlich to approve the following resolution:

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, a bridge replacement project LFM-C991252--73-55 will require that P40 (125<sup>th</sup> Avenue) between 440<sup>th</sup> Street and 450<sup>th</sup> Street be closed to all traffic.

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 projects 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 9, 2005  
Dated at Algona, Iowa

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Eugene Elsbecker, Chairperson  
Kossuth County Board of Supervisors

ATTEST:

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Joann Bormann  
Kossuth County Auditor

Motion by Froehlich and 2<sup>nd</sup> by Plathe to authorize the Engineer and the Secondary Road Department to apply for Transportation Safety Fund Grant Applications. Ayes all, Nays none. Motion carried unanimous.

Discussion was held on rumble strips, P60 Sexton.

A motion to authorize an Amendment with MGP, Resolution of the Board of Supervisors of Kossuth County was reviewed. Motion failed for lack of a motion.

Motion by McGregor and 2<sup>nd</sup> by Plathe to approve the Resolution accepting proposal from MGP to Pre-pay Loan. Roll Call Vote: Besch yes, Froehlich yes, McGregor yes, Plathe yes, Elsbecker yes. Motion carried unanimous for the following Resolution prepared by Robert Josten.

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RESOLUTION NO.08-09-05-02

Approving Offer to Prepay Loan Agreement with Midwest Grain Processors Cooperative

WHEREAS, the Board of Supervisors of Kossuth County (the "County") entered into a loan agreement (the "Loan Agreement") with Midwest Grain Processors Cooperative (the "Developer") dated January 21, 2003, with respect to the construction of an ethanol plant; and

WHEREAS, pursuant to the Loan Agreement, the County agreed to sell County General Obligation Bonds (the "Bonds") and make a loan to the Developer (the "County Loan") in the amount of \$5,080,000, under certain conditions; and

WHEREAS, the Developer has offered to prepay its obligations under the Loan Agreement, which would enable the County to make provisions for prepaying the Bonds (the "Developer's Prepayment Proposal");

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Kossuth County, Iowa, as follows:

Section 1. The Developer's Prepayment Proposal is hereby approved, in substantially the form in which it has been presented to this Board, with such changes as may be recommended by Robert Josten, special counsel to the County, and Timothy Oswald, financial advisor to the County, and the Chairperson and County Auditor are hereby authorized and directed to execute such documents on behalf of the County as may be necessary to carry out the prepayment of the Loan Agreement and of the Bonds.

Section 2. All resolutions and orders or parts thereof in conflict with the provisions of this resolution, to the extent of such conflict, are hereby repealed.

Section 3. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved August 9, 2005.

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Chairperson, Board of Supervisors

Attest:

\_\_\_\_\_  
County Auditor

On motion adjournment was taken until August 16, 2005.

Attest:

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Joann Bormann  
Kossuth County Auditor

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Eugene Elsbecker, Chairman  
Board of Supervisors