

BOARD PROCEEDINGS
August 12, 2014
REGULAR AUGUST SESSION

The Board of Supervisors met pursuant to adjournment. Present were: Don McGregor, Chairman, Don Besch, Jack Plathe, Roger Tjarks and Pam Wymore.

Public Discussion was held followed by discussion with Secondary Road Foreman.

Motion by Plathe and 2nd by Tjarks to approve the agenda, the minutes of the previous meeting dated August 5, 2014. Motion carried.

The Board of Supervisors held the first reading of Ordinance #412A/Floodplain Management Ordinance. This Ordinance Summary was published the week of August 4, 2014 in the Official Newspapers for Kossuth County being the Algona Upper Des Moines, Bancroft Register and Swea City Herald Press.

Motion by Besch and 2nd by Wymore to open the public hearing to review the recommendation of the Planning and Zoning Commission for approval of Meadow Ridge Phase II, Section 13, Cresco Township. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

There were no comments received from the public by mail or in person.

Motion by Tjarks and 2nd by Plathe to close the public hearing to review the recommendation of the Planning and Zoning Commission for approval of Meadow Ridge Phase II, Section 13, Cresco Township. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

Motion by Tjarks and 2nd by Wymore to approve Resolution #08-12-14-01 which is a resolution approving Final Plat and Dedication for Meadow Ridge (Phase II) Subdivision. Chairman McGregor called for a roll call vote: Wymore: yes, Tjarks: yes, Plathe: yes, Besch: yes, McGregor: yes

KOSSUTH COUNTY
BOARD OF SUPERVISORS
RESOLUTION NO. 08-12-14-01
RESOLUTION APPROVING FINAL PLAT AND DEDICATION
FOR MEADOW RIDGE (PHASE II) SUBDIVISION

WHEREAS, there has been presented to the Kossuth County Board of Supervisors for their consideration a Final Plat covering the following described real estate, to-wit:

A PARCEL OF LAND BEING PART OF LOT 1 OF THE COUNTY AUDITOR'S SUBDIVISION OF GOVERNMENT LOT 7 AND PART OF GOVERNMENT LOT 8, ALL IN SECTION 13, TOWNSHIP 95 NORTH, RANGE 29 WEST OF THE FIFTH PRINCIPAL MERIDIAN, KOSSUTH COUNTY, IOWA, MORE PARTICULARLY DESCRIBED AS: BEGINNING AT THE SOUTH QUARTER CORNER OF SECTION 13, TOWNSHIP 95 NORTH, RANGE 29 WEST OF THE FIFTH PRINCIPAL MERIDIAN, KOSSUTH COUNTY, IOWA; THENCE NORTH 89°59'54" WEST 275.16 FEET ALONG THE SOUTH LINE OF SAID GOVERNMENT LOT 8 TO THE SOUTHEAST CORNER OF MEADOW RIDGE SUBDIVISION PHASE I, BEING ALSO THE SOUTHWEST CORNER OF MEADOW RIDGE SUBDIVISION PHASE II; THENCE NORTHERLY ALONG THE EAST LINE OF MEADOW RIDGE SUBDIVISION PHASE I, BEING ALSO THE WEST LINE OF MEADOW RIDGE SUBDIVISION PHASE II, ALONG THE FOLLOWING COURSES; THENCE NORTH 00°00'06" EAST 476.50 FEET; THENCE SOUTH 89°59'54" EAST 37.00 FEET; THENCE NORTH 00°00'06" EAST 223.17'; THENCE NORTH 42°02'42" WEST 66.23 FEET; THENCE NORTH 00°00'00" WEST 267.81 FEET; THENCE NORTH 68°37'23" EAST 332.90 FEET; THENCE NORTH 38°02'49" WEST 146.03 FEET; THENCE NORTH

00°00'00" WEST 426.26 FEET TO THE NORTHEAST CORNER OF SAID MEADOW RIDGE SUBDIVISION PHASE I, BEING ALSO THE NORTHWEST CORNER OF SAID MEADOW RIDGE SUBDIVISION PHASE II; THENCE EASTERLY AND SOUTHERLY ALONG THE NORMAL HIGH WATER MEANDER LINE OF THE RIGHT BANK OF THE EAST BRANCH OF THE DES MOINES RIVER, AS SAID BANK IS PRESENTLY LOCATED, ALONG THE FOLLOWING COURSES ; THENCE NORTH 82°21'59" EAST 291.18 FEET; THENCE NORTH 82°59'09" EAST 647.69 FEET; THENCE SOUTH 71°42'22" EAST 281.72 FEET; THENCE SOUTH 60°32'39" EAST 186.38 FEET; THENCE SOUTH 49°29'13" EAST 203.73 FEET; THENCE SOUTH 16°20'25" EAST 175.45 FEET; THENCE SOUTH 08°12'01" EAST 95.15 FEET; THENCE SOUTH 48°39'43" WEST 116.05 FEET; THENCE SOUTH 55°20'23" WEST 204.65 FEET; THENCE SOUTH 69°53'48" WEST 184.50 FEET; THENCE SOUTH 34°25'43" WEST 86.88 FEET; THENCE SOUTH 04°40'35" EAST 183.54 FEET; THENCE SOUTH 57°33'05" EAST 129.43 FEET; THENCE SOUTH 89°48'50" WEST 815.15 FEET, FROM SAID MEANDER LINE, ALONG THE SOUTH LINE OF SAID LOT 1 BEING ALSO THE NORTH LINE OF LOT 3 AND LOT 4 OF THE COUNTY AUDITOR'S SUBDIVISION OF GOVERNMENT LOT 7 AS PRESENTLY FENCED AND OCCUPIED; THENCE SOUTH 01°16'39" WEST 637.95 FEET ALONG THE WEST LINE OF SAID LOT 4 AS PRESENTLY FENCED AND OCCUPIED TO THE SOUTH LINE OF SAID GOVERNMENT LOT 7; THENCE SOUTH 89°48'11" WEST 333.51 FEET ALONG SAID SOUTH LINE OF GOVERNMENT LOT 7 TO THE POINT OF BEGINNING CONTAINING 44.81 ACRES.

NOTE: FOR THE PURPOSE OF THIS SURVEY THE SOUTH LINE OF GOVERNMENT LOT 8, IN THE SOUTHWEST QUARTER OF SECTION 13, T95N, R29W IS ASSUMED TO BEAR NORTH 89°59'54" WEST.

According to the Final Plat, it appears that Meadow Ridge Subdivision, LLC, Roger L. Bell and Catherine E. Bell are the owners of said real estate and desire to plat the same as Meadow Ridge (Phase II); and

WHEREAS, since Meadow Ridge (Phase II) is being platted within the subdivision jurisdiction of Kossuth County, Iowa, said Final Plat is subject to the Subdivision Ordinance of said County, and the Final Plat requires the approval of said County and its Board of Supervisors; and

WHEREAS, the improvements set forth in the Preliminary Plat have been completed and inspected by appropriate County Officials; and

WHEREAS, during the inspection of the improvements by the County Officials, some apparent irregularities were noted; and

WHEREAS, as a result of the irregularities, it was determined by the appropriate County officials that the improvements should only be accepted if they were to be accompanied by a performance bond, four years in length and guaranteeing the performance of improvements as therein identified or stated; and

WHEREAS, the developers and contractors have obtained such bond and it is submitted herewith to the County as part of this Plat Proceeding; and

WHEREAS, upon consideration of same, the Kossuth County Board of Supervisors finds said Final Plat of the above-described real estate should now be approved, subject to the provisions of the bond;

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Board of Supervisors, that the Final Plat for Meadow Ridge (Phase II) and the improvements denoted therein be and the same are hereby accepted and approved, subject to the guarantee of performance provided by the said bond.

PASSED, ADOPTED AND APPROVED this 12th day of August, 2014.

Don McGregor, Chairperson

ATTEST:

Amber Garman, Kossuth County Auditor

CERTIFICATE

I, Don McGregor, the duly appointed, qualified and acting Chairman of the Kossuth County Board of Supervisors do hereby certify that the copy of Resolution No. _____ of Kossuth, Iowa, hereto attached, is a true and correct copy of the resolution duly adopted by the Kossuth County Board of Supervisors at a regular meeting held on the 12th day of August, 2014, and that the copy of Resolution No. _____ of Kossuth County, Iowa, hereto attached, is a true and correct copy of the resolution duly adopted by the Kossuth County Board of Supervisors at a regular meeting held on the 12th day of August, 2014, at which meeting a quorum was present, all of which appears in the official records of the Kossuth County Board of Supervisors.

Don McGregor
Chairman of the Kossuth County Board of Supervisors

Motion by Besch and 2nd by Wymore that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to the City of West Bend, West Bend, IA, to install new electric service. Work will involve plowing, boring and general excavation in the south right of way of 140th Street, beginning from 3rd Avenue NE working east to approximately 400 feet east of 4th Avenue NE. Work also includes installation of transformers and new secondary wire. Work will be in Section 18 Garfield Township. Permit number 08-19-2014 is on file in the Kossuth County Engineer's Office.
Motion carried.

Motion by Plathe and 2nd by Tjarks to continue the Gravel Pit Farm Ground Lease's for a three year period on the same terms and send a letter of termination to Gary Lickeig on the McGuire pit.
Motion carried.

Discussion with Kossuth County Engineer was held.

Scott Curtis was present to give the monthly report for Kossuth Regional Health Center followed by Drainage.

Discussion was held in regards to Rules for ATV's for Roads followed by Discussion with Kossuth County Auditor and Board Discussion and Committee Reports.

On motion adjournment was taken until August 19, 2014.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisors