

BOARD PROCEEDINGS
FEBRUARY 15, 2011
REGULAR FEBRUARY SESSION

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

Motion by Besch and 2nd by Plathe to approve the agenda. Motion carried.

Motion by Elsbecker and 2nd by Wymore to approve the minutes of the previous meeting as read. Motion carried.

Motion by Wymore and 2nd by Plathe to approve the claims. Motion carried.

ADF Systems	Repairs	813.95	1
Airgas NC	Supplies	96.45	1
Algona Machine & Supply	Repairs	2,052.24	2
Algona Marine & Sport	Supplies	131.88	1
AMU	Lighting	3,962.77	7
Algona Plumbing & Heating	Services	109.27	3
Alg Pub Co	Notices	1,236.44	5
Alliant Energy	Utilities	6,235.75	3
AmberWave	Service	145.95	2
Aramark	Service	54.76	1
Arnold Motor Supply	Supplies	462.00	1
Bancroft Municipal Utilities	Utilities	289.44	1
Bancroft Reg.	Notices	798.14	1
Barnes Group	Supplies	1,429.36	2
Arnie Berte Berte Repair	Repairs	55.47	1
Bomgaars Supply Inc	Supplies	254.71	1
Rosemary Bormann	Wellness	300.00	1
Tim Bowman	Rent	175.00	1
Bugs N Stuff	Services	70.00	1
Buschers Service Center	Services	109.70	1
Cabela's Inc Attn:Accounts Rec	Supplies	102.93	1
Card Services	Supplies	190.00	1
CATCO Parts and Service	Repairs	47.70	1
Cellular Dim.	Supplies	209.95	2
Central IA Dist	Supplies	885.10	4
Chally Repair	Services	380.78	1
Chrome Country Inn	Supplies	1,694.00	1
City of Algona	Exp	6,811.78	1
City of Swea City	Utilities	30.92	1
Computer Systems	Supplies	96.85	1
Cooks	Supplies	267.71	1
Country View Estates	Services	192.00	1
CCMS	Service	401.50	1
Cummins Central Power LLC	Services	296.43	1
Dataline Associates	Supplies	1,082.40	1
Dave D. Lane MAC Tools Distrib	Tools	732.57	1
Deitering Brothers	Supplies	139.90	1
Dump-It Inc.	Services	189.30	2
Ed's Service	Fuel	280.50	1
Eggers Electric	Supplies	8.50	1
Electronic Specialties	Radios	2,376.75	3
Environmental Services of IA	Recycling	1,860.00	1
Ernie Williams Ltd	Repairs	16.50	1
Exceptional Opportunities	Services	19,850.80	1
Farm Plan	Parts	7.75	1
Farmers Cooperative Elevator	LP	1,875.00	2
Fast Oil	Services	33.18	1
Fenton Coop Telephone	Phone	249.42	2
Flannegan Western	Repairs	184.96	1
Force America Inc.	Supplies	152.03	1

Fort Dodge Machine & Supply	Repairs	419.59	1
Frideres Auto & Truck Repair	Services	962.04	1
Galls	Supplies	53.95	1
Gardiner Thomsen	Services	23,250.00	1
Don Goede Snap-On Tools	Supplies	161.10	1
Grundy County Missouri Sheriff	Services	37.50	1
H & H Parts	Repairs	27.52	1
Hancock County Sheriff	Services	41.50	1
Heartland Power Company	Lights	48.00	1
HicktoryTech	Phone	88.02	1
Humb Co REC	Lights	689.63	4
Hutzells	Supplies	518.31	6
Hy-Vee, Inc.	Supplies	69.00	1
Hy Vee Pharmacy	Supplies	94.48	1
Hydro-Klean, Inc.	Registration	175.00	1
IA Department of Human Service	Services	82,483.25	4
Interstate Battery of Upper IA	Batteries	199.90	1
IA Assoc of MU	Service	612.00	1
Iowa County Attorney's Assoc	Training	395.00	1
Iowa Lakes Community College C	Classes	45.00	1
IA Lakes EC	Lights	169.85	2
Iowa Prison Industries	Supplies	60.50	1
INOA	Reg.	295.00	3
IOS	Supplies	1,285.61	8
ISSDA	Membership	600.00	1
Jacks OK Tire Service	Repairs	51.15	2
Jan. Closet	Supplies	430.62	2
Johnston Autostores	Supplies	2,338.87	1
JS Custom, LLC	Repairs	736.88	1
K & H	Fuel	35,871.89	2
Kemco Tires Inc	Services	186.20	1
KRHC	Service	11,549.98	3
KC Sec Road	Fuel	4,758.18	2
KC Sheriff	Service	47.00	2
KRHC-Phar	Service	16.10	1
Jayne Kriepps	Exp	151.98	1
Linn County Public Health	Supplies	100.00	1
Lone Rock CO-OP Tel Co.	Phone	350.46	2
Looft's On 9	Fuel	78.84	1
Connie Ludwig	Exp	49.98	1
MD Product	Repairs	477.89	1
N Marlow	Exp.	60.22	1
MaxYield Cooperative	Fuel	6,180.36	2
Mental Health Center of North	Services	29.50	1
Mercy Medical Center North Iow	Services	212.00	1
Mid Am Energy	Service	129.05	1
Midwest Building Materials, In	Supplies	17.34	2
Midwest Electronic Recovery	Recycling	1,230.10	1
Midwest Wheel Companies	Repairs	750.00	1
Mike Looft TW	Fuel	6,293.25	1
C Miller	Service	160.00	1
Motor Inn/Alg	Repairs	117.00	1
NAPA	Repairs	23.09	1
NG-911 Inc.	Services	379.41	1
Dona Rae Nielsen	Services	478.38	1
Stephanie M. Nielsen	Exp	214.88	2
North American Salt Company	Salt	3,777.43	1
NC IA MH	Service	794.50	1
North Kossuth Auto & Farm Supp	Repairs	23.50	1
Pet Kingdom	Supplies	3.84	1
Phil's Auto & Truck Repair	Services	28.75	1
P Bowes	Supplies	94.65	1
Jack Plathe	Mlg	68.34	1
Prairie Energy Cooperative	Lights	25.75	1
ProBuild	Supplies	353.40	3
Qwest	Phone	364.56	2
Radiologists of North Iowa PC	Services	28.00	1
Riley-Armstrong	Repairs	1,050.27	1
RSM McGlad.	Service	1,967.00	3

Ruhnke Bros	Service	40.00	1
Ryan L Schmidt	Expenses	38.63	1
Shillington Hardware	Repairs	4.38	1
Sign Works Ink	Supplies	187.50	1
Smidt Automotive	Repairs	152.35	1
Solutions	Service	500.00	1
State Medical Examiner's Ofc	Services	1,502.00	1
Kendall Stumme	Expenses	147.90	1
Stundahl's Cleaning	Services	310.00	1
Supercircuits Inc	Supplies	1,034.99	1
Sup Lamp	Supplies	1,105.56	1
Swea City Herald Press Kristin	Notices	774.54	1
Tee's Plus	Supplies	44.95	1
TestAmerica Laboratories, Inc.	Testing	3,805.20	1
The Messenger	Subscription	172.20	1
Water Conn	Service	208.00	3
ThronD Distributing	Repairs	275.00	1
Thul Law	Service	176.42	1
Titonka-Burt Communications	Phone	417.56	2
Trans IA Equip	Repairs	157.79	1
Treasurer State of Iowa Govern	Registration	100.00	1
Treas ST of IA	Service	4,770.79	1
Treat America Food Services	Supplies	55.40	1
US Cellular	Phone	1,418.04	6
US Bank	Exp	193.16	1
Verizon Wireless	Phone	73.52	1
W & H Coop Oil Co	Fuel	27,131.69	1
Wallace Water Conditioning	Service	12.00	1
Waste Management	Direct Haul	37,113.12	4
Wellmark Blue Cross and Blue S	Flex Fees	63,170.60	2
Westman Freightliner	Repairs	1,397.78	1
Wiltgens Jewelers Inc	Repairs	5.00	1
Winnebago Coop Telephone Assn.	Phone	220.52	1
Winter Equipment Company, Inc.	Supplies	999.03	1
Ziegler Inc	Misc Supplies	12,064.37	2
Grand Total		414,042.82	

Motion by Besch and 2nd by Elsbecker to approve the liquor license for Spring Valley Golf Course. Motion carried.

Motion by Plathe and 2nd by Wymore to appoint Nancy Clark to the Kossuth County Board of Health with the term ending 12-31-2013. This motion corrects a motion made on January 3rd, 2011 appointing Kathy Baker. Motion carried.

Public Discussion and Committee Reports were held followed by Drainage.

PUBLIC HEARING ORDINANCE #19

Motion by Wymore and 2nd by Besch to open the Public Hearing for the Proposed Adoption of an Ordinance regarding water well permits, on-site waste water treatment systems, nonpublic water wells, and abandoned well plugging. Roll Call Vote: Besch: yes Elsbecker: yes Plathe: yes Wymore: yes McGregor: yes

No oral or written comments were received from the public.

Motion by Elsbecker and 2nd by Plathe to close the Public Hearing for the Proposed Adoption of an Ordinance regarding water well permits, on-site waste water treatment systems, nonpublic water wells, and abandoned well plugging. Roll Call Vote: Besch: yes Elsbecker: yes Plathe: yes Wymore: yes McGregor: yes.

Motion by Elsbecker and 2nd by Besch to Adopt Ordinance #19 which is an ordinance regarding water well permits, on-site waste water treatment systems,

nonpublic water wells, and abandoned well plugging. This is the vote for the first meeting in accordance with Iowa code 331.302A 6A.b Roll Call Vote: Besch: yes Elsbecker: yes Plathe: yes Wymore: yes McGregor: yes

KOSSUTH COUNTY ORDINANCE 19

AN ORDINANCE FOR THE ESTABLISHMENT OF CONSTRUCTION STANDARDS FOR PRIVATE ON-SITE SEWAGE TREATMENT AND WATER WELL SYSTEMS, AND THE ISSUANCE OF PERMITS FOR THESE SYSTEMS; FOR THE PROPER PLUGGING OF ABANDONED WELLS; AND FOR PROVIDING PENALTIES FOR VIOLATIONS OF PROVISIONS OF THIS ORDINANCE

SECTION I

DEFINITIONS

ADMINISTRATIVE AUTHORITY—The Kossuth County Board of Health or its representative.

SECTION II

JURISDICTION

Under the authority of Chapter 137 and 331 of the Code of Iowa and amendatory acts thereto, this ordinance is adopted by the Kossuth County Board of Supervisors, governing all lands within the borders of Kossuth County

SECTION III

WATER WELL PERMITS

Whereas, the State of Iowa has enacted legislation requiring the acquisition of a permit, from the Iowa Department of Natural resources, prior to the construction of a private water well system, and Where as, the Iowa Department of Natural Resources has adopted rules to implement the said statutory provisions in accordance with Iowa Code Supplement, Section 455B.18F, Be It ENACTED BY THE BOARD OF SUPERVIORS OF KOSSUTH COUNTY: THAT the said Iowa Administrative Code, Rule 567, Chapter 38(455B), in its entirety, shall henceforth be the private water well permit rules of Kossuth County.

IN ADDITION: The fees for permits for private water well systems shall be established by resolution of the Kossuth County Board of Supervisors.

SECTION IV

ON-SITE WASTEWATER TREATMENT SYSTEMS

WHEREAS, the State of Iowa has enacted legislation, Iowa Code 455B, providing for The Iowa Department of Natural Resources to adopt rules to implement the construction standards for on-site wastewater systems for private use.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY, IOWA: THAT: rule 567, chapter 69(455B) of the Iowa Administrative Code be adopted in its entirety by reference, and that said chapter shall henceforth be the on-site sewage treatment systems rules for Kossuth County. In addition: The fees for permits to construct on-site sewage treatment systems shall be established by resolution of the Kossuth County Board of Supervisors.

Section V

NONPUBLIC WATER WELLS

WHEREAS, the State of Iowa has enacted legislation, Iowa Code 455B, providing for the Iowa Department of Natural Resources to adopt rules to implement the statutory provisions for the construction of nonpublic water wells. BE IT ENACTED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY, IOWA: THAT: the Iowa Administrative Code, Rule 567, Chapter 49(455B) shall, in its entirety, be adopted by reference, and said Rule and Chapter shall henceforth be the nonpublic water well construction rules for Kossuth County

SECTION VI

ABANDONED WELL PLUGGING

WHEREAS, the State of Iowa has enacted legislation, Iowa Code 455B, providing for the Iowa Department of Natural Resources to adopt rules regarding the proper plugging of abandoned private water wells. BE IT ENACTED BY THE BOARD OF SUPERVISORS OF KOSSUTH COUNTY: THAT: the Iowa Administrative Code, Rule 567, Chapter 39(455B) shall, in its entirety, be adopted by reference and said Rule and Chapter shall, henceforth, be the plugging of abandoned well rules for Kossuth County.

SECTION VII

ENFORCEMENT

It shall be the duty of the Administrative Authority to enforce the provisions of this ordinance.

SECTION VIII

PENALTIES

Any person, firm, or corporation violating the provisions of this ordinance shall be guilty of a simple misdemeanor, and the penalties provided thereto by State statutes, and furthermore each day the violation exists, after proper notice, shall constitute a separate offense.

SECTION IX

SEVERABILITY CLAUSE

Should any section of this ordinance be declared, by a Court of Competent jurisdiction, to be invalid, such a decision shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION X

ADOPTION

This ordinance shall be in full force and effect, from and after the date of publication in the official newspapers of Kossuth County.

PASSED THIS _____ DAY OF _____ 2011

KOSSUTH COUNTY
BOARD OF SUPERVISORS

Motion by Besch and 2nd by Elsbecker to approve Regulation No. 1 adopted by the Kossuth County Board of Health regarding lead paint hazards. Motion carried.

Doug Miller was present from the Kossuth County Engineer's Office for discussion.

Dona Nielsen was present to discuss office space in the Annex and is exploring moving to the front and will get cost to the board.

On motion adjournment was taken until February 22, 2011.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisors