

BOARD PROCEEDINGS

FIFTH DAY

JANUARY 27, 2004

REGULAR JANUARY SESSION

The Board of Supervisors met pursuant to adjournment. Present were: Don McGregor, Chairman, Eugene Elsbecker, Bob Cink, Don Besch and Lee Froehlich. Absent: none.

Motion by Besch to approve minutes of previous meeting as read. Died for lack of second.

Motion by Cink and 2nd by Froehlich to approve minutes of previous meeting as read. Ayes: all Nays: none. Motion carried unanimous.

Motion by Cink and 2nd by Elsbecker to approve the agenda minus the 9:35 agenda item. Ayes: all Nays: none. Motion carried unanimous.

Public Discussion and Committee Reports were held.

Motion by Froehlich and seconded by Cink to open a public hearing to complete the first reading of Kossuth County Ordinance # 12, An Ordinance Establishing the Area Service "C" Road Classification in Kossuth County, Iowa. Ayes: all Nays: none. Motion carried unanimous.

Motion by Besch and seconded by Froehlich to close the public hearing. Ayes: all Nays: none. Motion carried unanimous.

Motion by Elsbecker and seconded by Cink to approve the first reading of Kossuth County Ordinance # 12 effective upon publication. Ayes: all Nays: none. Motion carried unanimous.

January 27, 2004
Dated at Algona, Iowa

Don McGregor, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Joann Bormann
Kossuth County Auditor

Motion by Froehlich and 2nd by Elsbecker to approve attached Resolution Number 01-27-04-01 A Policy to Upgrade Roads from Level of Service "B" to Level of Service "A". Ayes: all Nays: none. Motion carried unanimous.

Kossuth County Resolution No. 01-27-04-01

A Policy to Upgrade Roads from Level of Service "B" to Level of Service "A"

Whereas; The Kossuth County Board of Supervisors is empowered under authority of the Code of Iowa to classify secondary roads on the area service system as Level of Service "A", "B", or "C", and

Whereas; The Kossuth County Board of Supervisors has established said Level "B" system by Ordinance, and

Whereas; Kossuth County Roads that are included in the area service "A" have been constructed to provide a uniform cross section of roadway that provides lateral and transverse drainage and is raised to aid in snow removal and storage, and

Whereas; The Kossuth County Board of Supervisors recognizes that changing land use may create unforeseen demands upon all parts of the county road system and that residents and property owners may request a designated Level "B" road or a portion of a Level "B" road be brought into the Level "A" system.

Therefore, be it resolved that the Board of Supervisors of Kossuth County establishes the following policy for evaluating requests for upgrades on the county Level "B" road system.

Situation A: Request of the County

In some cases, benefits to Kossuth County can be achieved by upgrading a segment of road from Level of Service "B" to Level of Service "A". Upon presentation of the County Engineer of the economic benefits of improving a road, the County Board of Supervisors may, after a public hearing, choose to upgrade the road at the county's full expense. This upgrade will be of economic benefit to Kossuth County.

Situation B: Request by a resident(s), landowner(s), or tenant(s)

At locations where a resident(s), landowner(s), or tenant(s) request the Board of Supervisors to improve or upgrade a segment of a Level of Service "B" road, the Board will direct the County Engineer to prepare design requirements and an estimate of costs to upgrade the road to Level of Service "A" to these requirements. These requirements shall include, but not be limited to:

1. Adequate drainage and grade to allow the aggregate surface to survive field conditions without excessive maintenance.
2. Signing of road in compliance with MUTCD. This may include removal of present signs.
3. Culverts and bridges must meet legal load and width requirements.
4. Road top shall be determined by the County Engineer. Minimum road top shall be 22 feet wide.
5. Aggregate surfacing needed to bring road into reasonable compliance with adjoining Level of Service A roads.

The County Engineer shall determine the adequacy of the right of way, road bed and design requirements.

Adjacent property owners may donate any additional right of way to the county necessary to accomplish these standards.

After a public hearing and receiving the estimate of costs, the Board of Supervisors will determine if the upgrade is necessary and in the long term best interests of the county.

The resident(s), landowner(s), or tenant(s) requesting the Board of Supervisors to improve or upgrade a segment of a Level of Service "B" road shall be responsible for the actual costs of upgrading the road segment from Level of Service "B" to Level of Service "A".

The resident(s), landowner(s), or tenant(s) requesting the Board of Supervisors to improve or upgrade a segment of a Level of Service "B" road shall enter into an agreement with the county as to payment of these costs prior to reclassification of the road segment.

Once the road segment has been reclassified and improved as stated, maintenance of the road will be the continuing responsibility of Kossuth County.

Passed this 27th day of January, 2004

Don McGregor
Chair, Kossuth County Board of Supervisors

Attest:

Joann Bormann
Kossuth County Auditor

Scott Curtis gave the Kossuth County Hospital Report and it can be viewed in the Auditor's Office.

Moved by Cink and seconded by Besch to approve the following resolution.

Ayes: all

Nays: none

Motion carried unanimous.

Resolution to Advance Locally Funded Project(s) in the Priority List

Kossuth County Resolution No. 01-27-04-02

BE IT RESOLVED: That the Board of Supervisors of Kossuth County, Iowa, initiates and recommends that the advancement of the following project(s) to the accomplishment year be approved by the Iowa Department of Transportation (Iowa DOT) for improvement with local funds for the period covering the current secondary road construction program for the purpose of conducting a contract bid letting in the spring of 2004.

Previous Priority Year	Route Number	Project Number	Type of Work and Location of Project	Length Miles	Estimated Costs
2005	B63	L-RS400--73-55	HMA Resurfacing, Hanna Road	6	370,000
2005	C10	L-RS401--73-55	HMA Resurfacing, North of LuVerne	3	180,000
2005	B44	L-RS402--73-55	HMA Resurfacing, South of Whittemore	1.5	90,000

Dated this 27th day of January, 2004.

Richard Schiek
Kossuth County Engineer

Don McGregor
Chair, Kossuth County Board of Supervisors

I, Joann Bormann, Auditor in and for Kossuth County, Iowa, do hereby certify the above and foregoing to be a true and exact copy of a resolution passed and approved by the Board of Supervisors of Kossuth County, Iowa, at their meeting held on the 27th day of January 2004.

Joann Bormann
County Auditor

A discussion was held on Senate File 451, signed into law May 23, 2003. In Section 306.4, Code 2003, Section 2A. Paragraph a. Effective July 1, 2004, jurisdiction and control over a farm-to-market extension.within a city with a population of less than five hundred shall be vested in the county board of supervisors of the respective county.

Motion by Besch and 2nd by Froehlich to delay until April for solid figures from Wellmark. Roll call vote: Besch, yes Cink, no Elsbecker, no Froehlich, yes McGregor, no. Motion failed.

Motion by Cink and 2nd by Elsbecker to continue the Wellmark plan 8 health insurance as now provided for full time county employees and effective 7-1-04 the Wellmark plan will be a county self-funded plan and will no longer be a part of the ISAC plan.

The self-funded plan will save approximately \$183,000 based on the initial self-funded proposal. Roll call vote: Besch, no Cink, yes Elsbecker, yes Froehlich, no McGregor, yes Motion carried.

Motion by Cink and 2nd by Froehlich to set budget hearing for March 2nd, 2004 at 1:00 p.m. in the Kossuth County Courthouse Assembly Room. Ayes: all Nays: none. Motion carried unanimous.

Motion by Cink and 2nd by Elsbecker to approve the Treasurers Semi Annual Report. Ayes: all Nays: none. Motion carried unanimous.

Motion by Cink and 2nd by Froehlich to approve 2% raise for payroll backpay for Tammy Eden, Jim Weisbrod and Ron Reefer of the Sheriff's Office. Roll call vote: Besch, no Cink, no Elsbecker, no Froehlich, no McGregor, no. Motion failed.

Motion by Froehlich and 2nd by Cink to approve Sheriff Gronbach's recommendation for salary of Tammy Eden, Jim Weisbrod and Ron Reefer of the Sheriff's Office for backpay in payroll of 3.3% for current year 2003-2004. Roll call vote: Besch, yes Cink, yes Elsbecker, yes Froehlich, yes McGregor, yes. Motion carried unanimous.

On motion adjournment was taken until February 2, 2004.

Attest: _____

Joann Bormann
Kossuth County Auditor

Don McGregor, Chairman
Board of Supervisors