

BOARD PROCEEDINGS
July 9, 2013
REGULAR JULY SESSION

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

Public Discussion Was held.

Motion by McGregor and 2nd by Wymore to approve the agenda and the minutes of the previous meeting dated July 2, 2013. Motion carried.

Department Head Discussion was held.

Motion by McGregor and 2nd by Besch to approve the cash on hand for June 30, 2013 for the Kossuth County Auditor at \$0, Kossuth County Recorder at \$200, Kossuth County Sheriff at \$0 and the Kossuth County Treasurer at \$1704.49. Motion carried.

The Board of Supervisors acknowledged transfers made by the Kossuth County Auditor on July 2, 2013. The first transfer was from General Basic to Secondary Road in the amount of \$2,571.96 and the second transfer was from Rural Basic to Secondary Road in the amount of \$26,589.19. Motion carried.

Motion by McGregor and 2nd by Wymore to approve the appointment of Vicki Mallory to represent Kossuth County on the Western Iowa Tourism Board for the FY of 2013-2014. Motion carried.

Motion by McGregor and 2nd by Besch to approve Resolution #07-09-13-01 which designates Kossuth County's authorized representative to be Joe Myhre of NIACOG in the Hazard Mitigation Project. Motion carried.

RESOLUTION #07-09-13-01

STATE OF IOWA
DESIGNATION OF APPLICANT'S AUTHORIZED REPRESENTATIVE

Be it resolved by Kossuth County Board of Supervisors that Joe Myhre, Executive Director of NIACOG, is hereby authorized to execute on behalf of Kossuth County , this mitigation project and to file it with Iowa Homeland Security and Emergency Management (HSEMD) for the purpose of obtaining financial assistance under the Robert T Stafford Disaster Relief and Emergency Assistance Act (PL 93-288, as amended) and the Code of Iowa, Chapter 29c.

Passed and Approved this 9th Day of July , 2013.

Signature of Chief Executive Officer

Signature of Authorized Representative

Jack Plathe, Chair
Print Name and Title

Joe Myhre, Executive Director NIACOG
Print Name and Title

Date

Date

Attested:

Signature

Amber Garman
Auditor

Date

Motion by Besch and 2nd by Wymore to approve the Iowa Department of Transportation detour agreement for the use of Kossuth County route P-30. Description of the detour route is: From the junction of IA 9 and P30 at Swea City thence north 8.1 miles on P30 to the Minnesota State Line (Martin County). Motion carried.

Motion by McGregor and 2nd by Wymore to approve the Iowa Department of Transportation detour agreement for the use of Kossuth County route P-20. Description of the detour route is: Commencing at the junction of IA 15 and Kossuth County Road B-19, thence east 2.0 miles to Kossuth County Road P-20, then north 6.0 miles to Kossuth County Road A-42, thence west 2.0 miles to Iowa 15. Motion carried.

Motion by Besch and 2nd by McGregor to approve Resolution #07-09-13-01 which follows through with a request to review the speed limit along a portion of 190th Street, East of Highway 169. Motion carried.

RESOLUTION#07-09-13-02

WHEREAS, Kossuth County has received a request to review the speed limit along a portion of 190th Street, East of Highway 169, and

WHEREAS, Kossuth County has jurisdiction over 190th Street, and

WHEREAS, the Board of Supervisors is empowered under authority of Sections 321.255 and 321.285, of the Code of Iowa, to determine upon the basis of an engineering and traffic investigation, that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEREAS, such investigation has been completed by the Kossuth County Engineer's Office, and

WHEREAS, it is necessary for Kossuth County to approve the speed limit for 190th Street within their jurisdiction, and

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors that a speed limit be established and appropriate signs erected at the location described as follows:

On Kossuth County Route 190th Street, beginning at the intersection with US Highway 169 for approximately 2200 feet east, 35 m.p.h.

This resolution shall be in effect when the signs have been erected.

July 9, 2013

Dated at Algona, Iowa

Jack Plathe, Chairperson

Kossuth County Board of Supervisors

ATTEST:

Amber Garman
Kossuth County Auditor

Motion by Besch and 2nd by McGregor that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to Northwest Telephone Cooperative Association, Havelock, Iowa, to bore a fiber optic cable along and under B63 (130th Street). Work will be completed approximately 170 feet east of Highway 15 along the north right of way line of B63, then east approximately 1300 feet, AND bore under B63 approximately 900 feet east of Highway 15 to an acreage south of B63, Sections 18-19 of Garfield Township. Permit number 07-33-2013 is on file in the Kossuth County Engineer's Office. Motion carried.

Drainage was held followed by Discussion with Kossuth County Engineer regarding a project in DD #4 Lat 4.

Motion by McGregor and 2nd by Besch to approve the 28E Agreement for Sharing Target Case Management as presented by Dona Nielsen, Kossuth County CPC. This agreement is for the time period of July 1, 2013 through June 30, 2014. Motion carried.

Motion by Besch and 2nd by Wymore to approve entering into the Therap Pilot Participation Agreement as presented by Dona Nielsen, Kossuth County CPC. Motion carried.

Motion by McGregor and 2nd by Wymore to approve Resolution #07-09-13-03 which grants support from the Kossuth County Board of Supervisors who represent the Unincorporated Areas of Kossuth County to the City of Bancroft in their effort to propose the question of continued imposition of LOST tax. Motion carried.

RESOLUTION NO. 07-09-13-03

A Resolution in support of the City of Bancroft, Iowa to propose the question of the continued imposition of a local sales and service tax to be submitted to the qualified electors in the City of Bancroft, Iowa at a special election.

WHEREAS, The City Council of the City of Bancroft are seeking alternative methods of collecting needed tax revenues without placing additional tax burdens upon property owners within the City of Bancroft, and

WHEREAS, the imposition of a sales and service tax, not to exceed one percent (1%) will shift a portion of and more evenly distribute the tax burden to a greater portion of the residents of the City of Bancroft.

BE IT THEREFORE RESOLVED, by the County Supervisors, representing the unincorporated area of Kossuth County, Iowa, supports the City of Bancroft, Iowa to propose the question of the continued imposition of a local sales and service tax be submitted to qualified electors in the City of Bancroft as soon as legally possible.

BE IT FURTHER RESOLVED, that the County Auditor should be and is hereby authorized and directed to send a true copy of this Resolution to the Kossuth County Auditor who shall consider this Resolution in support of the City of Bancroft, Iowa for submission of the question of the imposition of a local sales and service tax as soon as legally possible.

PASSED, APPROVED, and ADOPTED this 9th day of July, 2013.

Attest:

Chairman, Kossuth Co Board of Supervisors

County Auditor

Motion by McGregor and 2nd by Besch to approve Resolution #07-09-13-04 which authorizes the City of Bancroft with the support of the Unincorporated areas of Kossuth County and the support of the City of Algona to propose the question of LOST on the City Election Ballot in November 2013. Motion carried.

RESOLUTION NO. 07-09-13-04

RESOLUTION REQUESTING ELECTION FOR LOCAL SALES AND SERVICES TAX AND ESTABLISHING PROPOSED USE OF LOCAL SALES AND SERVICES TAX REVENUES

WHEREAS, the City of Bancroft, Iowa, has a local sales and services tax, also known as the local option sales tax, which is currently in effect until June 30, 2014; and

WHEREAS, the Kossuth County Supervisors, of Kossuth County, Iowa, has determined that it would be in the best interest of the City of Bancroft to hold an election for the continuation of the one percent (1%) local sales and services tax which would begin on July 1, 2014; and

WHEREAS, the Kossuth County Supervisors is of the opinion that the election for the continuation of the local sales and services tax should occur on the same date as the next regular City of Bancroft, Iowa election which would be the first Tuesday in November of 2013; and

WHEREAS, the City Council of the City of Bancroft, Iowa, has further determined the City's intended use for the revenue if the electors vote to impose the local sales and services tax.

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Supervisor's of Kossuth County, Iowa, as follows:

1. That the Kossuth County Commissioner of Elections submit the question of the imposition of a local sales and services tax to the registered voters of the City of Bancroft, Iowa, at the same time that the regular City election is held on the first Tuesday in November of 2013.
2. That City of Bancroft work with other government entities within Kossuth County to obtain motions from said governing bodies which support the City of Bancroft's request to allow the voters of the City of Bancroft the opportunity to vote on the question of the imposition of a local sales and services tax.
3. That the ballot for said election include the following language:
SHALL THE FOLLOWING PUBLIC MEASURE BE ADOPTED?

_____ YES
_____ NO

Summary: To authorize imposition of a local sales and services tax in the City of Bancroft in the County of Kossuth at the rate of one percent (1%) to be effective on July 1, 2014.

A local sales and services tax shall be imposed in the City of Bancroft, County of Kossuth, at the rate of one percent (1%) to be effective on July 1, 2014.

Revenues from the sales and services tax are to be allocated in the City of Bancroft, in the County of Kossuth as follows:

Zero percent (0%) for property tax relief.

One Hundred percent (100%) for expenses relating to the construction and/or remodeling of a building to be used as a City facility or the repayment of indebtedness for the same, the renovation of the Bancroft Public Library, capital purchases, capital improvements, and any other lawful purpose of the City of Bancroft, Iowa as determined by the City Council.

4. That City the Kossuth County Auditor is hereby informed of the language that the City of Bancroft desires to have placed on the ballot and to take whatever action is needed in order to facilitate the election.

PASS, ADOPTED, AND APPROVED this 9th day of July, 2013.

Jack Plathe, Chairman
Kossuth County Board of Supervisors

ATTEST:

Amber Garman, Kossuth County Auditor

Motion by McGregor and 2nd by Besch to approve the 28E Agreement for Iowa Precinct Atlas Consortium. Motion carried.

Motion by McGregor and 2nd by Wymore to approve Resolution #07-09-13-05 which authorizes the Chairman to sign the 28E Agreement for Iowa Precinct Atlas Consortium. Motion carried.

RESOLUTION #07-09-13-05

RESOLUTION AUTHORIZING THE CHAIR TO SIGN THE 28E AGREEMENT FOR IOWA PRECINCT ATLAS CONSORTIUM

WHEREAS, the purpose of the agreement is to provide an organizational structure to purchase a copyright license for distribution and use of Precinct Atlas within the State of Iowa; and,

WHEREAS, authority for this agreement is contained in Chapter 28E of the Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Board of Supervisors to authorize the Chair to sign the 28E Agreement for Iowa Precinct Atlas Consortium.

Resolution adopted this 9th day of July 2013.

_____, Chairman
_____ Board of Supervisors

ATTEST:

_____ Auditor
_____ County

Motion by McGregor and 2nd by Wymore to authorize the Auditor to purchase Precinct Atlas Equipment for the Voting Precincts in Kossuth County. Motion carried.

On motion adjournment was taken until July 16, 2013.

Attest:

Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors