

REGULAR JUNE SESSION

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

Motion by Besch and 2nd by McGregor to approve the agenda. Ayes: all Nays: none Motion carried unanimous.

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

Motion by Wymore and 2nd by Elsbecker to approve the following claims. Ayes: all Nays: none Motion carried unanimous.

General Basic Fund

Algona Family YMCA	Allocations	909.52
Algona Municipal Utilities	Phone	1835.99
Algona Plumbing & Heating	Services	85.80
Algona Publishing Co	Publications	1102.24
AmberWave	Services	100.00
American United Life Insurance	Insurance	60.00
Aramark Uniform Service Inc	Supplies	288.39
James Bishop Gloria Bishop	Rent	175.00
Randy Bollinger	Allocations	500.00
Bomgaars Supply Inc.	Supplies	306.47
Jack Bradley	Expenses	176.00
Dale Briggs	Supplies	24.00
Business Systems Inc	Services	40.88
Colin J. Campbell	Allocations	137.95
Cannon Moss Brygger & Assoc	Allocations	4231.29
Central Iowa Juvenile Det.	Expenses	203.71
Cerro Gordo County Auditor	Services	45.00
City of Algona	Allocations	10237.70
Michael R Clapper	Rent	175.00
Computer Systems	Supplies	33.98
Counsel	Supplies	174.23
ECOLAB	Equipment	187.95
Fareway Stores	Supplies	284.18
Amber Garman	Expenses	123.75
Heritage Investment Properties	Rent	175.00
Holiday Inn Ames Conf Center	Accomodations	79.95
Humboldt County REC	Utilities	201.36
Hutzells Inc	Supplies	124.59
I.E.M.A. Kossuth Co Emergency	Allocations	40.00
Interstate All Battery Center	Batteries	98.95
Inventory Trading Company	Uniform	46.00
Iowa Law Enforcement	Registration	135.00
IOS Office Elements	Supplies	588.77
ISCTA	Dues	325.00
J. Thompson Photography	Photo	137.44
Marlys Jennings	Expenses	11.56
Joanne Mergen DBA Joanne's Alt	Services	16.00
Kemna GM Center	Services	59.95
Brian Klein	Allocations	402.50
Kmart 9220	Supplies	35.38
KRHC-Hospital	Allocations	7754.29
Kossuth County Secondary Road	Fuel	2479.30
Kossuth County Sheriff	Allocations	130.30
Lyntronix	Services	23.20
Mail Services L.C.	Services	499.02
Cole Marlow	Beaver Tail	425.00
MaxYield Cooperative	Fuel	22.31
Mid American Energy	Utilities	466.83

Mid American Research	Supplies	47.36
Midwest Radar & Equipment	Equipment	330.00
New England Mfg Co	Equipment	201.01
Northwest Communications	Equipment	732.28
Office Max	Supplies	479.29
OMB's Express Police Supply	Uniform	65.98
Palo Alto County Sheriff	Services	19.25
Pitney Bowes	Supplies	459.78
Jack Plathe	Expenses	60.50
Nicholas Rahm	Expenses	592.70
Roethler Electric	Supplies	44.75
RSM McGladrey, Inc.	Services	334.00
Ruhnke Brothers	Services	24.51
Sac County Sheriff	Services	22.10
Scott Telecommunications	Services	135.00
Secretary of State	Notary	60.00
Sentry Security Fasteners Inc.	Supplies	110.84
The Sidwell Company	Services	30471.00
The Water Connection	Services	486.00
U S Postmaster	Postage	2.82
United States Cellular	Phone	196.74
Watch Guard Video	Equipment	4875.00
West Payment Center	Supplies	642.00
Wiltgens Jewelers Inc	Supplies	10.00
Winnebago County Sheriff	Services	56.27
Pam Wymore	Expenses	242.00

Mental Health Fund

Algona Municipal Utilities	Phone	153.76
Buschers Service Center	Services	200.06
Country View Estates	Services	320.00
Heather Curtis	Services	125.40
Duncan Heights	Services	9200.60
Echo/Plus Inc.	Services	715.66
Exceptional Opportunities	Services	6990.08
Eyerly-Ball CMHS	Services	130.00
Genesis Development	Services	834.79
Golden Cir. Behavioral Health	Services	111.92
Patti Hanson	Services	124.80
Hope Haven	Services	838.20
Horizons Unlimited of Palo Alt	Services	2510.78
Kossuth County Sheriff	Services	597.00
Krysilis, Inc.	Services	383.00
Liberty Square Care Center	Services	806.60
Mental Health Center	Services	191.00
North Iowa Vocational Center	Services	562.38
Palo Alto County Sheriff	Services	150.50
The Phoenix Group	Services	95.00
The Pride Group	Services	2557.80
Treasurer, State of Iowa	Services	21967.20
U S Postmaster	Postage	1135.92
United States Cellular	Phone	119.56
Village Northwest Unlimited	Services	1484.13

Rural Services Basic Fund

Kossuth County Transfer St.	Allocations	25000.00
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Secondary Road Fund

Airgas North Central	Supplies	156.29
Algona Municipal Utilities	Phone service	280.07
American Concrete	Supplies	203.50
American Glass Company	Repairs	536.88
AP Air Inc.	Supplies	195.87
Arnold Motor Supply	Repairs	753.69
AT & T	Long Distance	34.57
Barnes Group Inc.	Supplies	946.57

BMC Aggregates L.C.	Rock	3544.66
Bomgaars Supply Inc.	Supplies	651.27
CCP Industries Inc.	Supplies	64.70
Cintas First Aid & Safety	Supplies	92.40
City of Fenton	Utilities	25.00
City of Titonka	Utilities	95.02
City of Wesley	Utilities	38.00
City of West Bend	Utilities	171.06
Cover-All Midwest Cover-All	Repairs	1215.00
Farm Plan	Repairs	219.48
Don Goede Snap-On Tools	Supplies	241.40
Hancock Concrete Products Co.	Pipe	4833.21
Hancor	Tile repairs	2108.23
Iowa Assoc of Muni Utilities	Dues	1962.74
Iowa Hoist & Crane	Service	1278.00
IOS Office Elements	Supplies	110.79
Iowa Prison Industries	Signs	5035.70
Iowa Telecom	Phone service	133.91
Jacks OK Tire Service	Tires	5402.01
Kemna GM Center	Repairs	113.36
KRHC-Hospital	Services	135.00
Lloyd's Auto Electric Lloyd	Repairs	399.22
Looft Tank Wagon Mike Looft	Fuel	2617.40
Martin Marietta Aggregates	Rock	2859.87
Merryman Bridge Cons Co	Construction	9446.80
Metal Culverts Inc	Pipe	11948.16
Mid American Energy	Utilities	335.49
North Iowa County Engineers	Registration	25.00
Northwest Telephone Coop	Phone service	38.41
QWEST	Phone service	91.48
Ruhnke Brothers	Service	101.97
Sign Works Ink	Supplies	52.18
Tool Doktor	Supplies	89.39
U S Postmaster	Postage	915.16
Whittemore Truck & Trailer	Mowers	21600.00
Wiltgens Jewelers Inc	Supplies	12.06

Civil Defense

Algona Municipal Utilities	Phone	141.17
Hutzells Inc	Supplies	61.56
Jim Kelley	Expenses	171.05
Kossuth County Secondary Road	Fuel	156.88
U S Postmaster	Postage	84.40

E-911 Surcharge Fund

AT & T	Phone	32.34
Northwest Telephone Cooperativ	Phone	315.62
QWest	Phone	708.70
RDJ Specialties Inc.	Supplies	315.48

Grand Total **236822.22**

Drainage Claims

Reutzel Excavating Inc.	Drain 4	1739.00
Kossuth County Auditor	Drain 34	5.04
McClure Engineering	Drain 34	1129.90
McClure Engineering	Drain EK #2 Ours	4406.81
Reutzel Excavating Inc.	Drain EK #2 Ours	34488.00
McClure Engineering	Drain Tri #84 Ours	25796.65
Marvin R. Duhn	Drain Tri #84 Ours	792.49
Marty Donahue	Drain Tri #84 Ours	361.80
Nick Fank	Drain Tri #84 Ours	911.69
McClure Engineering	Drain HK 25-176 Lat 1 OD	4268.06
Reutzel Excavating	Drain HK 25-176 Lat 1 OD	33615.00
Precision Drainage	Drain 166 Lat 29	4300.00
Reutzel Excavating Inc.	Drain 4 Lat 28X	8300.00

Total Drainage Claims **120114.44**

Motion by McGregor and 2nd by Besch to approve the fireworks permit for Deb Smith at 1007 230th Street, Algona, Iowa for the period of July 1-July 15, 2009. Ayes: all Nays: none Motion carried unanimous.

Public Discussion and Committee Reports were held.

Motion by Besch and 2nd by McGregor to approve **Resolution #06-01-09-01** which approves the Courtroom Accessibility Project and base bid from Bob Becker Construction of \$42,698. Ayes: all Nays: none Motion carried unanimous.

RESOLUTION #06-01-09-01

RESOLUTION REGARDING CONSTRUCTION CONTRACT TO CONFORM THE JUDGE'S BENCH IN THE KOSSUTH COUNTY COURTROOM TO THE AMERICANS WITH DISABILITIES ACT.

WHEREAS, Iowa Code Section 331.341, states that when the estimated total cost of a public improvement, other than improvements which may be paid for from the secondary road fund, exceeds the competitive bid threshold in section 26.3, or as established in section 314.1B, the board shall follow the competitive bid procedures for governmental entities in chapter 26 and the contract letting procedures in section 384.103; and

WHEREAS, Iowa Code Section 26.3(1) states that if the estimated total cost of a public improvement exceeds the competitive bid threshold of one hundred thousand dollars, or the adjusted competitive bid threshold established in section 314.1B, the governmental entity shall advertise for sealed bids for the proposed public improvement by publishing a notice to bidders. The notice to bidders shall be published at least once, not less than four and not more than forty-five days before the date for filing bids, in a newspaper published at least once weekly and having general circulation in the geographic area served by the governmental entity.

WHEREAS, Iowa Code Section 26.3(2) states that a governmental entity shall have an engineer licensed under chapter 542B, a landscape architect licensed under chapter 544B, or an architect registered under chapter 544A prepare plans and specifications, and calculate the estimated total cost of a proposed public improvement; and

WHEREAS, the county is responsible for providing a courtroom for legal matters to be resolved; and

WHEREAS, the Americans with Disabilities Act, 42 U.S.C. §12101, states that it is a violation to fail to provide reasonable accommodation to the known physical or mental limitations of a qualified individual with a disability, unless to do so would impose an undue hardship. Undue hardship means that the accommodation would require significant difficulty or expense. Judge Donald Bormann is a qualified individual with a disability under the Act and a District Associate Judge for Kossuth County.

THEREFORE BE IT HEREBY RESOLVED that the Kossuth County Board of Supervisors after following the procedures set out in Chapter 26 of the Iowa Code hereby accepts the lowest bid of \$42,698 by Bob Becker Construction and awards the construction contract to Bob Becker Construction for the courtroom accessibility project.

It was on motion by Supervisor Besch, and seconded by Supervisor McGregor, that the foregoing Resolution be adopted as read. Motion carried. Vote thereon resulting as follows: Ayes: all Nays: none Motion carried unanimous. Resolution declared adopted this 1st day of June, 2009.

Attest: _____
Amber Garman
Kossuth County Auditor

Jack Plathe, Chairperson
Board of Supervisors
Kossuth County, Iowa

The board discussed that this decision to approve the Courtroom Accessibility Project is for the long term best interest of Kossuth County and also said that they feel it is necessary to preserve our Courtroom to the best of our ability to keep the historical value of our Courthouse and Courtroom.

Motion by Besch and 2nd by Elsbecker that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to Algona Municipal Utilities, Algona, IA, to provide communication service to a new home. Work will involve installing new cable and boring under road. Work will begin in the north right of way of Hungry Hollow Road, approximately 630' west from Hanson Drive, connecting from existing pedestal to drop pedestal at 1106 Hungry Hollow Road, working in Section 14 Cresco Township. Permit number 09-06-13 is on file in the Kossuth County Engineer's Office. Ayes: all Nays: none Motion carried unanimous.

Motion by McGregor and 2nd by Wymore to approve **Resolution #06-01-09-02** which approves the City of Algona putting LOST on the City Election Ballot in 2009. Ayes: all Nays: none Motion carried unanimous.

RESOLUTION #06-01-09-02

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

WHEREAS, the City of Algona, 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 City Council of the City of Algona, Iowa, has determined that it would be in the best interest of the City 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 City Council of the City of Algona, Iowa, 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 election which would be the first Tuesday in November of 2009; and

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

WHEREAS, the City Council of the City of Algona, Iowa, requests 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 Algona, Iowa, at the same time that the regular City election is held on the first Tuesday in November, 2009.

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Board of Supervisors 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 Algona, Iowa, at the same time that the regular City election is held on the first Tuesday in November, 2009.
2. 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 Algona in the County of Kossuth, Iowa, 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 Algona, County of Kossuth, Iowa, 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 Algona, in the County of Kossuth, Iowa, 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 Hall and Police Department or the repayment of indebtedness for the same, the renovation of the Algona Public Library, capital purchases, capital improvements, and any other lawful purpose of the City of Algona, Iowa, as determined by the City Council.

It was on motion by Supervisor McGregor, and seconded by Supervisor Wymore, that the foregoing Resolution be adopted as read. Motion carried. Vote thereon resulting as follows: Ayes: all Nays: none Motion carried unanimous. Resolution declared adopted this 1st day of June, 2009.

PASSED, ADOPTED, AND APPROVED this 1st day of June, 2009.

Kossuth County Board of Supervisors

By: _____
Jack Plathe, Chairperson

Attest:

Amber Garman, Auditor

On motion adjournment was taken until June 9, 2009.

Attest: _____
Amber Garman
Kossuth County Auditor

Jack Plathe, Chairman
Kossuth County Board of Supervisors