

**BOARD PROCEEDINGS**  
**June 26, 2012**  
**REGULAR JUNE 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 Plathe and 2<sup>nd</sup> by Wymore to approve the agenda, minutes from the previous meeting and the claims which includes one handwritten claim payable to America's Best Value Inn for \$243.87. Motion carried.

Advanced Drainage System	Supplies	672.00	1
Agri Drain Corp	Supplies	1134.02	1
AgSource Labs	Supplies	400.00	1
Algona Chamber of Commerce	Budget	300.00	1
AMU	Service	1559.11	12
Algona Plumbing & Heating	Supplies	27.00	1
American Glass Company	Supplies	288.75	1
American Solution for Business	Supplies	566.76	1
S Anderson	Expenses	63.13	1
Aramark	Service	54.55	1
Asmus Farm Supply	Supplies	120.76	1
A.T. & T.	Phone	35.62	1
B & W Control Specialists	Supplies	803.90	1
Karen Benschoter	Exp	58.83	1
Bomgaars	Supplies	508.37	1
Phil Bormann	Exp	29.97	1
Business Card	Exp	1369.49	1
CDW Government, Inc	Supplies	1194.17	4
Centurylink	Phone	636.71	2
Chally Repair	Services	962.40	1
City of Algona	Exp	10786.61	2
Kaye M Cleveland	Services	106.00	1
Computer Systems	Supplies	61.85	2
Consolidated Ready Mix, Inc.	Concrete	4324.50	1
Daylight Donuts	Supplies	34.95	1
Duncan Heights	Services	9362.65	1
Electronic Specialties	Services	55.45	1
Galls	Supplies	46.48	1
Grass Masters LLC	Services	133.75	1
Kim M Groesbeck	Exp	9.99	1
Dan Hanson	Well Plugging	280.00	1
Harlan Harms	Well Plugging	300.00	1
Lisa Hefty	Exp	61.05	1
Hope Haven	Services	984.06	1
Horizons Unlimited	Services	1954.40	1
Hutzells	Supplies	329.62	4
I Wireless Payment Processing	Phone	74.16	1
Iowa County Attorney's Assoc	Reg	270.00	1
IA Lakes EC	Lights	69.19	1
Iowa Law Enforcement Academy	Reg	145.00	1
IOS	Supplies	1852.84	12
Iowa Well Water Associations	Membership	65.00	1
ISAC	Registration	50.00	1
Jacks OK Tire Service	Tires	15635.64	1
Thomas Johnson	Exp	56.61	1
Kmart	Supplies	24.99	1
KRHC	Service	25.00	1
Kossuth County Auditor	Services	139.59	1
KC Treas	UPS	17.08	2
Legal Aid Society of Story Co	Services	540.67	1
Lexis Nexis	Services	161.00	1
Martin Marietta Aggregates	Rock	3132.62	1

MaxYield Cooperative	Fuel	6709.16	2
McGladrey LLP	Services	401.00	1
Mid Am Energy	Service	196.49	1
Mike Looft TW	Fuel	4204.57	1
Adam S. Miller	Reimbursement	195.44	1
Stephanie M. Nielsen	Exp	75.48	1
NC IA MH	Services	855.04	1
Nugenco, Inc.	Services	4000.00	1
Office Systems Co	Supplies	116.82	1
Carol Olson	Exp	36.31	1
Opportunity Village	Services	4562.56	1
Owen G Dunn Co	Supplies	2477.80	1
P Bowes	Postage	2412.00	1
Prairie Energy Cooperative	Lights	25.75	1
QuarterMaster	Supplies	47.24	1
Quill Corporation	Supplies	83.43	1
Quinn's Repair	Services	218.61	1
Ramsey Co Sheriff's Office	Services	36.00	1
RSM McGlad.	Service	1301.50	1
Safety X-treme	Signs	2613.57	1
Schrauth Flooring	Services	7204.50	1
Sec St Bank	Service	25.00	1
Dean Simpson	Exp	66.41	1
Solutions	Service	28.75	1
Sunshine Services Inc.	Services	787.10	1
Mark Tacheny	Exp	302.92	2
The Pride Group	Services	1603.32	1
Water Conn	Service	13.00	1
Thul Law	Service	370.40	1
Titonka Topic	Notices	41.02	1
Treas ST of IA	Service	7764.75	1
Trinity Lifeline	Services	30.00	1
U S Postmaster	Postage	260.00	2
Verita Exchange Corp/Ziegler	Equipment	108383.37	1
Verizon Wireless	Phone	40.47	1
Webster County Sheriff	Services	80.89	1
IA Telecom	Service	66.55	1
Ziegler Inc	Equipment	20000.00	1
4imprint, Inc.	Supplies	406.85	1
Grand Total		239920.36	

### Drainage Claims

McClure Engineering	Drain 4 Lat 78	\$880.00
McClure Engineering	Drain 7 Lat 19	\$1472.18
McClure Engineering	Drain 12	\$1070.50
McClure Engineering	Drain 20 Lat 2 Main 1	\$3527.50
McClure Engineering	Drain 24	\$3079.00
McClure Engineering	Drain 33	\$5907.12
Hjelmeland Excavating	Drain 33	\$45149.85
B & D Drainage LLC	Drain 45	\$85.00
Reutzel Excavating	Drain 60 Sub 4	\$218.00
McClure Engineering	Drain 69	\$1715.00
McClure Engineering	Drain 110	\$7398.10
McClure Engineering	Drain 129	\$3718.18
Emmetsburg Publishing	Drain PAK #1	\$106.92
McClure Engineering	Drain PAK#1	2522.50
Algona Publishing	Drain PAK #1	\$524.25
LaHarv Construction	Drain WK 20-66	\$221.33
LaHarv Construction	Drain WK 35-89	\$16.61
Algona Publishing	Drain 133 Main Tile	\$17.24
Algona Publishing	Drain 186	89.47
McClure Engineering	Drain 4 Lat 78A	\$1297.49

McClure Engineering  
Drainage Claims Total

Drain 20 Lat 2 Main 1

\$345.87  
\$79362.11

The Board of Supervisors acknowledged a transfer made by the Kossuth County Auditor on June 18, 2012. The transfer was for \$300,000 and it was from the Rural Basic Fund to the Secondary Road Fund.

The Board of Supervisors acknowledged the Safety Committee Meeting Minutes from the month of June, 2012.

Motion by Besch and 2<sup>nd</sup> by Wymore to approve the fireworks permits for John Murphy for July 1<sup>st</sup>, 2012 and for Brian Kumm for July 3-10, 2012 on file in the Kossuth County Auditor's Office. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Elsbecker to approve the applications for exemption from buffer strip ban in drainage district facilities on file in the Kossuth County Auditor's Office. Motion carried.

**Public Hearing – Construction Permit Application  
Thad Struecker/Walleye One Finisher Farm  
SW SE Section 9 Lotts Creek Township**

Motion by Elsbecker and 2<sup>nd</sup> by Besch to open the Public Hearing regarding the Construction Permit Application for Thad Struecker/Walleye One Finisher Farm in the SW SE of Section 9, Lotts Creek Township. Chairman McGregor called for a Roll Call Vote: Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

There were no written or verbal comments received from the public.

Motion by Plathe and 2<sup>nd</sup> by Elsbecker to close the Public Hearing regarding the Construction Permit Application for Thad Struecker/Walleye One Finisher Farm in the SW SE of Section 9, Lotts Creek Township. Chairman McGregor called for a Roll Call Vote: Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

Motion by Wymore and 2<sup>nd</sup> by McGregor to recommend to the Iowa Department of Natural Resources the approval by Resolution #06-26-12-01 of the permit application for Thad Struecker/Walleye One Finisher Farm in the SW SE of Section 9, Lotts Creek Township due to them meeting the requirements on the Master Matrix scoring system per Steve Anderson and to have Amber Garman send notice to the Iowa Department of Natural Resources that the Kossuth County Board of Supervisors adopted recommendation. Roll call vote: Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

**Recommendation to Iowa DNR to Approve the Application Permit for Construction  
of an Animal Confinement Feeding Operation  
Resolution # 06-26-12-01**

WHEREAS, the Kossuth County Board of Supervisors has adopted the Master Matrix for the purpose of scoring construction applications to provide an opportunity for local input and

WHEREAS, The Master Matrix Delegate, Steve Anderson has informed the Kossuth County Board of Supervisors that this site has met the requirements of the Master Matrix as presented in the construction permit application.

WHEREAS, the Kossuth County Board of Supervisors has approved the Master Matrix scoring of this facility:

NOW THEREFORE BE IT RESOLVED, that the Kossuth County Board of Supervisors Hereby recommends to the Iowa Department of Natural Resources approval of the construction permit application for Thad Struecker in the SW SE of Section 9 of Lotts Creek Township. No written or oral public comments were received.

Passed and Approved this 26<sup>th</sup> day of June, 2012.

Attest:

\_\_\_\_\_  
Amber Garman, Kossuth County Auditor

\_\_\_\_\_  
Chairman, Don McGregor  
Kossuth County Board of Supervisors

Motion by Besch and 2<sup>nd</sup> by Wymore to approve the Annual Software Support Contract to Solutions for \$27,080 and the AS400 Support for \$2400 and to authorize Chairman, Don McGregor to sign the agreement. Motion carried.

Kossuth County Recorder, Karen Benschoter was present to discuss with the Board of Supervisors Microfilm Conversion. The decision for this process will be made sometime in July.

**Public Hearing**  
**Road Vacation-Portion of Established Road #61**

Motion by Besch and 2<sup>nd</sup> by Wymore to open the public hearing for discussion of the vacation of approximately 0.95 mile of originally established road #61 located on the north line of section 29 of Sherman Township. Chairman McGregor called for a roll call vote: Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

There were no written or verbal comments received from the public.

Motion by Plathe and 2<sup>nd</sup> by Wymore to close the public hearing for discussion of the vacation of approximately 0.95 mile of originally established road #61 located on the north line of section 29 of Sherman Township. Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

Motion by Besch and 2<sup>nd</sup> by Elsbecker to approve agreements between Kossuth County and the following landowners Beatrice Geishecker, Barbara Wright, John Geishecker Trust, Irene Bormann, Dean and Rebecca Bormann, Robert Altman, and Matthew Bormann, regarding the vacation of Kossuth County Road #61 located along the north line of Section 29, Sherman Township and authorize the Chairperson to sign the agreements. Motion carried.

Motion by Besch and 2<sup>nd</sup> by Elsbecker to adopt resolution #06-26-12-02 which approves a portion of established road #61 is ordered vacated and closed. . Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

**RESOLUTION # 06-26-12-02**

WHEREAS; This being the date and time for the public hearing on the proposed vacation and closure of a portion of Kossuth County local secondary road described as follows:

That part of the originally established road #61, being 66 feet in width, 33 feet on each side of the following described centerline;

Commencing at the northwest corner of Section 29, T-94N, R-28W of the 5<sup>th</sup> P.M., Sherman Township, Iowa, thence east along the north line of said section, 259.1 feet to the point of beginning, thence east along the north line of said section, 0.95 mile to the northeast corner and terminating,

WHEREAS; Proper and legal, notice and publications were served and published according to the Code of Iowa and,

WHEREAS; Kossuth County has agreed to replace the existing concrete bridge on said section of road #61, spanning the Main line of Drainage District #160, with a 114"x77"x85' corrugated metal pipe arch culvert and,

WHEREAS; Agreements between Kossuth County and adjacent landowners:  
1) Beatrice C. Geishecker, Barbara J. Wright, John M. Geishecker Trust  
2) Irene E. Bormann, Dean A. Bormann, Rebecca Lynn Bormann  
3) Robert A. Altman and Matthew C. Bormann  
regarding the terms of said bridge replacement and road vacation is on file in the Kossuth County Recorder's Office and the Kossuth County Engineer's Office and,

WHEREAS; There were no claims for damages filed and,

WHEREAS; No comments or questions were received from the public during the public hearing.

NOW THEREFORE BE IT RESOLVED by the Kossuth County Board of Supervisors that the subject section of the road is ordered vacated and closed.

DATE: June 26, 2012

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Don McGregor, Chairman  
Kossuth County Board of Supervisors

STATE OF IOWA            )  
                                      ) SS  
COUNTY OF KOSSUTH )

I, Amber Garman, hereby certify that I am the Secretary of the Kossuth County Board of Supervisors, that the above and foregoing resolution is a true and correct copy of the resolution which was passed, adopted and approved by the Kossuth County Board of Supervisors on the 26<sup>th</sup> day of June 2012.

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Amber Garman  
Kossuth County Auditor

Motion by Besch and 2<sup>nd</sup> by Wymore to acknowledge the following quotes received by the Kossuth County Engineer for the purchase of two Western Star trucks: Boyer Trucks, Sioux Falls: \$219,976.00 and Freightliner of Des Moines: \$227,000.00 and to approve the Secondary Road purchase of two Western Star trucks from Boyer Trucks of Sioux Falls, South Dakota per the low quote of \$219,976.00 total or \$109,988.00 per truck. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Elsbecker that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to the City of Burt, Iowa to remove dead trees and tree stumps and plant new trees in the road right of way on 300<sup>th</sup> street, near the west city limits of Burt. Work will be on the north side of Section 26, Burt Township. Permit number 06-22-2012 is on file in the Kossuth County Engineer's Office. Motion carried.

Discussion with Kossuth County Engineer was held followed by Drainage, Continuation of Completion Hearing for Drain 133 Main Tile and Classification Hearing for Drain 186. There was discussion with Troy Weary, Area Manager of ITC Midwest about electric transmission lines. Scott Curtis was present to give his monthly report for Kossuth Regional Health Center.

Motion by Besch and 2<sup>nd</sup> by Wymore to approve the 28E Agreement with County Social Services which authorizes by Resolution #06-26-12-03 Chairman McGregor to sign the Agreement and to have Amber Garman forward the signature to Butler County Auditor, Holly Fokkena so that she may file with the Secretary of States Office. Roll Call Vote: Besch: yes, Elsbecker: yes, Plathe: yes, Wymore: yes, McGregor: yes

Discussion with Kossuth County Auditor was held and at that time Amber Garman talked to the Board about a letter from Homeward Housing Trust Fund. This letter asked whether the Board wanted to stay in the Homeward Housing Trust Fund and if our representatives have changed. The Board stated that yes I could sign the document stating they want to remain in this organization and our representatives have not changed. They are still Eugene Elsbecker and Bill Mullins. Board discussion and committee reports were held.

On motion adjournment was taken until July 3 , 2012.

Attest:

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Amber Garman  
Kossuth County Auditor

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Don McGregor, Chairman  
Kossuth County Board of Supervisors