

BOARD PROCEEDINGS

TWENTY-SECOND DAY

MAY 6, 2003

REGULAR MAY 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 Elsbecker and 2<sup>nd</sup> by Cink to approve minutes of previous meeting as read. Ayes: all Nays: none. Motion carried unanimous.

Motion by Cink and 2<sup>nd</sup> by Froehlich to approve the agenda. Ayes: all Nays: none. Motion carried unanimous.

Discussion: Thank-you was read from the Burt Public Library.

Chairperson McGregor handed out report of the inspection of the Kossuth County Jail done by the Iowa Department of Corrections as required by Iowa Code Section 356 to ensure compliance with Chapter 201-50 of the Iowa Administrative Code. The report stated that the jail is clean and well maintained and managed and thanked Chief Jailer Lex Salic-Leeck and the jail staff for their cooperation and assistance during the inspection.

Supervisors stated, they had received letters from Kathy Gerber.

Four young men from North Kossuth Senior Class attended the meeting during the morning.

Motion by McGregor and 2<sup>nd</sup> by Elsbecker that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to HicktoryTech, of Rock Valley, IA to install 25 pair telephone cable in Greenwood Township, Section 22, as detailed on permit number 03-05-04 on file in the Kossuth County Engineer's Office. Ayes: all Nays: none. Motion carried unanimous.

Gary Wedeking of Health Care Benefits of Iowa and Bob Hanna with P.R.I.M.E. Benefit Systems gave a presentation of their health care plans and how we could implement the cafeteria plan.

Motion by Cink and 2<sup>nd</sup> by Froehlich to approve the labor agreement and letters of understanding with the Kossuth County Secondary Road Association effective June 26<sup>th</sup>, 2003. Copy of agreement and letters of understanding on file at the County Auditor's office and the County Engineer's office. Roll call vote: Besch, no Cink, yes Elsbecker, yes Froehlich, yes McGregor, yes. Motion carried.

Motion by Elsbecker and 2<sup>nd</sup> by Cink to increase the wages of the secondary road foreman and the head mechanic \$0.50 per hour effective June 26<sup>th</sup>, 2003. Fringe benefits and longevity pay to be the same as employees of the secondary road association. Roll call vote: Besch, no Cink, yes Elsbecker, yes Froehlich, yes McGregor, yes. Motion carried.

Motion by Froehlich and 2<sup>nd</sup> by Elsbecker to increase all job classifications at the Kossuth County Landfill \$0.50 per hour effective June 26, 2003. Fringe benefits and longevity pay to be the same as employees of the secondary road association. Roll call vote: Besch, no Cink, yes Elsbecker, yes Froehlich, yes McGregor, yes. Motion carried.

Motion by Cink and 2<sup>nd</sup> by Besch to approve the following resolution:

RESOLUTION

WHEREAS; Chapter 317.13 of the Code of Iowa requires that each year the Board of Supervisors prescribe and order a program of weed destruction to be followed by landowners and tenants.

WHEREAS; it is the recommendation of the Kossuth County Weed Commissioner that the following weed policy be adopted.

NOW, THEREFORE BE IT RESOLVED by the Kossuth County Board of Supervisors to adopt the following noxious weed policy for all Kossuth County landowners and tenants:

NOXIOUS WEED POLICY

Notice is hereby given this 6<sup>th</sup> day of May, 2003, pursuant to the Code of Iowa, Chapter 317, Weed Law. All owners, occupants, agents, and public officials in charge of lands in Kossuth County shall destroy or eradicate noxious weeds standing, being, or growing on such lands by effective cutting, tillage, cropping, or treating with chemicals or combination thereof, **as often as may be required to prevent the weeds from blooming and maturing seeds.**

GROUP 1 – by June 1 – Leafy spurge, Hoary cress, Sour Dock, Smooth dock, Red Sorrel, Musk thistle, Buckthorn.

GROUP 2 – by June 16 – Canada thistle, Russian knapweed, Buckthorn plantain, Wild mustard.

GROUP 3 – by July 15 – Field bindweed, Wild carrot, Poison hemlock, Multiflora rose, Horsenettle, Sowthistle, Quackgrass, Velvetleaf, Puncture vine, Cocklebur, Bull thistle, Tall thistle, Wild sunflower, Teasel, and all other thistles of the Cirsium or Carduus genus, Shattercane and Purple Loosestrife.

Upon failure to observe this notice, the Weed Commissioner is required to proceed pursuant to the law and have the weeds destroyed, the expense of which shall constitute a lien and be entered as a tax against the land and be collected as other real estates taxes are collected.

Date: May 6, 2003

Eugene Elsbecker, Vice Chairman  
Kossuth County Board of Supervisors

ATTEST: Joann Bormann  
Kossuth County Auditor

Ken Mulligan  
Kossuth County Weed Commissioner

Ayes: all Nays: none. Motion carried unanimous. Absent: Don McGregor

Motion by Cink and 2<sup>nd</sup> by Elsbecker to adopt the following resolution:

RESOLUTION

WHEREAS; The Kossuth County Board of Supervisors has received a recommendation to vacate that part of originally established road #117, being 66’ in width, 33’ on each side of the following described centerline;

Beginning at the Northwest Corner of Section 3-94-28; thence East along section line to the Northeast Corner of Section 3-94-28 and thence terminating.

WHEREAS; The Kossuth County Board of Supervisors has determined that this road is no longer needed for public road purposes and should be vacated.

THEREFORE BE IT RESOLVED; That a public hearing be held on June 2, 2003, at 10:00 a.m. in the board room of the Kossuth County Courthouse to hear support or objections from the public concerning this proposed road vacation.

Resolution adopted this 6<sup>th</sup> day of May, 2003.

Attest: Joann Bormann  
Kossuth County Auditor

Eugene Elsbecker, Vice Chairman  
Kossuth County Board of Supervisors

Ayes: Cink, Elsbecker, Froehlich Nays: Besch. Motion carried. Absent: McGregor

Motion by Besch and 2<sup>nd</sup> by Froehlich to adopt the following resolution:

RESOLUTION

WHEREAS; The Kossuth County Board of Supervisors has received a recommendation to vacate that part of originally established road #279, being 66’ in width, 33’ on each side of the following described centerline;

Beginning at the Southwest Corner of Section 2-94-28; thence North along section line to the Northwest Corner of Section 2-94-28 and thence terminating.

WHEREAS; The Kossuth County Board of Supervisors has determined that this road is no longer needed for public road purposes and should be vacated.

THEREFORE BE IT RESOLVED; That a public hearing be held on June 2, 2003, at 10:30 a.m. in the board room of the Kossuth County Courthouse to hear support or objections from the public concerning this proposed road vacation.

Resolution adopted this 6<sup>th</sup> day of May, 2003.

Attest: Joann Bormann  
Kossuth County Auditor

Eugene Elsbecker, Vice Chairman  
Kossuth County Board of Supervisors

Ayes: all Nays: none. Motion carried unanimous. Absent: McGregor

Motion by Cink and 2<sup>nd</sup> by Elsbecker to adopt the following resolution:

#### RESOLUTION

WHEREAS; The Kossuth County Board of Supervisors has received a recommendation to vacate that part of originally established road #279, being 66' in width, 33' on each side of the following described centerline;

Beginning at the Southwest Corner of Section 35-95-28; thence North along section line to the Northwest Corner of Section 35-95-28 and thence terminating.

WHEREAS; The Kossuth County Board of Supervisors has determined that this road is no longer needed for public road purposes and should be vacated.

THEREFORE BE IT RESOLVED; That a public hearing be held on June 2, 2003, at 11:00 a.m. in the board room of the Kossuth County Courthouse to hear support or objections from the public concerning this proposed road vacation.

Resolution adopted this 6<sup>th</sup> day of May, 2003.

ATTEST: Joann Bormann  
Kossuth County Auditor

Eugene Elsbecker, Vice Chairman  
Kossuth County Board of Supervisors

Ayes: all Nays: none. Motion carried unanimous. Absent: McGregor

Motion by Cink and 2<sup>nd</sup> by Froehlich to purchase Cat 816F Landfill Compactor for the Kossuth County Landfill. Ayes: all Nays: none. Motion carried unanimous. Absent: McGregor

Motion by Besch and 2<sup>nd</sup> by Cink to approve the following resolution:

#### RESOLUTION

WHEREAS, Section 306.41 of the Code of Iowa provides for the temporary closing of sections of roadway when necessary because of construction, and

WHEREAS, the County Engineer has been authorized by a previous resolution of this Board of Supervisors to execute the requirements of Section 306.41 regarding temporary road closures, and

WHEREAS, a Railroad Crossing repair will require that 40<sup>th</sup> Avenue (P16) between 200<sup>th</sup> Street (B44) and 210<sup>th</sup> Street (B40) be closed to all traffic.

NOW, THEREFORE, BE IT RESOLVED, by the Kossuth County Board of Supervisors that the above-described road be closed and proper signs be erected for the duration of the construction projects as determined by the County Engineer.

BE IT FURTHER RESOLVED, that upon completion of the construction work, as determined by the County Engineer, the road shall be opened to the traveling public without further action of this board.

May 6, 2003  
Dated at Algona, Iowa

Eugene Elsbecker, Vice Chairman  
Kossuth County Board of Supervisors

ATTEST:

Joann Bormann  
Kossuth County Auditor

Ayes: all Nays: none. Motion carried unanimous. Absent: McGregor

On motion adjournment was taken until May 13, 2003.

Attest: \_\_\_\_\_  
Joann Bormann  
Kossuth County Auditor

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Eugene Elsbecker, Vice Chairman  
Board of Supervisors