

**NOVEMBER 15, 2011**  
**REGULAR NOVEMBER 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 Besch and 2<sup>nd</sup> by Wymore to approve the agenda. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Elsbecker to approve the minutes of the previous meeting as read. Motion carried.

Motion by Wymore and 2<sup>nd</sup> by Elsbecker to approve the claims. Motion carried.

Algona Appliance	Supplies	300.00	1
Algona Machine & Supply	Repairs	157.82	1
AMU	Light	4387.39	6
Algona Plumbing & Heating	Repairs	165.00	1
Alg Pub Co	Notices	2949.88	3
Algona Welding & Machine	Service	272.12	1
Alliant Energy	Utilities	2480.75	3
American Glass Company	Repairs	95.00	2
AP Air Inc.	Repairs	89.67	1
Aramark	Service	55.85	1
B & W Control Specialists	Supplies	682.50	1
Bancroft Low Rent Housing	Rent	128.00	1
Bancroft Municipal Utilities	Utilities	160.26	1
Bancroft Reg.	Notices	1336.33	2
Steve Banwart	Well Closing	300.00	1
Barnes Group	Supplies	307.10	1
Amy Benson	Rent	175.00	1
Bisso Technologies	Supplies	134.95	1
BMC Aggregates L.C.	Rock	808.61	1
Bob Barker Company Inc	Supplies	115.80	1
Bomgaars	Supplies	559.13	1
Brown Supply Co Inc	Supplies	62.32	1
Bugs N Stuff	Services	72.00	1
Building Services Group	Rent	175.00	1
Burr Oak Motel	Rent	89.88	1
Card Services	Supplies	1278.62	1
CATCO Parts and Service	Repairs	1489.74	1
CDW Government, Inc	Supplies	878.29	4
Centurylink	Phone	379.76	2
Cerro Gordo County Sheriff	Services	21.00	1
C.H. McGuinness Co, Inc.	Supplies	719.91	1
Charter House LLC	Supplies	36.40	1
Chrome Country Inn	Supplies	6226.00	1
Chrome Truck Stop	Fuel	48.50	1
City of Algona	Exp	1549.25	1
City of Burt	Utilities	300.00	1
City of Swea City	Utilities	26.10	1
Clay County Auditor	Services	1322.00	1
Computer Systems	Supplies	386.88	1
Cooks	Supplies	137.98	3
Credit Bureau of Kossuth Count	Membership	306.00	2
Cretex Concrete Products Midwe	Supplies	3278.00	1
Dan Corbin, Inc.	Services	2825.00	1
Dataline Associates	Supplies	463.46	1
Dave D. Lane MAC Tools Distrib	Tools	138.31	1
Daylight Donuts	Sipplies	41.96	1
Dean Meyer Electric	Repairs	90.50	1
Degen Extinguisher & Repair	Services	98.00	1
Deitering Brothers	Repairs	173.86	1
Lucille Deroos	Well Rehab	595.00	1
Dump-It Inc Sanitation & Recyc	Services	246.00	2
Echo/Plus Inc. ATTENTION: AMY	Services	925.33	1

Ed's Service	Services	410.57	1
Electronic Specialties	Supplies	101.50	1
Environmental Services of IA	Recycling	1410.00	1
Farmers Cooperative Elevator	Services	200.00	2
Fenton Coop Telephone	Phone	23.92	1
Force America Inc.	Repairs	611.27	1
Gales Law Firm	Services	170.50	1
Genesis Development	Services	1928.07	2
Genesis Mental Health Assoc	Services	88.00	1
Susan Goebel-Colon	Well Closing	283.55	1
Don Goede Snap-On Tools	Tool	244.95	1
Graves Construction Co.Inc. 18	Construction	17220.91	1
Kaye Grossnickle	Services	53.00	1
Hancor, Inc.	Tile	830.51	1
Heartland Power Company	Lights	48.00	1
Heiman Fire Equipment Inc	Inspection	3824.00	2
Simon Henry	Well Closing	300.00	1
HicktoryTech	Phone	87.00	1
Hjelmeland Builders	Services	424.92	1
Holmes Lock & Safe Company	Service	20.00	1
Hope Haven	Services	800.10	1
Horizons Unlimited of Palo Alt	Services	1785.58	1
Louie Householder	Well Rehab	595.00	1
Humboldt County REC	Utilities	755.62	4
Gene Hunt	Well Closing	262.15	1
Hutzells	Supplies	354.91	6
Hy-Vee	Supplies	145.62	1
IDALS	Certification	15.00	1
IMWCA	Work Comp	10308.00	1
Interstate All Battery Center	Battery	105.06	1
Interstate Battery of Upper IA	Supplies	10.95	1
Iowa Department of Ag and Land	License	106.50	1
Iowa Division of Labor Service	Services	50.00	1
Iowa Drainage Dist Assoc % TP	Reg	120.00	1
IA Lakes EC	Service	291.11	2
IOS	Supplies	472.82	5
IA Prison Ind	Signs	411.40	1
Iowa State University C/O Regi	Registration	950.00	1
Iowa State University Departme	Supplies	390.26	2
ISSDA	Reg	300.00	1
Jacks OK Tire Service	Services	150.45	2
Jan. Closet	Supplies	11.12	1
John Deere Financial	Parts	608.53	1
Johnston Autostores	Supplies	21475.40	3
K & H	Fuel	224.96	2
Jim Kelley	Exp	224.96	2
Kemco Tires Inc	Repairs	35.75	1
Kmart	Supplies	16.58	1
KRHC	Service	6822.04	4
KC Sec Road	Fuel	3749.98	1
KC Sheriff	Service	479.76	3
KC Treas	Drainage	12246.00	1
Krysilis, Inc.	Services	405.36	1
Lexis Nexis	Services	161.00	1
Life Works Community Services`	Services	1510.32	1
Lone Rock CO-OP Tel Co.	Phone	498.38	2
Looft's On 9	Fuel	145.05	2
Martins Flag Co	Supplies	87.75	1
Matuska Taxidermy Studio	Supplies	900.00	1
MaxYield Cooperative	Fuel	153.35	2
Mental Health Center of North	Services	174.00	1
Mid America Publishing	Notices	773.05	1
Midwest Alarm Services	Services	224.10	1
Midwest Building Materials, In	Supplies	214.15	2
Midwestern Culvert Ltd	CMP	9041.26	1
Mike Looft TW	Diesel	4965.05	1
Miller Lumber Company	Supplies	11.58	1
Tom Morris	Rent	175.00	1
Motor Inn/Alg	Repairs	488.09	1

NAPA	Repairs	9.98	1
NG 911	Services	363.81	1
Dona Nielsen	Exp	132.16	1
NC IA MH	Services	170.75	1
NIVC	Service	80.34	1
NW Tel	Service	480.76	1
Ray O'Herron	Supplies	1365.00	1
Opportunity Village	Services	5594.42	1
Pesticide Bureau - IDALS	Services	15.00	1
Pet Kingdom	Supplies	11.20	1
Jack Plathe	Exp	56.61	1
Polk County Recorder	Rent	45.00	1
Prairie Energy Cooperative	Lights	25.75	1
ProBuild	Supplies	123.55	1
QuarterMaster	Supplies	41.99	1
Reutzel Excavating Inc	Drainage	16330.00	1
Roethler Elec.	Service	1095.00	3
William Rotterman	Well Closing	300.00	1
RSM McGlad.	Service	51.00	1
Shillington Hardware	Supplies	14.48	1
Sign Works Ink	Supplies	124.08	1
Solutions	Service	500.00	1
St Luke's Drug & Alcohol Test	Services	37.00	1
State Ofs of Vital Statistics	Rent	9.00	1
Stanley Security Solutions	Supplies	678.41	1
J J Straub	Service	72.00	1
Streichers	Supplies	58.97	1
Kendall Stumme	Exp	6.00	1
Stundahl's Cleaning	Services	311.00	1
Sunshine Services Inc.	Services	874.60	1
Swea City Herald Press Kristin	Notices	1130.39	2
Taylor Ridge Estate Inc	Services	1613.00	2
The Messenger	Notices	30.00	1
Water Conn	Service	13.00	1
Thul Law	Service	253.82	1
TimeClock Plus Data Management	Services	49.00	1
Titonka Topic	Notices	111.97	1
Titonka-Burt Communications	Service	400.22	3
Tom Eischen Sales Inc.	Supplies	183.95	2
Treas ST of IA	Service	11569.92	1
Trophy Shop	Supplies	5.00	1
Truax Company	Supplies	159.13	1
Trupke	Supplies	511.70	2
US Cellular	Service	962.67	7
US Bank	Supplies	274.48	1
Village Northwest Unlimited	Services	674.75	1
W & H Coop Oil Co	Fuel	11731.11	1
Wahltek	Supplies	87.00	1
Wallace Water Conditioning	Supplies	6.00	1
Warner Plastics & Liners	Supplies	1518.00	1
Waste Management of WI-MN	Service	46705.60	5
Wellmark Blue Cross and Blue S	Services	152897.07	1
IA Telecom	Service	140.28	1
Winnebago Coop Telephone Assn.	Phone	212.74	1
Youngs Office Products	Supplies	85.00	1
Ziegler Inc	Repairs	12212.56	2
Grand Total		426487.34	

Drainage Claims

B & W Control Specialists	Drain 4	6294.25
B & W Control Specialists	Drain 4 Lat 3	2380.50
B & W Control specialists	Drain 4 Lat 3A	245.00
B & W Control Specialists	Drain 5 W Branch	1040.25
Algona Publishing	Drain 20 Lat 2 Main 1	56.85
Algona Publishing	Drain 33	105.32
B & W Control Specialists	Drain 51	465.25
B & W Control specialists	Drain 60	1699.50
Algona Publishing	Drain 60	2320.68
B & W Control Specialists	Drain 63	1610.50

B & W Control Specialists	Drain 72	109.63
Reutzel Excavating Inc	Drain 91	800.00
B & W Control Specialists	Drain 105	503.25
B & W Control Specialists	Drain 106	442.50
B & W Control Specialists	Drain 114	2351.25
Waybec Ltd	Drain 165	278.60
B & W Control Specialists	Drain 185	994.75
McClure Engineering	Drain TRI 84	8569.43
Reutzel Excavating Inc	Drain TRI 84	82083.00
Mc Clure Engineering	Drain 133 Main Tile	10097.40
McClure Engineering	Drain EK #2 Lat E-E	534.85
McClure Engineering	Drain EK #2 Main Tile	552.99
Grand Total		123535.75

The Board acknowledged a transfer made by Kossuth County Auditor, Amber Garman on November 3, 2011 from the Rural Services Fund to the Secondary Road Fund in the amount of \$356,771.87.

**Gravel Pit Reversion, Section 11, Union Township**

November 15, 2011

Motion by: Besch Second by: Wymore

To open the public hearing for discussion on the conveyance of Kossuth County's interest in real property located in the southeast quarter of the southwest quarter of section 11 of Union Township to Kenneth and Marilyn Garman. Roll Call Vote: Besch- yes, Plathe – yes, Elsbecker – yes, Wymore – yes, McGregor – yes. Motion carried.

Motion by: Plathe Second by: Elsbecker

To end discussion on the conveyance of Kossuth County's interest in real property located in the southeast quarter of the southwest quarter of section 11 of Union Township to Kenneth and Marilyn Garman and close the public hearing. Motion carried.

Moved by Elsbecker and seconded by Wymore to approve Resolution # 11-15-11-01 which conveys Kossuth County's interest in real property located in the southeast quarter of the southwest quarter of section 11 of Union Township to Kenneth and Marilyn Garman. Motion carried.

**RESOLUTION 11-15-11-01**

WHEREAS, Kossuth County was deeded a tract of land, described in Book 68 L.D. Page 432, on June 17, 1925 hereinafter referred to as Tract I and

WHEREAS, Kossuth County's deed to Tract I contains a reversion clause stating title shall revert back to the original subdivision from whence it was taken once road materials are removed and

WHEREAS, all suitable road materials have been exhausted from Tract I and

WHEREAS, it is in the best interest of Kossuth County to clear its right, title, interest, claim and demand to Tract I and

WHEREAS, Kossuth County is required by Iowa Code 331.361 to conduct a public hearing when disposing of an interest in real property by sale or exchange and

WHEREAS, notice of the time and place of the public hearing on the proposal to transfer ownership for Tract I has been published according to Iowa law and

WHEREAS, The Kossuth County Board of Supervisors has held a public hearing regarding the proposed transfer of ownership.

NOW THEREFORE BE IT RESOLVED that Kossuth County Quit Claim all its title, interest, claim and demand for the following described real estate located in Kossuth County, Iowa:

A tract of land previously described in Book 68 L.D. Page 432, more particularly described as follows:

Beginning at a point five hundred eighty three and four tenths (583.4') feet west and thirty three (33') feet north of the south one quarter corner of section eleven (11) in township ninety six (96) North, Range twenty nine (29) west of the 5<sup>th</sup> P.M., thence north one degree and fifty five minutes west (N 1°55'W) a distance of two hundred twenty three and six tenths (223.6') feet; thence north seventy four degrees and thirty three minutes west (N 74°33'W) a distance of three hundred fifty six and five tenths (356.5') feet; thence south one degree and fifty five minutes east (S1°55'E) a distance of three hundred thirty (330') feet; thence east three hundred forty and two tenths (340.2') feet to the point of beginning. Containing 2.16 acres.

And further authorize the Chairperson of the Kossuth County Board of Supervisors to sign a Quit Claim Deed to Kenneth and Marilyn Garman for the previously described real estate. Motion carried.

Dated this 15<sup>th</sup> day of November, 2011

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

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

**Gravel Pit Reversion, Section 14, Union Township**

November 15, 2011

Motion by: Elsbecker Second by: Plathe

To open the public hearing for discussion on the conveyance of Kossuth County's interest in real property located in the northeast quarter of the northwest quarter of section 14 of Union Township to Douglas Thee; Tara Ford or Kimberly Ford as Administrators of THE ESTATE OF PAMELA THEE, deceased; and Jeffrey L. Thee as Tenants in Common. Roll Call Vote: Besch – yes, Plathe – yes, Elsbecker – yes, Wymore – yes, McGregor – yes. Motion carried.

Motion by: Plathe Second by: Besch

To end discussion on the conveyance of Kossuth County's interest in real property located in the northeast quarter of the northwest quarter of section 14 of Union Township to Douglas Thee; Tara Ford or Kimberly Ford as Administrators of THE ESTATE OF PAMELA THEE, deceased; and Jeffrey L. Thee as Tenants in Common and close the public hearing. Motion carried.

Motion by Besch and seconded by McGregor to approve Resolution #11-15-11-02 which conveys Kossuth County's interest in real property located in the northeast quarter of the northwest quarter of section 14 of Union township to Douglas Thee; Tara Ford or Kimberly Ford as Administrators of THE ESTATE OF PAMELA THEE, deceased; and Jeffrey L. Thee as Tenants in Common. Motion carried.

**RESOLUTION 11-15-11-02**

WHEREAS, Kossuth County was deeded a tract of land, described in Book 78 L.D. Page 110, on August 24, 1939 hereinafter referred to as Tract I and

WHEREAS, Kossuth County's deed to Tract I contains a reversion clause stating title shall revert back to the grantor, his heirs, successors, grantees and assigns once road materials are removed and

WHEREAS, all suitable road materials have been exhausted from Tract I and

WHEREAS, it is in the best interest of Kossuth County to clear its right, title, interest, claim and demand to Tract I and

WHEREAS, Kossuth County is required by Iowa Code 331.361 to conduct a public hearing when disposing of an interest in real property by sale or exchange and

WHEREAS, notice of the time and place of the public hearing on the proposal to transfer ownership for Tract I has been published according to Iowa law and

WHEREAS, The Kossuth County Board of Supervisors has held a public hearing regarding the proposed transfer of ownership.

NOW THEREFORE BE IT RESOLVED that Kossuth County Quit Claim all its title, interest, claim and demand for the following described real estate located in Kossuth County, Iowa:

A tract of land previously described in Book 78 L.D. Page 110, more particularly described as follows:

All that part of the Northeast Quarter of the Northwest Quarter (NE ¼ NW ¼) of Section Fourteen (14), Township Ninety-six (96), North, Range Twenty-nine (29), West of the 5<sup>th</sup> P.M., bounded and described as follows: Beginning at the northwest corner of the northeast quarter of the Northwest Quarter of said Section Fourteen (14), thence South Two hundred sixty-four (264) feet, thence East Six hundred sixty (660) feet, thence North Two hundred Sixty-four (264) feet, thence West Six hundred sixty (660) feet, to point of beginning, containing four acres, more or less.

And further authorize the Chairperson of the Kossuth County Board of Supervisors to sign a Quit Claim Deed to Douglas Thee; Tara Ford or Kimberly Ford as Administrators of THE ESTATE OF PAMELA THEE, deceased; and Jeffrey L. Thee as Tenants in Common for the previously described real estate. Motion carried.

Dated this 15<sup>th</sup> day of November, 2011

---

Don McGregor, Chairperson  
Kossuth County Board of Supervisors

---

Amber Garman  
Kossuth County Auditor

Motion by Besch and Second by Wymore that the Board of Supervisors of Kossuth County, Iowa, does hereby authorize and give its permission to Dean Bormann, Bode, IA, to install new 12" diameter drain tile under 120<sup>th</sup> Street. Work will involve excavating approximately 1600 feet west of the southeast corner of the intersection of 120<sup>th</sup> Street and 150<sup>th</sup> Avenue, between Section 20 and 29 Sherman Township. Permit number 11-11-31 is on file in the Kossuth County Engineer's Office. Motion carried.

Discussion was held with the Environmental Health Director.

Public discussion and committee reports were held followed by the Reclassification Hearing on Drain 60.

On motion adjournment was taken until November 22, 2011.

Attest:

---

Amber Garman  
Kossuth County Auditor

---

Don McGregor, Chairman  
Kossuth County Board of Supervisors