## BOARD PROCEEDINGS OCTOBER 12, 2010 REGULAR OCTOBER SESSION

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

Motion by McGregor and 2<sup>nd</sup> by Elsbecker to approve the agenda. Motion carried.

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

Motion by Besch and  $2^{nd}$  by McGregor to approve the claims and handwritten claim in the amount of \$2,240 payable to the US Postmaster. Motion carried.

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Airgas NC	Supplies	335.11	1
Algona Machine & Supply	Repairs	745.88	1
AMU	Service	4,282.91	2
Alg Pub Co	Notices	740.34	2
Animal Medical Center	Services	60.00	1
AP Air Inc.	Repairs	693.22	1
AP Truck Parts	Repairs	534.30	1
AppleTime Inc.	Supplies	419.41	1
ARC American Resource Consulta		142.59	1
Arnold Motor Supply	Parts	9.47	1
BAADE, MARCIA	Services	35.00	1
Bancroft Municipal Utilities	Utilities	205.17	1
Bancroft Reg.	Notices	834.92	2
Barnes Group	Supplies	353.59	1
Karen Benschoter	Reimbursement	32.00	1
Bitz Small Engines	Supplies	15.95	1
Bob Boland Ford	Repairs	156.14	1
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Jill Boisjolie	Reimbursement	16.00	
Bomgaars	Supplies	5.37	1
Bugs N Stuff	Services	70.00	1
Buscher Bros. Corporation	Repairs	54.60	1
CATCO Parts and Service	Repairs	1,465.64	1
Christensen Brothers Inc	Construction	132,639.74	1
Cintas	Supplies	73.21	1
City of Algona	Expenses	17,779.79	2
City of Ledyard	Utilities		1
		75.00	
City of Swea City	Utilities	25.20	1
Computer Systems	Supplies	69.90	1
Cooks	Supplies	93.94	1
Crescent Electric Supply Co	Supplies	355.00	1
Dataline Associates	Supplies	55.10	1
Dave D. Lane MAC Tools Distrib	Tools	1,049.36	1
Deitering Brothers	Repairs	26.74	1
Dump-It Inc.	Services	246.00	2
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Ecolab	Service	187.95	1
Ed's Service	Repairs	77.70	1
Election Systems & Software	Services	5,435.71	1
Electronic Specialties	Repairs	109.95	2
Environmental Services of IA	Recycling	1,670.00	1
Fairmont Fire Systems	Inspection	115.00	1
Fareway	Supplies	492.28	1
Fast Oil	Services	37.36	1
FedEx	Services	553.83	1
Fenton Coop Telephone	Phone	248.09	2
Charles L. Finnegan	Services	120.00	1
Force America Inc.	Repairs	88.23	1
H & H Parts	Supplies	5.08	1
Heartland Power Company	Intersection lights	48.00	1
Dawn Heiderscheidt	Reimbursement	32.00	1
HicktoryTech	Phone	86.46	1
Holm's Radiator	Repairs	738.25	1
	Bulb		1
Humboldt County REC		13.20	
Humb Co REC	Service	320.00	1
Humb Co REC	Utilities	312.16	1
Humboldt Independent	Notices	110.94	1
Hutzells	Supplies	454.13	4
Iowa Communications Network	Services	16.08	1
IMWCA	Work Comp	9,546.00	1
Iowa Division of Labor Service	Inspection	50.00	1
IEMA	Dues	100.00	1
IOS	Supplies	974.86	6
IA Prison Ind			
	Signs	1,640.80	1
IA Telecom	Service	66.55	1
ISAC	Fees	985.60	1
ISAC Supervisors Affiliate Due	Dues	275.00	1
Jacks OK Tire Service	Tire repair	22.54	1
K & H	Fuel	23,004.53	2
Kemco Tires Inc	Tire repairs	143.95	1
Kmart	Supplies	73.28	1
KOFAB	Repairs	692.00	1
KRHC	Services	260.00	1
KC Sec Road	Fuel	3,149.21	2
KC Sheriff	Service	21.00	1
Joel Lewis	Services	290.00	1
Lone Rock CO-OP Tel Co.	Phone	350.46	2
Looft's On 9	Fuel	145.58	1
Martin Marietta Aggregates	Riprap	1,151.97	2

Matt Parrott & Sons		Supplies	337.27	3
MaxYield Cooperative		Fuel	25.07	1
Linda McBride		Services	36.91	1
Midwest Building Materials,	In	Supplies	290.42	2
Mike Looft TW		Fuel	4,502.36	1
Murra Hardware		Supplies	16.99	1
NAPA		Repairs	55.39	1
NG-911 Inc.		Services	364.07	1
Northern Cedar Service Co.,	In	Repairs	257.10	1
NW Comm		Service	490.59	1
Jack Plathe		Mlg	16.00	1
ProBuild		Supplies	404.44	2
Purchase Power Pitney Bowes		Postage	5,000.00	1
RSM McGlad.		Service	872.00	1
Shillington Hardware		Supplies	17.99	1
Solutions		Service	500.00	1
S Minn Lubes		Oil	6,355.45	1
St. Lukes Res.		Service	148.00	1
Ternes Garage		Repairs	16.28	1
Water Conn		Service	102.00	2
Titonka Topic		Notices	136.50	1
Titonka-Burt Communications		Phone	412.32	3
Tom Eischen Sales Inc.		Seed	112.50	1
Trupke		Tool	299.00	1
Uline		Supplies	111.25	1
US Cellular		Service	514.60	4
US Bank		Supplies	170.63	1
Verizon Wireless		Phone	72.60	1
W & H Coop Oil Co		Fuel	16,307.42	1
Wallace Water Conditioning		Service	18.00	1
Waste Management		Direct Haul	338.44	2
Wellmark Blue Cross and Blue	S	Fees	75,087.78	1
Westman Freightliner		Repair parts	6,043.73	1
Whittemore Truck & Trailer,	In	Repairs	127.84	1
Winnebago Coop Telephone Assi	n.	Phone	220.52	1
Ziegler Inc		Equip/Repairs	278,090.54	2
Grand Total			615,784.32	
Drainage Claims:				
Algona Publishing Co.		ain 4 Lat 4	41.58	
Valley Contracting Inc.		ain 9 Extension	5260.00	
Algona Publishing Co.		ain 99	102.74	
Valley Contracting Inc.		ain PAK #1	6800.00	
Reutzel Excavating Inc.	Dı	ain PAK #1	510.00	
Total Drainage Claims			12714.32	

Motion by Plathe and 2<sup>nd</sup> by Besch to approve the quarterly reports for the Kossuth County Auditor, Recorder, Sheriff, and Veteran Affairs. Motion carried.

The Board acknowledged transfers made by Kossuth County Auditor, Amber Garman. The transfers were from General Basic Fund to Secondary Road Fund in the amount of \$45,736.21 and from Rural Basic to Secondary Road in the amount of \$592,546.38.

Motion by McGregor and 2<sup>nd</sup> by Besch to approve the liquor license for Primetime. Motion carried.

Public discussion and committee reports were held followed by drainage.

Motion by Elsbecker and  $2^{\rm nd}$  by McGregor to approve the proposal of Kossuth County Sheriff, Steve Kollasch to house Webster County Prisoners. Motion carried.

Motion by Plathe and 2<sup>nd</sup> by Besch to open the public hearing for discussion on the conveyance of the county's interest in real property located in the northwest quarter of the northeast quarter of section 29 of Whittemore Township and known as the Bonnstetter Gravel Pit to Henry Bonnstetter, Carol R. Bonnstetter and Patricia Lane. Motion carried.

Motion by McGregor and 2<sup>nd</sup> by Elsbecker to end discussion on the conveyance of the county's interest in real property located in the northwest quarter of the northeast quarter of section 29 of Whittemore Township and known as the Bonnstetter Gravel Pit to Henry Bonnstetter, Carol R. Bonnstetter and Patricia Lane and close the public hearing. Motion carried.

Motion by Besch and 2<sup>nd</sup> by Elsbecker to approve Resolution #10-12-10-01. Motion carried.

## RESOLUTION #10-12-10-01

WHEREAS, Kossuth County was deeded a tract of land, described in Book 66 L.D. Page 434, on July 14, 1922 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 came once road materials are removed and,

WHEREAS, all suitable road materials have been exhausted from the 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 66 L.D. Page 434, more particularly described as follows:

Beginning at a point fourteen hundred thirty two and five tenths (1432.5) feet west and thirty three (33) feet south of the north east corner of section twenty nine (29) in Township ninety five (95) North, Range thirty (30) West of the fifth P.M.; thence south seventy five (75) feet; thence south sixty three degrees and forty five minutes (63° 45') west five hundred nine and two tenths (509.2) feet; thence North three hundred (300) feet; thence east four hundred fifty seven (457) feet to the point of beginning. Containing one and ninety seven (1.97) acres.

And further authorize the Chairperson of the Kossuth County Board of Supervisors to sign a Quit Claim Deed to Henry Bonnstetter, Carol R. Bonnstetter and Patricia Lane for the previously described real estate.

Dated this 12 <sup>th</sup> day of October, 2010	
Pam Wymore, Chairperson	Amber Garman
Kossuth County Board of Supervisors	Kossuth County Auditor

Motion by Plathe and 2<sup>nd</sup> by Elsbecker to open the public hearing for discussion on the conveyance of the county's interest in real property located in the northwest quarter of the northwest quarter of section 26 of Prairie Township and known as the Johnson Gravel Pit to Raymond A. Johnson; Shirley G. Johnson, Co-Trustee of the JOHNSON REVOCABLE LIVING TRUST u /d/t Nov. 27, 1989; and Terry L. Johnson and Joyce M. Johnson, as Trustees of The Johnson Living Trust UAD 4/24/00, F/B/O Terry L. Johnson and Joyce M. Johnson and their heirs. Motion carried.

Motion by McGregor and 2<sup>nd</sup> by Elsbecker to end discussion on the conveyance of the county's interest in real property located in the northwest quarter of the northwest quarter of section 26 of Prairie Township and known as the Johnson Gravel Pit to Raymond A. Johnson; Shirley G. Johnson, Co-Trustee of the JOHNSON REVOCABLE LIVING TRUST u /d/t Nov. 27, 1989; and Terry L. Johnson and Joyce M. Johnson, as Trustees of The Johnson Living Trust UAD 4/24/00, F/B/O Terry L. Johnson and Joyce M. Johnson and their heirs. Motion carried.

Motion by Besch and 2<sup>nd</sup> by Plathe to approve Resolution #10-12-10-02. Motion carried.

## RESOLUTION #10-12-10-02

WHEREAS, Kossuth County was deeded a tract of land, described in Book 73 L.D. Page 143, on May 27<sup>th</sup>, 1930 hereinafter referred to as Tract I and

WHEREAS, Kossuth County was deeded a tract of land, described in Book 74 L.D. Page 613, on November 4<sup>th</sup>, 1935 hereinafter referred to as Tract II

WHEREAS, Kossuth County's deeds to Tracts I and II contain a reversion clause stating title shall revert back to the original subdivision from whence it came once road materials are removed and,

WHEREAS, all suitable road materials have been exhausted from the Tracts I and II and,

WHEREAS, it is in the best interest of Kossuth County to clear its right, title, interest, claim and demand to Tract I and II 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 Tracts I and II 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 73 L.D. Page 143, more particularly described as follows: All of that part of the Northwest one-quarter (NW ¼) of the Northwest one-quarter (NW ¼) of Section twenty six (26) in Township Ninety-five (95) North and Range Twenty-Seven (27) West of the 5th P.M. bounded and described as follows: Beginning at a point eight hundred fourteen and nine tenths (814.9').feet South and thirty-three (33') feet East of, the Northwest corner of said Section Twenty-six (26); thence South two hundred twelve and one tenth (212.1') feet; thence North Seventy degrees East (N70°E) a distance of six hundred fifty (650.0') feet; thence north two hundred twelve and one tenth (212.1') feet; thence South Seventy degrees West (S70°0'W) a distance of six hundred fifty (650.0') feet to the point of beginning. Containing 2.97 acres.

A tract of land previously described in Book 74 L.D. Page 613, more particularly described as follows: All of that part of the NW ¼ of the NW ¼ of Section 26-95-27 bounded and described as follows: Beginning at a point seven hundred fifty-four and nine tenths feet (754.9') south and thirty-three feet (33') east of the Northwest corner of section twenty six (26), in Township ninety-five (95) north and Range twenty-seven (27) west of the 5 P.M.,thence north seventy degrees east (N70°E) a distance of seven hundred fifty feet (750'); thence south two hundred seventy two and one tenth feet (272.1'); thence south seventy degrees west (S70°W) a distance of one hundred feet (100'); thence north two hundred twelve and one tenth feet (212.1'); thence south seventy degrees west (S70°W) a distance of six hundred fifty feet (650'); thence north sixty (60') feet to the point of beginning. Containing 1.43 acres.

And further authorize the Chairperson of the Kossuth County Board of Supervisors to sign a Quit Claim Deed to Raymond A. Johnson; Shirley G. Johnson, Co-Trustee of the JOHNSON REVOCABLE LIVING TRUST u /d/t Nov. 27, 1989; and Terry L. Johnson and Joyce M. Johnson, as Trustees of The Johnson Living Trust UAD 4/24/00, F/B/O Terry L. Johnson and Joyce M. Johnson and their heirs for the previously described real estate.

Dated this 12 <sup>th</sup> day of October, 2010	
Pam Wymore, Chairperson Kossuth County Board of Supervisors	Amber Garman Kossuth County Auditor
On motion adjournment was	taken until October 19, 2010.
Attest:	
Amber Garman Kossuth County Auditor	Pam Wymore, Chairman Kossuth County Board of Supervisors