

**BOARD PROCEEDINGS**  
**February 8, 2022**  
**REGULAR February SESSION**

The Kossuth County Board of Supervisors met pursuant to adjournment. Present were Roger Tjarks, Chairman, Jack Plathe, Donnie Loss, Galen Casey and Kyle Stecker.

Chairman, Roger Tjarks called the meeting to order at 8:00 A.M. followed by the Pledge of Allegiance.

Public Discussion was held.

Motion by Plathe and 2<sup>nd</sup> by Loss to approve the agenda and the minutes from February 1, 2022.  
Motion carried unanimously.

Motion by Stecker and 2<sup>nd</sup> by Casey to approve the handwritten claims in the amount of \$1,953.63 to Holmes Animal Clinic, \$61,047.63 to State Savings Bank and \$13,779.84 to CPK Trucking. Motion carried unanimously.

The board of supervisors acknowledged the monthly reports from Kossuth Regional Health Center.

The board of supervisors and County Engineer Doug Miller recognized the retirement of Dennis Engelbarts.

Monthly update was given by the Secondary Road Foreman.

The board of supervisors acknowledged the transfer made by Kossuth County Auditor, Tammy Eden, in the amount of \$2,422.94 from General Basic to Secondary Road on February 3, 2022.

Motion by Plathe and 2<sup>nd</sup> by Stecker to approve Resolution #02-08-22-01, a resolution to use ARPA funds for the following projects: \$25,000 for EMS Payroll for Fiscal Year 2022/2023 and \$186,659 to be used for the Courthouse Roof Project. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

**Resolution No. 02-08-22-01**

**A RESOLUTION TO APPROVE DISBURSEMENT OF FUNDS FOR THE AMERICAN RESCUE PLAN ACT**

**WHEREAS**, on March 11, 2021 President Biden signed the 1.9 trillion dollar American Rescue Plan Act and,

**WHEREAS**, Kossuth County applied for and has received the first tranche of funds for the American Rescue Plan Act totaling \$1,438,626.00 and,

**WHEREAS**, Kossuth County has reviewed and determined which requests for the American Rescue Plan Act will qualify and,

**WHEREAS**, based on the distribution guidelines from the U. S. Department of Treasury the following recommendations be considered for the American Rescue Plan Funds:

• EMS Payroll for Fiscal Year 2022/2023	Approx. Cost: \$ 25,000.00
• Courthouse Roof Project	Approx. Cost: <u>\$186,659.00</u>
	Total: \$211,659.00

**WHEREAS**, all items listed will be submitted to the Department of Treasury,

**THEREFORE, BE IT RESOLVED** the Kossuth County Board of Supervisors endorses the disbursement of American Rescue Plan Act Funds for the item listed and authorizes the Auditor to make these payments as they are presented once an amendment for the funds has been completed.

Passed and approved this 8<sup>th</sup> day of February 2022.

Attest:

\_\_\_\_\_  
Roger Tjarks, Chairman  
Kossuth County Board of Supervisors

\_\_\_\_\_  
Tammy Eden, Kossuth County Auditor

By Roll Call Vote:  
Ayes:

Nays:

\_\_\_\_\_  
Galen Casey, Supervisor

\_\_\_\_\_  
Galen Casey, Supervisor

\_\_\_\_\_  
Kyle Stecker, Supervisor

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Kyle Stecker, Supervisor

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Donnie Loss, Supervisor

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Donnie Loss, Supervisor

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Roger Tjarks, Supervisor

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Roger Tjarks, Supervisor

\_\_\_\_\_  
Jack Plathe, Supervisor

\_\_\_\_\_  
Jack Plathe, Supervisor

Motion by Loss and 2<sup>nd</sup> by Casey to approve moving forward with getting a cost estimate for a Courthouse Fire Alarm System. Motion carried unanimously.

Motion by Loss and 2<sup>nd</sup> by Tjarks to approve and sign the contract for Service Coordinators for Care Connections of Northern Iowa. Motion carried unanimously.

Motion by Casey and 2<sup>nd</sup> by Plathe to approve the request of the Iowa Department of Transportation to use County Roads P-60 and B-40 as a detour route while repair work is being done on U.S. 18 near Wesley, Iowa. The route will begin at the junction of US 18 and P-60, thence south on P-60 one mile to the junction of County Road B-40, thence east approximately six miles to the junction of Iowa 17. Motion carried unanimously.

Motion by Plathe and 2<sup>nd</sup> by Loss to approve Resolution #02-08-22-02, a resolution vacating 100<sup>th</sup> Avenue between County Route B-40 (McGregor Rd and US 18). Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to adopt the following resolution.

RESOLUTION TO VACATE A SECTION OF KOSSUTH COUNTY ROAD

RESOLUTION #02-08-22-02

WHEREAS; the currently approved Airport Layout Plan (ALP) for the Algona Municipal Airport identifies a runway extension of the main runway (Runway 12-30) to the southeast and this subject runway extension requires that a portion of 100th Avenue between B40 and US 18 be closed in conjunction with the runway and runway safety areas; and

WHEREAS; the FAA is now requiring the displacement of existing Runway 12 to the southeast to provide adequate runway approach clearance over existing Highway 18; and

WHEREAS; this displacement will leave less than adequate available runway length to accommodate existing and future aircraft operations; and

WHEREAS; the necessary displacement of the runway to the southeast will require that a part of 100th Avenue lying inside the Algona City limits and lying in Kossuth County be closed and vacated; and

WHEREAS; A joint public hearing between the Kossuth County Board of Supervisors and the Algona City Council was held on January 11, 2022 at 5:00 p.m. at the Algona City Council Chambers on the proposed vacation and closure of a portion of Kossuth County local secondary road described as follows:

The portion of 100th Avenue located between sections 3 and 4 , T-95N, R-29W of the 5th P.M., Cresco Township, Kossuth County, Iowa being 66 feet in width, 33 feet on each side of the following described centerline;

Commencing at the Southwest Corner of said Section 3; thence north approximately 1,749.51 feet along the section line between said Sections 3 and 4 to the southeast corner of Parcel “E” of Plat of Survey recorded in the Kossuth County Recorder’s Office in Book 2020 Page 1041 and the point of beginning,

thence continuing north approximately 1,194.17 feet to the northwest corner of Parcel 2 of Plat of Survey recorded in the Kossuth County Recorder's Office in Book 2020 Page 860 and thence terminating.

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

WHEREAS; There were no claims for damages filed and,

WHEREAS; No written comments and questions were received from the public 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 portion of the road be vacated and closed.

BE IT FURTHER RESOLVED by the Kossuth County Board of Supervisors that the actual date of the vacation and the closure of the subject portion of road is the day the road is closed and signs are erected to close the road due to the construction of the extension of the above described runway.

Roll call vote:

Stecker \_\_\_\_\_, Casey \_\_\_\_\_, Loss \_\_\_\_\_, Plathe \_\_\_\_\_, Tjarks \_\_\_\_\_

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DATE: February 8, 2022

\_\_\_\_\_  
Roger Tjarks, Chairman  
Kossuth County Board of Supervisors

STATE OF IOWA)  
 ) SS  
COUNTY OF KOSSUTH )

I, Tammy Eden, 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 8th day of February, 2022.

\_\_\_\_\_  
Tammy Eden  
Kossuth County Auditor

The board of supervisors held a discussion with the Kossuth County Engineer regarding his yearly evaluation.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to open the hearing for DD 4 Lat 11 OD Repairs. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Discussion was held during the hearing.

Motion by Tjarks and 2<sup>nd</sup> by Casey to close the hearing for DD 4 Lat 11 OD Repairs. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to accept the Engineer's Report for DD 4 Lat 11 OD Repairs. Motion carried unanimously.

Motion by Tjarks and 2<sup>nd</sup> by Stecker to do the repairs on DD 4 Lat 11 OD. Motion carried unanimously.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to set the Bid Letting for DD 4 Lat 11 OD Repairs for April 26, 2022 at 10:00 A.M. in the Kossuth County Board of Supervisor's Room. Motion carried unanimously.

Motion by Casey and 2<sup>nd</sup> by Stecker to approve Change Order #10 for Joint DD PAK 1 Open Ditch Repairs. Motion carried unanimously.

Motion by Stecker and 2<sup>nd</sup> by Casey to approve Change Order #11 for Joint DD PAK 1 Open Ditch Repair. Motion carried unanimously.

Motion by Stecker and 2<sup>nd</sup> by Casey to approve Pay Request #17 for Joint DD PAK 1 Open Ditch Repair in the amount of \$137,019.96 payable to Cory Juergens Construction LLC. Motion carried unanimously.

Motion by Stecker and 2<sup>nd</sup> by Plathe to authorize a one time payment to Cory Juergens for Pay Request #17 on February 15, 2022. Motion carried unanimously.

There was no Construction ROW.

Held discussion with the Kossuth County Engineer/Zoning Administrator.

Motion by Stecker and 2<sup>nd</sup> by Casey to approve Randy Bollinger (Fenton Twp Trustee) and Tom Thilges (Riverdale Twp Trustee) as Township Trustees to fill vacancies. Motion carried unanimously.

Discussion was held with Kossuth County Auditor and Kossuth County Board of Supervisors.

Adjournment was taken until 1:00 P.M.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to re-open the Hearing For Drainage District 72 Tile Improvement. Motion carried unanimously. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Discussion was held during the hearing.

Motion by Stecker and 2<sup>nd</sup> by Plathe to close the Hearing for DD 72 Tile Improvement. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to not move forward with DD 72 Tile Improvement project on the basis of economic feasibility. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Stecker and 2<sup>nd</sup> by Loss to re-open the hearing for DD 4 Lateral 28 Tile Improvement. Motion carried unanimously.

Discussion was held during the hearing.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to close the Hearing for DD 4 Lateral 28. Chairman Tjarks called for roll call vote: Stecker: yes Casey: yes Loss: yes Plathe: yes Tjarks: yes. Motion carried.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to repair Lateral 28 with 36" tile from DD 4 OD to the junction with Lateral 62. Chairman Tjarks called for roll call vote: Stecker: yes Casey: yes Loss: yes Plathe: yes Tjarks: yes. Motion carried.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to abandon Lateral 28 from the Junction of DD 4 Lateral 62, with 24" pipe portion, to the cut off open ditch, if there are no objections. Chairman Tjarks called for roll call vote: Stecker: yes Casey: yes Loss: yes Plathe: yes Tjarks: yes. Motion carried.

Motion by Stecker and 2<sup>nd</sup> by Tjarks to direct the engineer to move forward with reclassification of DD 4 Lat 28. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Adjournment was taken.

Budget workshops were held.

Attest:

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Tammy Eden  
Kossuth County Auditor

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Roger Tjarks, Chairman  
Kossuth County Board of Supervisors