

BOARD PROCEEDINGS
May 3, 2022
REGULAR May SESSION

The 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.

There was no public discussion.

Motion by Plathe and 2nd by Loss to approve the agenda and the minutes from April 26, 2022. Motion carried unanimously.

AgSource Coop Srvs	Srvs	180.00	1
AMU	Srvs	262.21	2
Algona Plumb & Htg	Srvs	24.04	2
Alg Pub Co	Notices	673.16	2
J. Alspach	Exp	262.50	1
AU Life Ins	Ins.	80.00	1
Fidelity Sec Lif Ins	Ins	92.53	1
Bancroft Reg.	Notices	128.61	1
Bergland Cram	Srvc	650.00	1
Carole Bernhard	Exp	93.60	1
A Berte	Exp	119.88	1
Bob Barker Co	Supp	6657.15	1
Bomgaars	Supp	1027.34	4
Brown's Shoe Fit Co	Supp	67.35	2
R Bruns	Exp	1050.00	1
Bugs N Stuff	Srvs	308.00	2
Central IA Dist	Supp	420.00	1
Central IA Juv	Srvs	700.00	1
Centurylink	Phone	119.92	1
C H McGuiness	Srvs	32727.60	1
Chally Repair	Repairs	138.08	1
City of Fenton	Utilities	95.32	1
City of High Point	Exp	1600.00	1
City of Wesley	Cons	67.03	1
City of West Bend	Utilities	448.19	1
Counsel Ofs & Doc	Supp	1055.64	5
Counsel Ofs & Doc	Suppl	29.63	1
Crossroads Trailer Sales & Ser	serv	47130.00	1
Dave D Lane	Exp	499.98	1
Degen Extinguisher & Repair	Srvs	405.50	2
Elec Systems & Software	Supp	2426.89	1
Electronic Specialties	Srvs	170.00	1
Farmers Coop Elev	Fuel	769.59	1
Fenton Coop Telephone	Srvs	223.56	1
Freedom Buildings Inc	Engineer Su	7709.00	1
Galls	Supp	227.09	1
Great Americal Financial Svcs	Exp	153.21	2
D Green	Exp	308.60	2
K Groesbeck	Exp	58.50	1
Cole Harms	Exp	1000.00	1
Heartland Asphalt, Inc.	Engineer Su	9059.80	1
D Heidner	Exp	315.84	1
Dean Hilbert	Engineer Su	250.00	1
Holiday Inn	Lodging	644.00	1
Hy Vee Pharmacy	Exp	4666.29	1
ICEOO	Reg	25.00	1
Ia Comm Assurance Pool	Ins	4867.00	1
Ia Parks & Recreation Assoc	Reg	340.00	1
Iowa State University	Reg	150.00	1
ISAC	Srvs	360.00	2
ISCTA	Exp	150.00	1
ITsavvy LLC	Supp	814.00	2
John Deere Financial	Parts	4792.32	1
Judicial Dialog Systems	Srvs	3557.28	1

Kemna GM	Serv	357.95	2
KC Sec Road	Fuel	183.81	1
KRHC	Exp	154.00	1
Lacal Equip	Parts	675.20	1
Lone Rock Coop Tel	Phone	1042.10	1
Louscher Fam. Dentist	Srvs	124.00	1
Mail Serv	Supp	571.33	1
Martin Marietta Agg	Rock	5805.77	1
Mid Am Energy	Srvs	4697.53	2
Mike Looft TW	Fuel	8343.65	1
A Miller	Serv	15.00	1
Aaron Montag	Exp	201.99	1
Motorola Solutions Inc	Supp	539.28	1
MSC Industrial Supply Co	Supplies	174.14	1
NASSCO	Supp	3355.39	5
NIA Appliance	Exp	80.00	1
NIA Lumber&Design	Exp	37.52	1
North Iowa TelCom	Parts	698.00	1
NW Comm	Service	110.16	1
NUGENCO	Exp	750.00	1
O'Reilly	Exp	106.27	1
IOS	Supp	235.75	3
B Pfeffer	Exp	84.27	1
J Plathe	Exp	23.40	1
J Radmaker	Exp	11.87	1
N Roethler	Exp	15.00	1
Smidt Automotive & Repair	Srvs	262.46	1
Stanard & Associates	Srvs	73.50	1
St Hygienic Lab	Supp	140.00	1
SC Herald Press	Notices	128.61	1
Water Conn	Srvs	20.56	1
Z Thompson	Exp	15.00	1
Threads	Supp	57.78	1
Thrifty White Pharmacy	Supp	76.68	1
Titonka Munc Utilities	Srvs	342.46	1
Titonka Burt Comm	Phone	1670.24	1
R Tjarks	Exp	242.77	1
US Bank	Exp	644.00	1
Verus	Phone	18157.50	1
K. Vorland	Exp	200.00	1
Watch Guard Video	Supp	1380.00	1
West Bend Ford	Exp	249.42	1
White Tools LLC	Engineer Suppl	321.00	1
Windstream	Srvs	347.11	1
Winnebago Coop Telecom Assoc	Phone	236.07	1
Grand Total		193109.77	

Drainage Claims

Algona Publishing	Drain 4 Lat 28	\$124.07
Algona Publishing	Drain 65	\$46.67
Algona Publishing	Drain 80	\$46.67
Bolton & Menk	Drain TRI 84	\$1975.00
Bolton & Menk	Drain 4	\$4158.00
Bolton & Menk	Drain 4 Lat 28	\$13335.00
Bolton & Menk	Drain 60 Sub 4	\$1513.00
Bolton & Menk	Drain 65	\$5871.50
Bolton & Menk	Drain 72	\$2075.00
Bolton & Menk	Drain PAK 1	\$24894.50
Cory Juergens Construction	Drain PAK 1	\$189433.01
Hudson Law Firm	Drain PAK 1	\$770.00
Hudson Law Firm	Drain 80	\$1189.50
Cole Harms	Drain 69	\$300.00
I & S Group	Drain 75	\$27307.28
I & S Group	Drain 75 Lat 5	\$1967.02
I & S Group	Drain 90 Lat 1	\$11235.50

I & S Group	Drain 93	\$2500.00
I & S Group	Drain 30	\$3000.00
Jacobson Westergard	Drain 80	\$4672.50
McClure Engineering	Drain 4 Lat 11 OD	\$6727.50
McClure Engineering	Drain 60 Sub 1	\$1877.50
Peterson & Lipps	Drain 80	\$412.00
Reutzel Excavating Inc	Drain 75	\$11957.77
Reutzel Excavating Inc	Drain TRI 84	\$9613.35
Edward Anliker Fam Cor	Drain PAK 1	\$442.50
Alfred & Carolyn Banwart	Drain PAK 1	\$321.00
Duane Berninghaus	Drain PAK 1	379.50
Allen Berte	Drain PAK 1	\$165.00
Tom Bjustrom	Drain PAK 1	\$6976.50
Henry Bonnstetter	Drain PAK 1	\$4873.20
Jim Bonnstetter	Drain PAK 1	\$1219.50
Vaughn & Julie Borchardt	Drain PAK 1	\$162.00
Marc Bormann	Drain PAK 1	\$627.00
Vicki L Bragg	Drain PAK 1	\$91.50
John Bruellman	Drain PAK 1	\$3030.00
BT Financial LLC	Drain PAK 1	\$705.50
Lester Buenger	Drain PAK 1	\$741.00
Century Acres LLC	Drain PAK 1	\$2409.94
Marilyn Chicoine Rev Tr	Drain PAK 1	\$717.00
Angela Metzger	Drain PAK 1	\$369.00
Kenneth Clark	Drain PAK 1	\$2548.01
Quinn Dahlhauser	Drain PAK 1	\$1255.50
Lynn Dreyer Rev Tr	Drain PAK 1	\$766.50
James Fehr	Drain PAK 1	\$342.00
Garman Family LP	Drain PAK 1	\$867.00
Manuel Gerber Rev Tr	Drain PAK 1	\$282.00
Richard Girres	Drain PAK 1	\$588.00
Beth Grimm	Drain PAK 1	\$528.00
Wayne Grimm	Drain PAK 1	\$39.00
Alan & Sherry Gross	Drain PAK 1	\$5913.60
Haag Family Farms LLLP	Drain PAK 1	\$2115.30
Mike Frideres	Drain PAK 1	\$264.00
Darren Hannover	Drain PAK 1	\$10428.00
Terry Hanselman	Drain PAK 1	\$331.50
Bruce Helleseith	Drain PAK 1	\$357.00
High Point Farm Trust	Drain PAK 1	\$3.00
Hilltop Estate Trust	Drain PAK 1	\$7.50
Bryce Jenson	Drain PAK 1	\$381.00
Doris Kemna Rev Tr	Drain PAK 1	\$1478.10
Allan Kirsch	Drain PAK 1	\$52.50
Kevin Kirsch	Drain PAK 1	\$430.50
Kollasch Land & Livestock	Drain PAK 1	\$1421.74
Judith Kollasch	Drain PAK 1	\$376.50
Kossuth County Cons Bd	Drain PAK 1	\$237.00
L & G Inc	Drain PAK 1	\$63.00
Mark Laddusaw	Drain PAK 1	\$22.50
Mary Laubenthal	Drain PAK 1	\$2345.33
Bill Lindgren	Drain PAK 1	\$4625.40
Chrystol Luthi	Drain PAK 1	\$4.50
Gerald M Marso	Drain PAK 1	\$3074.40
Gerald H McClintock	Drain PAK 1	\$433.50
Mertz Bros A Partnership	Drain PAK 1	\$348.00
Dolores Mertz	Drain PAK 1	\$175.50
Duane Metzger	Drain PAK 1	\$157.50

Anthony Meyer	Drain PAK 1	\$1125.34
Denny Meyer	Drain PAK 1	\$1125.33
Arthur Mogler Rev Tr	Drain PAK 1	\$465.00
Raphael Montag	Drain PAK 1	\$3999.90
North Frideres Farms Inc	Drain PAK 1	\$669.00
Clair Reding & Eileen Reding	Drain PAK 1	\$1523.40
Harvey & Marlys Reding	Drain PAK 1	\$1090.50
Bill Richter	Drain PAK 1	\$135.00
Elaine Riggert LE	Drain PAK 1	\$538.50
Mike Riggert	Drain PAK 1	\$486.00
Frank Rusch	Drain PAK 1	\$243.00
Ronald I Schafer LE	Drain PAK 1	\$465.00
Mary Jo Schlapia	Drain PAK 1	\$322.50
Steven M Schlei Grantor Tr	Drain PAK 1	\$5478.00
Jamie Schmidt	Drain PAK 1	\$353.40
Sandra K Schultz Rev Tr	Drain PAK 1	\$2109.00
Steven L Schultz Rev Tr	Drain PAK 1	\$1225.00
South Frideres Farms Co	Drain PAK 1	\$396.00
Dan Muller	Drain PAK 1	\$3.00
Marvin Struecker	Drain PAK 1	\$1009.50
Case Studebaker	Drain PAK 1	\$592.80
John P Studer	Drain PAK 1	\$480.00
Lloyd Thilges	Drain PAK 1	\$67.50
Ritchie Thilges	Drain PAK 1	\$705.00
Todd Thilges	Drain PAK 1	\$2140.50
Betty Uthof	Drain PAK 1	\$375.00
Patricia D Young	Drain PAK 1	\$55.50
Michael Zimmerman	Drain PAK 1	\$583.50
Raymond Zinnel Trust	Drain PAK 1	\$597.00
Stanley & Kathryn Berkland	Drain PAK 1	\$1170.00
Struecker Farms LLLP	Drain PAK 1	\$1965.60
Paul Preston	Drain 166	\$400.00
Arlyn Valvick	Drain 166	\$400.00
Royce Valvick	Drain 166	\$650.00
Bill Walstead	Drain 166	\$400.00
TOTAL		\$425840.13

Chairman Tjarks present a Years of Service Award to Linda Studer for 20 Years of Service.

Motion by Plathe and 2nd by Stecker to take the bid back to Jamie Wolf at Algona Glass and have him correct the description of the replacement doors (for the Courthouse Door Replacement Project) on whether they are thermally broke or not. The board will then look at the bid again. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: no, Loss: no, Plathe: yes, Tjarks: no. Motion failed.

Motion by Plathe and 2nd by Stecker to reject all bids for the Courthouse Door Replacement Project and to have the project re-bid. Motion carried unanimously.

The approval for the use of ARPA funds to be allocated to the Courthouse Door Replacement Project and the Jail Control Panel Project will be postponed until next week until new bids can be submitted.

Motion by Loss and 2nd by Casey to approve the purchase of Replacement Toughbooks for the Sheriff's Office using ARPA funds. Approved by Resolution #05-03-22-01. Motion carried unanimously.

Motion by Tjarks and 2nd by Plathe to approve the purchase of a Snow/Ice Retention System for the Election Building using ARPA funds. Approved by Resolution #05-03-22-01. Motion carried unanimously.

Resolution No. 05-03-22-01

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:

• Snow/Ice Retention System – Election Bldg.	Approx. Cost:	\$16,211.00
• Toughbook Replacements – Sheriff’s Office	Approx. Cost:	<u>\$61,105.20</u>
	Total:	\$77,316.20

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 3rd day of May, 2022.

	Attest:
<hr/> Roger Tjarks, Chairman Kossuth County Board of Supervisors	<hr/> Tammy Eden, Kossuth County Auditor
By Roll Call Vote:	
Ayes:	Nays:
<hr/> Galen Casey, Supervisor	<hr/> Galen Casey, Supervisor
<hr/> Kyle Stecker, Supervisor	<hr/> Kyle Stecker, Supervisor
<hr/> Donnie Loss, Supervisor	<hr/> Donnie Loss, Supervisor
<hr/> Roger Tjarks, Supervisor	<hr/> Roger Tjarks, Supervisor
<hr/> Jack Plathe, Supervisor	<hr/> Jack Plathe, Supervisor

Discussion was held with the IT Coordinator regarding FBI Alerts.

Motion by Loss and 2nd by Plathe to open the Public Hearing on Declaring Emergency Medical Services to Be an Essential Service in Kossuth County. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Third and Final Reading of Resolution #05-03-22-02, Adoption of Emergency Medical Services to Be an Essential Service in Kossuth County was waived at the prior meeting. There was no public discussion.

Motion by Casey and 2nd by Stecker to close the Public Hearing to Declare Emergency Medical Services to Be an Essential Service in Kossuth County. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

Motion by Stecker and 2nd by Tjarks to approve and adopt Resolution #05-03-22-02, a Resolution Declaring Emergency Medical Services to Be an Essential Service in Kossuth County. Chairman Tjarks called for a roll call vote: Stecker: yes, Casey: yes, Loss: yes, Plathe: yes, Tjarks: yes. Motion carried.

RESOLUTION NO. 05-03-22-02

A RESOLUTION DECLARING EMERGENCY MEDICAL SERVICES (EMS) AN ESSENTIAL SERVICE IN KOSSUTH COUNTY, IOWA AND APPOINTING A KOSSUTH COUNTY EMS SYSTEM ADVISORY COUNCIL

WHEREAS the Kossuth County Board of Supervisors has the authority under Iowa Code Section 331.301(1) to “. . . exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the county or of its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents.”

WHEREAS the Kossuth County Board of Supervisors recognizes the “near crisis status” of the current Emergency Medical Services system in Kossuth County and the need for the appointment of a Kossuth County EMS System Advisory Council to provide for the guidance, research, and direction of EMS in Kossuth County for the Board of Supervisors.

WHEREAS Iowa Code Section 422D.1(1)(a) states that “[u]pon adoption of a resolution declaring emergency medical services to be an essential county service. . . a county board of supervisors may offer for voter approval the authorization to impose any of the following taxes or a combination of the following taxes:

1) Local option income surtax.

2) An ad valorem property tax not to exceed seventy-five cents per one thousand dollars of assessed value on all taxable property within the county.

WHEREAS Iowa Code Section 422D.1(2)(a) states that “the resolution declaring emergency medical services to be an essential service shall be considered and voted on for approval at two meetings of the board prior to the meeting at which the resolution is to be finally approved by a majority of the board by recorded vote, as defined in section 331.101. Notice of the first meeting of the board at which the resolution is considered and voted on shall be published not less than sixty days prior to the date of the meeting in one or more newspapers that meet the requirements of section 618.14. The board shall not suspend or waive the requirements for approval of the resolution or approval of the imposition of a tax under this chapter.”

WHEREAS Iowa Code Section 422D.1(2)(b) states that the county “shall coordinate efforts with the local emergency medical services agencies to establish a county emergency medical services system advisory council to assist in researching and assessing the service needs of the county and guiding implementation of services in the county within a council structure.”

WHEREAS Iowa Code Section 422D.1(1)(c) states that “[t]he county emergency medical services system advisory council shall recommend to the board of supervisors an amount of funding to be specified on the ballot, and if one or more of the taxes are approved at election, shall annually assess and review the emergency medical services needs of the county, and shall include the results of such review and assessment in an annual report filed with the board of supervisors.”

WHEREAS Iowa Code Section 422D.1(1)(d) states that “[a] resolution declaring emergency medical services to be an essential service shall be deemed void if the proposition to impose the

taxes fails at election, authority to impose the taxes expires, or if discontinuance of the authority to impose the tax is approved at election under subsection 5.”

WHEREAS Iowa Code Section 422D.1(1)(3)(a) states that “[t]he taxes for emergency medical services shall only be imposed after an election at which sixty percent of those voting on the question of imposing the tax or combination of taxes . . . vote in favor of the question.”

NOW, THEREFORE, BE IT RESOLVED by the Kossuth County Board of Supervisors that:

1) This resolution has been considered and voted on for approval at two meetings of the board prior to the meeting at which the resolution is to be finally approved by a majority of the board and notice of the first meeting of the board at which the resolution was considered and voted on was published not less than sixty days prior to the date of the meeting in one or more newspapers that meet the requirements of section 618.14.

2) Emergency Medical Services is an essential service in Kossuth County, Iowa and that the Kossuth County Board of Supervisors will exercise the necessary power and functions appropriate to preserve the health, safety, and welfare of Kossuth County residents and provide for an effective and efficient Kossuth County Emergency Medical Services system that allows for quality care for the persons living, working, or traveling in Kossuth County.

3) The Kossuth County Board of Supervisors shall coordinate efforts with the local emergency medical services agencies to establish a Kossuth County EMS System Advisory Council whose purpose is to assess and review the emergency medical services needs of the county and provide guidance, research, and direction of a county wide EMS system. Once established, the council shall recommend to the Kossuth County Board of Supervisors an amount of funding to be specified on the ballot. If one or more of the taxes are approved at election, the council

shall annually assess and review the emergency medical services needs of the county, and shall include the results of such review and assessment in an annual report filed with the Kossuth County Board of Supervisors.

It was on motion by Supervisor _____ and seconded by Supervisor _____, that the foregoing Resolution be adopted as read. Motion carried.

Chairman _____ called for a roll call vote:

Casey: _____ Stecker: _____ Loss: _____ Tjarks: _____ Plathe: _____.

Resolution declared adopted this _____ day of _____, 2022.

_____, Chairperson

Kossuth County Board of Supervisors

Kossuth County, Iowa

ATTEST:

Tammy Eden, Auditor

Kossuth County, Iowa

Motion by Tjarks and 2nd by Stecker to authorize and give its permission to Kent Rode, Titonka, IA, to install 120 feet of 12" 0 Class 4 reinforced concrete pipe and 50 feet of 30" CMP by cutting through 330th Street, 130 feet west of the southeast corner of Section 2 Buffalo Township, Kossuth County. Permit number 03-03-2022 is on file in the Kossuth County Engineer's Office. Motion carried unanimously.

Discussion was held with the Kossuth County Engineer and Zoning Administrator.

Discussion was held with the Kossuth County Board of Supervisors.

Motion by Stecker and 2nd by Plathe to approve Pay Request #1 for FEMA Repair JDD TRI 84 in the amount of \$9,613.35 to Reutzel Excavating. Motion carried unanimously.

Motion by Tjarks and 2nd by Loss to approve Completion Report for DD 75 Main and Lateral 1 Improvement and set the Completion Hearing for May 24, 2022 at 10:00 A.M. Motion carried unanimously.

Motion by Plathe and 2nd by Loss to have the supervisors handle their requests as follows: Supervisor Stecker: Request #2022-009 DD 82; Request #2022-010 DD 133; Main Tile: Request #2022-011 DD 20 Main 3; and Request #2022-012 D 4 Lat 31. Motion carried unanimously.

Held discussion with Doug Bergold of TurnKey Logistics and Summit Carbon Solutions regarding Infrastructure for the Summit Carbon Solutions Pipeline Project.

The Board of Supervisors and Human Resources discussed the open Mental Health Advocate position.

Adjournment was taken at 11:36 A.M.

Attest:

Tammy Eden
Kossuth County Auditor

Roger Tjarks, Chairman
Kossuth County Board of Supervisors