

BOARD PROCEEDINGS
March 4, 2014
REGULAR MARCH SESSION

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

Public Discussion was held. The claims were reviewed.

Motion by Besch and 2nd by Wymore to approve the agenda, the minutes of the previous meeting dated February 25, 2014 and the claims which includes one handwritten claim payable to Business Card in the amount of \$1498.55. Motion carried.

ADF Systems	Supp	147.65	1
AMU	Srvs	2012.96	14
Algona Plumb & Htg	Srvs	643.00	1
Alg Pub Co	Notices	174.48	1
Alg Storage& Devlp	Srvs	1500.00	1
American Glass Co	Supp	1017.18	2
AU Life Ins	Ins.	69.60	1
AP Air Inc	Parts	62.01	1
AUS Des Moines MC Lockbox	Srvs	28.00	1
Fidelity Sec Lif Ins	Ins	56.14	1
Barnes Group	Supplies	1242.24	1
Bomgaars	Supp	1603.94	3
Brandt Auto Repair	Srvs	56.08	1
Brown's Shoe Fit Co	Supp	879.18	8
Buscher Bros	Parts	188.52	1
Care Team	Srvs	11000.00	1
CDW Government Inc	Supp	1588.24	2
Central IA Dist	Supp	2883.50	2
Centurylink	Phone	862.69	2
City Dir.	Supp	152.00	1
City of Fenton	Utilities	58.00	1
City of Titonka	Utilities	748.71	1
City of Wesley	Util	40.00	1
City of West Bend	Utl	510.94	1
Civil Defense Fund	Alloc	12000.00	1
Carion Dist	Sup	576.00	1
CCMS	Srvs	635.50	2
D Crail	Exp	250.00	1
D. Crouch	Exp.	13.56	1
Dultmeier	Supp	131.31	1
Dump-It Sanit	Srvs	171.00	1
Electronic Specialties	Srvs	274.25	2
Fareway	Supp	538.91	2
Farmers Coop Elev	Fuel	300.00	1
Galls	Supp	131.54	1
Gisch Repairs LLC	Ser	112.50	1
Hancock Co Shf	Srvs	28.60	1
L Higgins	Exp	150.00	1
Hometown Dist LLC	Supp	143.00	1
Humboldt Mfg Co Dept #8050	Sup	730.15	1
I Wireless	Srvs	81.97	1
Ia Fire Equip Co	Supp	178.10	1
ICEA Service Bureau	Reg	435.00	1
IA Law Enforcement	Supp	590.00	2
IOS	Supp	1139.11	9
IA Prison Ind	Signs	2001.60	1
IA Public Health Assoc	Reg	140.00	1
IA St Bank	Supp	40.00	1
ISACA Treasurer	Reg	225.00	1
Jacks OK Tire Srv	Srvs	2261.78	1
Jan. Closet	Supp	357.74	2
Johnson Plumbing, Heating & Ai	Sup	1.10	1
Johnston Autostores	Parts	873.10	2
K & H	Fuel	101.89	1
Kmart Rx	Supp	135.77	1

Koss Co Auditor	Exp	8099.00	1
KC Sheriff	Srvs	61.00	2
KC Treas	Srvs	57.85	1
KRHC-Phar	Srvs	47.38	1
Mail Serv	Supp	498.87	1
N Marlow	Exp.	24.53	1
McGladrey LLP	Supp	2089.00	1
Mid Am Energy	Srvs	8763.91	2
A Miller	Exp	34.91	1
D Nielsen	Exp	137.01	1
NIA Lumber&Design	Exp	222.70	1
NK Auto & Farm	Supp	32.93	1
NW Comm	Service	46.06	1
Old Republic Surety	Exp	100.00	1
K Omdahl	Exp	8.22	1
MC Overhead Door	Service	540.20	1
P Bowes	Postage	131.73	1
J Plathe	Exp	57.12	1
Prairie Ridge	Exp	96.75	1
Printing Srv	Supp	121.80	1
C Robinson	Exp.	97.40	1
Roethler Elec.	Srvs	340.00	2
Ruhnke Bros	Srvs	15.00	1
Schum Elev Co	Srvs	341.76	1
Solutions	Srvs	265.65	1
Streichers	Supp	62.97	1
Sup Lamp	Supp	627.24	1
Water Conn	Srvs	57.64	3
Zachary Thompson	Exp	16.73	1
Tom Eischen Sales	Sup	289.95	1
Training Resources	Exp	245.00	1
US Postmaster	Exp	200.00	1
US Cellular	Srvs	428.76	2
Verizon Wireless	Phone	64.77	1
Westman Freightliner	Parts	5131.11	1
Windstream	Srvs	132.75	1
Yout & Shelter Srvs Inc	Srvs	466.50	1
Grand Total		82227.74	

Drainage Claims

Algona Publishing Co.	Drain 69	\$117.74
Algona Publishing Co.	Drain 9	\$87.20
Mary Kohlhaas	Drain 9	\$250.00
Mike Kohlhaas	Drain 9	\$300.00
Linden Venhuizen	Drain 9	\$300.00
James Schmidt	Drain 9	\$300.00
Armstrong Journal	Drain 166	\$51.60
Arlyn Valvick	Drain 166	\$250.00
John Angle	Drain 166	\$250.00
Bill Walstead	Drain 166	\$250.00
Royce Valvick	Drain 166	\$503.00
Kollasch Backhoe Service	Drain 166	\$317.50
Kollasch Backhoe Service	Drain 166	\$645.00
Kollasch Backhoe Service	Drain 166	\$635.00
Kollasch Backhoe Service	Drain 166	\$237.00
Kollasch Backhoe Service	Drain 166	\$765.00
Kollasch Backhoe Service	Drain 166	\$825.00
Kossuth County Auditor	Drain 12	\$37.92
TOTAL		\$6,121.96

Public Hearing Noncurrent TIF Debt of \$300,000

Motion by Plathe and 2nd by Besch to open the Public Hearing on NonCurrent Debt and approving internal advance. Chairman McGregor called for a roll call vote: Besch: yes, Plathe: yes, Tjarks: yes, Wymore: yes, McGregor: yes

This being the time and place specified for the public hearing on the proposal to incur noncurrent debt in an amount not to exceed \$300,000, the County Auditor announced that no written objections had been placed on file. Whereupon, the Chairperson called for any written or oral objections and there being none, the Chairperson called for a motion to close the public hearing.

Motion by Wymore and 2nd by Plathe to close the Public Hearing on NonCurrent Debt and approving internal advance. Chairman McGregor called for a roll call vote: Besch: yes, Plathe: yes, Tjarks: yes, Wymore: yes, McGregor: yes

After due consideration and discussion the following motion was made:

Motion by Tjarks and 2nd by Wymore to introduce the following Resolution #03-04-14-01 and move its adoption. Chairman McGregor put the question upon the adoption of said resolution and asked for a roll call vote: Besch: pass, Plathe: yes, Tjarks: yes, Wymore: yes, Besch: yes, McGregor: yes. Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out.

RESOLUTION #03-04-14-01

AUTHORIZING INTERNAL ADVANCE TO FUND URBAN RENEWAL PROJECT COSTS

WHEREAS, the Board of Supervisors (the “Board”) of Kossuth County, Iowa (the “County”), has established the Kossuth County Buffalo Township Economic Development Urban Renewal Area (the “Urban Renewal Area”); and

WHEREAS, the Board has identified the need to establish the Kossuth County Buffalo Township Economic Development Urban Renewal Area Tax Increment Revenue Fund, into which all incremental property tax revenues received from the Urban Renewal Area should be deposited; and

WHEREAS, the Board has also identified certain county road improvements (the “Project”) that should be constructed in the Urban Renewal Area; and

WHEREAS, it has been proposed that the County approve an internal advance of funds in the amount of \$300,000 (the “Advance”) in order to pay the costs of the Project, and the County desires to make the Advance eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area; and

WHEREAS, notice of a public hearing on approving the Advance as a non-current debt, pursuant to Section 331.479 of the Code of Iowa, was published, and the hearing was held;

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Kossuth County, Iowa, as follows:

Section 1. There is hereby created the Kossuth County Buffalo Township Economic Development Urban Renewal Area Tax Increment Revenue Fund (the “Tax Increment Fund”).

It is hereby directed that THREE HUNDRED THOUSAND DOLLARS (\$300,000) be advanced to the Tax Increment Fund from the County Rural Services Basic Fund for the funding of the Project. The Advance shall be treated as a loan (the “Loan”) to the Tax Increment Fund and shall be repaid to the Rural Services Basic Fund without interest, out of future incremental property tax revenues received into the Tax Increment Fund.

Payments on the Loan are subject to annual appropriation by the Board and to the determination of the Board that there are incremental property tax revenues available for such purpose which have been allocated to or accrued in the Tax Increment Fund.

Section 2. The Tax Increment Fund is hereby pledged to the repayment of the Loan, and a copy of this Resolution shall be filed in the office of the County Auditor to evidence this pledge. Pursuant to Section 403.19 of the Code of Iowa, the County Auditor is hereby directed to certify, no later than December 1, 2014, the original amount of the Loan as an obligation that is eligible to be repaid from future incremental property tax revenues, and to certify no later than December 1 of each succeeding year any remaining outstanding balance of the Loan.

Section 3. All resolutions or parts thereof in conflict herewith, are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED this 4th day of March, 2014.

Chairperson

Attest: _____
County Auditor

**Discussion/Decision Seeking Intervention Pertaining to Administrative Hearing in regards to P & J
Pork's appeal of Iowa DNR Decision**

Motion by Tjarks and 2nd by Wymore to go into closed session per Iowa Code 21:5c per request of the County Attorney. Chairman McGregor called for a roll call vote: Besch: yes, Plathe: yes, Tjarks: yes, Wymore: yes, McGregor: yes

Motion by Plathe and 2nd by Besch to leave closed session per Iowa Code 21:5C per request of the County Attorney. Chairman McGregor called for a roll call vote: Besch: yes, Plathe: yes, Tjarks: yes, Wymore: yes, McGregor: yes

Motion by Besch and 2nd by Tjarks to have the County Attorney intervene in the P & J Pork matter. Chairman McGregor called for a roll call vote: Besch: yes, Plathe: yes, Tjarks: yes, Wymore: yes, McGregor: yes

Doug Miller and Doug Crouch of the Kossuth County Engineer's Office gave a presentation in regards to the County Fracture Critical Bridges followed by Discussion with Kossuth County Engineer, Drainage and Continued Bid Letting Hearing of Drainage District #69.

Union Slough Officials and Dennis Lappe were present to discuss wetland and water fowl plans which are in Section 21, Ramsey Township.

Discussion with Kossuth County Auditor was held followed by Board Discussion and Committee Reports.

On motion adjournment was taken until March 11, 2014.

Attest:

Amber Garman
Kossuth County Auditor

Don McGregor, Chairman
Kossuth County Board of Supervisor