

RESOLUTION NO.

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