

BOARD PROCEEDINGS
May 27, 2025
REGULAR May SESSION

The Board of Supervisors met pursuant to adjournment. Present were Carter Nath, Chairman, Josh Waechter, Kyle Stecker, Amber Garman and Howard Haas.

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

There wasn't any public discussion.

Motion by Garman and 2nd by Stecker to approve the agenda and minutes of the previous meeting dated May 20, 2025. Motion carried unanimously.

The board acknowledged the Wellness Minutes and the Safety Minutes.

Motion by Haas and 2nd by Garman to approve the purchase of a new patrol vehicle for the sheriff's office from Karl Chevrolet in the amount of \$39,116 with the trade-in. Motion carried unanimously.

Motion by Stecker and 2nd by Waechter to honor the EMS employees hire date from the City of Algona for the purposes of longevity. Chairman Nath called for a roll call vote: Haas: yes, Garman: pass, Stecker: yes, Waechter: yes, Nath: yes, Garman: yes. Motion carried.

Discussion was held regarding repairs to an ambulance involved in an accident.

Motion by Stecker and 2nd by Garman to complete the repairs to the 2022 ambulance front suspension as discussed. Motion carried unanimously.

EMS Director Phil Albers discussed staffing for Ragbrai going through Kossuth County on July 22, 2025 and staffing for the ABATE Rally from July 3 to July 6, 2025.

Motion by Waechter and 2nd by Stecker to open the Public Hearing for FY 2024-2025 Budget Amendment #2. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

Auditor Tammy Eden presented the Second Budget Amendment for FY 2024-2025. There weren't any public comments in person or in writing.

Motion by Stecker and 2nd by Garman to close the Public Hearing for FY 2024-2025 Budget Amendment #2. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

Motion by Haas and 2nd by Stecker to approve Resolution #05-27-25-01, which is a Resolution approving FY 2024-2025 Budget Amendment #2 and Appropriation of Funds. Chairman Nath called for a roll call vote: Haas: yes, Garman: no, Stecker: yes, Waechter: yes, Nath: yes. Motion carried 4-1.

Resolution #: 05-27-25-01

Notice of Public Hearing

Amendment #2 of Current Budget FY 2024-2025

The Board of Supervisors met this date for the purpose of amending the current FY 24-25. No objectors were present therefore.

BE IT RESOLVED: That the Board of Supervisors of Kossuth County, Iowa approve the Budget Amendments

and Appropriation of Funds for FY 24-25 on this 27th day of May, 2025.

Appropriation Summary by Department - Expenditures

	Department	Original Appropriation	Budget After 1st Amendment	2nd Amendment Change	Budget After 2nd Amended Appropriation
1	Board of Supervisors	\$562,064.00	\$562,064.00	\$16,000.00	\$578,064.00
2	Auditor	\$531,452.00	\$531,452.00	\$0.00	\$531,452.00
3	Treasurer	\$908,718.00	\$908,718.00	\$0.00	\$908,718.00
4	Attorney	\$594,210.00	\$594,210.00	\$0.00	\$594,210.00
5	Sheriff	\$3,590,869.00	\$3,590,869.00	\$0.00	\$3,590,869.00
7	Recorder	\$416,417.00	\$416,417.00	\$0.00	\$416,417.00
8	Custodian	\$282,525.00	\$282,525.00	\$0.00	\$282,525.00
11	Election Expense	\$113,900.00	\$113,900.00	\$0.00	\$113,900.00
20	Engineer	\$12,059,450.00	\$12,059,450.00	\$0.00	\$12,059,450.00
21	Veteran Affairs	\$107,289.00	\$107,289.00	\$0.00	\$107,289.00
22	Conservation	\$846,867.00	\$846,867.00	\$0.00	\$846,867.00
24	Weed Eradication	\$6,144.00	\$6,144.00	\$0.00	\$6,144.00
25	Human Services	\$1,800.00	\$1,800.00	\$0.00	\$1,800.00
27	Medical Death Invest	\$51,982.00	\$51,982.00	\$0.00	\$51,982.00
28	Medical Examiner	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00
31	District Court	\$60,913.00	\$60,913.00	\$0.00	\$60,913.00
33	Library	\$85,000.00	\$273,245.00	\$0.00	\$273,245.00
34	Historical Society	\$6,000.00	\$6,000.00	\$0.00	\$6,000.00
36	Ambulance	\$2,069,182.00	\$2,069,182.00	\$0.00	\$2,069,182.00
39	Relief for the Poor	\$89,596.00	\$89,596.00	\$0.00	\$89,596.00
40	Sanitarian	\$120,572.00	\$120,572.00	\$0.00	\$120,572.00
41	Fair/4-H	\$25,000.00	\$25,000.00	\$0.00	\$25,000.00
48	Miscellaneous	\$64,211.00	\$64,211.00	\$7,000.00	\$71,211.00
51	Courthouse	\$946,000.00	\$949,000.00	\$0.00	\$949,000.00
52	IT	\$737,475.00	\$737,475.00	\$0.00	\$737,475.00
60	Mental Health	\$94,937.00	\$94,937.00	\$30,771.00	\$125,708.00
66	Annex Building	\$14,100.00	\$14,100.00	\$0.00	\$14,100.00
73	Safety Coordinator	\$2,500.00	\$2,500.00	\$0.00	\$2,500.00
75	Nature Center	\$39,040.00	\$39,040.00	\$0.00	\$39,040.00
76	Sheriff Special Funds	\$0.00	\$0.00	\$0.00	\$0.00
78	Planning & Zoning	\$27,000.00	\$27,000.00	\$0.00	\$27,000.00

79	Human Resource	\$59,796.00	\$59,796.00	\$0.00	\$59,796.00
91	Election Center	\$27,300.00	\$27,300.00	\$0.00	\$27,300.00
92	GIS	\$151,624.00	\$151,624.00	\$20,572.00	\$172,196.00
99	Non Department	\$4,081,575.00	\$4,189,847.00	\$1,000,000.00	\$5,189,847.00
	Final Totals	\$28,825,508.00	\$29,125,025.00	\$1,074,343.00	\$30,199,368.00

Appropriation by Service Area - Expenditures

	Service Area	Original Appropriation	Budget After 1st Amendment	2nd Amended Change	Budget After 2nd Amended Appropriation
1	Public Safety & Legal Services	\$6,460,836.00	\$6,569,108.00	\$0.00	\$6,569,108.00
3	Physical Health & Social Services	\$340,626.00	\$340,626.00	\$5,400.00	\$346,026.00
4	Mental Health, ID & DD	\$0.00	\$0.00	\$0.00	\$0.00
6	County Environ & Education	\$1,093,419.00	\$1,281,664.00	\$0.00	\$1,281,664.00
7	Roads & Transportation	\$10,059,450.00	\$10,059,450.00	\$0.00	\$10,059,450.00
8	Government Services to Residents	\$1,063,907.00	\$1,063,907.00	\$0.00	\$1,063,907.00
9	Administration	\$3,725,112.00	\$3,728,112.00	\$68,943.00	\$3,797,055.00
0	Nonprogram Exp.	\$71,032.00	\$71,032.00	\$0.00	\$71,032.00
	Debt Service	\$0.00	\$0.00	\$0.00	\$0.00
	Capital Projects	\$2,230,000.00	\$2,230,000.00	\$0.00	\$2,230,000.00
	Operating Transfers Out	\$3,781,126.00	\$3,781,126.00	\$1,000,000.00	\$4,781,126.00
	Final Totals	\$28,825,508.00	\$29,125,025.00	\$1,074,343.00	\$30,199,368.00

Revenue

	Revenue Type	Original Appropriation	Budget After 1st Amendment	2nd Amendment Change	Budget After 2nd Amended Appropriation
	Intergovernmental	\$8,212,691.00	\$8,212,691.00	\$25,371.00	\$8,238,062.00
	Operating Transfers In	\$3,781,126.00	\$3,781,126.00	\$1,000,000.00	\$4,781,126.00

Resolution declared adopted this 27th day of May, 2025.

Chairman

Kossuth County Board of Supervisors

Attest:

Tammy Eden, Kossuth County Auditor

The Kossuth County Engineer, Doug Miller conducted a Secondary Road Letting for Maintenance Sealcoat MSC-1-25 through MSC-4-25.

There wasn't any Construction in ROW.

A discussion was held with the Kossuth County Engineer.

Motion by Waechter and 2nd by Stecker to approve Resolution # 05-27-25-02, which is a resolution to set the date and time for a Public Hearing to impose a moratorium on applications to construct utility scale energy systems. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

Motion by _____ and Second by _____ to approve the following resolution:

Haas: _____ Garman: _____ Stecker: _____ Waechter: _____ Nath: _____

RESOLUTION #05-27-25-02

WHEREAS; The Kossuth County Board of Supervisors received a recommendation from the Kossuth County Planning and Zoning Commission regarding a proposed amendment to the Kossuth County Zoning Ordinance that addresses a moratorium on accepting or processing any applications for the construction of large-scale or utility-scale solar energy systems; and

WHEREAS; The Kossuth County Board of Supervisors have reviewed and accepted the recommendation made by the Kossuth County Planning and Zoning Commission; and

WHEREAS; The Kossuth County Board of Supervisors issued a moratorium of nine (9) months duration and beginning upon final passage of this Ordinance during which the County will not accept or process any applications for the construction of large-scale or utility-scale solar energy systems, and

WHEREAS, The Kossuth County Board of Supervisors desires more time to develop a Solar Ordinance.

NOW THEREFORE BE IT RESOLVED; That a public hearing be held on _____, 2025 at _____ a.m. (location) _____ to hear comments from the public on the proposed amendment to the Kossuth County Zoning Ordinance that addresses extending a moratorium on accepting or processing any applications for the construction of large-scale or utility-scale solar energy systems.

Resolution adopted this 27th day of May, 2025.

ATTEST:

Tammy Eden
Kossuth County Auditor

Carter Nath, Chair
Kossuth County Board of Supervisors

Motion by Haas and 2nd by Stecker to advise the attorney the desire to extend the solar moratorium until December 31, 2025. Motion carried unanimously.

The rest of the discussion with the Kossuth County Engineer was held.

Motion by Stecker and 2nd by Garman to approve Resolution #05-27-25-03, which is a resolution to award the Secondary Road Project Contract for Maintenance Sealcoat MSC-1-25 through MSC-4-25. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

Motion by: _____ Second by: _____

Haas: _____ Garman: _____ Stecker: _____

Waechter: _____ Nath: _____

**RESOLUTION TO AWARD CONTRACT:
Local Contract ID: MSC-1-25 thru MSC-4-25
Kossuth County Resolution No. 05-27-25-03**

WHEREAS, the Kossuth County Board of Supervisors, hereafter referred to as “the Board”, believes Maintenance Seal Coat Projects MSC-1-25 thru MSC-4-25, hereafter referred to as “the project” is in the best interest of Kossuth County, Iowa, and the residents thereof. The project is defined as a maintenance seal coat project in various locations in Kossuth County; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Kossuth County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from **BLACKTOP SERVICE COMPANY** in the amount of **\$244,158.94** and awards the associated contract to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Kossuth County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Carter Nath, the Chairperson of the Board of Supervisors for Kossuth County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let for this county.

May 27, 2025
Dated at Algona, Iowa

Carter Nath, Chairperson
Kossuth County Board of Supervisors

ATTEST:

Tammy Eden
Kossuth County Auditor

Motion by Stecker and 2nd by Waechter to go into Closed Session per Iowa Code 21.5(1)(C) for potential litigation with the Solutions Contract. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

No decision was made in Closed Session.

Motion by Stecker and 2nd by Waechter to approve Resolution #05-27-25-04, which is a resolution to approve the 2025 Fall Assessment for DD EK 2 Lateral BB 3. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

RESOLUTION NO. 05-27-25-04
JOINT DRAINAGE DISTRICT NO. EK 2 Lateral BB 3

The Joint Board of Supervisors of Kossuth and Emmet Counties hereby prepare to levy a special assessment on the above Joint Drainage District.

Motion made by Kossuth County Supervisor _____ and seconded by _____, that the following Resolution be adopted:

WHEREAS there are now outstanding stamped warrants and claims against Joint Drainage District No. EK 2 Lateral BB 3 and that an assessment is necessary of said Drainage District.

BE IT THEREFORE RESOLVED, by the Joint Board of Supervisors of Kossuth and Emmet Counties, Iowa, that there is hereby levied \$3021.93 (Kossuth \$1858.79/ Emmet \$1163.14) against all lands, tracts, real estate, highways and railroads in Joint Drainage District No. EK 2 Lateral BB 3, Kossuth and Emmet Counties.

BE IT FURTHER RESOLVED, that said assessments be so levied and when so extended in accordance with original apportionment or current classification, and when so extended shall be collected with the current property taxes payable September 30, 2025.

Motion carried and Resolution duly adopted on this 27th day of May 2025.

Chairman: Kossuth County Board of Supervisors

ATTEST: Kossuth County Auditor

Motion by Stecker and 2nd by Haas to approve Resolution #05-27-25-05, which is a resolution to approve the 2025 Fall Assessment for DD EK 4. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

RESOLUTION NO. 05-27-25-05
JOINT DRAINAGE DISTRICT NO. EK 4

The Joint Board of Supervisors of Kossuth and Emmet Counties hereby prepare to levy a special assessment on the above Joint Drainage District.

Motion made by Kossuth County Supervisor _____ and seconded by _____, that the following Resolution be adopted:

WHEREAS there are now outstanding stamped warrants and claims against Joint Drainage District No. EK 4 and that an assessment is necessary of said Drainage District.

BE IT THEREFORE RESOLVED, by the Joint Board of Supervisors of Kossuth and Emmet Counties, Iowa, that there is hereby levied \$6037.65 (Kossuth \$3143.80/ Emmet \$2893.85) against all lands, tracts, real estate, highways and railroads in Joint Drainage District No. EK 4, Kossuth and Emmet Counties.

BE IT FURTHER RESOLVED, that said assessments be so levied and when so extended in accordance with original apportionment or current classification, and when so extended shall be collected with the current property taxes payable September 30, 2025.

Motion carried and Resolution duly adopted on this 27th day of May 2025.

Chairman: Kossuth County Board of Supervisors

ATTEST: Kossuth County Auditor

Motion by Waechter and 2nd by Stecker to approve Resolution #05-27-25-06, which is a resolution to approve the 2025 Fall Assessment for DD EK 5. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

RESOLUTION NO. 05-27-25-06
JOINT DRAINAGE DISTRICT NO. EK 5

The Joint Board of Supervisors of Kossuth and Emmet Counties hereby prepare to levy a special assessment on the above Joint Drainage District.

Motion made by Kossuth County Supervisor _____ and seconded by _____, that the following Resolution be adopted:

WHEREAS there are now outstanding stamped warrants and claims against Joint Drainage District No. EK 5 and that an assessment is necessary of said Drainage District.

BE IT THEREFORE RESOLVED, by the Joint Board of Supervisors of Kossuth and Emmet Counties, Iowa, that there is hereby levied \$45,319.93 (Kossuth \$23,040.65/ Emmet \$22,279.28) against all lands, tracts, real estate, highways and railroads in Joint Drainage District No. EK 5, Kossuth and Emmet Counties.

BE IT FURTHER RESOLVED, that said assessments be so levied and when so extended in accordance with original apportionment or current classification, and when so extended shall be collected with the current property taxes payable September 30, 2025.

Motion carried and Resolution duly adopted on this 27th day of May 2025.

Chairman: Kossuth County Board of Supervisors

ATTEST: Kossuth County Auditor

Motion by Haas and 2nd by Waechter to approve Resolution #05-27-25-07, which is a resolution to approve the 2025 Fall Assessment for DD HK 5-87. Chairman Nath called for a roll call vote: Haas: yes, Garman: yes, Stecker: yes, Waechter: yes, Nath: yes. Motion carried.

RESOLUTION NO. 05-27-25-07
JOINT DRAINAGE DISTRICT NO. HK 5-87

The Joint Board of Supervisors of Kossuth and Hancock Counties hereby prepare to levy a special assessment on the above Joint Drainage District.

Motion made by Kossuth County Supervisor _____ and seconded by _____, that the following Resolution be adopted:

WHEREAS there are now outstanding stamped warrants and claims against Joint Drainage District No. HK 5-87 and that an assessment is necessary of said Drainage District.

BE IT THEREFORE RESOLVED, by the Joint Board of Supervisors of Kossuth and Hancock Counties, Iowa, that there is hereby levied \$34,000.00 (Kossuth \$27,200.00/ Hancock \$6,800.00) against all lands, tracts, real estate, highways and railroads in Joint Drainage District No. HK 5-87, Kossuth and Hancock Counties.

BE IT FURTHER RESOLVED, that said assessments be so levied and when so extended in accordance with original apportionment or current classification, and when so extended shall be collected with the current property taxes payable September 30, 2025.

Motion carried and Resolution duly adopted on this 27th day of May 2025.

Chairman: Kossuth County Board of Supervisors

ATTEST: Kossuth County Auditor

A discussion was held regarding a Memorandum of Understanding for Joint Drainage Districts with Humboldt County.

Motion by Stecker and 2nd by Waechter to set the Continued Completion Hearing for DD 60 Sub 4 for June 17, 2025 at 8:05 A.M. Motion carried unanimously.

Motion by Waechter and 2nd by Haas to have the Supervisors handle their repairs as follows: Supervisor Nath: Request 2025-033 DD HK 3-46; Supervisor Stecker: Request 2025-034 DD 82 and Request 2025-035 DD 69 and Supervisor Garman: Request 2025-036 DD 63 and Request 2025-037 DD 16. Motion carried unanimously.

The board conducted a health insurance workshop.

Discussions were held with the Kossuth County Auditor and Kossuth County Board of Supervisors.

A discussion was held with the Kossuth County Engineer.

Motion by Haas and 2nd by Stecker to adjourn at 11:35 A.M. Motion carried unanimously.

Attest:

Tammy Eden
Kossuth County Auditor

Carter Nath, Chairman
Kossuth County Board of Supervisors