

Supervisors Room, Courthouse
Pocahontas, Iowa
May 21, 2024

The Board of Supervisors of Pocahontas County, Iowa, met for a regular session pursuant to adjournment. Members present: Chairman, Kyle Smith; Supervisors, Jeff Ives, Louis Stauter, Clarence Siepker, Brent Aden; and Auditor, Kelly Jepsen.

Motion by Siepker, seconded by Stauter, to approve the minutes from May 14, 2024 as presented. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to approve the agenda as posted. Ayes all, motion carried.

This being the time and place fixed for a public hearing on the matter of the adoption of plans, specifications, form of contracts and estimate of cost for the construction of certain public improvements described in general as the Pocahontas County Law Enforcement Center, the Chairman called for any oral objections to the adoption of the plans, specifications, form of contracts and estimate of cost. No oral objections were offered, and the Auditor reported that to no written objections thereto had been filed. Present for discussion, Sheriff Nelson and John Hansen from Midwest Construction Consultants. Motion by Aden, seconded by Stauter, to adopt the following resolution. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Smith, Aden, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

Resolution 2024-05 #20
RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACTS AND
ESTIMATE OF COST FOR THE POCAHONTAS COUNTY LAW ENFORCEMENT CENTER

WHEREAS, on the 21st day of May, 2024, plans, specifications, form of contracts and estimate of cost were filed with the Auditor for the construction of certain public improvements described in general as the Pocahontas County Law Enforcement Center; and

WHEREAS, notice of hearing on plans, specifications, form of contracts and estimate of cost for the public improvements was published as required by law.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF POCAHONTAS COUNTY, STATE OF IOWA:

That the plans, specifications, form of contracts and estimate of cost are hereby approved as the plans, specifications, form of contracts and estimate of cost for the public improvements, as described in the preamble of this Resolution.

Approved this 21st day of May, 2024

By: Pocahontas County Board of Supervisors

/s/ Kyle Smith, Chairman, /s/Jeffrey K. Ives, /s/Louis Stauter, /s/Clarence Siepker, /s/ Brent Aden

ATTEST: /s/Kelly Jepsen, County Auditor

Russ Jergens, EMA/E-911 & Zoning Coordinator, explained that water runs off the roof of the EMA building and hits the doors so water runs inside the building and when it freezes, the doors are frozen shut. Jergens presented two quotes for .032 aluminum commercial 6-inch gutters and ice guards for the roof. Satern Exteriors from Rutland, IA quoted \$4,603.36 and Go Gutters from Emmetsburg quoted \$2,268.40. Motion by Aden, seconded by Stauter, to award the job to Go Gutters for \$2,268.40 and pay for it out of the ARPA funds. Ayes all, motion carried.

Gary Atherton, Assistant to the Engineer/Drainage Clerk, advised that there is a tile under the road in Section 21 & 22 of Powhatan Township that is full of sand. He recommended replacing the 1,300 feet of the tile with an 8-inch dual wall tile. Three bids were presented as follows:

Bidder	Location	8" Dual Wall per foot	Each Connection	8" Hickenbottom	Search per hr.
Strutzenberg Farm Drainage & Excavating, LLC	Manson, IA	\$ 15.06	\$ 400.00	\$ 325.00	\$ 225.00
Schoon Excavating & Farm Drainage Inc.	Pocahontas, IA	\$ 11.25	\$ 150.00	\$ 235.00	\$ 225.00
Luft & Sons Farm Drainage	Pocahontas, IA	\$ 10.00	\$ 150.00	\$ 300.00	\$ 150.00

Motion by Stauter, seconded by Ives to award the project to Luft & Sons. Ayes all, motion carried. Work must be completed by July 31, 2024.

Atherton also advised the Board that another tile is full of sand in Sections 30 & 31 of Dover Township, which is part of Jt. DD 143 Lat 3. A conference call will be set up to discuss the concerns with Buena Vista County.

Motion by Stauter, seconded by Ives, to schedule the DD 57 and DD 114 Completion Hearings for Tuesday, June 25, 2024, for 1:00 p.m. and 1:30 p.m., respectively. Ayes all, motion carried. Both meetings will be held in the Assembly Room of the Courthouse.

Motion by Ives, seconded by Aden, to adopt the resolution setting a public hearing for road vacation. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Smith, Aden, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

Resolution 2024-05 #21
RESOLUTION FOR ROAD VACATION PUBLIC HEARING
Pocahontas County

WHEREAS, The County Engineer has brought a request before the Pocahontas County Board of Supervisors asking that action be taken to vacate and close a section of Pocahontas County Secondary Road, described as follows:

That portion of 480th Street beginning 1400' east from 300th Avenue, east along the section line between sections 9 and 16 to 310th Avenue. This road being located in Garfield Township (T-92N, R-31W). and

NOW, THEREFORE BE IT RESOLVED that a public hearing on the proposed vacation will be held in the Board Room, Pocahontas County Courthouse, Pocahontas, Iowa, 50574, at 11:00 a.m. on Tuesday, 11th day of June, 2024 in accordance with Iowa Code Chapter 306.

WHEREAS, the remainder of this mile of road provides access to the parcels that would otherwise be landlocked, loss of access will not bar the vacation of this portion of County road.

BE IT FURTHER RESOLVED that it be considered at the public hearing: berm and ditch removal and what state the land should be left in following vacation.

Approved this 21st day of May, 2024

By: Pocahontas County Board of Supervisors

/s/ Kyle Smith, Chairman, /s/Jeffrey K. Ives, /s/Louis Stauter, /s/Clarence Siepker, /s/ Brent Aden

ATTEST: /s/Kelly Jepsen, County Auditor

On May 10, 2024, Tate Schmeling received his Professional Engineer license to practice in the State of Iowa, therefore a motion was made by Siepker, seconded by Stauter, to promote Tate Schmeling, P.E. from Assistant Engineer to the County Engineer starting today, May 21st, and adjust his salary as of May 10, 2024 to \$125,000.00 annually. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to adopt the following resolution. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Smith, Aden, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

RESOLUTION –2024-05-#22
COUNTY ENGINEER FOR COMPLETION OF WORK

BE IT RESOLVED by the Board of Supervisors of Pocahontas County, IA that the County Engineer, Tate Schmeling, be and is hereby designated, authorized and empowered on behalf of the Board of Supervisors of said County to execute the certified completion of work and final acceptance thereof in accordance with the plans and specifications therefore in connection with all Farm-to-Market and Federal or State Aid construction projects of this county.

THEREFORE, BE IT RESOLVED that the Pocahontas County Board of Supervisors adopt the Resolution-County Engineer for Completion of Work for 2024.

Approved this 21st day of May, 2024

By: Pocahontas County Board of Supervisors

/s/ Kyle Smith, Chairman, /s/Jeffrey K. Ives, /s/Louis Stauter, /s/Clarence Siepker, /s/ Brent Aden

ATTEST: /s/Kelly Jepsen, County Auditor

Motion by Stauter, seconded by Siepker, to adopt the following resolution. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Smith, Aden, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

Resolution–2024-05-#23
Authorization for the County Engineer to Close Roads

WHEREAS, The Pocahontas County Board of Supervisors is concerned about tort liability involved during construction and maintenance of the Secondary Road System, and;

WHEREAS, they are further interested in accommodations for the traveling public, adjacent landowners, and related users during construction maintenance operations.

THEREFORE, BE IT RESOLVED, the Pocahontas County Engineer, Tate Schmeling, is hereby authorized to temporarily close sections of highway in Pocahontas County's road system when necessary because of construction, maintenance, or natural disaster during 2024.

Approved this 21st day of May, 2024

By: Pocahontas County Board of Supervisors

/s/ Kyle Smith, Chairman, /s/Jeffrey K. Ives, /s/Louis Stauter, /s/Clarence Siepker, /s/ Brent Aden

ATTEST: /s/Kelly Jepsen, County Auditor

Schmeling updated the Board that an update on what is happening in Roads. They will be starting to lay pipe across C-49 on May 28th, Calhoun County no longer wants to share a shouldering machine so they will look into making modifications on our shouldering machine, the rent on the bulldozer they are renting was increased so they are going to look into different options and both bids for concrete crushing came in at \$6.00/ton. The Board recommended going with the one that could get to the job the soonest.

At 11:00 a.m., a bid letting for joint sealing was held. Only one bid was received; Bargaen, Inc. from Mt. Lake, MN for \$319,126.00. Motion by Aden, seconded by Ives, to accept the bid from Bargaen, Inc. to do 29 miles of joint sealing for \$319,126.00. Ayes all, motion carried.

Amy Johnson, County Treasurer, advised that the City of Fonda has requested a tax abatement for two parcels they own. After discussion, a motion was made by Stauter, seconded by Aden, to approve a tax abatement on two parcels, parcel 13-27-408-015 for \$22.00 and parcel 13-27-185-003 for \$60.00. Ayes all, motion carried.

Motion by Stauter, seconded by Aden, to approve the quote not to exceed from B & W Control for chemical treatment on the following ditches: Jt. DD 54-1 for \$9,000; Jt. DD 54-1 OD #6 for \$1,000; Jt. DD 35-37 for \$3,500; and Jt. DD 40-79 for \$1,000. Ayes all, motion carried.

Jerry Donovan's family has requested permission to plant a tree in his honor on the Courthouse lawn. After discussion, a motion was made by Stauter, seconded by Aden, to authorize the Donovan family to plant a tree in the discussed location. Ayes all, motion carried.

Motion by Siepker, seconded by Aden, to acknowledge receipt of Manure Management Plans: (1) Pocahontas Site – ID# 60391 located in the SW NE, Section 6, Grant Township with John Conlin as owner & contact person; (2) Cedar Flats–ID# 61541 located in the NE SE, Section 29, Cedar Township with Pitstick Pork as owner & Scott Pitstick as contact person; (3) FMP III Higgins – ID# 65863 located in the SE SE, Section 3, Williams Township, Calhoun County with FMP III, LLP as owner & Rusty Kosky as contact person; and (4) Park Lane Farms, LLC – ID# 61547 located in the SW SW, Section 7, Colfax Township with Park Lane Farms, LLC as owner & Twin Lakes Env. as contact. Ayes all, motion carried.

Weekly meetings: Ives-PCEDC; Stauter-YES Center and drainage concerns; Smith-Jail concerns; Siepker-DCAT and Linking Families; and Aden-PCEDC.

There being no further business, a motion was made by Aden, seconded by Stauter, to declare the meeting adjourned. Ayes all, motion carried.

Kyle Smith, Chairman

Kelly Jepsen, County Auditor

Supervisors Room, Courthouse
Pocahontas, Iowa
May 21, 2024

The Board of Supervisors of Pocahontas County, Iowa, met for a special session to open bids for the new Law Enforcement Center. Members present: Chairman, Kyle Smith; Supervisors, Jeff Ives, Louis Stauter, Clarence Siepker, Brent Aden; and Auditor, Kelly Jepsen. Others present: John Hansen, Midwest Construction Consultants; Sheriff Nelson; Chief Deputy Van Dong; Brian Krause, Foster Krause Plumbing, Heating & Air; Gary Streit, Sande Construction & Supplies Co., Inc.; Jim Taylor and Cully Spears, Winger Companies; Lee Palmer, K & W Electric, Inc.; Russell Posey, Riley Armstrong Plumbing & Heating, Inc.; Donavon Wonsched, Midwest Mechanical, Inc.; Mitch Fridolfson, Noah Detention Construction, LLC; Caid Lara, Jensen Limited Builders; Keith Kolacia, Kolacia Construction, Inc.; and Anthony Meinke, Woodruff Construction, Inc.

At 2:00 p.m., the bid letting began by Auditor Jepsen announcing that the purpose of this meeting was to receive, open and tabulate bids for the construction of the Pocahontas County Law Enforcement Center, in accordance with the plans and specifications heretofore filed with her. The following bids were received, opened, inspected and tabulated, to-wit:

John Hansen, MCC, opened and read the bids. The following bids were received:

Contractor	Base Bid	Bond	Total Bid	Alt 1	Alt 2	Alt 3	Unit Price 1 (cy)	Unit Price 2 (ton)
Contract 1—General								
Woodruff Const. LLC	\$4,574,000.00	\$25,000.00	\$4,599,000.00	\$ 36,000.00	\$ 81,000.00		\$ 30.00	\$ 20.00
Sande Construction	\$3,778,568.00	\$37,786.00	\$3,816,354.00	\$ 43,638.00	\$ 78,603.00		\$ 20.00	\$ 55.00
Jensen Builders	\$4,566,000.00	\$24,000.00	\$4,590,000.00	\$112,000.00	\$118,850.00		\$ 40.00	\$ 25.00
Kolacia Construction	\$4,433,000.00	\$23,056.00	\$4,456,056.00	\$ 65,000.00	\$ 75,000.00		\$ 32.00	\$ 43.00
Contract 2--DEC								
Noah Detention Const	\$1,160,900.00	\$11,600.00	\$1,172,500.00	\$ 19,000.00	\$ 89,000.00	\$7,700.00		
Stronghold Industries	\$1,348,000.00	\$14,000.00	\$1,362,000.00	\$ 19,700.00	\$117,500.00	\$7,700.00		
Contract 3--Plumbing								
Riley-Armstrong	\$ 512,813.56	\$ 9,000.00	\$ 521,813.56	\$ 26,367.50	\$ 26,367.50			
Fosters Kraus	\$ 629,335.00	\$18,880.00	\$ 648,215.00	\$ 17,302.00	\$ 43,241.00			
Winger Companies	\$ 778,000.00	\$ 7,780.00	\$ 785,780.00	\$ 30,906.00	\$ 13,261.00			
Contract 4-HVAC								
Winger Companies	\$1,016,786.00	\$10,000.00	\$1,026,786.00	\$ 8,913.00	\$ 3,695.00			
Contract 5—Electrical								
K & W Electric, Inc	\$1,403,565.00	\$14,035.00	\$1,417,600.00	\$ 40,953.00	\$ 40,953.00			
Winger Companies	\$ 938,523.00	\$ 9,385.00	\$ 947,908.00	\$ 12,777.00	\$ 21,440.00			
Baker Electric	\$ 933,025.00	\$ 9,680.00	\$ 942,705.00	\$ 11,917.00	\$ 8,611.00			
Contract 6—Fire Sprinkler								
Midwest Mechanical	\$ 157,908.00	\$ 1,600.00	\$ 159,508.00	\$ 4,500.00	\$ 4,500.00			
Combined Bids								
Jensen Builders (1,2,3,4,5,6)	\$8,778,000.00	\$40,000.00	\$8,818,000.00	\$172,000.00	\$273,000.00		\$ 40.00	\$ 25.00
Sande Construction (1,3,4,5,6)	\$6,503,762.00	\$58,225.00	\$6,561,987.00	\$ 67,687.00	\$123,983.00		\$ 20.00	\$ 55.00
Midwest Mechanical (3,4)	\$1,932,073.00	\$17,547.00	\$1,949,620.00	\$ 14,333.00	\$ 60,629.00			
Midwest Mechanical (3,4,6)	\$2,079,981.00	\$18,890.00	\$2,098,871.00	\$ 18,833.00	\$ 65,129.00			
Winger Companies (3,4,5)	\$2,714,815.00	\$27,422.00	\$2,742,237.00	\$ 53,177.00	\$ 41,416.00			
North Central IA Services (3,4)	\$1,620,820.00	\$15,570.00	\$1,636,390.00	\$ 8,750.00	\$ 30,200.00			
Woodruff Const. LLC (1,3,4,5,6)	\$7,527,000.00	\$37,000.00	\$7,564,000.00	\$ 57,000.00	\$120,000.00		\$ 30.00	\$ 20.00

John Hansen will review and qualify the bids. The Board will consider award of the bids on May 28th, 2024. No action taken.

Kyle Smith, Chairman

Kelly Jepsen, County Auditor