

Supervisors Room, Courthouse  
Pocahontas, Iowa  
June 11, 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 Deputy Auditor, Laura Erickson. Others present: Reporter, Erin Sommers.

Motion by Stauter, seconded by Aden, to approve the minutes from May 28, 2024 as presented. Ayes all, motion carried.

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

At 10:15 a.m., the Board had a conference call with Palo Alto County to set the 2024 drainage levy for Jt. DD 63. The full minutes are available for review in the Auditor's office.

Jill Conlin, Public Health Director advised that Public Health has decided to go a different direction with Environmental Health. They would like to terminate the 28E Agreement between Pocahontas County and Humboldt County Environmental Health, effective June 30, 2024 and enter into a 28E Agreement with Calhoun County Environmental Health beginning July 1, 2024. Motion by Aden, seconded by Siepker, to approve the termination of the 28E Agreement between Pocahontas County and Humboldt County Environmental Health, effective June 30, 2024 and authorize the Chairman to sign a 28E Agreement between Pocahontas County and Calhoun County Environmental Health, effective July 1, 2024. Ayes all, motion carried.

Motion by Aden, seconded by Siepker, to approve the Recorder's Report of Fees Collected for the month of May. Ayes all, motion carried.

Motion by Stauter, seconded by Ives, to approve a pay increase for Christina Poncin, FT Jailer/Dispatcher, as she has reached 6-months of employment in the Sheriff's Department. Ayes all, motion carried. On June 11, 2024, Poncin's rate of pay will change to \$19.97/hr., as per union contract.

Motion by Ives, seconded by Aden, to increase monthly pay to Zoning Director, Russ Jergens to \$1,000.00. Ayes all, motion carried.

Motion by Stauter, seconded by Aden, to approve two proposed drainage repairs for Jt. DD 37-35. Ayes all, motion carried. Estimated cost of repairs: \$3,800.00 for the NE NW Quarter of Section 1 in Williams Township and \$750.00 for repairs in the NW SW Quarter of Section 6 in Butler Township, both in Calhoun County.

Motion by Ives, seconded by Stauter, to approve the joint drainage claims. Ayes all, motion carried. Claims paid are as follows: Jt. DD 63 MOD, Luft & Sons, Inc., \$11,024.00 for repair; Jt. DD 63 MOD, Pocahontas County Secondary Roads, \$6,990.45, for repair in the NE Quarter of Section 14, Cummins Township; Jt. DD 63 MOD, Pocahontas County Secondary Roads, \$264.44, watchman services; Jt. DD 77 MOD, Pocahontas County Secondary Roads, \$455.39, materials to be used in Section 26 of Roosevelt Township; and Jt. DD 77 Br. 4 Tile, Luft & Sons, Inc., \$550.00, repair.

The Board discussed the FY25 IDDA dues and voluntary mutual protection. Motion by Siepker, seconded by Aden, to approve paying IDDA dues of \$9840.00 and foregoing the mutual protection. Ayes: Ives, Smith, Aden, Siepker. Nays: Stauter. Motion carried.

Motion by Ives, seconded by Siepker, to adopt the 2024 drainage levies by resolution. The Chairman called the question with the following recorded vote: Ayes: Ives, Stauter, Smith, Aden, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

**Resolution-2024-06-#24**

WHEREAS the Board of Supervisors of Pocahontas County, Iowa, acting as Drainage Trustees, having investigated the financial condition of Drainage Districts in Pocahontas County, and having found from said investigation that the funds on hand and available are insufficient to meet the requirements of said Districts, and

WHEREAS in the judgment of said Board of Supervisors, an assessment of a percentage of the latest classification schedule for said Districts is necessary to meet the requirements of said Districts, and to pay off outstanding warrants with accrued interest, heretofore issued against said Districts.

THEREFORE, BE IT RESOLVED that an assessment of a percentage of the latest classification schedule for said Districts heretofore levied in said Districts be, and the same is hereby levied against all lands, tracts, real estate, highways, and railroads in said Districts, said levy to be set as of June 11, 2024 with the assessment to be due and payable by September 30, 2024 without interest. Assessments not paid by October 1, 2024 will become delinquent and will accrue interest for delinquency same as for ordinary taxes. Assessments in the amount less than \$5.00 shall be computed as \$5.00 as provided by law. Parcels over \$500.00 are eligible for waivers on the Drainage Districts noted with waivers.

**2024 Drainage Assessments Schedule**

Fund	District	% To Be Assessed	Total Levy Amount	Waiver at 5%
51065	DD 33	42%	\$ 6,672.56	
51580	DD 44 Main 1 Tile Br. G Tile	10.5%	\$ 10,395.95	
51157	DD 50	82%	\$ 11,982.25	
51169	DD 56 (Main #2)	99.5%	\$ 670,630.00	20 years
51170	DD 57	257%	\$ 257,000.00	10 years
51267	DD 86	43%	\$ 6,529.72	
51279	DD 91	62%	\$ 6,906.38	
51282	DD 94	670%	\$ 7,077.75	
51286	DD 98	89%	\$ 7,916.90	

Approved this 11th day of June, 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/Laura Erickson, Deputy Auditor

Motion by Siepker, seconded by Aden, to authorize the Chairman to sign the agreement with Rick A. Weidner, AIA for Architectural services for the LEC. Ayes all, motion carried.

Motion by Stauter, seconded by Ives, to approve Pay Request #3 from Midwest Construction Consultants totaling \$46,220.95 for the new LEC. Ayes all, motion carried. Total paid thus far, not including the land, \$502,669.81.

John Hansen with Midwest Construction Consultants discussed the Bids for the LEC with the Board. Present for the discussion were Sheriff Nelson and Chief Deputy VanDonge.

Motion by Aden, seconded by Ives, to adopt the resolution making award of construction contracts for the new LEC. 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 2024-06 #25**  
**RESOLUTION MAKING AWARD OF CONSTRUCTION CONTRACTS FOR THE**  
**POCAHONTAS COUNTY LAW ENFORCEMENT CENTER**

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

Section 1. That the following bid for the construction of certain public improvements described in general as the Pocahontas County Law Enforcement Center, described in the plans and specifications heretofore adopted by this Board on May 21, 2024, be and is hereby accepted, the same being the lowest responsive, responsible bid received for such work, as follows:

Contract 1: General Construction:

Contractor: Sande Construction & Supply Company, Inc of Humboldt, Iowa

Amount of bid: \$3,816,354.00

Portion of project: All construction work relating to Contract 1: General Construction

Contract 2: Security Metal Doors, Frames, Hardware, Equipment & Security Electronics:

Contractor Noah Detention Construction of Freeport, Florida

Amount of bid: \$1,172,500.00

Portion of project: All construction work relating to Contract 2: Security Metal Doors, Frames, Hardware, Equipment & Security Electronics

Contract 3: Plumbing:

Contractor: Riley-Armstrong Plumbing & Heating, Inc of Fort Dodge, Iowa

Amount of bid: \$521,813.56

Portion of project: All construction work relating to Contract 3: Plumbing

Contract 4: HVAC:

Contractor: Winger Companies of Fort Dodge, Iowa

Amount of bid: \$1,026,786.00

Portion of project: All construction work relating to Contract 4: HVAC

Contract 5: Electrical/Security Electronics Conduit & Wiring:

Contractor Baker Electric of Fort Dodge, LLC of Fort Dodge, Iowa

Amount of bid: \$942,705.00

Portion of project: All construction work relating to Contract 5: Electrical/Security Electronics Conduit & Wiring

Contract 6: Fire Sprinkler:

Contractor: Midwestern Mechanical of Sioux Falls, South Dakota

Amount of bid: \$159,508.00

Portion of project: All construction work relating to Contract 6: Fire Sprinkler

Section 2. That the Chairperson and Auditor are hereby directed to execute the contracts with the contractors for the construction of the public improvements, such contracts not to be binding on the County until approved by this Board.

Approved this 11th day of June, 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/Laura Erickson, Deputy Auditor

At the January 9, 2024 Board meeting, the Board approved the Pocahontas Chamber of Commerce's request to use either the Courthouse lawn or the lot where the LEC will be built for inflatables during Heritage Days with location pending the progress of construction. After discussion today, a motion was made by Ives, seconded by Stauter, to authorize the use of the Courthouse lawn for the inflatables and to build a rock snake. Ayes all, motion carried.

Motion by Aden, seconded by Stauter, to acknowledge receipt of Manure Management Plans: (1) Rock Island – ID# 71822 located in the NW SE Section 35, Sherman Township with GrowAg Investments, LLP as owner & Scott Jacobsen as contact person; (2) PI248 Finisher – ID# 64635 located in the SE SE, Section 11, Des Moines Township with Prestage Farms of Iowa, LLC. as owner & contact; (3) Rittgers, Finisher Farm – ID# 63801 located in the S SW, Section 8, Cummins Township with Sunray Pork Ltd. as owner & Kent Pliner as contact person; (4) Ryan, Finisher Farm – ID# 63824 located in the NW NW, Section 14, Des Moines Township with Roseglen Farms, LLC as owner & Kent Pliner as contact person; (5) Ben, Finisher Farm – ID# 63794 located in the SE NW, Section 29, West Bend Township, Palo Alto County with Cloudburst Farms, LLC as owner & Kent Pliner as contact person; (6) Glen Finisher Farm – ID# 61827 located in the SE SW, Section 31, Colfax Township with Crow Farm Partners III, Inc. as owner & Kent Pliner as contact person; (7) Colfax Finisher Farm – ID# 68918 located in the SW NW, Section 26, Colfax Township with Granite Farms III, LLC. as owner & Keith Kratchmer as contact person; (8) Thompson Finisher Farm – ID# 64619 located in the NE SE, Section 11, Powhatan Township with M Holdings, LLC. as owner & Keith Kratchmer as contact person; (9) Gator – ID# 63891 located in the NW SW, Section 32, Sherman Township with Triple L Pork, LLC as owner & contact; (10) Wadle South – ID# 58555 located in the SE NE, Section 6, Williams Township, Calhoun County with Dennis Wadle as owner & contact person; and (11) NFP-Farm 159-Meyer – ID# 63880 located in the SW NW, Section 17, Marshall Township with New Fashion Pork as owner & Sarah Withers as contact. Ayes all, motion carried.

Motion by Aden, seconded by Siepker, to approve the claims as reviewed by the Board, including ACH payments. Ayes all, motion carried. The following claims were audited and allowed:

A & M Laundry

Supplies

40.55

1

L Aljets	Primary Election	240.40	1
Alliant Energy	Utilities	35.43	1
Amazon	Office supplies	132.01	1
Amazon	Office Supplies; Radio Eq	127.97	1
Amazon	Supplies	162.64	2
Aureon	Website Maintenance; Mark	18.00	1
L Bailey	Mileage	63.18	1
W Beneke	Mileage	135.60	1
M Benson	Primary Election	218.87	1
Bomgaars	Supplies	105.12	1
Campbell Supply	Materials	69.88	1
L Christoffers	Primary Election	282.63	1
City-Pocahontas	Courthouse Utilities	2312.11	1
City-Pocahontas	Utilities	1438.49	5
Collision Center	Supplies/Repairs	129.55	1
E Cook	Primary Election	224.02	1
O Cressler	Mileage	47.97	1
Dell	New Desktop Computers	6635.70	1
D Dolan	Primary Election	266.01	1
Elec Service	CLRIS Maintenance FY 2025	2123.21	1
Electronic Special	Radio & Commun./FCC Licen	132.00	1
Erie County Sheriff	Legal/Serve Papers	79.00	1
Farm & Home	Custodial Supplies	43.58	3
Farm & Home	Supplies	71.18	1
A Fischer	Primary Election	221.53	1
City-Fonda	Ambulance Services	1500.00	1
City-Fonda	Service Coverage Area Pay	3000.00	1
D Gordon	Primary Election	318.45	1
Grow's Garbage	Garbage - County Parks	200.00	1
G Gunderson	Primary Election	240.79	1
R Helmers	Primary Election	379.05	1
S Henderson	Other Travel Expense - Me	20.19	1
B Hinners	Postage - Stamps	68.00	1
J Hodgell	May 2024 CVA Meeting	50.00	1
J Hodgell	Mileage to 2024 CVA Meeti	19.89	1
M Hoyt	Primary Election	272.34	1
S Hubbell	Primary Election	243.55	1
Humb News	Advertisement	766.43	1
IADPS	Surety Bond	300.00	1
IA Med Ex	Autopsy	2050.00	1
INTRANS ISU	Conference	125.00	1
Iowa State Bar Association	Dues & Memberships	285.00	1
ISCTA	ISCTA Dues	250.00	1
Jack's Uniform	Uniform	160.94	1
Jacobson-Westergard & Associat	LEC	146.25	1
K Jepsen	Mileage & Travel Expense	215.86	1
K Jepsen	Telecommunications	76.90	1
R Jergens	Expenses	724.20	1
R Jergens	Mileage & Travel Expenses	464.39	1
Jodi Walstrom	Primary Election	43.74	1
A Johnson	School Expenses	704.04	1
Jones County Sheriff	Court Related Services	33.50	1
Juicebox	Website Hosting/Maintenan	230.00	1
M Klocke	May 2024 CVA Meeting	50.00	1
M Klocke	Mileage & Other Travel Ex	22.23	1
B Krips	May 2024 Mileage	266.00	1
J La Velle	PEO hours & Mileage	84.51	1
House of Print	General Office Supplies	34.86	1
House of Print	Office Supplies	82.50	1
LexisNexis	Legal Software	274.00	2
MJ Litwiller	Expenses	398.14	1
E Lund	Primary Election	295.42	1
H Lund	Primary Election	250.42	1
Machine Shop	Building scope for kaleid	3191.96	1
Mail Services	Print & Mailing Renewal N	320.02	1
Martin Marietta	Materials	724.02	1
M McLaughlin	Primary Election	318.71	1
D Mefferd	Primary Election	216.34	1
MidAm Energy	Utilities	45.65	1
Midstate Plumbing & Htg Inc	Buildings - Labor & Mater	2118.00	1
Midwest Const Cons	LEC	72774.23	2
Comm First	Courthouse Supplies	99.96	1
Comm First	Parts	221.04	1
Kayla M Nedved	Mileage & Postage	18.06	1
NW IA YES	Youth Detention Services	10390.50	1
Office Elements	General Office Supplies	52.78	1
Owens/King	Microfilm Storage - Annua	191.70	1
Palmer Mutual	Telecommunications	164.96	1
City-Palmer	Utilities	219.82	1
Po Co Solid Waste	Rural Waste	11369.26	1
A Point	Primary Election	215.75	1
Poca Comm Hospital	Fit Testing	348.00	1

Poky Sales & Serv	Service Ambulance	311.81	1
Christina K Poncin	Mileage	169.65	1
Presto-X Co	Exterior Pest Control	70.00	1
Pro Co-Op	Materials	39916.73	1
Bryan C Rahn	Mileage	131.04	1
Record Dem	Advertising	240.70	1
Record Dem	Notices & Ads	2590.00	2
Record Dem	Proof of Publications	734.39	1
Record Dem	Publications	225.00	1
Rees Truck	Parts	213.61	1
B Reis	Hotel/Motel Tex	17.94	1
Rich Hessenius Kaleidoscope Fa	Kaleidoscope Factory	1342.10	1
T Richison	Primary Election	192.94	1
Road Mach	Parts	183.77	1
City-Rolfe	Ambulance Services	3000.00	1
A Salsberry	Mileage	207.38	1
C Schachtner	Primary Election	243.57	1
Seiler Appl	Supplies	11.00	1
K Seiler	Primary Election	18.00	1
J Shimon	Primary Election	218.17	1
Solutions	Document Locator/BI Renew	2462.24	1
S Stumpf	Primary Election	239.15	1
Jeannie K Thilges	Mileage	31.59	1
L Todd	Primary Election	231.55	1
Donald P Trexel	May 2024 CVA Meeting	50.00	1
Donald P Trexel	Mileage	12.87	1
Verizon	Cell Phones	681.15	1
Verizon	Telecommunications	681.67	1
Walsh County Sheriff's Office	Court-Related Services	37.00	1
Kathryn A. Weber Official Cour	Transcripts - Court Repor	446.50	1
Rick Weidner	LEC	222379.26	2
Wessels Oil Co Inc	Services	840.00	1
Wex Bank	Fuel	869.75	1
S Williams	Primary Election	242.89	1
Windstream	Telecommunications	298.98	2
Stacie L Winegarden	Mileage - Primary Electio	52.59	1
Woodbury Co Sheriff	Court-Related Services	38.00	1
Woods	Custodial Supplies	24.13	1
Grand Total		412661.10	

At 11:02 a.m., a public hearing for the proposed road vacation of a portion of 480<sup>th</sup> Street beginning 1400' east from 300<sup>th</sup> Avenue, east along the section line between sections 9 and 16 to 310<sup>th</sup> Avenue in Garfield Township. Brian Dreith and Mitch & Erin Siefken were present for discussion. Proof of publication was received by the Chairman. The citizens were concerned of having a 66' ROW stating it has never been that wide of a ROW. The Engineer stated nothing was in writing for a change of ROW from the standard 66'. All parties agreed to have a ROW of 26' on that 1400' of road not vacated and have it recorded that way. Motion was made by Stauter, seconded by Ives, to authorize the road vacation by resolution. The chairman called the question with the following recorded votes Ayes: Ives, Stauter, Smith, Aden. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

### **RESOLUTION TO VACATE A COUNTY ROAD**

Pocahontas County  
Resolution No. 2024-06-26

WHEREAS, A public hearing was conducted on June 11<sup>th</sup> of 2024 following publication and service of notice as required by law on the proposed vacation and closure of a portion of Pocahontas County Secondary Road, described as follows:

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

WHEREAS, Landowners objected to the County retaining a full 66' right of way in the portion of road to be retained. Otherwise, no other objections have been received, either in writing or by persons present.

NOW THEREFORE BE IT RESOLVED by the Pocahontas County Board of Supervisors that the subject section of road be ordered vacated and closed.

BE IT FURTHER RESOLVED that the right of way be reduced from 66' to 26' in that 1400' portion of road to be retained, and

BE IT FURTHER RESOLVED that the existing road berm be obliterated and levelled, and trees in the current right of way be removed as part of the vacation process. The intersection on the east end will be converted to a "T" intersection.

Approved this 11th day of June, 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/ Laura Erickson, Deputy Auditor

Tate Schmeling, County Engineer, inquired about purchasing a new motor grader in FY25. Discussion was tabled until another quote is received.

Motion by Aden, seconded by Stauter, to appointment the County Engineer to the Midas Council of Governments TAC Board for the remainder of 2024. Ayes all, motion carried.

Schmeling also shared that C-49 was poured on Monday and is curing. Barga is coming next week to start the Joint Sealing project

Weekly meetings: Ives-Zoning with Midas; Stauter-Nothing; Smith-Zoning with Midas and Public Health; Siepker-Upper Des Moines, Election Runner, Drainage, Linking Families; and Aden-Zoning with Midas, Election Runner.

The Board proceeded to Canvass the 2024 Primary Election with the following results for the County:

<u>Office</u>	<u>Republican</u>	<u>Democrat</u>	<u>Libertarian</u>
Supervisor District 1	Peter Seehusen	Jeffrey K. Ives	No Candidate
Supervisor District 3	Kyle Smith	No Candidate	No Candidate
Supervisor District 5	No Candidate	No Candidate	No Candidate
County Auditor	Wanita Nita Hinrickson	No Candidate	No Candidate
County Sheriff	Steven E Nelson	No Candidate	No Candidate

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

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Kyle Smith, Chairman

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Laura Erickson, Deputy Auditor