

Supervisors Room, Courthouse  
Pocahontas, Iowa  
October 25, 2022

The Board of Supervisors of Pocahontas County, Iowa, met for a regular meeting. Members present: Chairman, Louis Stauter; Supervisors, Jeffrey Ives, Brent Aden, Clarence Siepker; and Auditor, Kelly Jepsen. Others present: Reporter, Erin Somers. Supervisor Kyle Smith was absent.

Motion by Aden, seconded by Siepker to approve the minutes dated October 18, 2022, as presented. Ayes all, motion carried.

Motion by Siepker, seconded by Ives, to approve the tentative agenda with striking the 28E with Economic Development. Ayes all, motion carried.

Gary Atherton, Assistant to the Engineer/Drainage Clerk discussed the needed repairs on DD 29 Br. F Tile. The repair would include replacing approximately 2,400 feet of tile in Section 8 of Colfax Township. Estimated cost is \$45,207.22. Motion by Ives, seconded by Aden, to approve the repair. Ayes all, motion carried.

Atherton advised that DD 53 Br. 14 has repair work being done but the branch does not have its own classification schedule. Motion by Aden, seconded by Siepker, to hire Bolton & Menk to classify DD 53 Br. 14 for an estimated cost of \$500.00. Ayes all, motion carried.

Motion by Siepker, seconded by Aden, to authorize the Chairman to sign the SnoPak's State and County permits. Ayes all, motion carried. The snowmobile routes will run along Highway 4 from Havelock south to the County line, Highway 3 from Pocahontas to Gilmore City, and along Highway 7 from Fonda to Manson.

Kelvin Aljets, Maintenance Supervisor, presented two quotes for a new motor grader and trading in a 2008 Caterpillar 140M motor grader. Murphy Tractor & Equipment from Fort Dodge, IA quoted a 2023 John Deere 770G motor grader with a 5 year/10,000 hour DPF assurance and a John Deere extended warranty-7 year/7,000 hour comprehensive for \$339,000.00 after trade-in. Ziegler, Inc. from Fort Dodge, IA quoted a 2023 Caterpillar 150 JOY-BR motor grader with a 5 year/5,000 hour extended warranty for \$384,188.00 after trade-in. Motion by Siepker, seconded by Ives, to approve the purchase of the John Deere motor grader. Ayes all, motion carried. There is a 12-13 month lead time and it will come out of the FY24 budget.

The Board and Jack Moellering, County Engineer, discussed the lease agreement for the Goldsmith Pit ground. Moellering will work with the County Attorney on the lease renewal for the Board's approval.

Motion by Ives, seconded by Aden, to make the necessary changes to the Zoning Coordinator's salary as advised by the State Auditor's office. Ayes all, motion carried.

Stauter advised that Terry Zeman requested a 30-day extension on possession/closing on the property the County purchased. Ives suggested the County Attorney write an amendment to the current Purchase Agreement. Motion by Ives, seconded by Siepker, to approve the extension and authorize the Chairman to sign any needed documentation to that effect. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to approve the Jt. DD 63 MOD claim from Bolton & Menk for Engineering Services for \$2,854.00. Ayes all, motion carried.

Motion was made by Aden, seconded by Siepker, to adopt a resolution to start a special revenue fund for the opioid settlement funds. The Chairman called the question with the following recorded vote: Ayes: Ives, Aden, Stauter, Siepker. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

Resolution-2022-10-#32

ESTABLISHING NEW FUND-LOCAL GOVERNMENT OPIOID ABATEMENT FUND

WHEREAS, per Resolution 2021-11-#35, the Board of Supervisors of Pocahontas County entered into a settlement agreement with McKesson Corporation, Cardinal Health, Inc, Amerisource Bergen Corporation, John & Johnson Pharmaceuticals, Inc, Ortho-McNeil-Janssen Pharmaceuticals, Inc, and Janssen Pharmaceuticals, Inc.;

WHEREAS, negotiations with the defendants resulted in nationwide settlements with state and local governments requiring every participating government entity who receives a direct distribution to establish a separate fund on its financial books to record receipts and expenditures whereby said funds shall not be comingled with other funds of the participating local government and expenditures be directed solely for opioid addition, prevention and treatment activities carried out under the Distributor Master Settlement Agreement and J&J Master Settlement Agreement;

THEREFORE, BE IT RESOLVED that the Board of Supervisors hereby authorizes to establish a Special Revenue Fund, now known as Fund 13000 Local Government Opioid Abatement Fund, effective upon the date of passage of this resolution.

BE IT FURTHER RESOLVED that the County shall oversee the operations of the fund established and ensure assets, liabilities, fund balances, revenues and expenditures are accounted for per all settlement agreements.

Adopted this 25<sup>th</sup> day of October, 2022.

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

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

**RESOLUTION 2022-10-#33**

**TRANSFER OF FUNDS TO SECONDARY ROADS FOR FY23**

WHEREAS, it is desired to authorize the County Auditor to periodically transfer sums from the General Basic Fund and the Rural Services Basic Fund to the Secondary Road Fund during the fiscal budget year, and,

WHEREAS, said transfers must be in accordance with Section 331.432 of the Code of Iowa,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Pocahontas County, Iowa as follows:

Section 1. The total maximum transfer from the General Basic Fund and the Rural Services Basic Fund to the Secondary Road Fund for the fiscal year beginning July 1, 2022 shall not exceed \$109,224 from the General Basic Fund and \$1,627,381 from the Rural Services Basic Fund.

Section 2. Within ten (10) days of being notified of the apportionment of current property taxes, state replacement against property taxes, delinquent property taxes, and mobile home taxes, the Auditor may order a transfer from said funds to the Secondary Road Fund.

Section 3. The amount of the transfer required by Section 2 shall be equal to the apportionment made under Section 2 respectively, multiplied by the ratio of said fund's total maximum transfer to the appropriate funds by the sum of said fund's total current property tax levy.

Section 4 Notwithstanding the provision of Section 2 and 3, the amount of any transfer shall not exceed available fund balances in the transferring fund.

Section 5. Notwithstanding the provisions of Sections 2 and 3, the amount of any transfer shall not exceed the amounts specified in Section 1.

Section 6. The Auditor is directed to adjust the books when said operating transfers are made and to notify the Treasurer and the County Engineer of the amount of said transfers.

Approved this 25th day of October, 2022

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

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

**RESOLUTION 2022-10-#34**

**INTERFUND TRANSFER**

WHEREAS, it is desired to make the following inter-fund operating transfer:

\$32.68 from the General Basic Fund to the Veterans Grants Fund,

WHEREAS, said operating transfer is made in accordance with Section 331.432 Iowa Code,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Pocahontas County to direct the County Auditor to correct the books accordingly and to notify the County Treasurer and the Veterans Affairs Director of the inter-fund transfer.

Approved this 25th day of October, 2022

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

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

**RESOLUTION 2022-10-#35**

**Supporting Operation Green Light for Veterans**

WHEREAS, the residents of Pocahontas County, Iowa have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, the Pocahontas County, Iowa Board of Supervisors, Commissioners of Veterans Affairs and Veterans Affairs Executive Director seek to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, Veterans continue to serve in our community in the American Legion, Veterans of Foreign Wars, AMVETS, religious groups, civil service, and by functioning as County Veteran Service Officers in 749 of the 3132 counties (or county equivalents) across 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and

WHEREAS, Approximately 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20 percent increase of service members will transition to civilian life soon; and

WHEREAS, studies indicate that 44 - 72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, Active Military Service Members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, Pocahontas County, Iowa appreciates the sacrifices of our United States Military Personnel and believes specific recognition should be granted; therefore, be it

RESOLVED, with designation as a Green Light for Veterans County, the Pocahontas County, Iowa Board of Supervisors hereby declares from the month of October through Veterans Day, November 11<sup>th</sup>, 2022 a time to salute and

honor the service and sacrifices of our men and women in uniform transitioning from Active Service; therefore, be it further

RESOLVED, that in observance of Operation Green Light, the Pocahontas County, Iowa Board of Supervisors encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying a green light in a window of their place of business or residence from October through November 13<sup>th</sup>, 2022.

Approved this 25th day of October, 2022

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

The Commission of Veterans Affairs: Keith Hoffman, Don Trexel, and Merete Klocke; and Veterans Affairs Executive Director, Orene Cressler, were present for the signing.

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

Access Systems	Lease	291.47	1
Alliant Energy	Utilities	206.69	1
Amazon	Supplies	542.54	6
Arnold Motor	Parts	85.35	1
AT&T	Line Chg	44.91	1
G Atherton	Reimbursement	114.64	1
Auto-Jet Muffler	Supplies	327.68	1
B&W Control Spec.	Spraying	52953.45	1
Bargen Inc	Road Repair	641679.64	1
Marvin Beneke	Expenses	45.48	1
Bennett Recycling	Garbage	33.00	1
N Birkey	Mileage	434.07	1
B H Energy	Natural Gas	44.29	1
Bruce Wheatley	Entrance	400.00	1
BV Co Journal	Minutes	161.46	1
Calhoun Co Sheriff	Service	82.50	1
Cal Co ECA	Utilities	6.63	1
Calhoun-Burns	Service	6790.30	1
Campbell Supply	Parts	188.98	1
Canon	Lease	378.73	1
Century Link	Line Chg	117.49	1
Charm-Tex	Supplies	94.90	1
City-Pocahontas	Utilities	14.56	1
Coffmans Lock	Service	313.00	1
J Conlin	Mileage	688.63	2
Counsel	Lease	208.96	3
Country Inn	Lodging	268.80	1
O Cressler	Expense	847.47	2
Des Moine Stamp	Stamps	162.00	1
Farm & Home	Supplies	465.61	2
Daniel L Feistner	Supplies	37.23	1
Gilmore City	FTM Ext	979.26	1
GSK Financial	Supplies	1461.60	1
Gordon Flesch	Lease	129.26	1
Haley Equipment Inc.	Parts	310.00	1
P Harrold	Well Plug	454.75	1
City-Havelock	FTM EXT	819.48	1
Dallas J Heuton	Expense	495.00	1
B Hinners	Supplies	19.65	2
K Hoffman	Mileage	19.89	1
Randy Hopkins	Expense	43.72	1
B Hetrick	Mileage	211.77	1
J Hubbell	Supplies	36.32	1
Humb News	Ads	33.59	1
HyVee AR	Jail Meds	18.29	1
IState Truck	Supplies	161.15	1
IA APCO	Training	95.00	1
IACCVSO	Training	60.00	1
ICAA	Dues	370.00	1
ILEA	Service	125.00	1
IA Lakes Elec	Electricity	737.00	2
IA Lakes Elec	Repairs	140.00	1
Iowa State University Institut	Education	495.00	3
iPrint Technologies	Supplies	57.00	1
Jack's Uniform	Uniform	469.64	1
Jacks OK Tire	Tires/Parts	345.60	1
Jergens Repair	Service	13.90	1
R Jergens	Expense	824.00	3
Johnston Auto	Supplies	1337.94	1
Juicebox	Hosting	230.00	1
KC Nielsen	Parts	58.61	1
M Klocke	Expense	210.57	2
D Koch	Well Plug	400.00	1
LMPC	Service	643.26	1
Laurens Sun	Minutes	235.24	1
Philips Lifeline	Lifeline	358.10	1
Loffler	Lease	116.40	1
Mediacom	Line Chg	15.67	1
Metal Culverts	Materials	21740.00	1
MidAm Energy	Electricity	82.69	1
J Moellering	Education	275.00	1
Robin K Moore	Subsistence	48.50	1
Murphy Tractor	Parts	1737.51	1
NENA	Training	95.00	1
New Way Ford	Service	339.26	2
Next Gen Tech	Training	500.00	1
NW IA YES	Service	823.50	1
Office Elements	Supplies	438.95	2
Palmer Mutual	Line Chg	164.96	1
City-Palmer	FTM EXT	2153.69	1
Penguin Mgt	Telecom	1464.00	1
Michelle M Phillips Certified	Service	104.00	1

PJ Greufe	Services	1500.00	1
City-Plover	FTM EXT	1002.86	1
City-Plover	Utilities	100.00	1
Po Co EMA	Allocation	86000.00	1
Po Co Home Care	Aides	14974.00	3
Po Co Solid Waste	Rural	10748.36	1
PO CO IT Dept	Phone Fiber	132.00	1
Poca Equip	Supplies	16.92	1
Poca St Bank	Rent	400.00	1
Pocahontas Women's Club	Service	220.00	1
Poca Comm Hospital	Meals	4476.67	1
Poky Fiber	Service	153.93	1
Pro Co-Op	Fuel	39503.54	3
Record Dem	Ads	1160.84	4
Reg V HAZMAT	Contribution	2654.25	1
B Reis	Expenses	693.87	1
E Ahlrichs	Mileage	338.72	1
City-Rolfe	Utilities	46.88	1
Rubber Inc	Parts	294.57	1
K Scheidegger	Expenses	530.70	1
SCI Comm	Service	687.26	1
Secure Shred	Service	224.00	2
Sports Rehab	Service	406.06	1
A Stern-Domek	Mileage	300.10	1
Troy Stockwell	Expense	51.91	1
T Reuters	Service	154.40	1
Donald P Trexel	Mileage	12.87	1
UDMO	Allocation	3958.50	1
US Cellular	Phone	56.54	1
K Vadar	Mileage	173.16	1
Vander Haag's Inc	Supplies	578.00	1
City-Varina	FTM EXT	396.77	1
Verizon	Phones	989.37	4
Vircom	Renewal	129.60	1
Sherri Wagner	Expense	39.04	1
Webster Co Sheriff	Service	35.00	1
West Des Moines Marriott	Lodging	282.24	1
Windstream	Line Chg	225.90	2
Woods	Supplies	88.62	2
Ziegler	Supplies	57.07	1
Zuetlau Seeding	Aeration	900.00	1
Grand Total		925223.70	

Weekly meetings: Stauter–drainage concerns and Yes Center meeting; and Siepker–North Racoon Watershed meeting.

Motion by Siepker, seconded by Ives, to adjourn the meeting. Ayes all, motion carried.

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Louis Stauter, Chairman

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Kelly Jepsen, Auditor