

Supervisors Room, Courthouse
Pocahontas, Iowa
November 28, 2023

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

Motion by Siepker, seconded by Smith, to approve the minutes from November 21, 2023 as presented. Ayes all, motion carried.

The agenda was approved as posted on motion by Ives, seconded by Stauter. Ayes all, motion carried.

Stacia Timmer, COO of Elderbridge Agency on Aging, met with the Board. Timmer thanked the Board for their financial support during the past fiscal year. In FY23 Pocahontas County contributed \$6,533 to Elderbridge and in return our residents received \$216,606 in services, a 3316% return on the County's investment. Timmer also requested a matching fund contribution of \$7,214 for FY25. The Board thanked Timmer and will consider her request during budget time.

John Hansen, Midwest Construction & Rick Weidner, AIA, met with the Board to discuss the new Law Enforcement Center. Hansen presented the preliminary time frame for the design, bidding & construction. Estimated construction would start no later than August 5, 2024 with the project completed by June 2025. While discussing the plans, the Board requested that the LEC include a "protected area" for the public to use during a severe storm since access to the Courthouse would no longer be available 24/7. Supervisor Smith advised that he, Supervisor Aden, and Treasurer, Amy Johnson met with the County's Bonding Agent, Travis Squires to discuss interim financing and the optimal time to bond. Squires advised that money could be used from the general fund to pay claims until the bonds are issued. Auditor Jepsen advised a budget amendment and a loan from Secondary Roads would be needed prior to paying any claims related to the LEC.

Hansen reviewed the request for proposal (RFP) for Civil Engineering Services from Jacobson-Westergard for \$21,500 and Beck Engineer, Inc. for \$26,400. Motion by Stauter, seconded by Ives, to award the bid to Jacobson-Westergard, not to exceed \$21,500.00 Ayes all, motion carried.

RFP for soil testing from Chosen Valley Testing, Inc for \$3,500 and Certified Testing Services, Inc. for \$3,550 were reviewed. Motion by Smith, seconded by Siepker, to hire Chosen Valley Testing, Inc to perform soil testing for \$3,500. Ayes all, motion carried.

Jack Moellering, County Engineer, advised that the Iowa DOT held bid lettings for the C-49 Overlay and the Lizard South 34 Bridge replacement. After review, a motion was made by Stauter, seconded by Smith to award the contract for the C-49 Overlay to Mathy Construction Company for \$2,655,314.53. Ayes all, motion carried. The work on C-49 will be between N-28 and Highway 4. Start date will be September 3, 2024.

Motion by Stauter, seconded by Siepker, to adopt by resolution authorization for Jack Moellering, County Engineer, to sign all documents on behalf of the Board of Supervisors for the C-49 Overlay project. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Aden, Siepker, Smith. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

RESOLUTION 2023-11-#37

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the CIR and Overlay of C-49, hereafter referred to as "the project" is in the best interest of Pocahontas County, Iowa, and the residents thereof. The project is defined as Cold In-place Recycle the existing asphalt surface on C-49 and overlay with 3" of hot mix asphalt; 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 Pocahontas 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 Mathy Construction Company in the amount of \$2,655,314.53 and awards the associated contract(s) 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 Pocahontas County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, John Ames Moellering, the County Engineer for Pocahontas 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 through the DOT for this county.

Approved this 28th day of November 2023

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

Motion by Smith, seconded by Ives, to award the Lizard South 34 Bridge replacement project to Christensen Bros., Inc. for \$816,588.74. Ayes all, motion carried.

Motion by Stauter, seconded by Siepker, to adopt by resolution authorization for Jack Moellering, County Engineer, to sign all documents on behalf of the Board of Supervisors for the Lizard South 34 Bridge replacement project. The Chairman called the question with the following recorded votes: Ayes: Ives, Stauter, Aden, Siepker, Smith. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

RESOLUTION 2023-11-#38

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the Lizard south 34 Bridge Replacement, hereafter referred to as "the project" is in the best interest of Pocahontas County, Iowa, and the residents thereof. The project is defined as Replacing the existing bridge and reconstructing gravel roadway match the new bridges height and length; 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 Pocahontas 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 Christensen Brothers, Inc. in the amount of \$816,588.74 and awards the associated contract(s) 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 Pocahontas County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, John Ames Moellering, the County Engineer for Pocahontas 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 through the DOT for this county.

Approved this 28th day of November 2023

By: Pocahontas County Board of Supervisors

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

The Board reviewed proposals for design consultants for replacing three bridges located in Cedar 27/28, Cedar in 34, and Garfield 5/6. Bids were as follows:

Consultant	Cedar 27/28	Cedar 34	Garfield 5/6
Bolton & Menk	\$ 43,100.00	\$ 31,665.00	\$ 39,095.00
Calhoun-Burns	\$ 30,000.00	\$ 15,000.00	\$ 20,000.00
ISG		\$ 25,300.00	

Motion by Stauter, seconded by Smith, to hire Bolton & Menk to design the bridge located in Cedar 27/28 for \$43,100.00 and Calhoun-Burns for the bridge in Cedar 34 for \$15,000.00 and Garfield 5/6 for \$20,000.00. Ayes all, motion carried.

Motion by Ives, seconded by Stauter, to acknowledge receipt of Manure Management Plans: (1) Dutchland Dairy – ID# 56669 located in the SE NW, Section 4, Garfield Township with Dan Duitscher as owner & Extended Ag Services as contact; and (2) Wacousta 4 Site – ID# 71771 located in the NW SW, Section 4, Wacousta Township, Humboldt County with Summit Pork IV, LLP as owner & Scot Jacobsen as contact person. Ayes all, motion carried.

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

A & M Laundry	Supplies	40.55	1
Adv. Drainage	Materials	5891.70	1
Alliant Energy	Utilities	156.87	1
Amazon	Supplies	251.33	3
Arnold Motor	Parts	41.99	1
G Atherton	Election	56.34	1
Client	Mileage	63.18	1
N Birkey	Mileage	566.28	1
B H Energy	Natural Gas	779.08	4
Bunda Seed	Seed	570.85	1
Lindsay C Campbell	Expenses	94.15	1
City-Pocahontas	Utilities	65.83	1
J Conlin	Mileage	72.54	1
O Cressler	Expenses	315.70	2
Cunningham-Reis	Bridges	33275.99	1
Doolittle Oil	Supplies	1968.32	1
Laura S Erickson	Election	121.81	1

ESRI	ArcGIS Main	1760.00	1
Farm & Home	Supplies	187.48	2
Daniel L Feistner	Monthly Ex	711.15	3
Force America	Parts	460.17	1
Gordon Flesch	Lease	374.23	1
Haley Equip	Service	265.00	1
D Harson	Expense	21.36	1
James H Hodgell	Mileage	39.78	2
B Hetrick	Mileage	291.33	1
Melissa E Hoyt	Mileage	355.68	1
IADPS	Service	1533.00	1
IDDA	Training	280.00	1
IEHA	Dues	80.00	1
Interstate Bat	Batteries	46.80	1
IA Lakes Elec	Electricity	533.00	2
ISSDA	Dues	475.00	1
K Jepsen	Election	167.96	1
K Jepsen	Expenses	84.59	2
Johnston Auto	Supplies	964.00	1
M Klocke	Mileage	22.23	1
Laurens Plumbing	Repairs	125.00	1
LexisNexis	Service	130.00	1
Philips Lifeline	Lifeline	385.00	1
Mary J Litwiller	Expenses	481.48	1
Machine Shop	Parts Fabrication	502.68	1
Mail Services	Service	515.90	1
Martin Marietta	Rock	7722.16	1
MidAm Energy	Electricity	85.30	1
Midwest Const Cons	Service	3602.12	1
Midwest Wheel	Parts	219.36	1
Murphy Tractor	Parts	86.35	1
NW IA YES	Service	2280.75	1
Office Elements	Supplies	139.70	1
Optum 360	Manuals	118.92	1
Overhead Door	Repairs	14434.38	1
Po Co Home Care	Aides	6289.00	3
Po Co Solid Waste	Disposal	10.00	1
PO CO Chamber	Service	20.00	1
PO CO IT Dept	Phone Fiber	81.76	2
Poca Comm Hospital	Meals	1876.00	1
Prinsco Inc	Supplies	4613.55	1
Record Dem	Ads	261.74	1
Rees Hydraulic	Parts/Labor	649.65	1
E Ahlrichs	Mileage	439.92	1
J Roetman	Election	56.34	1
City-Rolfe	Utilities	133.25	1
C Schachtner	Election	22.23	1
S H Lawn Care	Lawn Care	2647.00	1
Shield Tech	Software	300.00	1
A Stern-Domek	Mileage	410.67	1
Ten Pt Const	Services	270347.14	1
Donald P Trexel	Mileage	12.87	1
US Cellular	Phone	56.60	1
K Vadar	Mileage	181.35	1
Verizon	Phones	148.62	2
Verizon	Services	161.84	1
WA Invest	Jump Start	5000.00	1
Windstream	Line Chg	96.10	1
Woods	Supplies	430.16	2
T Wykoff	Service	73.59	1
Melissia M Zuetlau	Mileage	135.14	1
Grand Total		378268.89	

Weekly meetings: Stauter-Driveway concerns; Aden-Solid Waste meeting; and Smith-Safety, Building & Grounds. Smith and Aden also had a teleconference with Bonding Agent, Travis Squires.

At 12:10 p.m. a motion was made by Ives, seconded by Stauter, to go into an exempt session, pursuant to Iowa Code 20.17(3) to discuss union negotiations. Ayes all, motion carried. At 12:50 p.m., the Board voted to come out of exempt session with no action taken.

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

Brent Aden, Chairman

Kelly Jepsen, County Auditor