

Supervisors Room, Courthouse
Pocahontas, Iowa
May 31, 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, Kyle Smith; and Auditor, Kelly Jepsen. Also present: Reporter, Erin Somers.

Motion by Aden, seconded by Siepker, to approve the minutes dated May 24, 2022, as presented. Ayes all, motion carried.

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

At 10:01 a.m., the Board held a public hearing for the third and final consideration of a resolution declaring Emergency Medical Services in Pocahontas County to be an essential service. There was no one present to object and no written comments were received. Patrick and Becky Mooney were present in support. Patrick thanked the Board for their consideration and hard work. Motion by Smith, seconded by Aden, to approve the third and final passing of said resolution. The Chairman called the question with the following recorded votes: Ayes: Ives, Aden, Stauter, Siepker, Smith. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

RESOLUTION No. 2022-05-20
A RESOLUTION DECLARING EMERGENCY MEDICAL SERVICES (“EMS”)
AN ESSENTIAL SERVICE IN AND FOR POCAHONTAS COUNTY, IOWA

WHEREAS, the Pocahontas County Board of Supervisors has the authority under Iowa Code section 331.301(1) to “...exercise any power and perform any function it deems appropriate to protect and preserve the rights, privileges, and property of the county or of its residents, and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of its residents”; and

WHEREAS, Pocahontas County seeks to provide Emergency Medical Services to all its citizens and visitors; and

WHEREAS, Pocahontas County recognizes there is a need to ensure and advance the level of care, capability, and coverage of EMS in Pocahontas County; and

WHEREAS, the Pocahontas County Board of Supervisors met on the **31st, day of May, 2022** to vote and approve this resolution after having discussed and voted upon it at two previous public meetings, and

WHEREAS, on **June 9, 2021, Iowa Senate File 615** was signed into law by Governor Kim Reynolds giving Iowa counties the capability to declare EMS an essential service for their respective county, thereby making it possible for counties to propose additional funding sources for EMS to the county’s voters at an election.

NOW, THEREFORE BE IT RESOLVED, by the Pocahontas County Board of Supervisors, that: Emergency Medical Services (EMS) is hereby declared an essential service in and for Pocahontas County, Iowa and the Pocahontas County Board of Supervisors will exercise the necessary power and functions appropriate to preserve the health, safety, and welfare of Pocahontas County residents and provide for an effective and efficient Pocahontas County Emergency Medical Services (EMS) System that allows for quality care for the persons living, working, or travelling in Pocahontas County. Exercising said necessary power and function includes, but is not limited to, the establishment of a Pocahontas County emergency medical services advisory council and the proposition of either **(1) a local option income surtax, or (2) an ad valorem property tax, or (3) a combination of both**, to fund EMS to be voted upon by Pocahontas County voters at the next election.

NOW, BE IT FURTHER RESOLVED, if a proposition to fund EMS through either a local option surtax or an ad valorem property tax or some combination there, fails to receive a favorable vote by at least **sixty (60%) percent** of those voting on the question, this resolution shall be deemed null and void.

Passed and adopted this 31st day of May, 2022.

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

Margo Underwood, Hometown Pride Community Coach, and Jim Pentico, Rolfe Mayor, apprised the Board of a joint effort between the Iowa DOT, City of Rolfe, Hometown Pride, and private donors to install a bike trail from the East edge of Rolfe to Sunset Ridge park. Total cost \$42,000.00. Underwood advised that they would be applying for ARPA funding through the County and hoped the County would sponsor their project.

Landowner, Peter Seehusen, and the Board discussed Seehusen’s permit to cross the County’s Right-of-Way on 150th Ave., located in Section 11 & 12, Dover Township. Seehusen desires to tie a 12” tile into DD 84 Br. 1’s 15” tile to drain 14 acres. If the tile in the right-of-way fails, the drainage district will be liable for the repairs. After discussing the County’s concerns, the Board was satisfied with the permit the County Engineer approved.

Steve Nelson, County Sheriff, explained that they received a finger printing machine from the State but needed to purchase the software and training for the machine. Motion by Aden, seconded by Siepker, to authorize the purchase of software and set-up for \$3,800.00 from Shield Technology Corporation with an annual maintenance fee of \$525.00. Ayes all, motion carried.

Nelson presented a letter from the Jail Study Committee requesting the Board hire architect, Rick Weidner, to do a preliminary drawing of a new jail so the cost can be considered when comparing building a new jail to the cost of transporting inmates to other counties to be housed. John Hansen with Midwest Construction Consultants telephonically joined the discussion. Jepsen advised on the importance of following the procurement policy. After discussion, the Board requested that Midwest Construction follow the County’s procurement policy and get RFQs for the architect.

Russ Jergens, EMA/E-911 & Dereck Hebert, IT Director advised that Jergens secured a grant for \$10,600.00 for audio visual equipment for the Assembly room. Four bids were received, with Iowa Audio Video from Clive, IA for \$21,851.91 being the least expensive. They requested funding for the difference in cost, and for funding for new tables and chairs for the Assembly Room. Motion by Smith, seconded by Ives, to approve the quote from Iowa Audio Video from Clive, IA with the difference to come out of the Courthouse budget. Ayes all, motion carried.

Amy Johnson, County Treasurer, advised that Situs Cultivation, LLC out of Omaha, NE has requested the assignment of County held certificates. Motion by Siepker, seconded by Smith, to direct the Treasurer to assign county held certificates as discussed. Ayes- Siepker, Stauter, Smith. Nays-Ives, Aden. Motion carried. The assignments are as follows:

Situs Cultivation, LLC	08-36-484-001	1986-86006	\$250.69
	08-36-484-002	1986-86006	\$187.17

07-31-431-020	2008-60	\$1,321.00
07-31-431-021	2008-61	\$685.00
07-31-431-019	2006-14	\$1,839.99
08-36-484-003	2003-103	\$616.52
08-36-484-004	2003-104	\$2,397.52
08-05-280-002	2016-210	\$7,824.60
08-05-281-008	2016-212	\$585.00

Johnson advised that Julie Waterman, Deputy Treasurer, gave her notice of retirement effective December 31, 2022 and Johnson requested to hire Waterman’s replacement now, so they could do training with Waterman. Motion by Ives, seconded by Aden, to authorize Johnson to hire a full-time employee. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to correct the May 17, 2022 minutes to read, “The facility score was 440 points: 100.25 in Air, 146 in Water, and 193.75 in Community”. Ayes all, motion carried.

Motion by Siepker, seconded by Smith, to approve Samantha Richison’s transition from a full-time to a part-time Dispatcher in the Sheriff’s Department. Ayes all, motion carried. The transition will take place on June 4, 2022.

Motion by Ives, seconded by Aden, to acknowledge the resignation of Hannah Hubbell as a full-time Billing Coordinator for Public Health and thank her for her service to Pocahontas County. Ayes all, motion carried. Hubbell’s last day will be June 2, 2022.

Motion by Aden, seconded by Smith, to acknowledge that on May 24, 2022, Amy Stern-Domek, LPN, and Mary Eastman, Administrative Assistant, both Home Care Aide Agency employees, becoming Public Health employees. Ayes all, motion carried.

Motion by Smith, seconded by Aden, to acknowledge a pay increase for Kayla Nedved, Fiscal Manager for Public Health. Ayes all, motion carried. On May 24, 2022, Nedved’s wage was increased to \$18.23/hr. as she has taken on additional responsibilities.

Motion by Ives, seconded by Smith, to acknowledge a pay increase for Betsy Dahl, part-time RN for Public Health. Ayes all, motion carried. On May 24, 2022, Dahl’s wage was increased to \$28.00/hr.

Motion by Aden, seconded by Smith, to approve VPN access for Betsy Dahl, RN for Public Health. Ayes all, motion carried.

Motion by Smith, seconded by Siepker, to authorize the Chairman to sign a 28E Agreement approving for the joint exercises of powers between Pocahontas County and Humboldt County for Environmental Services until June 30, 2023. Ayes all, motion carried.

Motion by Aden, seconded by Smith, to approve the quote from B & W Control for woody vegetation treatment in Jt. DD 9-13 for \$12,000.00, Jt. DD 43-72 for \$1,000.00, and Jt. DD 46-88 for \$1,500.00. Ayes all, motion carried.

Motion by Siepker, seconded by Aden, to adopt the 2022 drainage levies by resolution. The Chairman called the question with the following recorded vote: Ayes: Ives, Aden, Stauter, Siepker, Smith. Nays: none. Whereby the Chairman declared the resolution duly adopted to-wit:

Resolution-2022-05-21

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 May 31, 2022 with the assessment to be due and payable by September 30, 2022 without interest. Assessments not paid by October 1, 2022 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.

2022 DRAINAGE ASSESSMENTS SCHEDULE

Fund	District	% To Be Assessed	Total Levy Amount	Waiver at 5%
51015	DD 12	642%	\$5,007.60	No
51564	DD 17 Main Tile	17%	\$3,007.24	No
51038	DD 29 Main	64%	\$22,069.33	No
51041	DD 29 Lat B Tile	29%	\$3,541.04	No
51049	DD 30 Br 1	100%	\$1,000.00	No
51090	DD 41	100%	\$390,000.00	20 Years
51094	DD 41 Br 4	270%	\$3,007.75	No
51557	DD 41 Br 24 & 25	30%	\$3,000.00	No
51129	DD 47 MOD	136%	\$20,070.95	No
51160	DD 53 MOD	64%	\$60,142.89	No
51197	DD 62 Br C	34%	\$2,007.92	No
51237	DD 65 Main	5.5%	\$22,000.00	No
51254	DD 74	100%	\$158,000.00	20 Years
51280	DD 92	143%	\$5,033.89	No
51302	DD 112	11%	\$5,000.99	No
51306	DD 116 Main	28%	\$20,087.01	No
51331	DD 128	600%	\$12,006.00	10 Years
51359	DD 158 Main	30%	\$5,096.55	No

51360	DD 158 Tile	32%	\$2,029.28	No
51366	DD 164 Main	48%	\$4,076.84	No
51367	DD 164 N MOD	64%	\$12,099.23	No
51409	DD 175	2000%	\$75,021.80	20 Years

JOINT DISTRICTS

Fund	District	% To Be Assessed	Total Levy Amount	Waiver
51405	Jt 171	42%	\$40,704.96	10 Year
51035	Jt 25-39	117%	\$15,029.04	No
51201	Jt 63 Br B	52%	\$3,040.33	No
51202	Jt 63 Br C	110%	\$17,115.20	10 Year
51337	Jt 150 N Main	16%	\$3,092.16	No
51514	Jt 77 Br 18	30%	\$3,000.00	No
51121	Jt 43-72 Open Ditch	0.7%	\$3,080.00	No

APPROVED THIS 31ST DAY OF MAY, 2022

By: Pocahontas County Board of Supervisors

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

ATTEST: /s/Kelly Jepsen, County Auditor

Motion by Aden, seconded by Smith, to approve two liquor licenses, applications #161147 and #161299, upon Backpocket Brewing, LLC obtaining two County vendor permits. Ayes all, motion carried.

Motion by Aden, seconded by Ives, to approve the Pocahontas County Secondary Roads claim for watchman services for Jt. DD 77, for \$281.50. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to acknowledge receipt of Manure Management Plans: (1) MAKAR Enterprise, Inc.-Mohr Site – ID# 62921 located in the SW NW, Section 30, Dover Township with MAKAR Enterprise, Inc., with as owner & Nathan Kenkel as contact person; (2) Pocahontas Site – ID# 60391, located in the SW NE, Section 6, Grant Township, with John Conlin as owner & contact person; (3) Glen Finisher Farm – ID# 61827, located in the SE SW, Section 31, Colfax Township, with Crow Farm Partners III, Inc. as owner & Keith Kratchmer as contact person; (4) 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; (5) 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; (6) Wenell, John – ID# 67314, located in the NE SE, Section 32, Swan Lake Township, with John Wenell as owner & contact person; (7) Garrison Ridge LLC-Schmidt – ID# 58740, located in the SE SE, Section 13, Des Moines Township, with Joel Schmidt as owner & contact person; (8) Brinkman, Gus – ID# 67359, located in the SE SE, Section 24, Roosevelt Township, with Gus Brinkman as owner & contact person; and (9) Ryan, Finisher Farm – ID# 63824, located in the NW NW, Section 14, Des Moines Township, with Roseglen Farms, LLC as owner & Keith Kratchmer as contact person. Ayes all, motion carried.

Jack Moellering, County Engineer, and the Board discussed purchasing three trucks and driver visibility at different locations in the County.

The Board determined the status of the Courthouse during RAGBRAI would be business as usual. Department Administrators could close their individual offices if all employees use vacation.

Weekly meetings: Ives –Trails meeting in Rolfe and Solid Waste; Aden –Solid Waste, Midas, and drainage concerns; Stauter – CFR and drainage concerns; Siepker –Upper Des Moines, Rolling Hills, and Linking Families; and Smith– Public Health meeting.

Motion by Aden, seconded by Ives, to go into closed session pursuant to Iowa Code 21.5(j). Ayes all, motion carried.

At 12:50 p.m., the Board voted to come out of closed session, and no action was taken.

Motion by Aden, seconded by Smith, to authorize the Chairman sign the purchase agreement with Terry Zeman for \$125,000.00 for parcels #07-31-407-003, #07-31-407-004, #07-31-407-005, #07-31-407-008. Ayes all, motion carried. Total appraised value of \$124,500.00.

Motion by Siepker, seconded by Aden, to authorize the Chairman sign the purchase agreement with Ray and Betty Ohlinger for \$5,500.00 for parcels #07-31-407-006 & #07-31-407-007. Ayes all, motion carried. Total appraised value of \$9,000.00

There being no further business, the Chairman declared the meeting adjourned.

Louis Stauter, Chairman

Kelly Jepsen, Auditor