

Supervisors Room, Courthouse
Pocahontas, Iowa
June 28, 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.

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

Motion by Smith, seconded by Siepker, to approve the minutes dated June 21, 2022, as presented. Ayes all, motion carried.

At 10:01 a.m., a public hearing was held for a confined animal feeding operation for Summit Pork III, LLC (Sherman 35 Site), located in Section 35 of Sherman Township. Auditor Jepsen presented the affidavit of mailing and proof of publication. The confinement proposed is two new deep pit swine finisher confinement buildings with an animal unit capacity of 1,996.80 (4,999 head of swine finishers). The facility score was 460 points: 121.75 in Air, 139 in Water, and 199.25 in Community. Supervisor Ives started by stating that the site had received a passing score and followed the Good Neighbor Policy but that he understood the proximity the site to the City of Pocahontas was of concern. Brian Ritland from Pinnacle Group, Mitch Baum, with Summit Pork III, LLC, and owner, Matt Kopriva, were present to answer questions. Baum advised that trees would be placed on the North and East side of the buildings, which will help mitigate the odor. The following people were present to express concerns: Les Bunda, Donna Bunda, Sue Weiskoff, Millie DeWall, Debra Craig, Rita Sennert, Dave Sennert, Roger Schade, Danny Plantz, Samuel Peters, Peg Johnson, Jada Hallberg, Deb Richard, and Linda Arndt. Several expressed their frustration with the facilities only being 1.2 miles from Pocahontas and concerns with odor, health implications, reductions in property value, potential water contamination, and quality of city environment. One written objection and a petition containing approximately 131 signatures was received and addressed. Supervisor Ives stated that they could deny the permit, which then would go back to the DNR and since they have a passing score, they would be overruled. Baum stated that they would do what they could to mitigate the odor and that he is only a phone call away. Motion by Ives, seconded by Aden, to approve the CAFO application for Summit Pork III, LLC (Sherman 35 Site) but request the Auditor to send a letter, along with the letter and petition from the residents, to the DNR advising of the concerns with the location of the site. Ayes all, motion carried.

Dereck Hebert, IT Director, presented Solutions Support Agreement for the program used by the Assessor, Auditor, Engineer, Recorder, Treasurer, and specialty applications and support. Motion by Aden, seconded by Smith, to approve and authorize the Chairman to sign the Licensed Code Support Agreement with Solutions for \$40,400.00. Ayes all, motion carried.

Hebert also discussed a quote he received from SCI Communications, Inc. from Milford, IA for \$3,467.18 to run fiber from the Server Room to the Sheriff's Office. This would allow everyone to be on the same phone system and more sharing of hardware. Motion by Smith, seconded by Siepker, to approve the quote from SCI Communications, Inc. for \$3,467.18 to run the fiber. Ayes all, motion carried.

Gary Atherton, Assistant to the Engineer/Drainage Clerk, and the Board discussed their dissatisfaction with Mid-American's work in the County's Right-of-Way and changes Atherton's had made to the Utility in Road Right-of-Way permit application. The Board will review the information and will continue discussion next week.

Motion was made by Siepker, seconded by Smith, to approve the FY23 wages as presented. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to adopt the FY23 Budget Appropriations 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:

**Appropriations Resolution for 2022/2023 Budget Year
RESOLUTION 2022-06-#23**

WHEREAS, it is desired to make appropriations for each of the service areas and the departmental budgets within the fiscal year beginning July 1, 2022 in accordance with Section 331.434(6) of the Code of Iowa.

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

Section 1. The amounts by department with a service area on the following schedule are hereby appropriated from the resources of each fund as designated.

Section 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department to make expenditures or incur obligations of the funds effective July 1, 2022.

Section 3. In accordance with Section 331.437 of the Code of Iowa, no department shall expend, or contract to expend, any money or incur any liability in excess of the amounts appropriated by this resolution.

Section 4. If at any time during the FY 2022/2023 budget year, a department administrator recognizes the available appropriation is insufficient, they shall contact the County Auditor. The Auditor shall inform the Board, and recommend the appropriate action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized for the departments, and shall report the status of each account to the applicable department administrators monthly during the fiscal year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business on June 30, 2023.

Dept No.	Department	Amount	Dept No.	Department	Amount
01	Board of Supervisors	\$ 1,355,610	26	Environmental Health	\$ 111,996
02	Auditor	\$ 411,014	28	Medical Examiner	\$ 24,798
03	Treasurer	\$ 371,683	33	Libraries	\$ 101,829
04	County Attorney	\$ 301,471	36	Ambulance	\$ 61,402

05	Sheriff	\$ 2,241,627	51	Courthouse & Grounds	\$ 420,192
06	Clerk of Court	\$ 59,100	52	Data Processing	\$ 409,769
07	Recorder	\$ 205,769	53	County Development	\$ 4,600
20	Secondary Roads	\$ 6,458,354	60	Mental Health	\$ 86,659
21	Veterans Affairs	\$ 81,921	75	Homemaker Home Hlth Aid	\$ 478,683
22	Conservation Board	\$ 860,067	80	County Farm	\$ 11,000
23	Board of Health	\$ 755,526	99	Non-Departmental	\$ 2,369,229
24	Weed Commission	\$ 5,558			
25	Social Services	\$ 161,622	TOTAL		\$ 17,349,479

APPROVED THIS 28TH DAY OF JUNE, 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 Siepker, to adopt the 2022 joint drainage levies with Buena Vista County 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 for Setting Joint Drainage Levies with Buena Vista County
Resolution-2022-06-#24**

WHEREAS the Board of Supervisors of Buena Vista County, Iowa, acting as Drainage Trustees, having investigated the financial condition of Drainage Districts in Buena Vista 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 the said Districts are under joint control of the Pocahontas County Board of Supervisors and the Buena Vista County Board of Supervisors,

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 April 26, 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.

2022 Buena Vista County Controlled Joint Drainage Assessments Schedule

Fund	District	% To Be Assessed	Pocahontas County Levy Amount	Total Levy Amount	Description
51120	Jt 18-42 Main	1.25%	\$1,013.06	\$1,224.96	Repairs
51333	Jt 144	4.10%	\$437.06	\$547.39	Repairs

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/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 Ives, seconded by Smith, to approve a pay increase for Tyler Behrendsen, FT Deputy Sheriff, as he has reached 12-months of employment in the Sheriff's Department. Ayes all, motion carried. On July 5, 2022, Berendsen's rate of pay will change to \$30.44/hr., as per union contract.

Motion by Aden, seconded by Smith, to approve a pay increase for Jeremy Watson, FT Deputy Sheriff, as he has reached 18-months of employment in the Sheriff's Department. Ayes all, motion carried. On July 4, 2022, Watson's rate of pay will change to \$31.66/hr., as per union contract.

Motion by Aden, seconded by Siepker, to acknowledge receipt of Manure Management Plan: (1) Burke Delmar & Shawn – ID# 58173 located in the SE, Section 32, Colfax Township with Delmar & Shawn Burke as owner & Shawn & Becky Burke as contact person. Ayes all, motion carried.

Motion by Smith, seconded by Ives, to deny claims #2925 and #2926 and approve the remaining claims as reviewed by the Board. Ayes all, motion carried. The following claims were audited and allowed:

A & M Laundry	Supplies	34.75	1
Access Systems	Lease	150.59	1
E Ahlrichs	Mileage	449.87	1
Alliant Energy	Utilities	34.68	1
Amazon	Supplies	2487.83	6
Arnold Motor	Parts	186.14	1
G Atherton	Phone/Mileage REMB	102.68	1
Client	Mileage	126.38	3
N Betten	Mileage	532.91	1
B H Energy	Natural Gas	118.27	3
Canon	Lease	378.73	1
Cemstone	Concrete	301.75	1
Century Link	Line Chg	21.25	1
Cintas	Supplies	244.23	1
City-Pocahontas	Utilities	75.35	1
CJ Cooper & Asso	FMCSA Safety	55.00	1
CLIA	Certificate Fee	180.00	1
J Conlin	Mileage	418.03	1
Counsel	Lease	98.66	3
Co Binders	Service	1024.48	1
Po Co Sec Rd	Insurance	21.00	1
O Cressler	Expenses	2093.04	1
DD 41 Br. 18 Drainage Deputy	ROW REIMB	46760.00	1
ElectionSource	Service	2033.20	1

Farm & Home	Supplies	680.60	4
Fast Lane	Supplies	80.00	1
Force America	Parts	166.08	1
Galls	Uniform	142.95	1
Gordon Flesch	Lease	129.26	1
T Grau	Expenses	166.26	1
GreatAmerican	Lease	246.47	1
Dayton M Harson	Supplies	3.75	1
City-Havelock	FTM Funds	859.86	1
Dereck A Hebert	Training	459.89	1
Barbra J Hinners	Postage	8.95	1
K Hoffman	Mileage	19.89	1
B Hetrick	Mileage	277.81	1
Nicole D Huegerich	Uniform	64.19	1
HyVee AR	Jail Meds	120.09	1
IState Truck	Parts	325.94	1
IA DOT	Supplies	81.26	1
IPHA	Dues	250.00	1
Ida Co Sheriff	Service	40.50	1
IA Lakes Elec	Electricity	593.00	2
ISAC	Training	760.00	3
ITsavvy LLC	Equip	11175.00	2
K Jepsen	Expenses	706.34	1
Jergens Repair	Service	738.02	1
R Jergens	Mileage	957.58	2
Keep IA Beautiful	Contract	12240.00	1
M Klocke	Mileage	22.23	1
Randall L Lauderback	Safety	32.00	1
Laurens Municipal	Utilities	187.66	1
Loffler	Lease	150.79	2
Machine Shop	Supplies	115.78	1
Mail Services	Service	792.43	2
Mainstay Systems of Iowa	Service	237.00	1
Martin Marietta	Rock	277.24	2
Menards	Construction	137.97	1
Metal Culverts	Culvert Supplies	57170.72	1
MidAm Energy	Electricity	389.72	2
Midwest Wheel	Parts	225.52	1
Robin K Moore	Mileage	201.99	2
Murphy Tractor	Parts	529.51	1
Netsmart	Service	17.96	1
New Way Ford	New Vehicle	22220.00	2
NW IA YES	Service	3429.18	1
Office Elements	Supplies	1199.79	3
P&R Entry Doors	Door/Repairs	22868.70	1
City-Palmer	RUT FTM Funds	2273.78	1
Corinne Peterson	Election	47.34	1
City-Plover	RUT FTM	1057.44	1
Po Co Home Care	Aides	7214.71	3
Po Co Solid Waste	Rural	10943.44	2
PO CO IT Dept	Lease	43.98	1
Postmaster	Postage	243.40	2
Poca St Bank	Rent	400.00	1
Poca Comm Hospital	CPR	2431.75	3
Poky Fiber	Service	89.95	1
Prinsco Inc	Pipe	356.08	1
Pro Co-Op	Fuel	2288.27	1
Wyatt C Rahn	Uniform	75.96	1
Record Dem	Ads	1795.50	1
Rees Truck	Parts	31.01	1
Reserve Acct	Postage	5000.00	1
Richardson's Serv	Service	80.80	1
J Runneberg	Safety	230.00	1
Connie Schachtner	Mileage	22.23	1
Schneider Corp	Service	14130.00	1
SCI Comm	Service	315.00	1
Secure Shred	Service	163.00	1
Seiler Appl	Service	213.75	2
Kristi S Seiler	Election	16.17	1
Shield Tech	Software	3800.00	1
C Siepker	Mileage	963.50	1
Solutions	Service	565.81	1
A Stern-Domek	Mileage	399.14	1
M Thomas	Supplies	1014.00	1
T Reuters	Service	154.40	1
Donald P Trexel	Mileage	12.87	1
K Vadar	Mileage	248.63	1
City-Varina	RUT FTM	448.61	1
Verizon	Phones	85.01	2
D Wasko	Well Plug	443.84	1
Webster Co Sheriff	Service	38.00	1
Wells Fargo	Lease	89.00	1
Woodley Ins	Insurance	26897.00	7
Tascha Wykoff	Election	47.34	1
Ziegler	Supplies	1301.45	2
Grand Total		285397.86	

At 11:00 a.m., a bid letting for fuel was held. Jack Moellering, County Engineer, advised that only 1 bid was received. Pro-Coop from Pocahontas, IA bid \$562,330.00, which is an excess margin of \$0.10/gallon and \$0.12/gallon for winter blend. Motion by Siepker, seconded by Smith, to sign the contract with Pro-Coop at said rates. Ayes all, motion carried.

Motion by Ives, seconded by Aden, to authorize the chairman to sign the contract with Barga, Inc. from Mt. Lake, MN for joint sealing in the amount of \$632,784.42. Ayes all, motion carried.

Jill Conlin, HCA Director/Interim Public Health Director, presented two quotes from Office Elements for office furniture. After discussion, a motion was made by Smith, seconded by Aden, to approve the quote from Office Elements for 9 chairs for \$3,735.00. Ayes all, motion carried. Motion by Smith, seconded by Siepker, to approve the purchase of 6 cubicles from Office Elements for \$32,464.59. Ayes all, motion carried.

Orene Cressler, VA/GA Director, presented an updated Pocahontas County Veterans Affairs Policy. After reviewing the changes, a motion was made by Siepker, seconded by Aden, to approve said policy. Ayes all, motion carried.

Fonda City Clerk, Angela Duitsman, requested assignment of county held certificate 1980-80006 on parcel #13-27-408-015. A letter from Treasurer, Amy Johnson, advised that said parcel has \$14,985.51 owed against it, with \$1,215.04 being outstanding drainage. Motion by Siepker, seconded by Ives, to assign said certificate to the City of Fonda for a \$10.00 assignment fee and the drainage taxes due of \$1,215.04, and the remaining taxes will be abated upon the City taking deed to the property. Ayes all, motion carried.

Curt Sindergard and Angela Duitsman, with Pocahontas County Economic Development, and the Board discussed Tom Grau's resignation, Emily William's employment status and her pay. Sindergard will call the Economic Development Board together to address the issues discussed.

Weekly meetings: Ives –CAFO site visit and drainage and Economic Development concerns; Aden –Second Judicial meeting; Stauter –CFR and constituent concerns; Siepker–Upper Des Moines Finance meeting, Conservation, and Rolling Hills; and Smith–EMS and CAFO concerns.

The Board discussed the regular Board of Supervisors for the last week in July. It will be held on Wednesday, July 27th at 10:00 a.m., instead of Tuesday, July 26th.

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

Louis Stauter, Chairman

Kelly Jepsen, Auditor