

April 23, 2019

The Winnebago County Board of Supervisors met in session at 9:00 A.M. April 23, 2019 adjourned from April 16, 2019.

Present: Supervisors Stensrud and Durby

Absent: Jensvold

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the minutes for the April 16, 2019 Board Meeting and approve the Agenda for April 23, 2019. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Final Public Hearing for DD 1 Lat 2. All voted aye. Motion carried. Attending the Hearing were: Supervisors Stensrud and Durby, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Susan Smith, Sharon Johnson, Diana Horn, and Robert Horn. Rick Hopper, Engineer with Jacobson-Westergard said Cory Juergens Construction has completed the project and can be paid their final 10%. There was no other discussion. On a motion by Stensrud and seconded by Durby the Supervisors moved to close the Final Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Final Public Hearing for DD 1 Lat 4. All voted aye. Motion carried. Attending the Hearing were: Supervisors Stensrud and Durby, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Robert Horn, Sharon Johnson, Susan Smith, Diana Horn, AJ Taylor and Grace Zaplatynsky. Rick Hopper, Engineer with Jacobson-Westergard said Rognes Bros Excavating has completed the project and can be paid their final 10%. There was no other discussion. On a motion by Stensrud and seconded by Durby the Supervisors moved to close the Final Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Continuation of Public Hearing for DD 3-11 Annexation report. All voted aye. Motion carried. Attending the Hearing were: Supervisors Stensrud and Durby, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, AJ Taylor and Grace Zaplatynsky. Rick Hopper, Engineer with Jacobson-Westergard said there were no changes made to the original Annexation report. On a motion by Stensrud and seconded by Durby the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the Annexation report for DD 3-11. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Continuation of Public Hearing for DD 3-11 Reclassification report. All voted aye. Motion carried. Attending the Hearing were: Supervisors Stensrud and Durby, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, AJ Taylor and Grace Zaplatynsky. Rick Hopper, Engineer with Jacobson-Westergard said there were no changes made to the original Reclassification report. On a motion by Stensrud and seconded by Durby the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the Reclassification report for DD 3-11. All voted aye. Motion carried.

At 10:15 A.M. there was a teleconference with Hancock County regarding DD 49-79 and DD 34-30. Those in attendance at Hancock County were Supervisors Greiman, Tlach, and Rayhons, Michelle Eisenmann, Auditor and Ann Hinders, Drainage Clerk. Kris Oswald discussed a project in DD 49-79. A letter was sent to landowners regarding the estimated cost for the project. A copy of the letter will be sent to Hancock County to inform their landowners. While going through the current classification Oswald noticed the classification schedule was not classified by laterals. Winnebago County has already appointed Rick Hopper, Jacobson-Westergard to reclassify the district. DD 34-30 has a possible improvement project. A copy of the report will be sent to Hancock County. There will be a joint meeting to discuss the project further on Monday, April 29, 2019 at 9:30 in Hancock County.

Rick Hopper, Engineer with Jacobson-Westergard gave a report on DD 21. There is a petition to clean the open ditch. While engineering the project it was noted DD 68-136 Lat 2 also needs to be cleaned. Oswald will forward a copy of the report to Kossuth County and set up a time to have a joint meeting to discuss the project further.

Rick Hopper, Engineer with Jacobson-Westergard gave a report on DD 34-30 Lat 4 and Lat 4 Branch 1. This project will be paid solely by Winnebago County but will need to be reclassified as the current schedule is not separated by laterals. There will be a joint teleconference with Hancock County on Monday, April 29, 2019 at 9:30 to discuss this project further.

Rick Hopper, Engineer with Jacobson-Westergard gave a report on DD 18 Lats 11, 12, 13, and 29. The engineer recommends an improvement to the tile system. There will be a Public Hearing set up with landowners to review the project. On a motion by Stensrud and seconded by Durby the Supervisors moved to accept the engineer's report for DD 18 Lats 11, 12, 13, and 29. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to appoint Jacobson-Westergard as Engineer to reclassify DD 18. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve a contract with the Iowa DOT regarding a culvert replacement in DD 54-52-17. All voted aye. Motion carried.

Scott Meinders, Engineer discussed Secondary Roads including how they continue to haul rock, work on the roads, and the wind turbine projects are under way. Eric Knudtson put in his resignation and there will be an opening in the Buffalo Center shop. The Secondary Road department will be purchasing a side dump trailer to use during bridge replacement projects and when hauling rock.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve a utility accommodation permit for WCTA to install fiber optic. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to approve the following Resolution. All voted aye. Motion carried.

RESOLUTION NO. 04-23-19-20-001

ESTABLISHING AND AUTHORIZING THE COUNTY ENGINEER TO POST AND HAVE ENFORCED, FIVE (5) TON AXLE WEIGHT LIMITS, FOR A PERIOD NOT TO EXCEED 90 DAYS, ON ALL ROAD WITHIN THE JURISDICTION OF WINNEBAGO COUNTY, IOWA.

WHEREAS, the Board of Supervisors is empowered under authority of Section 321.236(8), 321.255 and 321.471 to 321.473 of the Code of Iowa to prohibit the operation of vehicles upon Secondary Roads or to impose restrictions as to weight of vehicles to be operated upon said secondary roads, except implements of husbandry as defined in Section 321.1, for a total period not to exceed ninety days from date of signed resolution, whenever any said highway by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or the permissible weights thereof reduced, and

WHEREAS, severe spring weather conditions have caused certain secondary roads to be incapable of bearing the customary traffic thereon without undue damages,

NOW THEREFORE BE IT RESOLVED by the Winnebago County Board of Supervisors that the County Engineer be authorized to order any of the Secondary Roads closed to vehicles in excess of five (5) tons per axle weight, wherever he deems it necessary and for the period of time deemed expedient (not to exceed 90 days), by erecting signs in accordance with Section 321.472.

BE IT FURTHER RESOLVED that the County Engineer may grant permits of exemption upon a showing that there is a need to move to market farm produce of a type subject to rapid spoilage, or loss of value or to move any farm feeds or fuel for home heating purposes.

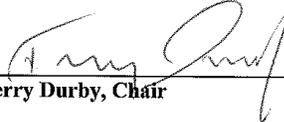
Passed and approved this 23rd day of April, 2019.

RECOMMENDED:



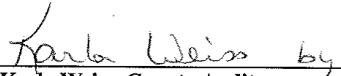
Scott Meinders, County Engineer

**BOARD OF SUPERVISORS OF
WINNEBAGO COUNTY, IOWA**



Terry Durby, Chair

ATTEST:



Karla Weiss, County Auditor


Kris Oswald
Deputy Auditor

The City of Forest City sent a letter to Winnebago County to fix a sump pump issue on the Courthouse grounds. Kevin Williams, Maintenance has been in contact with a contractor to fix the issue.

Julie Devine and Steve Johnson from AFLAC would like to meet with the employees of Winnebago County to make sure the employees are aware of all the products offered through AFLAC. AFLAC will have a representative in the Courthouse when it is open enrollment time.

On a motion by Durby and seconded by Stensrud the Supervisors moved to approve the following Resolution. All voted aye. Motion carried.

RESOLUTION 2019-04-23-01-01

RE: PROPOSED 28E AGREEMENT TO FORM A NEW MENTAL HEALTH AND DISABILITY SERVICES REGION TO MORE EFFICIENTLY AND EFFECTIVELY PROVIDE THE MENTAL HEALTH & DISABILITY SERVICES MANDATED UNDER IOWA CODE SECTIONS 331.388 THROUGH 331.398.

WHEREAS, Winnebago County, Iowa, is currently part of a 22-county region identified as County Social Services (CSS), which was formed pursuant to a 28E agreement executed on March 25, 2014; and

WHEREAS, Winnebago County, Iowa, has for the past year been embroiled in a contentious disagreement with CSS over an alleged delinquency amount owed to CSS by Winnebago County, Iowa; and

WHEREAS, as a result of said contention, Winnebago County, Iowa, has provided notice to CSS, in accordance with the 28E agreement, of its intent to withdraw from CSS effective July 1, 2019; and

WHEREAS, the Winnebago County Board of Supervisors believes that a new region, comprised mostly of rural counties and significantly smaller in size, is not only capable of providing all of the required and necessary core services for the residents of these counties, but, in addition, would be more transparent and better able to manage the funding so that it more appropriately reflects a fair distribution of taxpayer money spent for services used; and

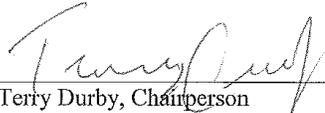
WHEREAS, Winnebago County, Iowa, and other contiguous counties have agreed that a new region could be created, if legislation is passed that would allow for the formation of new regions, which would satisfy all of the requirements set forth in Iowa Code Section 331.389; and

WHEREAS, attached hereto is a proposed 28E to form a new region.

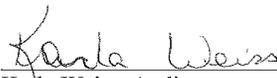
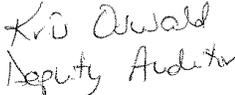
NOW THEREFORE BE IT RESOLVED that the Winnebago County Board of Supervisors hereby acknowledges its willingness to sign the proposed 28E agreement attached hereto for the formation of a new mental health and disability services region to more efficiently and effectively provide the mental health and disability services mandated under Iowa Code Sections 331.388 through 331.398, if legislation is passed that would allow for the formation of new regions.

It was on motion by Supervisor Durby, and seconded by Supervisor Sensrud, that the foregoing Resolution be adopted as read. Motion carried. Vote thereon resulting as follows: Ayes: Supervisors Durby, Sensrud; Nays: Supervisors _____.

Resolution declared adopted this 23rd day of April, 2019.


Terry Durby, Chairperson
Board of Supervisors
Winnebago County, Iowa

ATTEST:

 by
Karla Weiss, Auditor
Winnebago County, Iowa 
Kristi Oswald
Deputy Auditor

The following manure management plans were received by the Auditor's office: G Christensen 1 #58514, 16913 390th St, Leland, Iowa; F049 #58839, 46575 30th Ave, Rake, Iowa; and Rembrandt Enterprises Inc #60786, 13780 450th St, Thompson, Iowa.

The session was adjourned until 9:00 A.M. April 30, 2019.

Terry Durby, Chairperson

Attest: _____
Kris Oswald, Deputy Auditor