

June 25, 2019

The Winnebago County Board of Supervisors met in session at 9:00 A.M. June 25, 2019 adjourned from June 18, 2019.

Present: Supervisors Jensvold, Stensrud, and Durby

Absent:

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve the minutes for the June 18, 2019 Board Meeting and approve the Agenda for June 25, 2019. All voted nay. Motion denied. On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve the agenda except number 22 due to lack of information. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Stensrud the Supervisors moved to open the Public Hearing for DD 3-11 Highway Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, and AJ Taylor. The project was discussed. On a motion by Stensrud and seconded by Jensvold the Supervisors moved to close the Public Hearing for DD 3-11 Highway Reclassification report. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to open the Public Hearing for DD 14 Annexation report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, and AJ Taylor. The project was discussed. On a motion by Durby and seconded by Jensvold the Supervisors moved to close the Public Hearing for DD 14 Annexation report. All voted aye. Motion carried.

On a motion by Durby and seconded by Jensvold the Supervisors moved to open the Public Hearing for DD 14 Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, and AJ Taylor. The project was discussed. On a motion by Durby and seconded by Jensvold the Supervisors moved to close the Public Hearing for DD 14 Reclassification report. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to open the Public Hearing for DD 92 Annexation report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Gorden Anderson, Lois Johnson, and AJ Taylor. The project was discussed. On a motion by Jensvold and

seconded by Stensrud the Supervisors moved to close the Public Hearing for DD 92 Annexation report. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to open the Public Hearing for DD 92 Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Gorden Anderson, Lois Johnson, and AJ Taylor. The project was discussed. On a motion by Stensrud and seconded by Jensvold the Supervisors moved to close the Public Hearing for DD 92 Reclassification report. All voted aye. Motion carried.

On a motion by Durby and seconded by Greiman the Supervisors moved to open the Joint Public Hearing with Hancock County for DD 34-30 Annexation report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Hancock County Supervisors Gary Rayhons, Florence Greiman, and Jerry Tlach, Ann Hinders, Hancock County Drainage Clerk, Scott Ostermann, Allen Post, and AJ Taylor. The project was discussed. On a motion by Jensvold and seconded by Greiman the Supervisors moved to close the Joint Public Hearing for DD 34-30 Annexation report. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Rayhons the Supervisors moved to open the Joint Public Hearing with Hancock County for DD 34-30 Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Hancock County Supervisors Gary Rayhons, Florence Greiman, and Jerry Tlach, Ann Hinders, Hancock County Drainage Clerk, Scott Ostermann, Allen Post, and AJ Taylor. The project was discussed. On a motion by Jensvold and seconded by Rayhons the Supervisors moved to close the Joint Public Hearing for DD 34-30 Reclassification report. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Greiman the Supervisors moved to open the Joint Public Hearing with Hancock County for DD 49-79 Annexation report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Hancock County Supervisors Gary Rayhons, Florence Greiman, and Jerry Tlach, Ann Hinders, Hancock County Drainage Clerk, Scott Ostermann, Riley Lewis, Brent Aberg, Allen Post, and AJ Taylor. The project was discussed including the area at the High School. On a motion by Jensvold and seconded by Tlach the Supervisors moved to close the Joint Public Hearing for DD 49-79 Annexation report. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Rayhons the Supervisors moved to open the Joint Public Hearing with Hancock County for DD 49-79 Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Hancock County Supervisors Gary Rayhons, Florence Greiman, and Jerry Tlach, Ann Hinders, Hancock County Drainage Clerk, Scott Ostermann, Allen Post, Riley Lewis, Brent Aberg, and AJ Taylor. The project was discussed. On a motion by Jensvold and seconded by Rayhons the Supervisors moved to close the Joint Public Hearing for DD 49-79 Reclassification report. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Public Hearing for DD 5 Annexation report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Carolyn Halvorson, Nancy Klukow, Doug Klukow, Doug Tweeten, and AJ Taylor. The project was discussed. On a motion by Durby and seconded by Jensvold the Supervisors moved to close the Public Hearing for DD 5 Annexation report. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Durby the Supervisors moved to open the Public Hearing for DD 5 Reclassification report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Carolyn Halvorson, Nancy Klukow, Doug Klukow, Doug Tweeten, and AJ Taylor. The project was discussed. On a motion by Durby and seconded by Stensrud the Supervisors moved to close the Public Hearing for DD 5 Reclassification report. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Tjarks the Supervisors moved to open the Joint Teleconference Public Hearing with Kossuth County for DD 21, DD 68-136, and DD 68-136 Lat 2 Repair report. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Kossuth County Supervisors Roger Tjarks, Galen Casey, Kyle Stecker, Donnie Loss, and Jack Plathe, Marg Mergen, Kossuth County Drainage Clerk, Cordell Satre, Bennett Quamme, Doug Klukow, Nancy Klukow, Carolyn Halvorson, Dean Beenken, Charlotte Larson, and AJ Taylor. The project was discussed. On a motion by Jensvold and seconded by Tjarks the Supervisors moved to close the Joint Public Hearing for DD 21, DD 68-136, and DD 68-136 Lat 2 Repair report. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Stecker the Supervisors of the Joint Boards moved to approve the project on DD 21, DD 68-136, and DD 68-136 Lat 2. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Tjarks the Joint Boards moved to set the bid letting date for DD 21, DD 68-136, and DD 68-136 Lat 2 Repair project for August 6, 2019 at 10:00 A.M. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to open the Public Hearing for DD 18 Lat 11, 12, 13, and 29 Improvement project. All voted aye. Motion carried. Present at the hearing was Supervisors Durby, Jensvold, and Stensrud, Karla Weiss, Auditor, Kris Oswald, Drainage Clerk, Rick Hopper, Engineer, Mark Alphas, Carl Langfald, Doug Harmon, Marv Borcharding, Bruce Andersland, John Brudvig, Eric Andersland, and AJ Taylor. The project was discussed including no major improvements have been done in 100 years. On a motion by Stensrud and seconded by Jensvold the Supervisors moved to continue the Public Hearing for DD 18 Lat 11, 12, 13, and 29 Improvement project to July 16, 2019 at 9:00 A.M. All voted aye. Motion carried.

Scott Meinders, Engineer discussed Secondary Roads.

The County Engineer's Office is accepting sealed bids for surplus equipment due July 26 @ 10:00 am. Items include: Ricoh FW760 Large Format Copier with paper and toner, Ohaus TR6RS Bench Scale, and Survey Equipment: 4 prism poles, prism pole bipod, 2 prism pole tripods, 10 range poles, 2 single prisms, triple prism. Visit the office or call 641-585-2905 with questions or to make offers.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve the utility permit for Heartland Power to install overhead electric in Center Township, Section 19. All voted aye. Motion carried.

Kris Oswald, Drainage Clerk discussed Drainage District matters including DD 18 Reclassification and DD 68-136 Reclassification.

Ethan Schutter, Secondary Roads Workman Association discussed receiving extra comp time. This will be on the agenda next week.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve a liquor license for Vinje Pub. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve the following Auditor's transfers: #3758 from LOST to Rural Basic for \$102,707.99; #3759 from LOST to General Basic for \$308,123.96; and #3760 from Solid Waste to Rural Basic for \$15,730.08. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Stensrud the Supervisors moved to approve following FY20 resolutions. All voted aye. Motion carried.

APPROPRIATIONS RESOLUTION  
06-25-2019-01-01

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2019 in accordance with Section 331.434, subsection 6, Code of Iowa.

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

Section 1. The amounts itemized by fund and by department or office on the attached schedule are hereby appropriated from the resources of each fund so itemized, to the department or office listed in the first column on the same line of the attached schedule. Appropriations shall not exceed 100% percent of the total appropriation for each department.

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 or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2019.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability or enter into any contract, which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2019-2020 budget year the Auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriations, she shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such account to the applicable departments and officers quarterly during the 2019-2020 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2020.

The above and foregoing resolution was adopted by the Board of Supervisors of Winnebago County, Iowa, on June 25, 2019.

Ayes: Stensrud, Durby, Jensvold  
Nays: \_\_\_\_\_

Attest: Karla Weiss  
Karla Weiss, Auditor

Terry Durby  
Terry Durby, Chairman

RESOLUTION  
06-25-2019-01-02

The Winnebago County Board of Supervisors hereby resolves to appropriate One Hundred Percent (100%) of the funds for each of the County Offices and Departments as itemized and approved at the March 12, 2019, Winnebago County Budget Hearing for the fiscal year July 1, 2019 to June 30, 2020 and that the amounts appropriated shall be itemized in the same manner that the accounts are itemized on the records of the County Auditor pursuant to Chapter 331.433-440 of the 2003 Code of Iowa and laws amendatory thereof.

Voting Aye: Stensrud, Durby, Jensvold

Voting Nay: \_\_\_\_\_

The Resolution adopted this 25<sup>th</sup> day of June, 2019.

Attest: Karla Weiss  
Karla Weiss, Auditor

Terry Durby  
Terry Durby, Chairman

RESOLUTION FOR INTERFUND OPERATING TRANSFER  
06-25-2019-01-03

WHEREAS, it is desired to authorize the Auditor to periodically transfer sums from the rural basic fund to the secondary road fund during the 2019-2020 budget year, and

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

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

Section 1. The total maximum transfer from the rural services basic fund to the secondary road fund for the fiscal year beginning July 1, 2019 shall not exceed the sum of \$1,206,078.00.

Section 2. Within 30 days of being notified of the apportionment of current property taxes, state replacements against levied property taxes, mobile home taxes, military service tax credit replacements, or livestock credit replacements to the general basic or rural services basic funds, the Auditor shall order a transfer from said fund 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 to the general basic or rural services basic fund, respectively, multiplied by the ratio of said fund's total maximum transfer to the secondary road fund, to the sum of said fund's total current property tax levy, total mobile home taxes, total military service tax credit replacements, and total livestock credit replacements.

Section 4. Notwithstanding the provisions of Section 2 and 3 of this resolution, total transfers to the secondary road fund shall not exceed the amounts specified in Section 1.

Section 5. Notwithstanding the provisions of Sections 2 and 3, the amount of any transfer shall not exceed available fund balances in the transferring fund.

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

The above and foregoing resolution was adopted by the Board of Supervisors of Winnebago County, Iowa on June 25, 2019, the vote thereon being as follows:

Ayes: Durby, Stensrud, Jensvold  
Nays: \_\_\_\_\_

Attest: Karla Weiss  
Karla Weiss, Auditor

Terry Durby  
Terry Durby, Chairman

RESOLUTION PROPERTY TAX RATES  
06-25-2019-01-04

The Winnebago County Board of Supervisors hereby resolves that the property tax rates upon assessed properties of Winnebago County Taxing Districts for taxes payable during the fiscal year July 1, 2019 to June 30, 2020 are hereby approved as calculated by the Winnebago County Auditor and approved by the Iowa Department of Management.

Voting Aye: Durby, Jensonold, Stensruel

Voting Nay: \_\_\_\_\_

The Resolution adopted this 25<sup>th</sup> day of June, 2019.

Attest: Karla Weiss  
Karla Weiss, Auditor

Terry Durby  
Terry Durby, Chairman

Appropriated Property Tax Credits  
06-25-2019-01-05

Whereas, The State of Iowa has appropriated funding for property tax credits at less than 100% for the property taxes for the 2019-2020 FY.

Now Therefore Be It Resolved that Winnebago County will allow tax credits as per state funding reimbursement for property taxes payable for the 2019-2020 FY.

Voting aye: Jensvold, Durby, Stensrud

Voting nay: \_\_\_\_\_

The Resolution is adopted this 25<sup>th</sup> day of June, 2019.

Attest: Karla Weiss  
Karla Weiss, Auditor

Terry Durby  
Terry Durby, Chairman

On a motion by Stensrud and seconded by Jensvold the Supervisors moved to approve the payroll claims. All voted aye. Motion carried

The following manure management plan was received by the Auditor's office: Eagle Pork 6, #61840.

The session was adjourned until 9:00 A.M. July 2, 2019.

\_\_\_\_\_  
Terry Durby, Chairperson

Attest: \_\_\_\_\_  
Karla Weiss, Auditor