

Supervisors Room, Courthouse  
Pocahontas, Iowa  
January 23, 2018

The Board of Supervisors of Pocahontas County, Iowa, met in regular session pursuant to adjournment.

Members present: Chairman, Jeffrey Ives; Supervisors, Clarence Siepker, Louis Stauter, Ed Dewey, and JoAnn Peters; and Auditor, Kelly Jepsen.

The minutes of January 16, 2018 were approved as presented on motion by Peters, seconded by Siepker. Ayes all, motion carried.

It was moved by Stauter, seconded by Dewey, to approve the tentative agenda with the addition of: tentatively approve the Completion Report for Jt. DD 173-67. Ayes all, motion carried.

Dan Feistner, County Attorney, explained that Chief Justice Cady, of the Iowa Supreme Court, issued a supervisory order supplementing the supervisory order of June 19, which bans weapons in all areas of the courthouse. The new order allows county supervisors, upon written request to the Chief Judge of the Judicial District, the right to ask for an exception to the June 19<sup>th</sup> order. If the Chief Judge approves the request, it would exclude those public areas not controlled or totally occupied by the state court system and would allow the Board to determine a policy for the remainder of the Courthouse. It was moved by Peters, seconded by Stauter, to authorize the Chairman to sign and send a letter to Chief Judge Wilke requesting the exemption to the supervisory order. Ayes all, motion carried.

After much discussion on the employment status of the County Attorney, it was moved by Siepker, seconded by Peters, to adopt the following resolution:

**RESOLUTION NO. 2018-01-#005**

**CHANGING THE OFFICE OF THE POCAHONTAS COUNTY ATTORNEY FROM PART-TIME TO FULL-TIME STATUS**

**WHEREAS**, the position and office of the Pocahontas County Attorney is currently designated as a part-time county office, AND;

**WHEREAS**, the Pocahontas County Board of Supervisors (hereinafter Board) and the Pocahontas County Attorney (hereinafter County Attorney) are in agreement that it is in the best interest of Pocahontas County to designate the position of the County Attorney as a full-time county office, AND;

**WHEREAS**, pursuant to Iowa Code Section 331.752(2), the Board may provide, by resolution, that the County Attorney be a full-time county officer, AND;

**WHEREAS**, the resolution shall include an effective date not less than sixty (60) days from the date of adoption, unless otherwise agreed, AND;

**WHEREAS**, the County and County Attorney, having affixed their signatures below are in agreement with all terms of this resolution and that the effective shall be immediately upon adoption of this resolution and prior to March 1, 2018.

**THEREFORE**, be it resolved that the position of the Pocahontas County Attorney shall become a full-time office pursuant to Iowa Code Section 331.752 effective immediately upon adoption of this resolution.

**BE IT FURTHER** resolved that the initial salary of the full-time Pocahontas County Attorney shall be \$70,000 annually and shall be effective immediately upon adoption of this resolution.

The chairman called the question with the following recorded votes: Ayes: Siepker; Peters; Ives; Stauter; and Dewey. Nays: none. Whereby the Chairman declared the resolution duly adopted.

It was moved by Stauter, seconded by Dewey, to approve payment in the amount of \$228.00 to Bolton & Menk for professional services on Jt. DD 18-42. Ayes all, motion carried.

It was moved by Stauter, seconded by Peters, to approve payment in the amount of \$2,104.00 to ISG for professional services on Jt. DD 173-67. Ayes all, motion carried.

Jack Moellering, County Engineer, discussed a utility permit request from Alliant Energy to put electrical lines underground. There was a concern about the depth required and since there is no wording in the utility permit, Moellering will review the language in the right-of-way permit and bring it back for the Board for review.

Jack Moellering, County Engineer, updated the Board on the different roads projects. N65 is in process of being let, N28 has about 2 to 3 more weeks of design work and then Moellering will start working on the C56's design.

It was moved by Peters, seconded by Siepker, to acknowledge receipt of Manure Management Plans: (1) Fonda, Finisher Farm – ID# 58396 located in the NW NW, Section 5, Williams Township, Calhoun County with Iowa Select Farms, LLP as owner & Keith Kratchmer as contact person; (2) Marton/Plover, Finisher Farm– ID# 58387 located in the NW SW, Section 32, Powhatan Township with Marton Pork Production, Inc. as owner & Keith Kratchmer as contact person; (3) Randy Plantz #2– ID# 58343 located in the SW SE, Section 27, Lincoln Township with Randy Plantz as owner & contact person; (4) PI-251– ID# 65720 located in the NW NW, Section 21, Powhatan Township with Prestage Farms of Iowa LLC as owner & Dennis Benning as contact person. Ayes all, motion carried.

Jepsen let the Board know that the informal Informational Meeting on DD 47 Br. F needs to be rescheduled. The new date for the meeting will be Monday, February 19, 2018 at 6 p.m. at the Palmer Community Center in Palmer. Letters will be sent out to the landowners to inform them of the change.

Jepsen also gave the Supervisors information she received on e-cigarettes; the Board will read the information and discuss it at a later time. There is a new CAFO application in process. It is to expand the site located in the SE of the NE Section 24, Colfax Township.

The following claims were audited and allowed:

Adv Systems	Copier Ex	139.36	1
Adv Systems	Copy charge	97.35	1
Ady Advantage c/o Berndt CPA	Services	3550.00	1
E Ahlrichs	Mileage	189.07	1
K Aljets	reimb parts	26.02	1
Alliant Energy	Utilities	435.63	1
AMEE Central	Ballot Boxes	452.00	1
Arnold Motor	Parts	206.72	1
N Betten	Mileage	279.30	1
B H Energy	gas/Pocahontas shops	1652.42	1
B H Energy	Gas	602.22	1
Cal Co ECA	Utilities	60.43	1
Campbell Supply	Parts	168.36	1
Carpenter Uniform	Uniform	72.69	1
S Cash	Mileage	105.55	1
CCDA	Dues	40.00	1
CID	Custodial Supplies	343.50	1
CenturyLink	Phone	485.07	4
Cintas	Medical Supplies	46.07	1
Clay Co Sheriff	Services	55.53	1
Coffmans Lock	Services	145.00	1
J Conlin	Mileage	192.39	1
James P Conway	Fuel	44.04	1
Counsel	Copier Lease	142.61	1
Counsel	Printer Contracts	152.57	1
D&K Implement	Parts	8.50	1
Cody DeWall	Services	47.00	1
Nicholas J Dirks	reimb safety boots	150.00	1
Sam Ellingson	Painting	1550.00	2
ESRI	ArcGIS Main	1600.00	2
Family Table	Business Dinner	56.43	1
Farm & Home	Supplies	425.67	2
D Ferguson	Offc Supp	13.98	1
Fonda Knights of Col.	Rental Fee	200.00	1
Force America	Parts	120.04	1
Galls	Supplies	112.05	1
Genesis	Janitorial	750.00	1
Gilmore City	Utilities	265.02	1
Graham Tire	Tires	530.84	1
T Grau	Expenses	1698.66	1
J Hammen	Fuel	32.90	1
J Hammen	Meals	7.25	1
HyVee AR	Jail-Medical	175.59	1
I & S Group	Drainage	2199.10	1
IA Dept of Agriculture	Bee Hive Insp	88.92	1
IADPS	Terminal Billing	1380.00	1
IA DOT	Services	482.02	1
IDNR Water Supply	Well Permits	150.00	1
IA Lakes Elec	unmetered lights	6510.15	1
IA Lakes Elec	Utilities	428.90	2
St Med Exam	Autopsy Serv	1543.00	2
ISU	Training	170.00	1
Joe Jennison	Speaking Fee-Annual Mtg	200.00	1
Johnston Auto	Supplies	271.71	1
B Larsen	Meal Reimbursement	81.11	1
Laurens Equip	Repairs	462.29	1
Laurens Municipal	Telecommunications	643.26	1
Laurens Municipal	Utilities	4.80	1
Laurens Plumbing	Supplies	365.50	1
Machine Shop	hyd fitting/bearing/hose	298.58	1
Machine Shop	Hand Rail	379.49	1
Machine Shop	Repairs	356.70	1
Mail Servcs	MVR Notices	247.38	1
Mainstay Sys	PC Maintenance	237.00	1
Mangold Environ	Water Tests	144.00	1
Martin Marietta	rdstone	13546.27	1
Menards	window/Plover	137.74	1
Messenger	Ad	35.00	1
Meyer Electric	Little Clear Panalboard	3789.52	1
Ben Meyer	reimb mail bos	25.00	1
Mid Co Machinery	Maintenance	198.44	1
MidAmeri Energy	Palmer elec	75.52	1
MidAmeri Energy	Palmer int lts	64.82	1
Midwest Wheel	Supplies	345.11	1
My Laurens	Ad	130.00	1
Napa	Supplies	77.36	1
Neopost	Postage	75.00	1
Next Gen Tech	OwnCloud	150.00	1
N Lake Truck	Muffler, oil pan, jumper	242.25	1
Northland Prod	Supplies	221.95	1
Office Elements	Keyboard	41.23	1
Office Elements	Offc Supplies	248.59	1
Office Elements	Office Supplies	177.12	2
Office Elements	Paper	1688.00	1
Office Systems	Copier Exp	486.05	1
Palmer Mutual Tel	Phone	314.92	1
Pilot Rock	Uniform	239.00	1
Po Co EMA	Allocation	62000.00	1
Po Co Home Care	Services	17037.50	3
Po Co Sec Rd	Mower Repair	120.69	1
Po Co Solid Waste	Solid Waste	9480.44	3
Poca Equip	Oil, cylinder	305.18	1
Poca Ford	relay	39.78	1
Poca Ford	Vehicle Service	337.17	1
POCA Inn	Lodging	76.11	1
Poca Lumber	Cedar	135.19	1
Poca Manor	Prisoner Meals	1600.00	1
Pro Co-Op	Fuel	2383.59	2
Pro Co-Op	Tire Repair	145.83	1
RB Lumber	Supplies	21.20	1

Rees Truck	Parts	124.01	1
Rialto Theatre	Rental Fee	50.00	1
Richardson's Serv	Veh Maint	107.12	1
H Ricklefs	Well Closure	500.00	1
V Ricklefs	Mileage	174.45	1
City-Rolfe	Utilities	348.56	1
Genesis	Services	43.50	1
Schumacker Elev.	Repairs	424.20	1
Seiler App	Faucet	65.00	1
V Showers	reimb glasses	200.00	1
K Simacek	Mileage	70.24	1
Solutions	Computers	1593.96	1
Solutions	Software	6500.00	1
Spencer Police Dept	Serve Warrant	20.00	1
Spencer Trophy & Awards	Business of the Year Awar	54.00	1
Star Leasing	Copier Exp	104.70	1
Stericycle	Services	453.84	1
T Reuters-West	Legal Publications	120.00	1
Thrifty White	Blood Pressure Monitor	42.79	1
Gretchen Tiedeman	Expenses	147.99	1
Transit Works	Supplies	115.65	1
Ultramax	Ammo	77.70	1
UnityPoint Health Hospitals	Lab Services	497.65	1
US Cellular	Phone	271.58	2
USPS	Postage & Mailing	121.00	1
USPS	Stamps	147.00	1
USPS	Envelopes	266.30	1
K Vadar	Mileage	59.21	1
Verizon	hot spots	181.42	1
A Warner	Phone	76.61	1
Windstream	Phone	96.10	1
Woods	Custodial Supplies	41.71	1
Woods	Offc Supplies	45.40	2
Woods	Recycling bags	3.00	1
Grand Total		163208.00	

At 11:20 a.m., a teleconference was held with Calhoun County Board of Supervisors. Members present in Calhoun County: Supervisors, Carl Legore, Mike Cooper and Scott Jacobs; and Auditor, Robin Batz. Members present in Pocahontas County: Supervisors, Jeffrey Ives, Clarence Siepker, Louis Stauter, JoAnn Peters and Ed Dewey; Auditor, Kelly Jepsen; and Chris Vrba as a member of the press.

It was moved by Cooper, seconded by Ives, to appoint Carl Legore as Chairman and Robin Batz as Secretary for the Jt. DD 173-67 conference call. Ayes all, motion carried.

It was moved by Ives, seconded by Cooper, to tentatively approve the Completion Report and set the Completion Hearing for Jt. DD 173-67 for February 13, 2018 at 2:00 p.m. at the Calhoun County Courthouse. Ayes all, motion carried.

It was moved by Cooper, seconded by Stauter, to adjourn the Jt. DD 173-67 conference call. Ayes all, motion carried.

It was moved by Stauter, seconded by Legore, to appoint Jeff Ives as Chairman and Kelly Jepsen as Secretary for the Jt. DD 43-72 conference call. Ayes all, motion carried.

It was moved by Stauter, seconded by Cooper, to keep the estimated levy amount on Jt. DD 43-72 as \$390,000 with \$7, 232.47 as cushion. Ayes all, motion carried.

It was moved by Peters, seconded by Jacobs, to adjourn the joint conference call. Ayes all, motion carried.

Weekly meetings: Siepker–North Raccoon Watershed; Stauter–YES Center; and Dewey–EMA and E911. All Supervisors were present at the budget hearings.

At 12:00 p.m., the Board took a recess for lunch and budget requests.

At 2:20 p.m., the Chairman reopened the meeting.

Jack Moellering, County Engineer, brought back changes to the ROW permits concerning minimum coverage of utility facilities in the right-of-way. Communications cables: 30 inches if placed in road top; gas lines: 60 inches below ditch grade; and all others (including communications not in road top): 48 inches below ditch grade or 60 inches below adjacent field, whichever is deeper. It was moved by Dewey, seconded by Siepker, to accept the changes to the ROW permit. Ayes: Siepker, Peters, Ives, and Dewey. Nays: Stauter. Motion carried.

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

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Jeffrey Ives, Chairman

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Kelly Jepsen, Auditor