

Supervisors Room, Courthouse  
Pocahontas, Iowa  
January 15, 2019

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

Members present: Chairman, Jeffrey Ives; Supervisors, Louis Stauter, Clarence Siepker, Ed Dewey, and Brent Aden; and Auditor, Kelly Jepsen. Others present: Reporter, Erin Sommers.

The minutes of January 8, 2019 and January 10, 2019 were approved as presented on motion by Dewey, seconded by Aden. Ayes all, motion carried.

It was moved by Stauter, seconded by Siepker, to approve the tentative agenda with the following changes: strike “Dan Feistner, County Attorney”; add “Set Hearing for DD 41 Br. 19”; and add “Appoint alternate to the Board of Health”. Ayes all, motion carried.

Librarians from Pocahontas, Rolfe, Havelock, Fonda, Varina, Laurens, and Plover visited with the Board about the services that each library offers and explained how they would use the County’s contribution. The majority of the librarians planned on using the funds for technology, large print books, or audio books. For FY20, the County Libraries requested a 10% increase in the County’s contribution, for a total contribution of \$101,597. The Board thanked them for the services they provide to our residence and will take their request into consideration.

Jamie Witney, Executive Director, Upper Des Moines, presented two reports summarizing the assistance Upper Des Moines provided to the residents of Pocahontas County. Between October 1, 2017 and September 30, 2018, 832 individuals in 354 households in Pocahontas County received services at a cost of \$220,323.18 with the largest ages group being 25-44 years old. Witney thanked the Board for its continued support and requested \$15,080 for FY20, with \$1,000 of that amount to be used for the CHORE program, allowing our elderly residents to stay in their homes.

Jack Moellering, County Engineer, explained that due to the cost of the N28 overlay, that the FY19 Five Year Road Program need to be amended. After discussing the changes, it was moved by Siepker, seconded by Stauter, to approve by resolution, a revision to the 2019 Five Year Road Program. The chairman called the question with the following recorded vote: Ayes – Siepker, Aden, Ives, Stauter, Dewey; Nays-none. Whereby the Chairman declared the resolution duly adopted to-wit:

**Resolution to Revise Pocahontas County  
2019 Five Year Road Program  
Resolution No. 2019-01-11**

Unforeseen circumstances have arisen since adoption of the approved Secondary Road Construction Program, and previous revisions, requiring changes to the sequence, funding and timing of the proposed work plan, to wit: the project programmed on County Road N-28 was a hot-in-place recycling with a new surface lift. This past year, distress showed up on parts of N-28. These parts had been partially milled and resurfaced with a new mix 7 years ago. Investigation with the Iowa Asphalt Producers Association led us to believe that the existing HMA overlay was not stable. The existing overlay from the 1980s lasted as long as it had because it was the same material, surface and intermediate. When a new, stiffer mix was laid on the unstable material, it could not move with the previous overlay. Since placing a stiffer surface on the existing overlay was the essence of the programmed project, it could be expected to fail like the newer overlay. A project to remove and replace the existing overlay will be required, not just in the programmed scope, but also in the 5 miles that were recently overlaid. The now planned Unbonded PCC Overlay is significantly more expensive than original HIR Recycling.

Therefore, the Board of Supervisors of Pocahontas County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year 2019), for approval by the Iowa Department of Transportation (Iowa DOT), per Iowa Code 309.23 and Iowa DOT Instructional Memorandum 2.050.

The following PRE-EXISTING Accomplishment Year projects shall be MODIFIED as follows:

Project Number Local ID TPMS #	Project Location Description of work	AADT Length NBIS #	Type Work Fund basis	Modification(s) applied	Accomplishment Year (\$1000's of dollars)		
					Previous Amount	New amount	Net change
STBG-SWAP-C076(71)-- FG-76  N-28 PCC Unbonded Overlay  TPMS ID: 21825	On N28, from Pocahontas/Calhoun Co. line North 12 Miles to Highway 3, and on N-28, from C-29 North 4½ Miles to Laurens  Finish N-28	560  16.5 MI	PCC Paving   SWAP-STBG	Changed Scope Changed FM funding amount by 4,908,000 dollars Changed location attributes Changed Project Number / Type of Work	\$3505	\$8413	\$4908
FM-C076((Ware West))--55- 76 C-29 West of Ware, HMA Overlay  TPMS ID: 17494	N-28 (130th Avenue) E 4.81 MI to Village of Ware  HMA overlay of C-29 from N- 28 to the village of Ware	160  4.81 MI	HMA Paving   FM	Removed from program	\$895	\$0	-\$895
FM-C076(64)--55-76  Old State Roads  TPMS ID: 20649	On C56, from Hwy 4 east to Hanson Ave. (Old Hwy 315), On C-15, from Hwy 4 east to the RR Xing in Plover (Old Hwy 195) 3" Cold In-Place recycling with 2" HMA Surface, Granular shoulders	280  7 MI	HMA Paving   FM	Removed from program	\$1675	\$0	-\$1675
<b>Totals</b>					\$6075	\$8413	\$2338

Fund ID	Accomplishment year (\$1000's of dollars)		
	Previous Amount	New Amount	Net Change
Local Funds	\$839	\$829	\$-10
Farm to Market Funds	\$4,560	\$6,908	\$2,348
Special Funds	\$0	\$0	\$0
Federal Aid Funds	\$0	\$0	\$0
SWAP Funds	\$1,825	\$1,825	\$0
Total construction cost (All funds)	\$7,224	\$9,562	\$2,338
Local 020 Construction cost totals (Local Funds + BROS-8J FA funds)	\$839	\$829	\$-10

It was moved by Stauter, seconded by Siepker, to authorize the County Engineer to amend the FY19 budget with the DOT to allow for the N28 Overlay project. Ayes all, motion carried.

Don Cirks, Roads Superintendent, advised that he received two quotes to repair the roof on the Roads building located in Fonda. The first quote, from Dickie Construction out of Bradgate, was for \$37,000 and the second quote, from Dale Schultz out of Carroll was for \$39,270. The insurance company will pay everything but \$1,000. The Board was satisfied with the quotes and advise Cirks move forward with the repair.

Ryan Berven and Elizabeth Opie, Kingston Life & Health, presented the County's FY 20 health insurance plan. Kingston partners with ISAC to consult with the counties that participate in ISAC's health plan. Pocahontas County is enrolled in a high deductible health plan that is partially self-funded down to a net benefit. It is the best plan for our County as it has saved the County hundreds of thousands of dollars each year since we changed to this plan in 2016. Berven also gave the Board quotes for ancillary policies.

At 11:15 a.m., the Board held a public hearing on proposed Ordinance #39, Ordinance Establishing a Local Option Sales and Services Tax. Auditor Jepsen presented proof of publication of the notice to conduct a public hearing on the said Ordinance in accordance to law and as directed by the Board. Chairman Ives introduced the ordinance entitled "ORDINANCE NO. 39. An ordinance establishing a local option sales and services tax applicable to transactions within the incorporated areas of Fonda, Gilmore City, Havelock, Laurens, Palmer, Plover, Pocahontas, Rolfe and Varina of Pocahontas County, and in the unincorporated area of Pocahontas County". No oral or written comments were heard prior or during the hearing. It was moved by Stauter, seconded by Dewey, that the ordinance be given its first consideration and that it be adopted. Ayes all, motion carried. It was moved by Dewey, seconded by Stauter, that the statutory rule requiring an ordinance to be considered and voted on for passage at two Board meetings prior to the meeting at which it is to be finally passed be suspended. Ayes all motion carried. It was moved by Aden, seconded by Siepker, that the ordinance entitled "ORDINANCE NO. 39, An ordinance establishing a local option sales and services tax applicable to transactions within the incorporated areas of Fonda, Gilmore City, Havelock, Laurens, Palmer, Plover, Pocahontas, Rolfe and Varina of Pocahontas County, and in the unincorporated area of Pocahontas County" now be put upon its final consideration and be adopted. Ayes all, motion carried.

At 11:30 a.m., the Board held a public hearing on proposed Ordinance #38, Floodplain Management Ordinance. Jepsen presented proof of publication of the notice to conduct a public hearing on the said Ordinance in accordance to law and as directed by the Board. Ives introduced the ordinance entitled "ORDINANCE NO. 38, Floodplain Management Ordinance". No oral or written comments were heard prior or during the hearing. It was moved by Siepker, seconded by Aden, that the ordinance be given its first consideration and that it be adopted. Ayes all, motion carried. It was moved by Dewey, seconded by Stauter, that the statutory rule requiring an ordinance to be considered and voted on for passage at two Board meetings prior to the meeting at which it is to be finally passed be suspended. Ayes all motion carried. It was moved by Dewey, seconded by Aden, that the ordinance entitled "ORDINANCE NO. 38, Floodplain Management Ordinance" now be put upon its final consideration and be adopted. Ayes all, motion carried.

Diane Ferguson and Sherri Richardson from the Health Department inquired as to why the Board was considering to not reappoint a previous member to the Board of Health. Ives explained that there were two other individuals that showed interest in serving on the Board. One of which sent a letter with her qualification both in nursing and management. Stauter inquired about the turnover of nurses in their department and how involved the Board of Health is in the staffing of the Department. After qualification of the individuals were discussed, motion was made by Dewey, seconded by Aden, to appoint Donna Stall to the Board of Health for a three-year term ending December 31, 2021. Ayes-Aden, Dewey, Ives. Nays-Stauter, Siepker. Motion carried.

It was moved by Stauter, seconded by Siepker, to appoint Jeff Ives as alternate to the Board of Health. Ayes-Stauter, Siepker, Dewey, Aden. Nay-Ives. Motion carried.

It was moved by Siepker, seconded by Stauter, to set a formal hearing for DD 41 Br. 19 for February 12, 2019 at 11:30 a.m. in the Supervisors' Room on the second floor of the Pocahontas County Courthouse.

Motion by Stauter, seconded by Dewey, to approve the Recorder's December Report of Fees Collected. Ayes all, motion carried.

Motion by Dewey, seconded by Stauter, to approve a salary increase for Layton Sousa, Dispatcher in the Sheriff's Office, as he has completed his probationary period. As of December 29, 2018, Sousa's new pay will be \$16.48 per hour plus differential as per the union contract. Ayes all, motion carried.

It was moved by Stauter, seconded by Siepker, to approve Jt. DD 1 claim to the Pocahontas County Auditor in the amount of \$17.06 for the cost of sending assessments. Ayes all, motion carried.

It was moved by Aden, seconded by Siepker, to acknowledge receipt of Manure Management Plan: (1) Wells, Mark – ID# 64298 located in the SW NW, Section 18, Colfax Township with Mark Wells as owner & contact person. Ayes all, motion carried.

The Auditor presented a name for the appointment of Deputy Auditor. It was moved by Dewey, seconded by Aden, to approve the appointment of the Deputy Auditor by resolution with a change in salary. The chairman called the question with the following recorded vote: Ayes – Siepker, Aden, Ives, Stauter, Dewey; Nays-none. Whereby the Chairman declared the resolution duly adopted to-wit:

**Appointment of Deputy Auditor  
RESOLUTION 2019-1 #12**

**WHEREAS**, the Pocahontas County Auditor, Kelly Jepsen, was duly elected on November 6, 2016 and sworn into office on January 3, 2017; and **WHEREAS**, pursuant to Iowa Code 331.903(1), the Auditor, Treasurer, Recorder, Sheriff, and County Attorney may each appoint, with approval of the Board of Supervisors, one or more deputies, assistants, or clerks for whose acts the principal officer is responsible; and **WHEREAS**, approval of each appointment shall be adopted by a resolution recorded in the minutes of the Board of Supervisors; **NOW THEREFORE BE IT RESOLVED** by the Pocahontas County Board of Supervisors that the following appointment by the Auditor, Jeff Mefferd as Deputy Auditor, is approved and Deputy Auditor Mefferd's pay will increase to \$18.93 per hour.

Auditor Jepsen and the Board discussed the moisture in the basement and what to do with the old generator. No decisions were made.

Weekly meetings: Ives, Siepker, and Aden attended the Housing meeting. Ives, Siepker, Aden, and Stauter took part in union negotiations. Siepker also attended the Trails and Upper Des Moines meeting. Dewey attended the Conservation Board and visited with the City of Pocahontas and James Roetman about the Ambulance budget. All Supervisors attended DD 31 hearing.

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