

Courthouse
Emmetsburg Iowa
December 8th, 2015, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Craig Merrill, Chair; Linus Solberg, Ron Graettinger, Keith Wirtz and Ed Noonan. Present: Peter Hart, County Attorney.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Noonan, Wirtz, Graettinger, Solberg, Merrill. Nays: None. Abstentions: None.

Motion by Graettinger, seconded by Solberg to approve the agenda for December 8th, 2015. Motion carried.

Motion by Solberg, seconded by Wirtz to approve the minutes of December 1st, 2015. Motion carried.

Motion by Graettinger, seconded by Solberg to approve the Veteran Affairs claims allowed report for December 1st, 2015. Motion Carried.

Motion by Wirtz, seconded by Graettinger to approve claims to B&W Control Specialists on the following districts for tree and brush control. Motion Carried.

Drainage District 18	\$99.75
Drainage District 62	\$789.50
Drainage District 6	\$1,074.25
Drainage District 23	\$1,019.25
Drainage District 116	\$374.25
Drainage District 180	\$3,796.00
Drainage District 180 Lat A	\$199.50
Drainage District 21 West	\$3,422.50
Drainage District 21 Lat 1	\$494.50
Drainage District 21 Lat 1A	\$804.75
Drainage District 3	\$1,024.00
Drainage District 48	\$7,605.50

Maureen Sandberg, CPC, met with the Board to discuss staffing. Cinda Joynt has been training with Maureen on General Assistance duties.

Joe Neary met with the Board to discuss hiring for a full time position at the transfer station.

Motion by Graettinger, seconded by Wirtz to advertise for a full time position at the Transfer Station and to include de-manufacturing of appliances in the job description. Ayes: Wirtz, Graettinger, Merrill. Nays: Noonan, Solberg. Motion Carried.

Walter Davis-Oeth, County Engineer, met with the Board.

Motion by Noonan, seconded by Wirtz to approve the bridge inspection contract with Kirkham Michael & Assoc, Inc. for FY16/17 for \$5,304 and FY17/18 for \$10,764. Motion Carried.

Motion by Noonan, seconded by Graettinger to approve the bridge replacement contract BRS-CO74(97)-60-74 with Peterson Contractors, Inc. for \$632,240.79 for B55/Rodman road bridge replacement. Motion Carried.

Motion by Noonan, seconded by Solberg to approve secondary roads to receive the morning of Christmas Eve Day off from work assuming weather conditions don't require maintenance operations. Motion Carried.

At 9:30 a.m., Walter opened and read the bids received for project L-(FM-P-1301)-73-74 for B55 Rodman road pavement replacement project as follows:

Peterson Contractors Inc.	\$3,659,109.71
Allied Manatts Group LLC	\$3,709,878.86
Holland Construction Inc	\$3,074,988.00
Cedar Valley Corp	\$3,074,454.35
Flynn Company Inc	\$3,454,496.02
Concrete Foundations	\$3,329,188.24

Motion by Solberg, seconded by Graettinger to introduce and approve Amended Resolution No. 12-8-2015 Authorizing Payment of Bounty for Beaver trapped within Palo Alto County. Ayes: Noonan, Wirtz, Graettinger, Solberg, Merrill. Resolution Passed.

Amended Resolution No. 12-8-2015 Authorizing Payment of bounty for Beaver trapped within Palo Alto County.

WHEREAS, beavers (genus *Castor Canadensis*) continually cause damage to drainage districts and to private or natural drainage operating within Palo Alto County and construction of beaver dams impairs and slows the flow of water causing flooding in low lying areas, bank erosion, and causes silt to build up, all of which result in considerable additional maintenance and repair expense for established drainage districts and for the owners of private or natural drainage operations within Palo Alto County; and,

WHEREAS the previous Palo Alto County Beaver Bounty Resolution dated January 12th, 2010 limited the Drainage Districts from which a beaver bounty could be paid by excluding the straightened portion of the Des Moines River channel which is also referred to as Drainage District Number 81 and further excluding payment of beaver bounty from the area within Drainage District Number 114. The Palo Alto County Supervisors intend to now eliminate the January 12th, 2010 excluded areas and intend to allow beaver bounty to be paid from the whole length of the Des Moines River channel which is known as Drainage District Number 81 and to eliminate the previously excluded area within Drainage District Number 114; and,

WHEREAS, the Palo Alto County Board of Supervisors, on January 12, 2010, provided for payment of a \$50.00 Bounty for beaver trapped within an established Drainage Districts located inside Palo Alto County. Bounty for beaver trapped within a Drainage District shall continue to be paid from the Drainage District funds on hand which have been levied and have been assessed against that Drainage District. If funds are not immediately available from the Drainage District Account(s), the Auditor is then authorized to issue stamped warrants for the \$50.00 beaver bounty taken from within the watershed area of Drainage Districts within Palo Alto County; and,

WHEREAS the Supervisors now desire to extend that same \$50.00 bounty for any beaver taken from anywhere within Palo Alto County regardless of whether the beaver was located inside an established drainage district watershed area or whether the beaver is taken from an area not served by an established Drainage District or taken from an area located on private property served by either private or natural drainage; and,

NOW THEREFORE BE IT RESOLVED that the Supervisors will authorize payment of the \$50.00 beaver bounty for each animal trapped or taken anywhere in Palo Alto County. In the event the beaver is trapped outside of an established drainage district, then payment of the bounty will be authorized to come from the Palo Alto County General Fund.

NOW THEREFORE BE IT FURTHER RESOLVED this amended policy shall become effective on the date of adoption amended resolution and shall remain in effect until the Board of Supervisors shall adopt a resolution to rescind the payment of bounty for beavers trapped inside drainage districts and or on private property involving private or natural drainage.

NOW THEREFORE BE IT FURTHER RESOLVED that the person taking the beaver must comply with all laws and regulations of the Iowa Dept. of Natural Resources and Iowa Code Chapter 483A.1(1)(p) *Fur Harvester License, annual, including Wildlife habitat fee, sixteen years or older*, in performing said trapping or taking operation. The person doing the trapping shall also obtain the prior permission from either the land owner or the tenant in possession of the premises on which the beaver is located. The beaver bounty claim form referred to above shall contain a signature line for either the land owner or the tenant in possession indicating their respective permission to take or to trap the beaver on their property.

NOW THEREFORE BE IT FURTHER RESOLVED that beaver bounty claim forms shall be available in the County Auditor's Office for any beavers trapped or taken under this resolution. Said claim forms shall indicate whether the beaver was taken within the watershed area of an established Drainage District with notation of the section and township indicating where the particular beaver was trapped. The same beaver bounty claim form may be used to make payment from the County General Fund for beaver taken within Palo Alto County but located outside the watershed area of an established Drainage District. The date of taking shall be listed on the claim form together with other relevant information which may be required by the Board of Supervisors or County Auditor when said claim form is furnished.

NOW THEREFORE BE IT FURTHER RESOLVED that this resolution is not intended to eradicate beavers, but only to reduce their population and thereby mitigate the considerable expense incurred in the maintenance and repair necessitated by the activities of the beavers.

NOW THEREFORE BE IT FURTHER RESOLVED that this resolutions shall also apply to all adjacent drainage districts sharing a watershed area between Palo Alto County and surrounding

counties when such similar resolution is adopted by the joint board of each said shared drainage districts.

Be It Further Resolved That the drainage minutes for each of the established Drainage Districts within Palo Alto County shall reflect a reference to the adoption of the amended resolution.

NOW THEREFORE BE IT FURTHER RESOLVED that the payment for the beaver bounty will be made at such intervals as may be determined by the board of supervisors and the County Auditor.

NOW THEREFORE BE IT FURTHER RESOLVED that in the event that the supervisors do rescind this amended resolution they shall publish notice their decision to rescind in each of the newspapers circulating within Palo Alto County within 30 days after the rescission of said amended resolution.

WHEREUPON, supervisor Linus Solberg moved the adoption of the above and foregoing amended resolution which was seconded by supervisor Ron Graettinger.

Upon a roll call vote the supervisors voted as follows:

Craig Merrill voted	<u> X </u> Aye	<u> </u> Nay
Ron Graettinger voted	<u> X </u> Aye	<u> </u> Nay
Ed Noonan voted	<u> X </u> Aye	<u> </u> Nay
Keith Wirtz voted	<u> X </u> Aye	<u> </u> Nay
Linus Solberg voted	<u> X </u> Aye	<u> </u> Nay

WHEREUPON the Chair for the board of supervisors declared the amended resolution duly adopted as of 12-8- 2015.

/s/Craig Merrill

Chairman for Supervisors

/s/Carmen Moser

Attest: County Auditor

Committee reports were given by the following: Ed Noonan: IDDA meeting; Linus Solberg: IDDA meeting; Keith Wirtz: RC&D meeting; Craig Merrill: Third Judicial District.

Desiree Einsweiler, Hospital Administrator, and Peg McNally, Public Health, met with the Board to request funds for FY16-17. Peg explained home care, public health, and hospice programs. The public health request for FY16-17 is \$65,775 which is a 3% increase from last year.

Nathan Clark from the Emmetsburg/Ruthven Library and Deb Harris from the Graettinger Library, met with the Board to present the contract for library services for FY16-17. The libraries requested \$77,500 for next fiscal year which is a \$1,500 increase from last year.

Mark Zaccone with Invenergy met with the Board to discuss what their company is doing in the state with wind turbines and future intentions in Palo Alto County. Mark explained projects taking place in O'Brien County with wind turbines and explained the proposed time frame for a proposed wind turbine project here in Palo Alto County.

The Palo Alto County Solid Waste Commission met with the Board of Supervisors to discuss a draft agreement with Shamrock Recycling, Inc. Present: Mike Flaherty, David Conlon, David Kirk, Marilyn Schutz, Jim Gehrt, Larry Akridge, Monty Schany, Bill Dickey, Denny Harris, Mike Hermansen, Joe Neary and Peter Hart. The Commission and Board of Supervisors discussed the negotiable items in the draft Shamrock Recycling Agreement.

Motion by Graettinger, seconded by Noonan to approve the claims & drainage claims for December 8th, 2015. Motion Carried.

General Basic Fund

Alliant Energy	Utilities Payments	200.00
Bauer Plumbing of Eburg	Buildings	158.00
WILLIAM H BROTT ESTATE	Engineering Services	500.00
KORTNEY BUETTNER	Wages-Temp, Pt. Time Empl	30.00
Canon	Office & Data Processing	133.24
Terry Chamberlain	Wages-Temp, Pt. Time Empl	15.00
Counsel Office & Document	Other	83.32
E-Pride	Stationery/Forms/Gen Ofc	232.10
Cletus Elbert	Engineering Services	1331.28
Electronic Specialties	Radio & Related Equip	288.50
Emmetsburg Ford	Minor MV Parts & Access	320.33

Emmetsburg Publishing Co.	Misc Expense	222.50	
Fareway	Food & Provisions	1107.14	
CHRISTOPHER FRERICHS	Buildings	400.00	
Graham Tire Co.	Tires & Tubes	572.36	
Hardware Hank	Buildings	73.97	
Virgil Huberty	Bus	345.00	
IA State Assn of Counties	Educational/Training Serv	590.00	
IMWCA	Workmens' Comp Insurance	4281.00	
Robin Jamison	Educational/Training Serv	513.25	
Knight Protection	Contract Carriers	150.00	
KRISTAT AUTO PARTS LLC	Motor Vehicle Equipment	45.98	
Mail Services	Postage & Mailing	478.11	
MEDIACOM LLC	internet	6.56	
Mercy Medical Center NI	Medical & Health Services	600.00	
MidAmerican Energy	electricity	400.43	
Carmen Moser	Employee Mileage & Subs.	117.50	
MYRON	Misc Expense	269.14	
NACVSO c/o SARAH MCGINTY, TREA	Misc Expense	30.00	
Lois Naig	Educational/Training Serv	216.06	
Northwest Communications	Contract Carriers	972.00	
Office Elements	Office & Data Processing	198.00	
Palo Alto Co Fair Assn	Contrib to Other Gov & Or	690.66	
The Print Shop	Misc Expense	246.00	
QS LAWN AND PEST, LLC	Buildings	90.00	
QUALITY TIRE & SERVICE LLC	Legal & Ct-Related Servic	406.15	
RELIANCE TELEPHONE	Equipment	363.50	
RESERVE ACCOUNT	Postage & Mailing	500.00	
Susan Ruppert	Employee Mileage & Subs.	267.15	
Solutions Inc.	services	198.11	
Thomson Reuters West Payment C	Official Pub & Legal Noti	234.50	
Verizon Wireless	Telecommunications Serv.-	151.92	
VISA	Minor Equip & Hand Tools	1652.60	
Warner Funeral Home	Medical & Health Services	230.00	
West Bend Ford	Minor MV Parts & Access	54.95	
Donald Wichman	Bus	100.00	
Windstream	phone	1639.40	
Young's Custom Computers	Stationery/Forms/Gen Ofc	195.95	
Sidney Zylstra	Bus	405.00	

General Supplemental Fund

E-Pride	Stationery/Forms/Gen Ofc	186.43	
IMWCA	Workmens' Comp Insurance	8000.00	
Palo Alto Co Sheriff	Legal & Ct-Related Servic	23.45	
PELZER LAW FIRM JENNIFER BENNE	Legal & Ct-Related Servic	120.00	
West Bend Journal	Official Pub & Legal Noti	174.32	

Rural Services Basic Fund

A.S.I.	Miscellaneous Repair	29.00	
Emmetsburg Ford	Motor Vehicle Equipment	88.84	
Emmetsburg Library	Contrib to Other Gov & Or	419.62	
Graettinger Library	Contrib to Other Gov & Or	178.34	
Hardware Hank	Buildings	92.35	
Mallard Library	Contrib to Other Gov & Or	146.87	
The Print Shop	Stationery/Forms/Gen Ofc	60.61	
Pro Cooperative	Fertilizer & Seed	82.50	
River Valley Telecommunication	Telecommunications Serv.-	68.99	
Ruthven Coop Oil Co	Fuels	669.75	
Ruthven Library	Contrib to Other Gov & Or	146.87	
U.S. Postal Service	Stationery/Forms/Gen Ofc	50.00	
Wentzel's True Value	Miscellaneous Repair	136.24	
West Bend Library	Contrib to Other Gov & Or	157.35	

Special Revenue-SheriffReserve

Carpenter Uniform Co	Wearing Apparel & Uniform	38.68	
----------------------	---------------------------	-------	--

Secondary Road Fund

A.S.I.	Engineering Services	143.60	
Arnold Motor Supply ATT: Sue	Engineering Services	29.88	
Ayrshire Communications	Engineering Services	37.45	
Baum Hydraulics Inc.	Engineering Services	567.59	
Bomgaars	Engineering Services	167.97	
Brown's Heavy Equipment, Inc.	Engineering Services	1262.98	

City of Cylinder	Engineering Services	15.00
Don's Truck Sales Inc	Engineering Services	751.27
Electronic Specialties	Engineering Services	1612.50
Energy Sales	Engineering Services	3067.55
Fareway	Engineering Services	5.99
Force America Distributing,LLC	Engineering Services	3.84
Fox International, Inc.	Engineering Services	268.96
G&K Services	Engineering Services	140.00
Iowa Lakes Regional Water	Engineering Services	39.50
Jack's OK Tire	Engineering Services	1809.44
Kirkham Michael	Engineering Services	2023.23
Patrick Madsen	Engineering Services	34.02
Majestic Truck Collision	Engineering Services	335.58
Metal Culverts Inc.	Engineering Services	21331.00
Murphy Tractor & Equipment	Engineering Services	1523.22
Newman Traffic Signs	Engineering Services	1917.00
Northwest Communications	Engineering Services	72.52
Pro Cooperative	Engineering Services	20064.18
QUALITY TIRE & SERVICE LLC	Engineering Services	98.00
City of Ruthven	Engineering Services	7172.50
SLASH POINT SALES	Engineering Services	539.40
Stanley Propane & Appliance	Engineering Services	25.00
VISA	Engineering Services	192.98
Windstream	Engineering Services	599.06
Ziegler Inc	Engineering Services	314.60

E911 Surcharge Fund

Ayrshire Communications	Engineering Services	154.30
CENTURYLINK	Engineering Services	393.53
Northwest Communications	Engineering Services	499.58
Palo Alto Co Emergency Mgmt	Contrib to Other Gov & Or	13500.00
River Valley Telecommunication	Engineering Services	343.88
Windstream	phone	358.05
WINDSTREAM COMMUNICATIONS ATTE	phone	131.58

Drainage Claims

Jacobson-Westergard & Assoc	DD 5 Open Eng Exp	\$645.00
Valley Contracting Inc	DD S 15 Open Repairs	\$10,250.00
Bolton & Menk, Inc	DD 28 Tile Eng Exp	\$8,251.00
Hudson Law Firm	DD 28 Tile Attorney Fees	\$730.00
Valley Contracting Inc	DD 41 Repair	\$4,540.00
Bolton & Menk Inc	DD 61 Main Open Eng Exp	\$3,280.00
West Bend Journal	DD 61 Lat B Pub Exp	\$35.43
Hudson Law Firm	DD 61 Lat B Attorney Fees	\$730.00
Jacobson-Westergard & Assoc	DD 61 Lat B Eng Exp	\$4,585.10
Jacobson-Westergard & Assoc	DD 64 Eng Exp	\$2,218.40
Pocahontas Sec Road Fund	Tri Jt 73 Repair	\$467.79
Valley Contracting Inc	DD 84 Repair	\$8,129.62
Joseph F. Neary	DD 151 mileage reimb.	\$19.50
Sindergard Excavating	DD 151 Repairs	\$603.31
Jacobson-Westergard & Assoc	DD 159 Eng Exp	\$150.00
Jacobson-Westergard & Assoc	DD 160 Eng Exp	\$415.00
Jacobson-Westergard & Assoc	DD 48 Lat 3 Tile Eng Exp	\$2,438.00
Hudson Law Firm	DD 29 Low Main Atty Fees	\$87.50
Jacobson-Westergard & Assoc	DD 29 Low Main Eng Exp	\$935.40
Jacobson-Westergard & Assoc	DD 29 Lat 7 Tile Eng Exp	\$809.50
Jacobson-Westergard & Assoc	DD 29 Lat 10 Eng Exp	\$168.00
Bolton & Menk, Inc	DD 180 Lat 1 Tile Eng Exp	\$537.50

Motion by Solberg, seconded by Graettinger to adjourn. Motion Carried.

Craig Merrill, Chair

Carmen Moser, County Auditor