

Courthouse
Emmetsburg, Iowa
February 28th, 2017, 8:00 a.m.

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

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

Motion by Merrill, seconded by Graettinger to approve the agenda for February 28th, 2017. Motion Carried.

Motion by Faulstick, seconded by Solberg to approve the minutes for February 21st, 2017. Motion Carried.

Mark Hunefeld, Emergency Management, met with the Board to present a Memorandum of Understanding between Iowa Homeland Security & Emergency Management Department and Palo Alto County for Pre-Disaster Mitigation. The Palo Alto County share is \$7,500.

Motion by Merrill, seconded by Faulstick to authorize the Board Chair to sign the Memorandum of Understanding between Iowa Homeland Security and Palo Alto County for pre-disaster mitigation. Motion Carried.

Peter Hart, County Attorney, presented a Resolution to Establish the Palo Alto County Watershed Septic Improvement Grant Program and to Allocate Funding. Present: Norlyn Stowell and Bill Lapczenski, representatives of the Palo Alto County Gaming Corporation.

Motion by Solberg, seconded by Graettinger to introduce and approve Resolution No. 2-28-2017 to Establish the Palo Alto County Watershed Septic Improvement Grant Program and to Allocate the Funding. Ayes: Wirtz, Graettinger, Faulstick, Merrill, Solberg. Resolution Passed.

RESOLUTION NO. 2-28-2017

A RESOLUTION TO ESTABLISH THE PALO ALTO COUNTY WATERSHED SEPTIC IMPROVEMENT GRANT PROGRAM AND TO ALLOCATE FUNDING.

WHEREAS, the Palo Alto County Board of Supervisors and the Office of Palo Alto County Environmental Health have determined that there is a need for improving and replacing existing outdated or non-functioning septic systems within the watershed areas of Five Island Lake, Lost Island Lake and Silver Lake, all located within Palo Alto County ; and

WHEREAS, the outdated / non-functioning septic systems within the watershed areas of Five Island Lake, Lost Island Lake and Silver Lake, in Palo Alto County adversely affect water quality, directly diminish the participation in outdoors sports activity, recreation and negatively lessen economic growth therefrom; and

WHEREAS, the Palo Alto County Board of Supervisors find that improving and replacing outdated or non-functioning septic systems within the County's three lakes watershed area directly promotes the public purpose of improving the lake environment and increases and improves the countywide real property tax base; and,

WHEREAS, the Palo Alto County Board of Supervisors and the Office of Palo Alto County Environmental Health have developed a proposal designated as the "Watershed Septic Improvement Grant" to encourage the improvement and replacement

of septic systems, with the cooperation of Palo Alto Gaming Development Corporation according to the terms of its grants; and,

WHEREAS, following review, consideration and discussion, the Palo Alto County Board of Supervisors has determined that the “Watershed Septic Improvement Grant Program” should be established and funded.

NOW, THEREFORE, BE IT RESOLVED by the Palo Alto County Board of Supervisors as follows:

Section 1. The Palo Alto County Board of Supervisors shall apply for grants not to exceed an amount of \$5,000.00 per septic system applicant, from the Palo Alto County Gaming Development Corporation to be used for the Watershed Septic Improvement Grant Program as administered by Palo Alto County Board of Supervisors. This grant will provide funding not exceeding Five Thousand Dollars (\$5,000.00) per applicant for replacement of outdated/ nonfunctioning septic systems within the watershed area of Five Island Lake, Lost Island Lake and Silver Lake located within Palo Alto County.

Section 2. The Palo Alto County Board of Supervisors shall apply for grants in an amount not to exceed \$5,000.00 per applicant from the Palo Alto County Gaming Development Corporation to be used for the Watershed Septic Improvement Grant Program, as administered by Palo Alto County Board of Supervisors, to provide grants of up to Five Thousand Dollars (\$5,000.00) to be used solely for the improving/replacing existing outdated / nonfunctioning septic systems within the watershed area of Five Island Lake, Lost Island Lake and Silver Lake, within Palo Alto County.

Section 3. The rules and conditions of the Grant Program are as follows:

- A. Grants are only for the repair / improvement/replacement of existing outdated / non-functioning septic systems within the watershed area of Five Island Lake, Lost Island Lake and Silver Lake, within Palo Alto County.
- B. The Grant will pay up to a maximum contribution of five thousand dollars (\$5,000.00) towards the actual replacement/ improvement costs of existing outdated/nonfunctioning septic systems in the named watershed areas.
- C. The applicant shall be responsible for remaining replacement costs above the Five Thousand (\$5,000.00) maximum grant award.
- D. The Palo Alto County Board of Supervisors will issue a Grant Commitment to the Applicant and the Applicant’s contractor. After the Grant is accepted the Grant funds will be allocated to reimburse up to \$5,000.00 of the costs of replacement / repair / improvement of an outdated/non-functioning septic system.
- E. It is recommended to use local contractors and materials whenever possible.
- F. Grant funds may be disbursed by the Palo Alto County Board of Supervisors and County Auditor to reimburse the Applicant following completion of and payment for the installation of the new septic system. Applicant shall present a contractor’s invoice marked “paid” for the costs of the repaired, replaced or improved septic system. Disbursement payment will be made directly to the Applicant upon presentation of the contractor’s invoice marked “paid”.
- G. Grant Commitments will be issued on a “first-come, first-served” basis, contingent upon approval by Palo Alto County Gaming Development Corporation until funds are exhausted.
- H. An Applicant may withdraw a Grant Application at any time prior to funds disbursement.

- I. An Applicant may be awarded a Grant only once in the life period of the program.
- J. An Application may be denied for any reason.

When the County makes a grant commitment, it will so advise the Palo Alto County Gaming Development Corporation. The County Auditor is authorized to make application to Palo Alto County Gaming Development Corporation for up to Five Thousand Dollars (\$5,000.00) to fund each septic system application approved by the County. The County Auditor is authorized to make application to Palo Alto County Gaming Development Corporation for up to Five Thousand Dollars (\$5,000.00) to fund each septic system grant application approved by the County.

Section 4. All resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed.

Section 5. If any section, provision, or part of this resolution shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

Section 6. ADOPTION

Supervisor Solberg therefore moves for the approval and passing of the resolution.

Supervisor Graettinger seconded the motion to adopt the resolution.

THE RECORDED VOICE VOTE WAS MADE:

Keith Wirtz _aye_____
Ron Graettinger _aye_____
Roger Faulstick _aye_____
Craig Merrill __aye_____
Linus Solberg __aye_____

Passed and approved this 28th day of February, 2017.

MOTION CARRIED RESOLUTION ADOPTED.

/s/ Keith Wirtz
Chairperson, Palo Alto County Board of Supervisors

Attest:
/s/ Carmen Moser
Palo Alto County Auditor

The Board held a conference call with Travis Squires, Piper Jaffrey and John Danos, Dorsey & Whitney regarding tax increment financing and partial tax abatement. Present: Maureen Elbert, Director of Palo Alto County Economic Development.

Don Etler, Bolton & Menk, met with the Board for the Hearing on Repairs to Drainage District North 15. Present: Roger Akridge, Gerald Twait, Bev Twait, Tom Brown, Dale Opheim.

Don presented the engineer's report for repairs on Drainage District North 15. The estimated project cost is \$153,480. The total number of acres to be assessed is 2,034. One objection was filed from David Twait.

Motion by Graettinger, seconded by Merrill to approve the report of repairs for Drainage District North 15 and set the bid letting for March 28, 2017, at 2:30 p.m. at the Election Center. Motion Carried.

Maureen Elbert, Economic Development, met with the Board along with Daron Wilson, Plant Manager of POET to discuss the Project Liberty Expansion. Present: Lois Naig, Co. Assessor; Harry Bormann, Jim Gehrt.

Daron explained to the Board the upcoming Project Liberty Expansion. They plan to start construction in June and will be complete in 12-14 months. They will be creating 10 full-time jobs.

The Board held the 1st reading of the Partial Tax Abatement under Iowa Code Chapter 427B. The Ordinance was publishing in the newspaper on February 23, 2017. Peter Hart, County Attorney, read Ordinance No. 2-28-2017 as follows.

ORDINANCE Number 2-28-2017
PROVIDING FOR THE EXEMPTION FROM PROPERTY TAXATION OF A
PORTION OF NEW CONSTRUCTION OF INDUSTRIAL REAL ESTATE IN PALO
ALTO COUNTY, IOWA
BE IT ENACTED BY THE BOARD OF SUPERVISORS OF PALO ALTO COUNTY,
IOWA:

1. The purpose of this Ordinance is to provide maximum property tax exemptions for qualified industrial property on which qualified improvements have been made, in accordance with Chapter 427B of the Code of Iowa, as may be amended from time to time.
2. Palo Alto County, Iowa, hereby provides for a partial exemption from property taxation of a portion of the actual value added to industrial real estate by new construction within the County. The eligibility for such an exemption shall be determined by the provisions of Chapter 427B of the Code of Iowa, as may be amended from time to time.
3. The partial exemption of eligible property shall continue for a period of five (5) years. The amount of actual value added to qualified property which is eligible to be exempt from taxation shall be as follows:
 - a. For the first year, seventy-five percent,
 - b. For the second year, sixty percent,
 - c. For the third year, forty-five percent,
 - d. For the fourth year, thirty percent,
 - e. For the fifth year, fifteen percent.
4. This ordinance shall be enacted and become effective thirty days after the public hearing held pursuant to Section 427B.1 of the Code of Iowa, which hearings were held of February 28, 2017, March 7, 2017, and March 14, 2017, and shall remain in effect until repealed or amended.
5. Adoption

First Reading	<u>2-23-2017</u>
Second Reading	<u>waived</u>
Third Reading	<u>waived</u>
Adopted	<u>waived</u>
Published	<u>2-23-2017</u>

Furthermore, the second reading of Ordinance No. 2-28-2017 was waived on 2-28-2017.

Furthermore, the third readings of Ordinance No. 2-28-2017 was waived on 2-28-2017.

Supervisor Linus Solberg therefore moves for the approval and passing of the ordinance.

Supervisor Ron Graettinger seconded the motion to adopt the ordinance.

THE RECORDED VOICE VOTE WAS MADE:

Keith Wirtz __aye_____
Ron Graettinger _aye_____
Roger Faulstick __aye_____
Craig Merrill _aye_____
Linus Solberg _aye_____

Passed and approved this 28th day of February, 2017.

MOTION CARRIED RESOLUTION ADOPTED.

/s/ Keith Wirz
Chairperson, Palo Alto County Board of Supervisors

Attest:
/s/Carmen Moser
Auditor, Palo Alto County

Motion by Solberg, seconded by Faulstick to waive the 2nd & 3rd readings on Ordinance No. 2-28-2017. Motion Carried.

Walter Davis-Oeth, County Engineer, met with the Board. Walter discussed with the Board repairs on Drainage District 923 Lateral 2 Open Ditch and will get back to them with more information. Walter discussed with the Board upcoming road embargo and speed limit signs.

Committee Reports: Craig Merrill—Board of Health meeting; Green Ribbon Meeting. Ron Graettinger—Upper Des Moines.

Lynn Schultes, County Sheriff, met with the Board to discuss the jail budget and housing inmates in other counties. This item will have to be included in a budget amendment.

Motion by Graettinger, seconded by Solberg to approve claims & drainage claims for February 28th, 2017. Motion Carried.

General Basic Fund

Bomgaars	Park Maintenance & Suppli	289.96	
Carpenter Uniform Co	Wearing Apparel & Uniform	469.65	
CCDA	Dues & Memberships	40.00	
Counsel Office & Document	Stationery/Forms/Gen Ofc	326.17	
Joy Currans	Custodial Supplies	38.39	
Denison Drywall Contracting	Buildings	2000.00	
DISTRICT III TREASURERS JERI V	Educational/Training Serv	108.00	
Emmetsburg Ford	Minor MV Parts & Access	43.86	
E.M.U.	utilities	2523.37	
Emmetsburg Publishing Co.	Official Pub & Legal Noti	16.70	
EMS Auto	Minor MV Parts & Access	91.95	
AMBER ENGER	Employee Mileage & Subs.	27.00	
Galens Pro-Mow	Operating/Construction Eq	210.26	
IA Division of Labor Services	Buildings	80.00	
IA Lakes Electric Coop	Electric Light & Power	1003.18	
Iowa Lakes Regional Water	Water & Sewer	163.77	
IA Prison Industries	Recreational Supplies	37.00	
IA State Assn of Counties	Educational/Training Serv	170.00	
IAN Treasurer Victoria DeVos	Educational/Training Serv	52.00	
IOWA NARCOTICS OFFICERS ASSOC	Educational/Training Serv	175.00	
J.B. Mertz & Sons Inc	Operating/Construction Eq	478.97	
Brian Jackson James L. Kibbie	Buildings	750.00	
Mail Services	Postage & Mailing	277.19	
Mainstay Systems Inc	Contract Carriers	106.65	
Cierra McAllister	Wages-Temp, Pt. Time Empl	105.00	
MEDIACOM LLC	internet	740.60	

MidAmerican Energy	electricity	1275.47
Midwest Spray Foam	Buildings	18088.00
Northwest Communications	Telecommunications Serv.-	1127.95
Palo Alto Co Comm Health Ser	Board of Health	149.11
Palo Alto Co Sec Road	Fuels	315.26
Palo Alto Co Sheriff	Legal & Ct-Related Servic	53.38
Prairie Lakes AEA	Stationery/Forms/Gen Ofc	82.08
The Print Shop	Stationery/Forms/Gen Ofc	314.40
Quill Corporation	Stationery/Forms/Gen Ofc	357.00
Reserve Account	Postage & Mailing	100.00
River Valley Telecommunication	Telecommunications Serv.-	261.95
AMY SALAS	Wages-Temp, Pt. Time Empl	540.00
Secretary of State Notary Divi	Dues & Memberships	30.00
Solutions Inc.	services	614.93
Melanie Summers Bauler	Educational/Training Serv	50.00
CARISSA SUNDALL	Wages-Temp, Pt. Time Empl	45.00
Swanson Hardware	Minor Equip & Hand Tools	13.46
The Cartridge Connection, Inc.	Stationery/Forms/Gen Ofc	42.95
R J Thomas Mfg Co Inc	Recreational Supplies	1245.00
VISA	Minor MV Parts & Access	925.52
West Bend Ford	Minor MV Parts & Access	232.94
Michael Westfall	Animal Bounties & Apiaris	300.00
Windstream	phone	72.57
Angela Wise	Employee Mileage & Subs.	202.71

General Supplemental Fund

Bauer Plumbing & Heating Inc.	Electric Light & Power	3666.00
E.M.U.	utilities	138.55
MidAmerican Energy	electricity	37.63
Palo Alto Co Treasurer	Employee G.Ins-Co.Contrib	1800.00

Jail Special Revenue Fund

Bauer Plumbing & Heating Inc.	Protection/Security Serv.	1889.90
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Rural Services Basic Fund

Bohl's Small Engine & Marine	Minor Equip & Hand Tools	752.90
Palo Alto Co Sec Road	Miscellaneous Repair	336.20
Rouse Tire and Repair, LLC	Miscellaneous Repair	187.25
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2127.98
Windstream	phone	102.98

Secondary Road Fund

A.S.I.	Engineering Services	1001.17
Advanced Systems, Inc.	Engineering Services	355.29
Alliant Energy	Engineering Services	221.69
Arnold Motor Supply ATT: Sue	Engineering Services	23.38
Central Petroleum Eq Co	Engineering Services	2260.88
E-Pride	Engineering Services	9.49
Emmet County Engineer	meeting fees	85.00
City of Emmetsburg	Engineering Services	53.00
E.M.U.	utilities	647.52
Fairfield Inn	Engineering Services	101.92
Nick Fank Fank Farms	Engineering Services	89.08
Fox International, Inc.	Engineering Services	350.41
Thomas Fuchs	Engineering Services	45.22
G&K Services	Engineering Services	32.00
Stacy Grover	Engineering Services	950.00
IA Dept of Transportation	Engineering Services	135.00
Interstate Batteries	Engineering Services	1023.65
J.B. Mertz & Sons Inc	Engineering Services	50.55
MidAmerican Energy	electricity	627.81
Murphy Tractor & Equipment Co	Engineering Services	793.17
Palo Alto Co Extension Office	Engineering Services	140.00
Palo Alto Co Health System	safety	851.00
Palo Alto Co Treasurer	Engineering Services	1800.00
Picrays Welding & Fab.	Engineering Services	46.76
Petroleum Marketers Mgt Insur	Engineering Services	4030.00
Rees Truck & Trailer, Inc	Engineering Services	123.01
Rick's Home Repair	Engineering Services	180.00
Ruthven Coop Oil Co	Engineering Services	12234.89

Safelite Fulfillment, Inc.	Engineering Services	200.00
Solutions Inc.	services	115.00
Staples Credit Plan	Engineering Services	184.63
Nancy Stegge	Engineering Services	50.00
City of West Bend	Utilities	334.60
Ziegler Inc	Engineering Services	224.49
<u>Emergency Mgmnt Agency</u>		
Emmetsburg Ford	Parts	63.81
<u>E911 Surcharge Fund</u>		
Ayrshire Farmers Mut Telephone	Engineering Services	154.30
Century Link	Engineering Services	336.35
IA Prison Industries	Addressing (Signs)	387.20
Northwest Communications	Engineering Services	618.24
Windstream	phone	190.30
WINDSTREAM COMMUNICATIONS ATTE	phone	131.09

Drainage Claims

Bolton & Menk, Inc.	DD 12 Main Tile Eng Exp	\$644.00
Bolton & Menk, Inc.	DD 15 South Main Open Fema	\$817.00
Bolton & Menk, Inc.	DD 23 Main Open Fema	\$3,434.00
Bolton & Menk, Inc.	DD 61 Main Open Eng Exp	\$78.00
Bolton & Menk, Inc.	DD 80 Lat F Open Fema	\$329.00
Bolton & Menk, Inc.	DD 84 Eng Exp Fema	\$626.50
Andy Manwarren	Jt 85 Tile Repair	\$420.00
Palo Alto Co. Sec Roads	DD 23 Lat 9 Tile Repair	\$787.50
B & B Farm Drainage Inc.	DD 48 Lat 3 Tile Pay #3 Final	\$38,190.07
B & B Farm Drainage Inc.	DD 48 Lat 3D Tile Pay #3 Final	\$4,784.57
Bolton & Menk, Inc.	DD 180 Lat 1 Tile Eng Exp	\$4,547.50
Bolton & Menk, Inc.	DD 80 Low Main Open Fema	\$255.00
Bolton & Menk, Inc.	DD 80 Upper Main Open Fema	\$329.00
Bolton & Menk, Inc.	DD 15 North Main Open Fema	\$1,473.50

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

Keith Wirtz, Chairman

Carmen Moser, County Auditor