

Courthouse  
Emmetsburg, Iowa  
June 6th, 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 Graettinger, seconded by Merrill to approve the agenda for June 6th, 2017. Motion Carried.

Motion by Solberg, seconded by Graettinger to approve the minutes for May 23rd, 2017. Motion Carried.

Motion by Graettinger, seconded by Faulstick to approve the Recorder's monthly report for May 1<sup>st</sup>, 2017, thru May 31<sup>st</sup>, 2017. Motion Carried.

Motion by Faulstick, seconded by Merrill to approve the Veteran Affairs monthly report for June 1st, 2017. Motion Carried.

Robin Jamison, County Treasurer, met with the Board to present the Driver's License DOT 28E Agreement.

Motion by Graettinger, seconded by Solberg to approve the Driver's License DOT 28E Agreement with Palo Alto County. Motion Carried.

Lynn Schultes, Sheriff, met with the Board.

Motion by Faulstick, seconded by Merrill to approve hiring Alea Spears as a part time jailer effective June 7<sup>th</sup>, 2017, at \$15.88 per hour. Motion Carried.

Motion by Solberg, seconded by Faulstick to introduce and approve the following Resolution # 6-6-2017 for appropriation changes for FY17:

**RESOLUTION # 6-6-2017  
APPROPRIATION CHANGES  
FY 2016-2017**

WHEREAS, Section 331.434 (6) 2017 Code of Iowa, authorizes the Board of Supervisors to transfer appropriated monies within a service area, without amending the budget;

WHEREAS, such a transfer is necessary to correct current budget expenditures within certain departments;

NOW THEREFORE BE IT RESOLVED by the Palo Alto County Board of Supervisors to authorize the appropriation transfers within the same service area as follows:

SECTION I: The total sum of \$6,000 is ordered transferred from the Communication budget decreasing the appropriations in the dollar amounts and Department 37 in the General Supplemental Fund, Service Area 1 as follows:

\$6,000                      Communication

Line Item: 02000 01040 113 37 13      From \$56,670 to \$50,670

SECTION 2: The total sum of \$6,000 as detailed above is ordered transferred to the Jail budget, increasing the appropriations in the dollar amounts and Department 29, Jail, General Supplemental Fund, Service Area 1 as follows:

\$6,000

Jail

Line Item: 02000 01050 113 29 13 From \$38,644 to \$44,644

Adopted this 6th day of June, 2017, by the Palo Alto County Board of Supervisors, with the vote thereon being as follows:

Ayes: Solberg, Merrill, Faulstick, Graettinger, Wirtz.

Nays: none

Resolution Carried.

/s/ Keith Wirtz, Chair

/s/ Carmen Moser, Auditor

Kent Malm, IRVM, met with the Board.

Motion by Graettinger, seconded by Faulstick to introduce and approve the following Resolution No. 6-6-2017(A) for the Palo Alto County IRVM plan. Ayes: Graettinger, Faulstick, Merrill, Solberg, Wirtz. Resolution Passed.

**INTEGRATED ROADSIDE VEGETATION MANAGEMENT PLAN RESOLUTION**

**Resolution No. 6-6-2017(A)**

**WHEREAS:** The Board of Supervisors is empowered under authority of Chapter 317 of the Code of Iowa to establish policies, practices and funding to control noxious weeds,

**WHEREAS:** The Board of Supervisors desire to establish a plan for the long term management of the roadside vegetation within the county.

**NOW THEREFORE BE IT RESOLVED** by the Palo Alto County Board of Supervisors that the county establish the following Roadside Vegetation Management Plan:

1. Improve public relations image on roadside management practices and procedures.
2. Inventory county roadsides to determine weed populations and concentrations, native prairie indicators, populations and concentrations, and brush problems.
3. Restore native prairie grass and flower species where appropriate.
4. Protect county roadsides from erosion, slump and siltation.
5. Take advantage of unique funding, management, and seed procuring opportunities.
6. Control brush and other vegetation that could interfere with snow removal and/or public safety.
7. Promote economic advantages of better roadside management throughout the county.
8. Investigate alternative methods for controlling weeds within the county right of way.
9. Evaluate program periodically to identify strengths and weaknesses.

**Palo Alto County IRVM Manager:**

**/s/Kent Malm**

Date 6-6-2017

**PALO ALTO COUNTY BOARD OF SUPERVISORS:**

**/s/Keith Wirtz, Chairman**

Date 6-6-2017

**ATTEST:**

/s/Carmen Moser, Palo Alto County Auditor

Motion by Solberg, seconded by Merrill to approve hiring Humberto Blanco as a seasonal employee for IRVM effective June 7<sup>th</sup>, 2017, at \$11.00 per hour. Motion Carried.

No one was present for public comment.

Walter Davis-Oeth, County Engineer, met with the Board. The Board held a Public Hearing on N26/B25 Reconstruction Project. Present: Patrick Bogges, Jacobson-Westergard; Richard Prior, Kirby Sampson.

Motion by Merrill, seconded by Graettinger to open the Public Hearing on N26/B25 Reconstruction Project at 8:35 a.m. Motion Carried.

Walter presented the N26/B25 Reconstruction map with the timeline for the proposed project and the 2017 and 2018 schedule. Comments were made by Kirby Sampson & Richard Prior.

Motion by Graettinger, seconded by Solberg to close the public hearing at 8:55 a.m. Motion Carried.

Motion by Solberg, seconded by Faulstick to approve the DOT agreement for an overhead light at US Hwy 18 and Gowrie St, Ruthven. Motion Carried.

Rick Hopper, Jacobson-Westergard & Assoc., met with the Board. The Board held reclassification hearings on Drainage District No. 5, 159, and 160. Present: David C. Larson, Ron & Jeanne Mesenbrink, Harold Christensen, Mike Moran, Marty Brennan, Keith Bare; Amber Enger, Auditor's Office.

Rick explained the reclassification reports and the reduction factors applied to the classifications. No objections were filed.

Motion by Graettinger, seconded by Faulstick to approve the reclassification reports on Drainage District No. 5, 159, and 160. Motion Carried.

On May 16<sup>th</sup>, 2017, a motion was made by Solberg, and seconded by Graettinger to re-levy Drainage Districts 5, 159, and 160 a percent of the original assessment to pay for outstanding warrants & claims and the outlet charge for DD 69. Motion Carried.

DD 5	51%	\$215,813.59 (10 yr. waivers)
DD 159	110%	\$51,014.85 (10 yr. waivers)
DD 160	39%	\$78,820.45 (10 yr. waivers)
DD 69 (outlet charge DD 5)	338%	\$51,195.26 (10 yr. waivers)

Ted Kourousis, NW Iowa Planning & Development and Dakin Schultz, IDOT, met with the Board to discuss road funding possibilities for 17<sup>th</sup> Street. Present: Walter Davis-Oeth, County Engineer; John Bird, City of Emmetsburg; Frank Kliegl, City of Emmetsburg. Dakin Schultz explained the federal aid system and timeline. Walter will work with the City of Emmetsburg to get a firm number from Blacktop Services to repair 17<sup>th</sup> Street and then present to the Board.

Rick Hopper, Jacobson-Westergard & Assoc., met with the Board. Rick filed the Drainage District 61 Lateral B Tile Appraisal report. Present: Aletha King, Rick Elbert, Nick Leuer, Tom Stillman; Amber Enger, Auditor's Office.

Motion by Faulstick, seconded by Merrill to accept the Drainage District 61 Lateral B Tile Appraisal report. Motion Carried.

Rick Hopper, Jacobson-Westergard & Assoc., met with the Board. Rick filed the Drainage District 41 Main Open Ditch preliminary engineering report.

Motion by Graettinger, seconded by Solberg to accept the Drainage District 41 Main Open Ditch preliminary engineering report and set the hearing date for July 18<sup>th</sup>, 2017, at 9:00 a.m. in the Courthouse Boardroom and set the bid letting for July 18<sup>th</sup>, 2017, at 9:30 a.m. in the Courthouse Boardroom. Motion Carried.

The Board of Supervisors held a conference call with the Pocahontas County Board of Supervisors at 11:00 a.m. Present: Palo Alto County Supervisors: Keith Wirtz, Chair, Ron Graettinger, Roger Faulstick, Craig Merrill, Linus Solberg. Carmen Moser, Auditor; Amber Enger, Auditor's Office. Pocahontas Board: Jeff Ives, Chair, Clarence Siepker, Ed Dewey, JoAnn Peters, Louis Stauter. Kelly Jepsen, Auditor. Rick Hopper, P.E. Jacobson-Westergard.

Motion by Jeff Ives, seconded by Ron Graettinger to appoint Keith Wirtz as Chair and Carmen Moser as Secretary of the joint meeting. Motion Carried.

The Board discussed and considered the Resolution to Establish a Joint Drainage District No. 13.

Motion by Jeff Ives, seconded by Craig Merrill to introduce and approve the following Resolution to Establish Joint Drainage District No. 13. Ayes: Graettinger, Faulstick, Merrill, Solberg, Wirtz, Ives, Siepker, Dewey, Peters, Stauter. Resolution Passed.

**RESOLUTION TO ESTABLISH JOINT DRAINAGE DISTRICT No. 13  
Palo Alto County & Pocahontas County**

WHEREAS, the Palo Alto County Board of Supervisors of Palo Alto County, IA as trustees of Drainage District No. 13 have approved the annexation of approximately 887.54 acres of contiguous lands to the district and;

WHEREAS, some of the benefitted lands, approximately 478.28 acres lie within Pocahontas County, IA,

NOW THEREFORE BE IT RESOLVED, that the Boards of Supervisors of Palo Alto and Pocahontas Counties hereby establish Joint Drainage District No. 13 and become the Joint Board of Trustees for the district,

BE IT FURTHER RESOLVED, the Joint Board hereby designates Palo Alto County as the agent for said Joint Drainage District No. 13.

Keith Wirtz  
Palo Alto County Board of Supervisors  
Chairman

Carmen Moser  
Palo Alto County Auditor

Jeffrey Ives  
Pocahontas County Board of Supervisors  
Chairman

Kelly Jepsen  
Pocahontas County Auditor

The Palo Alto & Pocahontas joint board also discussed Jt. Drainage District 63 Branch L tile proposal from Valley Contracting. No action taken.

Motion by Ron Graettinger, seconded by Clarence Siepker to approve the Jt 36 assessment for \$18,369.66 (Pocahontas Co. \$12,048.10 and Palo Alto Co. \$6,321.56). Motion Carried.

Motion by Craig Merrill, seconded by Jeff Ives to adjourn the telephone conference call.

Committee Reports: Ron Graettinger—Solid Waste Commission; Craig Merrill—NW Iowa Care Connections.

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

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Keith Wirtz, Chairman

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Carmen Moser, County Auditor