

Courthouse  
Emmetsburg Iowa  
July 26th, 2016, 8:00 a.m.

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

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

Motion by Merrill, seconded by Graettinger to approve agenda for July 26th, 2016. Motion Carried.

Motion by Graettinger, seconded by Wirtz to approve minutes for July 19th, 2016. Motion Carried.

Motion by Graettinger, seconded by Merrill to cancel the Board meeting for August 2<sup>nd</sup>, 2016. Motion Carried.

David Kirk, Ruthven City Mayor, met with the Board of Supervisors to discuss landfill fees and recycling. Present: Joe Neary, Solid Waste; James Gehrt, Dan Voigt, Monty Schany, Marilyn Schutz, Dennis Harris. Mike Flannegan was present by telephone conference.

David Kirk expressed concerns on changes made to recycling and the collection of plastics. Mike Flannegan suggested putting ads in the newspapers and to apply for grants to get containers to hold the plastics. Joe Neary will work with Mike Flannegan to get information to city councils and get information on sample containers.

Dennis Harris stated concerns on increases in fees at the transfer station and being notified in a timely manner. The Solid Waste Commission will meet at a future date.

Mark Hunefeld, Emergency Management, met with the Board to give an update on reporting damage assessments in the State of Iowa.

Jon Rosengren, Bolton & Menk, met with the Board to file the specifications on Drainage District 61 Main Open ditch repairs and set the bid letting date.

Motion by Wirtz, seconded by Noonan to set the bid letting date for Drainage District 61 Main Open for August 16<sup>th</sup>, 2016, at 9:00 a.m. in the Courthouse Boardroom. Motion Carried.

The Palo Alto County Board of Supervisors met as trustees of Drainage District No. 5 for the Annexation Hearing on Drainage District No. 5. Present: Rick Hopper, Jacobson-Westergard & Assoc.; Landowners: Izak Domonoske, Ron & Jeanne Mesenbrink, Marty Brennan, Harold Christensen, Keith Bare, Kirby Sampson, Jim & Diane Nelson, Rod Thim, Mike Moran; Amber Enger, Auditor's Office.

Rick explained the Annexation Report for Drainage District No. 5. The total number of acres to be annexed in Drainage District No. 5 is 4625.60 acres. Objections were received from Kimberly Krause, Charles Henningsen, Mike Moran. Rick will make adjustments on acres for Kimberly Krause & Keith Bare parcels that are next to Drainage District No. 7.

Some landowners present were not in objection to the annexation but did object to paying for the tree removal. Jim Hudson was contacted by telephone conference to clarify questions on annexation. Motion by Graettinger, seconded by Wirtz to approve the annexation report for Drainage District No. 5. Nays: Noonan, Merrill. Motion Carried.

Rick Hopper reviewed with the Board a claim for damages submitted by David Girres on Drainage District No. 5

Motion by Noonan, seconded by Merrill to approve claim for crop damages and labor for \$6,514 to David Girres on Drainage District No. 5. Motion Carried.

The Palo Alto County Board of Supervisors met as trustees of Drainage District No. 159 for the Annexation Hearing on Drainage District No. 159. Present: Rick Hopper, Jacobson-Westergard & Assoc.; Landowners: Izak Domonoske, Ron & Jeanne Mesenbrink, Marty Brennan, Harold Christensen, Keith Bare, Kirby Sampson, Jim & Diane Nelson, Rod Thim, Mike Moran; Amber Enger, Auditor's Office.

Rick explained the Annexation Report for Drainage District No. 159. The total number of acres to be annexed into Drainage District No. 159 is 253.88 acres. Objections were received from Kimberly Krause. Rick will make adjustments for Kimberly Krause acres that are next to Drainage District No. 7.

Motion by Graettinger, seconded by Noonan to approve the annexation report for Drainage District No. 159. Motion Carried.

The Palo Alto County Board of Supervisors met as trustees of Drainage District No. 160 for the Annexation Hearing on Drainage District No. 160. Present: Rick Hopper, Jacobson-Westergard & Assoc.; Landowners: : Izak Domonoske, Ron & Jeanne Mesenbrink, Marty Brennan, Harold Christensen, Keith Bare, Kirby Sampson, Jim & Diane Nelson, Rod Thim, Mike Moran; Amber Enger, Auditor's Office.

Rick explained the Annexation Report for Drainage District No. 160. The total number of acres to be annexed in Drainage District No. 160 is 4234.22 acres. Objections were received from Charles Henningsen. Diane Nelson mentioned that the ditch in Section 31 of Walnut Township was not a natural waterway.

Motion by Noonan, seconded by Wirtz to approve the annexation report for Drainage District No. 160. Motion Carried.

Rick Hopper, Jacobson-Westergard & Assoc, met with the Board to present a summary of cost estimates on Drainage District 61 Lateral B Tile and discuss scheduling a meeting for Drainage District 61 Lateral B Tile.

Motion by Noonan, seconded by Wirtz to set an informational meeting on Drainage District 61 Lateral B Tile for August 16<sup>th</sup>, 2016, at 11 a.m. at the Election Center. Motion Carried.

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

Motion by Noonan, seconded by Merrill to approve an underground utility permit application for Windstream Iowa Communications, Inc. within the right of way of 450<sup>th</sup> Ave in Emmetsburg Township, Sections 12 & 13. Motion Carried.

Motion by Graettinger, seconded by Noonan to approve an underground utility permit application for Iowa Lakes Electric Cooperative in Freedom Township, Sections 3 & 10. Motion Carried.

Motion by Wirtz, seconded by Merrill to approve an underground utility permit application for Iowa Lakes Electric Cooperative in Rush Lake Township, Sections 9 & 16. Motion Carried.

Motion by Graettinger, seconded by Merrill to introduce and approve the Resolution for Establishing Speed Limit . Ayes: Wirtz, Graettinger, Noonan, Merrill, Solberg. Nays: none. Resolution Carried.

### **Resolution for Establishing Speed Limit Palo Alto Resolution #7-26-2016**

**WHEREAS**, the Board of Supervisors is empowered under authority of the Iowa Code Section 321.255 and 321.285 of the Code of Iowa, to determine upon the basis of an engineering and traffic investigation, that the speed limit of any secondary road is

greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

**WHEREAS**, such an investigation has been requested and has been completed by the Palo Alto County Engineer.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF PALO ALTO COUNTY** that the speed limit be established and appropriate signs be erected at the location described as follows:

The speed limit is established at 40 miles per hour on 430th Street (Highway B55) at a location beginning 48 feet West of the Northeast corner of Section 26-T95N-R34W Fern Valley Township, and ending 2,512 feet East of the Northeast Corner of said Section 27.

Resolution adopted this 26<sup>th</sup> day of July 2016.

Palo Alto County Board of Supervisors

/s/ LJ Solberg

Chairman, Board of Supervisors

ATTEST:

/s/Carmen Moser

Palo Alto County Auditor

Committee Reports: Keith Wirtz-Season' meeting.

Motion by Wirtz seconded by Graettinger to approve claims & drainage claims for July 26th, 2016. Motion carried.

**General Basic Fund**

AYERS MASONARY	Agricultural & Horticul.	5000.00
Bank Plus	Rent Payments	204.52
Bauer Plumbing of Eburg	Buildings	241.00
Bomgaars	Park Maintenance & Suppli	59.98
Canon	Office & Data Processing	133.24
Carroll Cleaning Supply	Custodial Supplies	194.01
Terry Chamberlain	Wages-Temp, Pt. Time Empl	15.00
Keith Cherland	Engineering Services	500.00
BOB CODY	Secret Investigations	375.00
Counsel Office & Document	Stationery/Forms/Gen Ofc	497.81
Del's Garden Center	Fertilizer & Seed	1279.95
E-Pride	Office & Data Processing	55.98
E.M.U.	utilities	1076.98
Emmetsburg Publishing Co.	Board Proceedings	1540.11
G T Enterprises	Postage & Mailing	1136.49
Gehrt's Garage	Minor MV Parts & Access	89.03
Graettinger Mun. Utilities Gra	Utilities Payments	136.91
Great Lakes Concrete	Buildings	824.00
Hardware Hank	Minor Equip & Hand Tools	108.40
Hometown Convenience	Cash Allowances	355.00
IA Lakes Electric Coop	Electric Light & Power	688.11
Iowa Lakes Regional Water	Water & Sewer	468.92
IA Prison Industries	Recreational Supplies	122.95
IA State Assn of Counties	Dues & Memberships	5700.00
IOWA LAND RECORDS	Educational/Training Serv	50.00
J.B. Mertz & Sons Inc	Operating/Construction Eq	71.21
Brian Jackson James L. Kibbie	Buildings	750.00
Jeralds Tree Service	Buildings	700.00
Karl Chevrolet	Motor Vehicle	32770.76
Keltek Inc	Motor Vehicle Equipment	8148.56

Kossuth Co Sheriff	Legal & Ct-Related Servic	30.00	
L-3 Comm. Mobile-Vision, Inc.	Minor MV Parts & Access	221.95	
Lost Island Sanitary District	Water & Sewer	1178.70	
MidAmerican Energy	electricity	3523.01	
Manita Murphy	Legal & Ct-Related Servic	479.60	
Norgaard Sand & Gravel	Park Maintenance & Suppli	732.00	
NOTEBOOM IMPLEMENT, LLC	Operating/Construction Eq	90.24	
Northwest Communications	Telecommunications Serv.-	1533.55	
Palo Alto Co Comm Health Ser	Board of Health	3939.25	
Palo Alto Co.Econ.Dev.Corp.	Educational/Training Serv	30.00	
Palo Alto Co Sec Road	Natural & LP Gas, Fuel Oi	3352.20	
Palo Alto Co Sheriff	Legal & Ct-Related Servic	117.82	
Pathology Assoc of Mason City	Medical & Health Services	1500.00	
Plumbing & Heating Wholesale	Agricultural & Horticult.	162.64	
PRIA PROPERTY RECORDS INDUSTRY	Educational/Training Serv	390.00	
The Print Shop	Stationery/Forms/Gen Ofc	457.04	
Reserve Account	Postage & Mailing	150.00	
Ricoh USA, Inc.	Office & Data Processing	48.37	
River Valley Telecommunication	Telecommunications Serv.-	525.32	
Deb Rouse	Food & Provisions	14.36	
AMY SALAS	Wages-Temp, Pt. Time Empl	360.00	
Secretary of State Notary Divi	Educational/Training Serv	90.00	
Shamrock Recycling, Inc	Buildings	256.00	
Solutions Inc.	services	710.70	
STATE HYGIENIC LABORATORY	Engineering Services	70.00	
Stivers Ford Lincoln	Motor Vehicle	25962.00	
The Cartridge Connection, Inc.	Stationery/Forms/Gen Ofc	1382.80	
Thomson Reuters West Payment C	Legal Research Service	379.97	
U.S. Bank Equipment Finance	Buildings	6758.70	
VISA	Stationery/Forms/Gen Ofc	31.70	
Wentzel's True Value	Postage & Mailing	26.96	
Windstream	phone	1106.41	

**General Supplemental Fund**

E.M.U.	utilities	49.11	
AMBER ENGER	Employee Mileage & Subs.	115.00	
MidAmerican Energy	electricity	93.20	
Palo Alto Co Treasurer	Employee G.Ins-Co.Contrib	1800.00	
Thul Law Firm	Legal & Ct-Related Servic	153.88	

**Rural Services Basic Fund**

HELLER ENTERPRISES L.L.C.	Fertilizer & Seed	1391.48	
IA Lakes Electric Coop	Electric Light & Power	125.98	
Palo Alto Co.Econ.Dev.Corp.	Contrib to Other Gov & Or	30000.00	
Palo Alto Co Sec Road	Fuels	905.06	
Vande Berg Scales	Equipment	300.00	
Windstream	phone	103.17	

**Palo Alto Cty Econ. Dev.**

Palo Alto Co.Econ.Dev.Corp.	Contrib to Other Gov & Or	40000.00	
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**Secondary Road Fund**

Alliant Energy	Engineering Services	100.52	
Arnold Motor Supply ATT: Sue	Engineering Services	180.23	
Ayrshire Farmers Mut Telephone	Engineering Services	40.73	
Crysteel Truck Equipment	Engineering Services	875.00	
Deitering Bros Inc	Engineering Services	468.84	
Tom Eischen Sales, Inc.	Engineering Services	25.00	
E.M.U.	Engineering Services	98.30	
Fareway	Engineering Services	25.80	
City of Fort Dodge	Engineering Services	1997.50	
G T Enterprises	Engineering Services	88.58	
G&K Services	Engineering Services	64.00	
Glass Shop	Engineering Services	38.25	
Goodwin Law Office, P.C.	Engineering Services	82.50	
J.B. Mertz & Sons Inc	Engineering Services	1167.22	
Kirkham Michael	Engineering Services	2336.02	
KRISTAT AUTO PARTS LLC	Engineering Services	82.48	
Maxyield Cooperative	Engineering Services	576.00	
Mid Country Machinery, Inc.	Engineering Services	297.94	

MidAmerican Energy	Engineering Services	65.01
Murphy Tractor & Equipment	Engineering Services	127.63
Northwest Communications	Engineering Services	61.27
Palo Alto Co Health System	Engineering Services	108.00
Palo Alto Co Treasurer	Engineering Services	1800.00
Rees Truck & Trailer, Inc	Engineering Services	386.10
Ruthven Coop Oil Co	Engineering Services	6789.10
City of Ruthven	Engineering Services	118.35
Unity Point Clinic- Occ Med	Engineering Services	111.00
West Bend Red Power	Engineering Services	98.45
City of West Bend	Engineering Services	84.32
Ziegler Inc	Engineering Services	103.33
<b><u>Bond #4 Cap. Proj. Sec. Roads</u></b>		
Cedar Valley Corp	Roads	34610.50
<b><u>Emergency Mgmnt Agency</u></b>		
Palo Alto Co Sec Road	Parts	146.71
<b><u>E911 Surcharge Fund</u></b>		
Ayrshire Farmers Mut Telephone	Engineering Services	154.30
Northwest Communications	Engineering Services	618.24
Palo Alto Co Auditor	Miscellaneous Repair	1000.00
Windstream	phone	263.89
<b><u>Drainage Claims</u></b>		
Emmetsburg Publishing Co.	DD 5 Open pub exp	\$291.04
Bolton & Menk Inc	DD S 15 Main eng exp	\$1,107.00
Bolton & Menk Inc	DD 28 Tile eng exp	\$296.00
Bolton & Menk Inc	DD 61 Main Open eng exp	\$1,522.00
Bolton & Menk Inc	DD 84 Open eng exp	\$3,226.00
Palo Alto Co. Sec Roads	DD 159 Main Open repairs	\$302.42
Emmetsburg Publ. Co.	DD 159 Main Open pub exp	\$77.40
Emmetsburg Publ. Co.	DD 160 Open Pub Exp	\$238.40
Bolton & Menk Inc	DD 175 Main Eng Exp	\$1,492.00
B & B Farm Drainage Inc	DD 7 Lateral 2 Tile Pay Est #1	\$28,779.08
Hudson Law Firm	DD 80 Low Main Atty Fees	\$120.00
Hudson Law Firm	DD 80 Low Main Atty Fees	\$106.75

Motion by Noonan, seconded by Wirtz to adjourn. Motion Carried.

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LJ Solberg, Chairman

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Carmen Moser, County Auditor