

Courthouse
Emmetsburg, Iowa
September 13th, 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: Billie Jo Joyce, David Kirk, Brady Evans, Mark Zaccone, Mark Harnden, Dave Nixon; Peter Hart, County Attorney.

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 Graettinger, seconded by Merrill to approve agenda for September 13th, 2016. Motion Carried.

Motion by Merrill, seconded by Wirtz to approve minutes for September 6th, 2016. Motion Carried.

Motion by Noonan, seconded by Wirtz to approve the Recorder's monthly report for August 1st, thru August 31st, 2016. Motion Carried.

The Board discussed the Homeward Housing Trust Fund letter received on September 1, 2016, requesting funding from the county. Peg Martini will attend the annual meeting in Clarion.

Walter Davis-Oeth, County Engineer, met with the Board and opened quotes received for a motor grader. Quotes were received as follows: Zeigler \$341,620 and Murphy Tractor & Equipment \$289,900.

Mark Harnden met with the Board and requested upgrade to road on east side of lake.

Motion by Merrill, seconded by Noonan to introduce and approve the following Resolution.

RESOLUTION NO. 9-13-2016
RESOLUTION RELINQUISHING UNNECESSARY GRAVEL EASEMENT
AND AUTHORIZING ISSUANCE OF RELEASE IN FURTHERANCE
THEREOF

WHEREAS, in 1934 Palo Alto County was granted a gravel easement beginning at a point 235.9 feet East and 179.4 feet South of the Northwest quarter of section 25, Township 96 North, Range 33 West; thence East 128.4 feet; thence South 555.75 feet; thence North 81 degrees and 50 minutes West 129.9 feet; thence North 336.8 feet to point of beginning, containing 1.015 acres more or less for the purposes of gravel extraction for County Secondary Roads.

WHEREAS, the land owner has requested that this gravel pit site be abandoned, said part to be abandoned being more particularly described as follows:

A parcel of land located in the NW ¼ NW ¼ Section 25, T96N, R33W of the 5th P.M., Palo Alto County, Iowa, further described as follows:

Said parcel contains 1.015 acres, more or less.

Note: The North line of the NW ¼ NW ¼ of said Section 25 is assumed to bear east and west.

AND WHEREAS, in the opinion of the Palo Alto County Secondary Road Engineer, said part of present gravel easement is no longer necessary or required for use by the public for highway purposes and will not hereafter be required for construction or maintenance purposes for any highway of Palo Alto County.

AND WHEREAS, the Palo Alto County Secondary Road Engineer, has no need for the present gravel easement herein described, together with any and all rights of Palo Alto County and the same are considered abandoned, and the Palo Alto County for itself hereby disclaims any right, title or interest in and to said part of present gravel easement.

WHEREAS, the County has no further need of this 1934 gravel easement.

NOW THEREFORE, BE IT RESOLVED, the Palo Alto County Board of Supervisors hereby resolve to relinquish any and all retained Gravel Rights in the subject

real estate and authorizes the Chairperson of the Board to Execute and the County Auditor to attest to execute the Release of Easement in favor of KTJ266, LLC.

Ayes: Merrill, Noonan, Graettinger, Wirtz, Solberg. Nays: none.

Resolution Passed.

PASSED, APPROVED AND ADOPTED by the Palo Alto County Board of Supervisors on this 13th day of September, 2016.

/s/ LJ Solberg
Linus Solberg, Chairperson

ATTEST:

/s/ Carmen Moser

Carmen Moser, Palo Alto County Auditor

CERTIFICATE

STATE OF IOWA)

)ss:

COUNTY OF PALO ALTO)

I, Carmen Moser, the duly elected Auditor of Palo Alto County, Iowa, do hereby certify that the copy of Resolution No. 9-13-2016 of the Palo Alto County Board of Supervisors, Palo Alto County, Iowa, hereto attached, is a true and correct copy of a Resolution duly adopted by the Board of Supervisors at a regular meeting held on the 13th day of September, 2016, at which meeting a quorum was present, all of which appears in the official record of the Palo Alto County Board of Supervisors.

/s/Carmen Moser
Carmen Moser
Palo Alto County Auditor

Don Reffer, B & W Control Specialists, met with the Board and presented quotes for tree and brush control on drainage districts in Palo Alto County. The drainage districts will be billed for actual time & materials after the work is completed.

Motion by Wirtz, seconded by Graettinger to approve quotes for spraying on drainage districts. Motion Carried.

Committee Reports: Ron Graettinger-Compass Pointe.

At 10:00 a.m., the Board of Supervisors held the 1st reading of the wind energy conversion systems ordinance for Palo Alto County. Present: Lynn Feddersen, Dennis Feddersen, Stewart Ohrtman, Dean Gunderson, Ray Grandstaff, Carey Jensen, Jim Gehrt, Chad Meyer, Dennis Meyer, Tony Meyer, Mary Barrick, James Bierstedt, Matt Boys, Janna Swanson, Marilyn Schutz, JR Brown, Jack Kibbie, John F. Spies, Brett Swanson, Justin Miller, Maureen Elbert, Tom Stillman, Wayne Knutson, Jr., Shirley Knutson, Keith Bare, Dennis Mandsager, Michael Brown, Joe Neary, David Kirk, Brady Evans, Mark Zaccone, Mark Harnden, Dave Nixon; Peter Hart, County Attorney.

Copies of the wind energy conversion systems ordinance for Palo Alto County, were available. The notice of the ordinance and dates set for the 1st, 2nd, & 3rd readings was published in the newspapers in the county.

The Mayors from the cities in Palo Alto County were given an opportunity to speak and make comment. Jim Gehrt of Mallard and David Kirk of Ruthven both spoke. David Kirk filed Resolution 44-2016 to support the Palo Alto County Board of Supervisors for a wind energy project in Palo Alto County.

Others in attendance who also made comments are as follows: Dave Nixon, Matt Boys, Brady Evans, Dani Spangler, Ray Grandstaff, Wayne Knutson, Jr., JR Brown, Stewart Ohrtman, Tom Stillman, Tony Meyer, Dennis Meyer, James Bierstedt, Mary Barrick, Janna Swanson, Joe Neary, Dean Gunderson.

The 2nd reading of the ordinance will be at 10:00 a.m. on September 20th, 2016. The 3rd reading of the ordinance will be at 10:00 a.m. on September 27th, 2016.

Motion by Graettinger, seconded by Noonan to approve claims & drainage claims for September 13th, 2016. Motion carried.

General Basic Fund

Canon	Office & Data Processing	133.24	
Central Ia Juv Detention Ctr	Foster Family Home	288.00	
Cliff Christensen	Misc Expense	305.73	
Cintas	Custodial Supplies	79.53	
Clay County Sheriff	Legal & Ct-Related Servic	97.00	
The Crittenton Center	Foster Family Home	186.60	
Dickinson County Sheriff	Legal & Ct-Related Servic	24.00	
E-Pride	Stationery/Forms/Gen Ofc	220.79	
Elderbridge Agency on Aging	Contrib to Other Gov & Or	3000.00	
Electronic Specialties	Contract Carriers	102.50	
City of Emmetsburg	Other	4893.58	
Emmetsburg Ford	Minor MV Parts & Access	1055.39	
Emmetsburg Publishing Co.	Misc Expense	834.92	
EMS Auto	Buildings	24.33	
Fareway	Food & Provisions	1616.26	
Hardware Hank	Buildings	158.21	
HARGENS COURT REPORTING KAREN	Legal & Ct-Related Servic		48.50
Ronald Hersom	Bus	75.00	
Hometown Convenience	Cash Allowances	75.00	
Hughes Pharmacy	Acute & Emergency Treat.	302.04	
Ia Dept of Public Safety	Contract Carriers	1397.70	
IA Prison Industries	Minor MV Parts & Access	219.89	
IMWCA	Workmens' Comp Insurance	5340.00	
Iowa Dept. of Insurance	Misc Expense	100.00	
Iowa Trust & Savings Bank	Stationery/Forms/Gen Ofc	130.13	
J. Robert Hopson	Misc Expense	600.00	
NICK JACKSON	Wages-Temp, Pt. Time Empl	45.00	
Jeff Elbert Construction Inc.	Buildings	8615.00	
J.W. Repair	Buildings	22.32	
King Excavation	Engineering Services	375.00	
Kossuth Co Sheriff	Legal & Ct-Related Servic	31.88	
LEGAL DIRECTORIES	Dues & Memberships	62.81	
Mail Services	Postage & Mailing	282.92	
Martin-Mattice Fun. Home	Funeral Services	1800.00	
Debra M. McKeever, CSR,RPR MCK	Legal & Ct-Related Servic		147.00
MEDIACOM LLC	internet	128.50	
MidAmerican Energy	electricity	89.35	
MYRON	Misc Expense	322.49	
Joseph F. Neary	Educational/Training Serv	490.00	
Terry Neary	Engineering Services	204.00	
Northwest Communications	Contract Carriers	1048.00	
One Office Solution	Office Equip & Furniture	199.99	
Palo Alto Co Fair Assn	Contrib to Other Gov & Or	3304.31	
Palo Alto Co Sec Road	Fuels	2245.32	
Palo Alto Co Sheriff	Legal & Ct-Related Servic	183.26	
Palo Alto County Public Health	Other	32500.00	
PITNEY BOWES	Postage & Mailing	75.06	
Prosecuting Attys Training Co	Dues & Memberships	50.00	
Regional Trans.Authority	Contrib to Other Gov & Or	1800.00	
Susan Ruppert	Employee Mileage & Subs.	429.26	
Schumacher Elevator Company	Fixed Plant Equipment	570.00	
Secretary of State Notary Divi	Dues & Memberships	60.00	
Solutions Inc.	services	4344.67	
STATE HYGIENIC LABORATORY	Engineering Services		70.00
Melanie Summers Bauler	Employee Mileage & Subs.	30.00	
CARISSA SUNDALL	Wages-Temp, Pt. Time Empl	67.50	
U.S. Bank Equipment Finance	Photocopy & Dup. Serv.	134.70	
Upper Des Moines Opp.Inc.	Contrib to Other Gov & Or	9000.00	
MOLLIE VELDBOOM	Wages-Temp, Pt. Time Empl	60.00	
Verizon Wireless	Telecommunications Serv.-	160.12	
VISA	Legal Research Service	1912.36	

Von Bokern Associates, Inc	Consultants	3600.00	
Wells Fargo Bank Iowa, NA Emme	Stationery/Forms/Gen Ofc		122.54
Wentzel's True Value	Buildings	164.14	
West Bend Ford	Minor MV Parts & Access	248.10	
Donald Wichman	Bus	135.00	
Windstream	phone	995.92	
Sidney Zylstra	Bus	270.00	

General Supplemental Fund

E-Pride	Stationery/Forms/Gen Ofc	74.32	
N Cen Reg Emer Response Comm	Dues & Memberships		7067.00
Palo Alto Co Sheriff	Legal & Ct-Related Servic	67.48	
Storey Kenworthy/Matt Parrott	Stationery/Forms/Gen Ofc		48.40
U.S. Postal Service	Postage & Mailing	141.00	

Rural Services Basic Fund

Ag Partners LLC	Chemicals & Gases-Herb.	644.10	
A.S.I.	Motor Vehicle Equipment	73.05	
E-Pride	Stationery/Forms/Gen Ofc	47.98	
Emmetsburg Library	Contrib to Other Gov & Or	2827.72	
EMS Auto	Miscellaneous Repair	224.18	
Galens Pro-Mow	Equipment	173.76	
Graettinger Library	Contrib to Other Gov & Or	1201.78	
Hardware Hank	Miscellaneous Repair	177.29	
HELLER ENTERPRISES L.L.C.	Fertilizer & Seed	1287.53	
IMWCA	Workmens' Comp Insurance	9916.00	
J.W. Repair	Miscellaneous Repair	162.33	
Mallard Library	Contrib to Other Gov & Or	989.70	
Palo Alto Co Sec Road	Fuels	304.33	
Pro Cooperative	Fertilizer & Seed	3745.00	
Randy's Repair	Equipment	569.78	
River Valley Telecommunication	Telecommunications Serv.-		69.97
Ruthven Library	Contrib to Other Gov & Or	989.70	
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2065.42	
SLASH POINT SALES	Stationery/Forms/Gen Ofc	88.98	
City of Spencer	Sanitation & Disposal Ser	23486.25	
Wentzel's True Value	Custodial Supplies	39.15	
West Bend Library	Contrib to Other Gov & Or	1060.39	
Whittemore Truck & Trailer	Equipment	2163.10	
Windstream	phone	102.29	

Secondary Road Fund

A.S.I.	Engineering Services	953.90	
Arnold Motor Supply ATT: Sue	Engineering Services	200.18	
Ayrshire Farmers Mut Telephone	Engineering Services	40.73	
Certified Laboratories	Engineering Services	317.02	
Class C Solutions Group	Engineering Services	257.35	
Contech Engineered Solutions	Engineering Services	28514.20	
City of Cylinder	Engineering Services	35.00	
Diesel Specialities Inc	Engineering Services	2511.00	
Emmet County Engineer	Engineering Services	495.56	
EMS Auto	Engineering Services	632.28	
Fareway	Engineering Services	44.64	
G&K Services	Engineering Services	64.00	
Graettinger Mun. Utilities Gra	Engineering Services	155.56	
Great Lakes Concrete	Engineering Services	8162.75	
Hardware Hank	Engineering Services	311.52	
Hometown Distributing LLC	Engineering Services	74.71	
Iowa Lakes Regional Water	Engineering Services	95.18	
ICEOO Treasurer Wapello County	Engineering Services	400.00	
Jack's OK Tire	Engineering Services	2462.16	
Kirkham Michael	Engineering Services	537.16	
KRISTAT AUTO PARTS LLC	Engineering Services	16.49	
City of Mallard	Engineering Services	49.22	
Maxyield Cooperative	Engineering Services	46.33	
MidAmerican Energy	Engineering Services	490.17	
Myer Tile & Backhoe, LLC	Engineering Services	396.15	
Newman Traffic Signs	Engineering Services	204.02	
Northwest Communications	Engineering Services	65.54	

Palo Alto County Treasurer	Engineering Services	5608.68
River Valley Telecommunication	Engineering Services	69.18
Ruthven Coop Oil Co	Engineering Services	16496.26
City of Ruthven	Engineering Services	108.99
Schneider Service	Engineering Services	20.00
Seneca Companies	Engineering Services	164.33
State Steel of Spencer	Engineering Services	153.30
Chris Towell	Engineering Services	61.68
Verizon Wireless	Engineering Services	160.04
Wentzel's True Value	Engineering Services	105.21
Windstream	Engineering Services	609.61
Ziegler Inc	Engineering Services	1012.23

Bond #4 Cap. Proj. Sec. Roads

Cedar Valley Corp	Roads	1691511.21
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Emergency Mgmnt Agency

Emmetsburg Ford	Parts	43.86
Hardware Hank	Stationery/Forms/Gen Ofc	11.98
Ia Homeland Security & EMA ATT	Educational/Training Serv	145.00

E911 Surcharge Fund

Ayrshire Farmers Mut Telephone	Engineering Services	154.30
Century Link	Engineering Services	280.98
IA Chapter of APCO Cara Sorrel	Educational/Training Serv	200.00
IA EMERGENCY NUMBER ASSOC	Educational/Training Serv	200.00
Northwest Communications	Engineering Services	618.24
Palo Alto Co Emergency Mgmt	Contrib to Other Gov & Or	13500.00
River Valley Telecommunication	Engineering Services	522.34
The Cartridge Connection, Inc.	Stationery/Forms/Gen Ofc	92.85
Verizon	phone service	6.99
Windstream	phone	547.74
WINDSTREAM COMMUNICATIONS ATTE	phone	132.44

Drainage Claims

Jacobson-Westergard & Assoc.	DD 7 Main Open Eng Exp	\$383.50
Jacobson-Westergard & Assoc.	DD 13 Eng Exp	\$855.50
Jacobson-Westergard & Assoc.	DD 19 Eng Exp	\$1,863.65
Bolton & Menk, Inc.	DD 28 Eng Exp	\$495.00
Bolton & Menk, Inc.	DD 61 Main Open Eng Exp	\$6,845.00
Bolton & Menk, Inc.	DD 61 Main Open Eng Exp	\$540.00
Emmetsburg Publ. Co.	DD 61 Main Open Pub Exp	\$111.87
Emmetsburg Publ. Co.	DD 61 Lat B Tile Pub Exp	\$26.10
Jacobson-Westergard & Assoc.	DD 61 Lat B tile Eng Exp	\$3,116.60
Jacobson-Westergard & Assoc.	DD 64 Eng Exp	\$1,880.00
Bolton & Menk, Inc.	DD 84 Eng Exp	\$1,769.50
Bolton & Menk, Inc.	DD 175 Eng Exp	\$222.00
B & B Farm Drainage, Inc.	DD 7 Lat 2 Tile Final Pay Est.	\$3,197.67
Jacobson-Westergard & Assoc.	DD 7 Lat 2 Tile Eng Exp	\$579.00
Jacobson-Westergard & Assoc.	DD 48 Lat 3 Eng Exp	\$7,646.00
Jacobson-Westergard & Assoc.	DD 48 Lat 3D Eng Exp	\$3,823.00

Motion by Noonan, seconded by Wirtz to adjourn at 11:30 a.m. Motion Carried.

LJ Solberg, Chairman

Carmen Moser, County Auditor