

Emmetsburg V.F.W.
Emmetsburg, Iowa
September 19th, 2018, 6:00 p.m.

The Palo Alto County Board of Supervisors met as Trustees of Drainage District 180 Lateral 1 Tile. Members present: Ron Graettinger, Chair; Craig Merrill, Roger Faulstick, Keith Wirtz, Linus Solberg.

Present: Carmen Moser, Auditor; Jordan Bragg, Auditor's Office; Don Etler, P.E., Jon Rosengren, P.E., Bolton & Menk; Jim Hudson, Drainage Attorney.

Present: Ruth & Larry Neppl, Myrna Hedding, Mike Hermansen, Kristine Frerichs, Linda Steinkamp, Dawn Freeman, Linda Tienter, Brian Malm, Elaine Nauss, Heath Householder, Tom Buss, Craig Brownlee, John Jamison, Michelle Kogel, Shayne Kogel, Roger Hanish, Sam Brownlee, Terry & Judy Sorensen, Wade Lundgren, Alan Mattice, John F. Spies, Beth Njihia, William Ellingrod, Brent Klaahsen, Roger & Lynn James, Steve Cody, Jeff Morey, Ken Dobbins, Roger J. Chism, Sharon J. Alderson, Lon Twait, Don Nauss, Paul Forry, Myram Tunncliff, Brian Moser, Ryan Berkland, Steve Malm, Ted Ellis, Ted Wentzel, Nick Steinkamp, Jordan Mathisen, Kent Klootwyk, Tom Pico, Nancy Wentzel.

Ron Graettinger, Chair, opened the Continued Hearing on Improvements for Drainage District 180 Lateral 1 Tile at 6:00 p.m.

Jim Hudson, Drainage Attorney, explained drainage district procedure and reviewed the objection process and the requirements for the right of remonstrance.

Don Etler, Engineer, reviewed the history of Drainage District 180. Don explained extending the open ditch north of the railroad tracks and the placement of the new tile. Jon explained the design of the tile system and answered questions.

Beth Njihia filed a letter requesting that Harlan Park drainage problems be addressed as a part of this drainage plan.

Several objections were filed on September 19th, 2018, at the Auditor's Office. Jim Hudson read the objections received and asked if the person wanted to speak. If the landowner is not currently in the district, the objection was rejected.

Objections were filed by the following: Jean Soper Cater Trust; Harland R. Soper and Billie K. Soper Trust; Margay B. Grose, John S. Blasingame, Mary W. S. Sharitz, Res. Trust of John Harvey Soper II; Cynthia Meyerdirk, Roscoe Meyerdirk, Kristina Tonderum, Lori Riley, Ted Riley, Dave Ballman, Sylvis Ballman, Maureen Wright, Larry Neppl, Ruth A Neppl, Ceclia R. Webb, Myram Tunncliff, Terry Stegge, Lyle Frederick, Theodore W. Wentzel, Gerald M. Kirke, CEO, Wild Rose Emmetsburg; Pat Joyce for Kerber Milling, Al Laubenthal, Five Island Properties; J. Wendell Duhn, Judith K. Duhn, Michael L. Wentzel, Jennifer Frederick, Mark Frederick, Terry Fitzgerald, Jill C. Bazzell, Union Pacific Railroad; David Theesfeld, Elizabeth Flannegan, Tom Buss, Dean Lallier, Financial Center; Nick Steinkamp, KW Electric/Cedar River Properties; Michael Flannegan, Shamrock Recycling, Inc.; Alberta Moffitt, Mike Knudson, Linda L. Twait, Lonny D. Twait, Brian E. Palmer, Dawn Freeman, Michael L. Wentzel, Jane M. Wentzel, Troy Zimmerman, William Aldinger, Virginia Aldinger, Glenn B. Moser, Donald C. Nauss, Tom Menage, Robert J. Laubenthal, Julia F. (Brennan) Nixon, Daniel G. Kliegl, Susan N. Knutsen, Stacy Brugman, David VanHeuvelen and VanHauvelen Properties, H. T. Becken, Cemstone CEO; Daniel C. Chism, Ruth Malm, Steve Malm, Vendell C. Rezabek, Rita M. Rezabek, Vicke L. Ellis, Teddy L. Ellis, David D. Zimmerman, Judy Curry, Dr. Dennis A. Schneider, James. M. Reding, Thomas H. Reding, Patrick J. Reding, Susan Wallace, Kenneth Dobbins, Ilene P. Krause, Kenneth J. Krause, Thad Louwagie, Elaine Nauss, Alan J. Mattice, Tracey Mattice, Robert Scott, Michael Wise, Roger J. Chism, Karen J. Chism, Chism Farms, Inc., Joan Tunncliff, Alberta L. Hamilton, Heath Householder, Alison Hackbarth for AAAA LLC, Krause Building Corp.

The following objections were rejected because the land is not currently in the district: Pat Joyce for Kerber Milling, Michael L. Wentzel, Terry Fitzgerald, Union Pacific Railroad, David Theesfeld, Elizabeth Flannegan, Tom Buss, Alberta Moffitt, Linda L. & Lonny D. Twait, Brian Palmer, Dawn Freeman, Jane Wentzel, Troy Zimmerman, William & Virginia Aldinger, Glen Moser, Donald C. Nauss, Tom Menage, Robert J. Laubenthal, Julie (Brennan) Nixon, Susan Knutsen, Stacy Brugman, Daniel Kliegl, Ted & Lori Riley.

Jon Rosengren gave the tally of the objections for remonstrance.
Percent of landowners objecting: 63.96%
Percent of land area objecting: 62.99%
The right for remonstrance was not met under Iowa Code Section 468.28.

The total estimated cost of the project is \$1,407,000.

Larry Neppl presented his objection to the Board. Eric Eide, Attorney for Wild Rose, addressed the Board. The following landowners gave comments: Nick Steinkamp, Nancy Wentzel, Mike Wentzel, Terry Sorenson, Heath Householder,

Ron Graettinger, Chair, called for a motion at 8:53 p.m.

Motion by Faulstick, seconded by Wirtz to approve the engineer's report for improvements to Drainage District No. 180 Lateral 1 Tile and to direct the engineer to prepare the plans & specifications to proceed towards a bid letting. Nays: Solberg. Ayes: Merrill, Faulstick, Wirtz, Graettinger. Motion Carried.

Motion by Faulstick, seconded by Wirtz to adjourn at 8:55 p.m.

Ronald Graettinger, Chairman

Carmen Moser, County Auditor