

Courthouse
Emmetsburg, Iowa
April 28, 2020, 8:00 a.m.

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

Due to COVID-19 the meeting was held by conference call. The conference call bridge number and conference ID number was posted and provided at the top of the agenda that was emailed.

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

Motion by Wirtz, seconded by Graettinger to approve the agenda for April 28, 2020. Motion Carried.

Motion by Merrill, seconded by Wirtz to approve the minutes for April 21, 2020. Motion Carried.

Mark Hunefeld, EMA, met with the Board by conference call to give an update on COVID-19 update. Palo Alto County has zero cases reported of COVID-19. It is important to continue social distancing and take all necessary precautions.

Motion by Graettinger, seconded by Merrill to approve part-time employees for conservation department: Don Larsen, \$15.00/hour effective May 5, 2020; Ron Riha, \$14.00/hour effective May 5, 2020; Brody Krieg, \$10.00/hour effective May 18, 2020; Carter Murray \$10.00/hour effective May 18, 2020. Motion Carried.

No one was present for public comment.

Rick Hopper, Jacobson-Westergard, was on the conference call regarding the amended Drainage District 162 and Drainage District 24 engineer's report.

Motion by Wirtz, seconded by Solberg to set the hearing date for Drainage District No. 162 and No. 24 for May 26, 2020, at 9:00 a.m. in the Courthouse Boardroom by telephone conference call. Motion Carried.

Committee Reports: Craig: NW IA Care Connections; Roger: jail, North Central Iowa Juvenile Detention Center.

The Board held a Public Hearing for the CDBG Community Health Grant.

Pursuant to the requirements of Section 508 of the Housing and Community Development Act of 1987, as amended, the Palo Alto County Board of Supervisors held a Public Hearing on April 28, 2020, at 9:00 a.m. at Courthouse Boardroom. The purpose of the hearing was to discuss the status of funding for the Palo Alto County Community Health to assist the elderly. This project is being funded through a Community Development Block Grant provided by the Iowa Economic Development Authority.

Palo Alto County Board of Supervisors present: Roger Faulstick, Chair; Craig Merrill, Keith Wirtz, Ron Graettinger, Linus Solberg; Carmen Moser, Auditor. Palo Alto County Chair presented the following items to the public at the hearing.

The need for the CDBG project grant is as follows: Our community is largely populated by elderly persons and those with high risk diagnosis and needs.

The description of the CDBG funded project and activities is as follows: In an attempt to keep the people in these categories healthy and not increase their risk for exposure to this virus, our public health agency is assisting them by drawing labs, checking blood pressures and weighing community members in the safety of their home. In doing this, we are preventing these people from having to come out of their home into the community and hospital setting, where they could come into contact with this virus.

The amount of CDGG funds for the project is \$4,000. This will cover the \$50 cost of each visit. That cost will cover \$30 for staff time and \$20 for supplies such as lab draw kits, packaging and bandages as well as gas for approximately 6-7 visits per week for 12 weeks. As a public health agency, the health of our community is of utmost importance and we desire to continue to assist these persons in remaining in their home for simple testing that can be completed at home by a skilled professional.

The estimated amount of CDBG assistance will benefit low- and moderate-income persons is \$2,000.

The location of project activities will be completed at homes by a skilled professional. In being able to have the funding for this, our agency will be able to continue to meet these needs outside of the hospital and potentially protect many high-risk individuals in our community, without risking the viability of our business.

Due to the nature of this project no persons shall be relocated as a result of the recommended project. In the event that any persons or businesses are displaced as a result of the recommended project, the entities involved in the project will adhere to the requirements of the Uniform Relocation and Assistance and Acquisition Act of 1974, as amended.

Palo Alto County contact is: Sara Strohman, RN, BSN, Director of Community Health, 3201 1st Street, Emmetsburg IA 50536; Phone: 712-82-5419.

To assist Community Development and Housing Needs of low to moderate persons in Palo Alto County and promote the use of federal, state and local assistance programs as follows:

- USDA Housing Program: 100 percent financing is available and the interest rate for families with eligible incomes may be reduced to 1 percent. USDA Rural Development is able to loan in communities with a population of less than 20,000.
- Homeward, Inc.: Offers programs for Palo Alto County, including: Down Payment Assistance, Energy Efficient Loans, Minor Repair Application, Well and Septic Loans
- Workforce Housing Tax Credit - Assisting Construction or Rehabilitation of Housing in Communities with Workforce Housing Needs.

The Board of Supervisors asked for public input on Community Development and Housing needs and received no input from the public.

No one was present for the public hearing and not public comments were made.

The public hearing was closed at 9:10 a.m.

The Palo Alto County Board of Supervisors on motion approved the following CDBG required policies:

1. Residential Anti-Displacement and Relocation Assistance Plan (RARA)
2. Excessive force resolution
3. Equal Opportunity Policy
4. Fair Housing Policy
5. Code of Conduct
6. Procurement Policy

Motion by Linus Solberg, seconded by Ron Graettinger to approve the policies as listed.
Motion Carried.

Motion by Craig Merrill, seconded by Keith Wirtz to approve the CDBG funded grant project provided by Iowa Economic Development Authority for \$4,000 to Community Health.
Motion Carried.

RESOLUTION APPROVING CORRECTIVE QUIT CLAIM DEED

WHEREAS on April 12th, 1996, when the Palo Alto County Probate Case No. 9088 issued its Court Officer’s Deed to Beverly Jean Johnson, recorded the legal description inadvertently used the following language:

The Northeast Quarter of the Northwest Quarter (NE1/4 NW ¼ of Section ten (10) , Township Ninety-seven (97) North, Range Thirty-one (31) West of the 5th P.M., Palo Alto County, Iowa, and the North Half of the South East Quarter (N ½ SE ¼) of Section Nine (9), Township Ninety-seven (97) North , Range Thirty-one (31) East of the 5th P.M., Palo Alto County, Iowa, *except the North 55 feet thereof conveyed to Palo Alto County, Iowa, and containing 0.667 acres of new additional highway right-of-way for road purposes;* And,

WHEREAS, the Palo Alto County Supervisors now 24 years later intend to correct this inaccurate legal description by means of a corrective quit claim deed. NOW, THEREFORE, BE IT RESOLVED, that the Palo Alto County Board of Supervisors authorize the Chairperson for the Superiors and the County Auditor to execute attest and deliver the Corrective Quit Claim Deed and substitute and insert the following legal description :

The North 55 Feet of the Northeast Quarter of the Northwest Quarter (NE ¼ of NW ¼ of Section Ten (10), Township Ninety-seven (97) North, Range Thirty-one (31) West of the 5th P.M. , Palo Alto County , and ,

The North 55 feet of the North Half of the Southeast Quarter (N ½ of SE 1/4) of Section Nine (9) , Township Ninety-seven (97) North, Range Thirty-one (31) West of the 5th P.M., Palo Alto County , Iowa , in EACH CASE SUBJECT TO any and all easement rights thereto whether or not of record.

WHEREUPON, supervisor Linus Solberg moved the adoption of the above and foregoing resolution which motion was seconded by supervisor Ron Graettinger.

Upon a roll call vote the supervisors voted as follows:

Craig Merrill voted :	<u> X </u> Aye,	<u> </u> Nay
Linus Solberg voted :	<u> X </u> Aye,	<u> </u> Nay
Ron Graettinger voted:	<u> X </u> Aye,	<u> </u> Nay
Roger Faulstick voted:	<u> X </u> Aye,	<u> </u> Nay
Keith Wirtz voted :	<u> X </u> Aye,	<u> </u> Nay

WHEREUPON the Chair for the board of supervisors declared the resolution duly adopted and approved this 28 day of April, 2020.

On this 28 day of April, 2020 , before me, a Notary Public in and for the State of Iowa, personally appeared Roger Faulstick, who is personally known, who, being by me duly sworn, did say that he is the (acting) Chairperson of the Palo Alto County Board of Supervisors executing the foregoing instrument; that the instrument was signed on behalf of Palo Alto County by authority of its Board of Supervisors; that Roger Faulstick acknowledged the execution of the instrument to be the voluntary act and deed of Palo Alto County by it voluntarily executed.

Dated this 28 day of April , 2020.

/s/Roger Faulstick
Chairman , Palo Alto County Board of Supervisors

/s/Peter Christopher Hart
Notary Public in and for the State of Iowa

On this 28 day of April, 2020, before me, a Notary Public in and for the State of Iowa, personally appeared Carmen Moser, who is personally known who, being by me duly sworn, did say that she is the Palo Alto County Auditor and that she was attesting to the foregoing instrument and that this was her voluntary act.
Dated this 28 day of April , 2020.

s/ Carmen Moser, Palo Alto County Auditor
/s/ Peter Christopher Hart
Notary Public in and for the State of Iowa
/s/Carmen Moser
Attest: Carmen Moser, Palo Alto County Auditor

Resolution 4-28-2020(A)

RESOLUTION ACCEPTING REAL ESTATE OFFER TO SELL

WHEREAS Palo Alto County has undertaken the process to demolish and to replace the existing county jail which was originally built in 1908, and,

WHEREAS the jail demolition and construction and replacement process will require additional storage space close by the existing county jail; and,

WHEREAS the property diagonally to the southeast across from the county jail, and, located at 1104 Grand Avenue in Emmetsburg, has been offered to the County as evidenced by the attached contract, which terms and conditions are incorporated by reference in this resolution; and,

WHEREAS the Palo Alto County Board of Supervisors intend to accept the Offer of Real Estate for the property legally described as:

Lots One (1), Two (2), Three (3), Four (4) and the North Half (N ½) of Lot Five (5), Block Forty-Nine (49), Corbin and Lawler Plat of Emmetsburg, Palo Alto County Iowa.

NOW, THEREFORE, BE IT RESOLVED, that the Palo Alto County Board of Supervisors authorize the Chairperson for the Superiors and the County Auditor to execute attest and deliver the Acceptance to the Offer to Buy Real Estate for the above described real estate on the terms contained in the attached written contract.

WHEREUPON, supervisor Ron Graettinger moved the adoption of the above and foregoing resolution which motion was seconded by supervisor Craig Merrill.

Upon a roll call vote the supervisors voted as follows:

Craig Merrill voted :	_____x_____Aye,	_____Nay
Linus Solberg voted :	_____x_____Aye,	_____Nay
Ron Graettinger voted:	_____x_____Aye,	_____Nay
Roger Faulstick voted:	_____x_____Aye,	_____Nay
Keith Wirtz voted :	_____x_____Aye,	_____Nay

WHEREUPON the Chair for the board of supervisors declared the resolution duly adopted and approved this 28 day of April, 2020.

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Dated this 28 day of April, 2020.

/s/Roger Faulstick

Chairman , Palo Alto County Board of Supervisors

/s/Peter Christopher Hart

Notary Public in and for the State of Iowa

On this 28 day of April, 2020, before me, a Notary Public in and for the State of Iowa, personally appeared Carmen Moser, who is personally known who, being by me duly sworn, did say that she is the Palo Alto County Auditor and that she was attesting to the foregoing instrument and that this was her voluntary act.

Dated this 28 day of April, 2020.

/s/Carmen Moser, Palo Alto County Auditor

/s/Peter Christopher Hart

Notary Public in and for the State of Iowa

/s/Carmen Moser

Attest: Carmen Moser, Palo Alto County Auditor

Motion by Linus Solberg, seconded by Ron Graettinger to approve the claims and drainage claims for April 28, 2020. Motion Carried.

General Basic Fund

Affordable Glass	Misc Expense	254.45
AIRGAS USA LLC	Minor Equip & Hand Tools	41.81
Carroll Cleaning Supply	Custodial Supplies	553.11
Counsel Office & Document	Data Processing	198.01
Div of Labor/Elevator Safety	Fixed Plant Equipment	175.00
Donaldson Docks	Park Maintenance & Suppli	426.00
E-Pride	Stationery/Forms/Gen Ofc	617.71
Emmetsburg Ford	Minor MV Parts & Access	69.57
E.M.U.	utilities	1002.63
Emmetsburg Publishing Co.	Misc Expense	360.95
Fairchild Mfg. Inc.	Park Maintenance & Suppli	64.87
Farm & Home Publishers	Misc Expense	1100.00
Harris Sanitation	Sanitation & Disposal Ser	288.00
HENNING RENTAL, INC.	Operating/Construction Eq	418.36
Hy-Vee Accounts Receivable	Food & Provisions	107.62
Iowa's Co. Conservation System	Dues & Memberships	1500.00
IA Lakes Electric Coop	Electric Light & Power	826.00
Iowa Lakes Regional Water	Water & Sewer	184.32
IA Law Enforcement Academy	Educational/Training Serv	150.00
J.T. Body Shop	Minor MV Parts & Access	250.00
Daniel Jackson	Salary-Regular Employees	50.00
Aletha King	Employee Mileage & Subs.	254.50
KRISTAT AUTO PARTS LLC	Minor MV Parts & Access	4.59
Loffler Companies - 131511	Office & Data Processing	323.91
Mail Services, LLC	Postage & Mailing	290.94
Timothy McCarthy	Animal Bounties & Apiaris	1000.00
MEDIACOM LLC	Telecommunications Serv.-	977.12
MidAmerican Energy	electricity	1137.84
NORTHLAND AUTO & MARINE	Park Maintenance & Suppli	101.65
Northwest Communications	Telecommunications Serv.-	1342.14
Palo Alto Co Comm Health Ser	Board of Health	579.75
Palo Alto Co Sec Road	Fuels	854.21
PITNEY BOWES	Postage & Mailing	246.49
POCAHONTAS CO SHERIFF	Legal & Ct-Related Servic	33.50
QS LAWN AND PEST, LLC	Buildings	35.00
Quill Corporation	Custodial Supplies	216.58
Reserve Account	Postage & Mailing	100.00
Ricoh USA, Inc.	Office & Data Processing	15.55
River Valley Telecommunication	Telecommunications Serv.-	306.99
Rooney's Auto & Custom Exhaust	Tires & Tubes	26.01
Rouse Tire and Repair, LLC	Minor MV Parts & Access	197.07
Ruthven Zipcode	Stationery/Forms/Gen Ofc	108.00
Solutions Inc.	services	427.80
Swanson Hardware	Minor Equip & Hand Tools	136.26
Thomson Reuters West Payment C	Legal Research Service	865.03
Wells Fargo Financial Leasing	Stationery/Forms/Gen Ofc	66.00
West Bend Ford	Minor MV Parts & Access	81.89
Windstream	phone	247.80
WOODFORD EQUIPMENT	Operating/Construction Eq	9.35

General Supplemental Fund

ELECTION SYSTEMS & SOFTWARE	Stationery/Forms/Gen Ofc	2140.24
E.M.U.	utilities	107.61
MidAmerican Energy	electricity	35.41
<u>Rural Services Basic Fund</u>		
IA Lakes Electric Coop	Electric Light & Power	563.00
King Excavation	Misc Expense	674.24
Aletha King	Employee Mileage & Subs.	44.00
Northwest Communications	Telecommunications Serv.-	79.95
Pro Cooperative	Fertilizer & Seed	693.75
Rouse Tire and Repair, LLC	Equipment	858.80
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2548.15
SLASH POINT SALES	Stationery/Forms/Gen Ofc	9.98
Star Energy	Fuels	671.76
Summit Companies	Equipment	429.68
Windstream	phone	59.83
<u>Secondary Road Fund</u>		
Alliant Energy	Engineering Services	202.73
Arnold Motor Supply ATT: Sue	Engineering Services	345.11
Ayrshire Farmers Mut Telephone	Engineering Services	41.24
Central Iowa Distributing Inc	Engineering Services	287.00
Cintas	Engineering Services	150.21
Don's Truck Sales Inc	Engineering Services	990.81
E.M.U.	Engineering Services	426.40
Emmetsburg Publishing Co.	Engineering Services	172.13
Nick Fank Fank Farms	Engineering Services	92.00
Fleet Pride Truck & Trailer	Engineering Services	69.16
Fox International, Inc.	Engineering Services	19.83
Graettinger Hardware	Engineering Services	239.88
IA Lakes Electric Coop	Engineering Services	26.36
Interstate Batteries	Engineering Services	240.80
Kirkham Michael	Engineering Services	506.63
KRISTAT AUTO PARTS LLC	Engineering Services	15.90
Lube Tech Accelerating Perform	Engineering Services	462.84
Martin Marietta Agg	Engineering Services	2660.45
Metal Culverts Inc.	Engineering Services	16770.00
MidAmerican Energy	Engineering Services	787.86
Murphy Tractor & Equipment	Engineering Services	578.54
Newman Traffic Signs	Engineering Services	413.00
Northwest Communications	Engineering Services	47.75
Palo Alto Co Auditor	Engineering Services	294.34
Palo Alto Co Health System	Engineering Services	27.00
Picrays Welding & Fab.	Engineering Services	90.00
Rick's Home Repair	Engineering Services	266.00
Ruthven Coop Oil Co	Engineering Services	18159.07
Staples Credit Plan	Engineering Services	537.22
Swanson Hardware	Engineering Services	139.71
Chuck Tippie	Engineering Services	45.07
Unity Point Clinic- Occ Med	Engineering Services	84.00
City of West Bend	Engineering Services	254.44
Ziegler Inc	Engineering Services	979.66
<u>Debt Service Fund</u>		
UMB BANK, N.A. Attn: Diana Van	Interest-GO Bonds	1798241.25
<u>Emergency Mgmt Agency</u>		
SLASH POINT SALES	Office & Data Processing	923.99
<u>E911 Surcharge Fund</u>		
MCI Comm Service	Engineering Services	31.24
Swanson Hardware	Stationery/Forms/Gen Ofc	8.49
Windstream	phone	80.44
Ziegler Inc	Miscellaneous Repair	1084.54
<u>Drainage Claims</u>		
Bolton & Menk, Inc.	DD175 eng exp	532.00
Bolton & Menk, Inc.	DD180 Lat1 Tile eng exp	14329.00
Bolton & Menk, Inc.	DD28 eng exp	19926.50
Bolton & Menk, Inc.	DD80 LowMainOpen eng	787.50
Bolton & Menk, Inc.	DD84 eng exp	1626.00
Hudson Law Firm	DD180 Lat1 Tile atty fees	92.50
King Excavation	DD80 Lat F Open repair	475.00
Luft & Son Inc	DD151 tile repairs	17238.00
KENT MALM	DD151 tile inspection	140.00
KENT MALM	DD80 Lat F Open inspect	20.00
Timothy McCarthy	DD114 MainOpen beaver	400.00
Timothy McCarthy	DD175 beaver tails	450.00
Timothy McCarthy	DD80LowMainOpen beaver	250.00
Adam Riesenber	DD98 MainOpen beaver	50.00
Darren A. Stearns	DD81 beaver tails	400.00
Tony Stearns	DD114 MainOpen beaver	150.00
Tony Stearns	DD81 beaver tails	900.00

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

Roger Faulstick, Chairman

Carmen Moser, County Auditor