

Courthouse  
Emmetsburg, Iowa  
March 23, 2021, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Linus Solberg, Chair; Ronald Graettinger, Roger Faulstick, Craig Merrill, Keith Wirtz. Present: Peter Hart, County Attorney; Aletha King, Zoning; Walter Davis-Oeth, County Engineer. Present by conference call: Joe Schany, Reporter/Democrat.

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

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 and posted.

Motion by Graettinger, seconded by Faulstick to approve the agenda for March 23rd, 2021. Motion Carried.

Motion by Graettinger, seconded by Wirtz to approve the minutes for March 16<sup>th</sup>, 2021. Motion Carried.

Sarah Strohman, Community Health Director, met with the Board by conference call to give an update on COVID19 and vaccine. Currently, 7 cases in Palo Alto County and 20 deaths. Mask mandate remains in effect.

Bill Brown, Emmetsburg, was present for public comment. Bill requested that a private ditch that was annexed into Drainage District No. 175 watershed that the private ditch become a drainage district facility. The location is in Silver Lake Section 1, Highland Section 36 and Great Oak Township Section 6 & 7. The Board will schedule an informational meeting with the landowners.

Chuck Hasselbrooke from Nebraska was on the conference call to discuss solar energy. Present on conference call: Brady Evans, MidAmerician; Brett Dublinski, Gabe Klooster, Jennifer Pusch. Linus and the Board asked questions regarding solar in Nebraska.

Walter Davis-Oeth, County Engineer, met with the Board. Walter requested closed session per Iowa Code Section 21.5(1)(j). Motion by Graettinger, 2<sup>nd</sup> by Wirtz to go into closed session at 8:47 a.m. per Iowa Code Section 21.5(1)(j). Ayes: Graettinger, Faulstick, Merrill, Wirtz, Solberg. Motion Carried.

The Board exited closed session at 9:02 a.m.

Aletha King, Zoning, met with the Board to present applications for conditional use permits. Present: Brian Westergard, David Girres, Dean Gunderson, Grant Westergard, Stanton Westergard, Kandi Terwilliger, Tasha Neilson, Richard Prior. Planning & Zoning met on Monday evening and denied the applications for conditional use permits because the 2 locations do not meet the zoning ordinance of a ¼ mile separation distance and does not meet the Good Neighbor Policy for ½ mile separation distance.

Motion by Graettinger, 2<sup>nd</sup> by Faulstick to deny a conditional use permit for GW Livestock in Section 4 of Lost Island Township and in Section 24 of Lost Island Township because it doesn't meet the Zoning Ordinance or the Good Neighbor Policy. Ayes: All. Nays: None. Motion Carried.

Motion by Wirtz, 2<sup>nd</sup> by Faulstick to accept the annexation and reclassification report for Drainage District No. 28 and set the hearing date for April 20<sup>th</sup>, 2021, at 10:00 am for Annexation and 10:30 a.m. for Reclassification at the Election Center. Motion Carried. Nays: Merrill.

Motion by Graettinger, 2<sup>nd</sup> by Wirtz to accept the classification report for Jt 63 Branch Main tile and set the Reclassification Hearing for April 27<sup>th</sup>, 2021, at 1:30 p.m. at the Election Center. Motion Carried.

Committee Reports: Faulstick—RIDES; Wirtz—Early Childhood.

Motion by Wirtz, seconded by Faulstick to approve the claims and drainage claims for March 23, 2021. Motion Carried.

**General Basic Fund**

Amazon Capital Services	Office Equip & Furniture	177.33
BLUE LAKE WEBSITES ANITRA LARS	Stationery/Forms/Gen Ofc	104.00
Brew Oil LLC	Cash Allowances	38.84
C&R Distributing	Operating/Construction Eq	363.64
Counsel Office & Document	Stationery/Forms/Gen Ofc	680.33
E-Pride	Stationery/Forms/Gen Ofc	936.13
Eggers Electric, Inc.	Buildings	618.79
Emmet Co Public Health	Employee Mileage & Subs.	2568.97
E.M.U.	utilities	3390.15
Emmetsburg Publishing Co.	Board Proceedings	833.27
Fareway	Food & Provisions	659.64
Farm & Home Publishers	Other	572.50
Harris Sanitation	Sanitation & Disposal Ser	448.00
HEARTLAND SECURITY SERVICES	Buildings	333.19
Stephanie Hudson	Employee Mileage & Subs.	16.00
Hughes Pharmacy	Acute & Emergency Treat.	195.03
Hy-Vee Accounts Receivable	Food & Provisions	154.96
IA Lakes Electric Coop	Electric Light & Power	851.00
Iowa Lakes Regional Water	Water & Sewer	344.87
IA STATE COUNTY TREAS ASSOC Tr	Educational/Training Serv	150.00
Inman Electric Co Inc	Engineering Services	279.49
IA Office of State Medical Exm	Medical & Health Services	2037.00
KRISTAT AUTO PARTS LLC	Minor MV Parts & Access	182.79
Loffler Companies - 131511	Photocopy & Dup. Serv.	42.05
ANDY MANWARREN	Agric/Hort. Services	350.00
MEDIACOM LLC	Telecommunications Serv.-	180.44
MidAmerican Energy	electricity	1280.36
One Office Solution	Stationery/Forms/Gen Ofc	513.00
Palo Alto Co Comm Health Ser	Board of Health	345.57
Palo Alto Co Health System	Acute & Emergency Treat.	60.00
Palo Alto Co Sec Road	Fuels	427.52
Palo Alto Co Sheriff	Legal & Ct-Related Servic	442.00
The Print Shop	Stationery/Forms/Gen Ofc	367.91
Quill Corporation	Stationery/Forms/Gen Ofc	53.05
River Valley Telecommunication	Telecommunications Serv.-	331.47
Rooney's Auto & Custom Exhaust	Tires & Tubes	79.75
Ruthven Coop Oil Co	Natural & LP Gas, Fuel Oi	585.00
Ruthven Zipcode	Stationery/Forms/Gen Ofc	26.00
Sirchie	Office Equipment	101.00
SLASH POINT SALES	Stationery/Forms/Gen Ofc	156.25
Solutions Inc.	services	392.00
Spencer Daily Reporter	Stationery/Forms/Gen Ofc	99.00
STATE HYGIENIC LABORATORY	Engineering Services	130.00
Swanson Hardware	Minor Equip & Hand Tools	85.89
Windstream	phone	1016.75
WOODFORD EQUIPMENT	Operating/Construction Eq	759.07
911 Custom	Minor MV Parts & Access	135.00

**General Supplemental Fund**

E.M.U.	utilities	411.76
Emmetsburg Publishing Co.	Official Pub & Legal Noti	35.78
MidAmerican Energy	electricity	55.66
Palo Alto Co Sheriff	Legal & Ct-Related Servic	199.00

**Rural Services Basic Fund**

Growmark FS	Fuels	580.19
IA Lakes Electric Coop	Electric Light & Power	443.00
Palo Alto Co Health System	Misc Expense	27.00
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2450.67
City of Spencer	Sanitation & Disposal Ser	16450.17
Unity Point Clinic- Occ Med	Misc Expense	42.00
Windstream	phone	60.86

**Secondary Road Fund**

Alliant Energy	Engineering Services	14.05
Arnold Motor Supply ATT: Sue	Engineering Services	173.87
Central Petroleum Eq Co	Engineering Services	1540.11
Cintas	Engineering Services	119.58
Continental Research Corp	Engineering Services	982.95
Don's Truck Sales Inc	Engineering Services	180.30
E.M.U.	Engineering Services	2301.19
Equipment Blades, Inc	Engineering Services	199.46
Fleet Pride Truck & Trailer	Engineering Services	577.98
Gearhart's Heating & Air Cond	Engineering Services	117.78
David Geerdes	Engineering Services	292.50
Gordon Flesch Company Inc GFC	Engineering Services	452.05
IA Lakes Electric Coop	Engineering Services	9.46
K.C. Nielsen Ltd	Engineering Services	751.63
KRISTAT AUTO PARTS LLC	Engineering Services	237.15
Lube Tech Accelerating Perform	Engineering Services	3136.13
City of Mallard	Engineering Services	69.06
Maxyfield Cooperative	Engineering Services	2219.25
MidAmerican Energy	Engineering Services	1539.31
Mogler Electric	Engineering Services	866.56
Robin K Moore	Engineering Services	154.00
MSC INDUSTRIAL SUPPLY CO	Engineering Services	704.78
Murphy Tractor & Equipment	Engineering Services	311257.99
N & A Manufacturing Inc.	Engineering Services	50.00

Northern Safety Co., Inc.	Engineering Services	294.30
Palo Alto Co Auditor	Engineering Services	47.28
Palo Alto Co Health System	Engineering Services	27.00
Rick's Home Repair	Engineering Services	266.00
Ruthven Coop Oil Co	Engineering Services	22434.31
Staples Credit Plan	Engineering Services	642.27
Swanson Hardware	Engineering Services	94.82
TAPCO	Engineering Services	57.95
Universal Field Services	Engineering Services	5653.00
City of West Bend	Engineering Services	389.44
Windstream	Engineering Services	507.91
<b><u>E911 Surcharge Fund</u></b>		
Ia Dept of Public Safety	Miscellaneous Repair	276.00
Mainstay Systems Inc	Miscellaneous Repair	47.40
Verizon	phone service	3.65
Windstream	phone	80.44
<b><u>Drainage Claims</u></b>		
Bolton & Menk, Inc.	DD28 eng exp	1725.00
Bolton & Menk, Inc.	DD61 MainOpen eng exp	3822.50
Bolton & Menk, Inc.	DD80 Low eng exp	256.00
Terry Gunnarson	DD 134 tile repair	550.00
Julian P Johnsen	DD Tri Jt 73 beaver trap	200.00
KENT MALM	DD134 tile inspection	20.00
KENT MALM	DD64 tile inspection	20.00
Reutzel Excavating Inc	DD23 Lat8 rep final#8	73657.47
Reutzel Excavating Inc	DD23 Lat9 rep final#8	29880.07
Jeff Stillman	DD64 tile repair	4076.00

At 10:00 a.m., the Board of Supervisors met at the Election Center as Trustees of Drainage District No. 61 Main Open Ditch. Present: Linus Solberg, Chair; Craig Merrill, Keith Wirtz, Ron Graettinger and Roger Faulstick.

Present: Jonathan Rosengren, Bolton & Menk, Inc; Collin Klingbeil; Carmen Moser, Auditor; Walter Davis-Oeth, County Engineer; Jordan Morey, Clerk.

Landowners present: Tony Girres, Ron Girres, Harry Bormann, Jerry Thatcher, Bill Bramley, Karl Fehr, Duane Metzger, Jim Fehr, Jay Bargman, Jerome Kuyper, Jerald Zaugg, Aletha King, Les Frieden, Charles Wirtz, Fred Wirtz, Dean Gunderson, Jordan Mathisen.

Linus Solberg, Chair, opened the continued hearing for improvements to Drainage District 61 Main Open Ditch at 10:00 a.m. at the Election Center.

Jonathan Rosengren, P.E., Bolton & Menk, presented the Amendment No.4 to the Engineer's report for proposed lower main open ditch improvements. Jon stated that the benefits of the project are to help reduce the number of repairs and to reduce the meandering of the stream by widening out the channel the water will move slower and help to control flooding.

Total Estimated Project Cost \$1,668,000

The following landowners filed objections: Troy & Melissa Hall; Dorothy Zaugg, Ellen Strahm, Thomas Zaugg, Jeffrey Zaugg, Michael Zaugg, Jerald Zaugg; Norman & Paulette Zaugg; Terry & Debra Meyer. The objections from 2016 on file were as follows: Rosella Marie Weishaar, Donald Weishaar Irrevocable Trust; Mary Ann Berte; Patricia A. Baumann; Robert Fuerstenau; Gladys Fuerstenau; James Salz; Michael J. Salz.

There are 225 landowners, 15 filed objections owning 1,214.12 acres. The objections were 8.07% of land and 6.67% by population. Remonstrance was not met.

Motion by Wirtz, 2<sup>nd</sup> by Merrill to proceed with the improvements to Drainage District 61 Main Open Ditch. Motion Carried.

Motion by Graettinger, 2<sup>nd</sup> by Faulstick to direct the engineer to prepare the plans & specifications for bid letting for improvements to Drainage District No. 61 Main Open Ditch. Motion Carried.

Motion by Faulstick, seconded by Graettinger to adjourn at 10:50 a.m. Motion Carried.

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Linus Solberg, Chairman

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Carmen Moser, County Auditor