

Courthouse
Emmetsburg, Iowa
April 20th, 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: Joe Schany, Reporter/Democrat; Mark Zaccone, Invenergy.

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.

Motion by Wirtz, 2nd by Merrill to approve the agenda for April 20th, 2021. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to approve the minutes for April 13th, 2021. Motion Carried.

Sarah Strohman, Community Health Director, met with the Board by conference call to give an update on COVID19 and vaccine. Palo Alto County has 12 new cases and a 5% positivity rate.

Lisa Black, General Services, met with the Board for an update on services.

Rick Hopper, Jacobson-Westergard, met with the Board to set a bid letting date for FEMA repairs to Drainage District 5, Drainage District 23 and Drainage District 41.

Motion by Graettinger, 2nd by Faulstick to set the bid letting date for FEMA repairs for Drainage Districts 5, 23, & 41 for May 11th, 2021 at 9:00 a.m. in the Courthouse boardroom. Motion Carried.

Gerald Stillman was present for public comment. Gerald requested that the solar ordinance protect private main tiles where the solar farms are proposed to be placed. He owns ground in Section 8 of Freedom Township.

Ben Huntley, Environmental Health, met with the Board to give an update on septic/sewer systems and water testing.

Motion by Wirtz, 2nd by Merrill to approve the Joint Drainage District Assessments for Tri Joint 73, Jt. 13 Outlet Waterway, Jt. 85 and Jt1 PAK Lateral B Open Ditch. Motion Carried.

Committee Reports: Graettinger—tile zone water quality wetlands meeting; Faulstick—gaming corporation; Wirtz—IDDA meeting.

Rick Hopper, Jacobson -Westergard, met with the Board for an informational meeting on Drainage District No. 119. Present: Doug Shirk, Dale Reed, Diane Smith, Rick Elbert, Rick Hurley; Derek Behrens, Jacobson-Westergard; Jordan Morey, Auditor's Office.

Derek presented drone footage of the outlet of Drainage District 119. Some landowners feel this is the cause of the problem. Rick presented an updated cost estimate for improvements to Drainage District No. 119.

Option 1: ½" drainage coefficient \$335,775.09

Option 2: 1" drainage coefficient \$402,072.59

Motion by Merrill, 2nd by Wirtz to set a hearing date on the proposed main tile improvements for Drainage District No. 119 for May 18th, 2021, at 9:00 a.m. in the Courthouse Boardroom. Motion Carried.

Motion by Graettinger, 2nd by Wirtz to adjourn and move to the election center for the next hearing. Motion Carried.

At 10:00 a.m., the Board met as Trustees of Drainage District No. 28 at the Election Center. Members present: Linus Solberg, Chair; Ronald Graettinger, Roger Faulstick, Craig Merrill, Keith Wirtz. Present: Jordan Morey, Auditor's Office; Collin Klingbeil, Bolton & Menk. Landowners present: Craig Brownlee, by conference call.

Collin presented the annexation report for Drainage District No. 28. The report shows 1,134.47 acres to be annexed into Drainage District No. 28. Each parcel listed is materially benefited by Drainage District No. 28 in that surface and/or subsurface drainage waters flowing from these parcels are removed by the district facility.

Motion by Graettinger, 2nd by Wirtz to approve the annexation of 1,134.47 acres to Drainage District No. 28. Motion Carried.

At 10:30 a.m., the Board held a Reclassification Hearing on Drainage District No. 28. The reclassification report was presented by Collin Klingbeil, Bolton & Menk. Present: Alice Underwood, Vernon Smith, Craig Brownlee (by conference call).

Collin presented the combined benefits assessment schedule for the costs of the 2020 improvement project. Collin stated that the maintenance schedules will be used to assess the costs of any repairs in the future. The reclassification report includes future maintenance schedules for the following facilities of Drainage District No. 28: Main Open Ditch, Lower Main Tile, Upper Main Tile, Lower Branch A, Upper Brand A, Branch B & B1, Branch C, Branch E, Lateral 1, Lateral 2, Lateral 3, and Lateral 7.

Vernon Smith orally objected to the assessment schedule of Drainage District No. 28 and disagrees with the \$900 assessment per acre for his farm. Vernon filed a written objection to the DD 28 drainage assessment. Craig Brownlee agreed with Vernon Smith and requested an adjustment to the wetness factor.

Motion by Faulstick, seconded by Wirtz to continue the hearing and to have the engineer and two commissions review the DD 28 reclassification. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to adjourn. Motion Carried.

Linus Solberg, Chairman

Carmen Moser, County Auditor