

Courthouse
Emmetsburg, Iowa
August 10, 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; Lynn Schultes, County Sheriff.

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 Faulstick, 2nd by Graettinger to approve the agenda for August 10, 2021. Motion Carried.

Motion by Graettinger, 2nd by Wirtz to approve the minutes for August 3, 2021. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to approve the Veteran Affairs claims report for August 6, 2021. Motion Carried.

Motion by Wirtz, 2nd by Graettinger to approve the Recorder's Monthly report for July 2021. Motion Carried.

Motion by Faulstick, 2nd by Graettinger to approve the contract for the Sheriff Garage/Temporary Communication Center for \$251,184.77 with Buhrow Construction. Motion Carried.

Motion by Merrill, 2nd by Faulstick to approve the watershed septic grant application and completion for Timothy Rouse for \$5,000. Motion Carried.

No one was present for public comment.

Walter Davis-Oeth, County Engineer, met with the Board. Walter presented the bridge embargo resolution to the Board and answered questions.

Motion by Graettinger, 2nd by Faulstick to introduce & approve Resolution #8-10-2021 for bridge postings. Ayes: Wirtz, Graettinger, Merrill, Faulstick, Solberg. Resolution Passed.

BRIDGE EMBARGO RESOLUTION # 8-10-2021

WHEREAS: The Board of Supervisors is empowered under the authority of Sections 321.236(8), 321.255 and 321.471 to 321.473 to prohibit the operation of vehicles or impose limitations as to the weight thereof on designated highways or highway structures under their jurisdiction, and

WHEREAS: The County Engineer has completed the structure inventory and appraisal of certain county bridges, in accordance with the National Bridge Inspection Standards, and has determined that these bridges are inadequate for two-lane legal loads at allowable operating stress.

NOW, THEREFORE, BE IT RESOLVED by the Palo Alto County Board of Supervisors that vehicle and load limits be established and that signs be erected advising of the permissible maximum weights thereof on the bridges listed, as follows:

Structure Number	Feature Crossed	Location	Load Limit
269030 (B46)	Stream	390th Ave. Sec. 25-94-34 (Booth Twp)	28 Tons

363596(B70)	D.D. 84	370 th Ave. 21-94-34 (Booth Twp)	26,40,40
269860 (EB20)	D.D. 5	430th Ave. 9-96-33 (Emmetsburg Twp)	6 Tons
269990 (EB73)	D.D. 175	380 th St. 27-96-33 (Emmetsburg Twp)	28,40,40
269900 (EB155)	Stream	400th Ave. 18-96-33 (Emmetsburg Twp)	15 Tons
269995 (EB156)	D.D. 175	380th St. 27-96-33 (Emmetsburg Twp)	27, 40, 40
269100 (FV26)	Stream	400th St. 3-95-31 (Fern Valley Twp)	27, 40, 40
269730 (FR19)	Stream	360th St. 16-96-32 (Freedom Twp)	10 Tons

Structure Number	Feature Crossed	Location	Load Limit
269390 (GO47)	D.D. 175	410 th St. 7-95-33 (Great Oak Twp)	28,40,40
269420 (GO123)	D.D. 41	450 th Ave. 24-95-33 (Great Oak Twp)	27,40,40
269350 (GO176)	D.D. 6	400 th St. 5-95-33 (Great Oak Twp)	28,40,40
270151 (I63)	Stream	550th Ave. 27-97-31 (Independence Twp)	23 Tons
270160 (I65)	Stream	310th St. 20-97-31 (Independence Twp)	22 Tons
270410 (L37)	Stream	350th Ave. 20-97-34 (Lost Island Twp)	12 Tons
270391 (L156)	Stream	290 th St. 8-97-34 (Lost Island Twp)	25,39,40
269235 (N14)	D.D. 21 Lat. 1	400th St. 4-95-32 (Nevada Twp)	20 Tons
269240 (N24)	D.D. 80 Lower Main	400th St. 1-95-32 (Nevada Twp)	15, 23, 24

269270 (N45)	D.D. 81	485th Ave. 21-95-32 (Nevada Twp)	8 Tons
268861 (R9)	Jt. D.D. 63	450th St. 6-94-33 (Rush Lake Twp)	20 Tons
268901 (R31)	D.D. 98	470th St. 11-94-33 (Rush Lake Twp)	24, 39, 39
269470 (S31)	D.D. 6	400th St. 4-95-34 (Silver Lake Twp)	16 Tons

Structure Number	Feature Crossed	Location	Load Limit
270250 (W7)	Stream	270th St. 5-97-33 (Walnut Twp)	27, 40, 40
268670 (WB14)	D.D. 61 Open Ditch	460th St. 2-94-31 (West Bend Twp)	24 Tons
268741 (WB70)	D.D. 48	525th Ave. 30-94-31 (West Bend Twp)	27, 40, 40
268770 (WB82)	Stream	500 th St. 25-94-31 (West Bend Twp)	27,40,40
268640 (WB92)	Stream	460th St. 5-94-31 (West Bend Twp)	24 Tons

Passed and approved this 10th day of August 2021.

/s/LJ Solberg
Chairman, Board of Supervisors

ATTEST:

/s/Carmen Moser
Palo Alto County Auditor

Motion by Merrill, 2nd by Wirtz to approve the gravel crushing contract for \$267,000 with Stratford Gravel Inc. Motion Carried.

Motion by Wirtz, 2nd by Merrill to approve repairs/reimbursement for repairs pertaining to the road agreement with MidAmerican Energy. Motion Carried.

Motion by Graettinger, 2nd by Merrill to go into Closed Session per Iowa Code Section 21.5 (1) (j) at 8:56 a.m. Ayes: All. Motion Carried.

The Board exited closed session at 9:08 a.m. No action taken.

Rick Hopper, Jacobson-Westergard, met with the Board for the completion hearing on Drainage District No. 5 & 41. Present: Ron & Jeanne Mesenbrink, Harold Christensen, Kipp Fehr; Derek Behrens, Drainage Specialist Jacobson-Westergard.

Claims for damages were filed by Mary Curtis on Drainage District No. 5. The landowner is requesting reimbursement at a later date for planting the CRP in the fall or spring. The Board approved that request. Rick recommended approval of the contract to Reutzel Excavating and to release the retainage of \$3,624.64 in 30 days.

Motion by Graettinger, 2nd by Wirtz to approve the completion of the contract for repairs on Drainage District No. 5 with Reutzel Excavating & to direct the Auditor to release the retainage of \$3,624.64 in 30 days. Motion Carried.

Claims for damages were filed by Roger & Dan Walker and Dennis Gehling on Drainage District No. 41. Rick recommended approval of the contract with Reutzel Excavating and to release the retainage of \$6,912.70 in 30 days.

Motion by Merrill, 2nd by Wirtz to approve crop damages to Dennis Gehling for \$1,200 on Drainage District No. 41 and to approve crop damages to Roger & Dan Walker for \$600 on Drainage District No. 41. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to approve the completion of the contract with Reutzel Excavating and to release the retainage of \$6,912.70 in 30 days. Motion Carried.

Rick Hopper, Jacobson-Westergard, met with the Board for the completion hearing on Drainage District No. 160. Present: Ron & Jeanne Mesenbrink, Harold Christensen; Derek Behrens, Drainage Specialist, Jacobson-Westergard. Claims for damages were filed by Mike Moran and Curtis Henningsen.

Harold Christensen objected to the completion of the work because the silt that was deposited into DD 160 from the two creeks was not removed. Rick Hopper stated that this objection does not apply to the current DD 160 completion hearing. Rick recommended that the Board authorize Jacobson-Westergard to get a contractor to do the work on an hourly basis. The Board directed Rick to get a contractor to complete the work.

Motion by Merrill, 2nd by Graettinger to approve crop damages to Curtis Henningsen for \$300 and to Mike Moran for \$549 for crop damages on Drainage District No. 160. Motion Carried.

Motion by Faulstick, 2nd by Wirtz to approve the completion of the contract with King Excavation and to direct the Auditor to release the retainage of \$1,066.62 in 30 days. Motion Carried.

Beth Frankenstein, met with the Board to give an update on the ISU Extension & Outreach. Present: Extension Council Members: Roberta Hersom & Diane Nelson. Beth reviewed the expenses and revenues for fiscal year 2021 and informed the Board of the returned tax funds to the general fund in the amount of \$7,145.93.

Motion by Graettinger, 2nd by Merrill to approve donating \$7,145.93 to Palo Alto County Agricultural Extension for repairs to the building. Motion Carried.

Rick Hopper, Jacobson-Westergard, met with the Board to file the plans & specifications for Drainage District No. 119. Present: Derek Behrens, Drainage Specialist Jacobson-Westergard; Kipp Fehr, Ed Noonan, Diane Smith, Gregg Garrelts, Randy Loomis, Rick Elbert. Rick Hopper submitted the plans & specifications for Drainage District No. 119.

Motion by Graettinger, 2nd by Merrill to set the bid letting date for Drainage District No. 119 for 9:00 a.m. on September 28, 2021, at the Courthouse Boardroom. Motion Carried.

Rick Hopper, Jacobson-Westergard, met with the Board to file the plans & specifications for Drainage District 81 for tree removal and silt removal. Present: Kipp Fehr, Ed Noonan. The Board reviewed drone footage taken by Derek Behrens of Jacobson-Westergard. The Board discussed how to proceed with removing trees and the possible use of weirs in the channel.

Rick Hopper was directed to talk to the Army Corp of Engineers and to prepare an estimate of costs and contact Jim Hudson, Drainage Attorney, on proper procedure to move forward.

Rick Hopper, Jacobson-Westergard, discussed with the Board the changes needed on Drainage District 23 Lat 8 & 9 due to the wrong location on map of Drainage District No. 153.

Motion by Faulstick, 2nd by Graettinger to direct the Auditor to make corrections to the drainage assessments on Drainage District No. 23 Lateral 9 Tile based on the new units of assessment filed by Rick Hopper, Jacobson-Westergard. Ayes: Wirtz, Faulstick, Graettinger, Solberg. Nays: Merrill. Motion Carried. Rick Hopper was directed to contact the landowner affected by the changes.

Committee Reports: Keith Wirtz—Central Iowa Detention.

Motion by Merrill, seconded by Wirtz to approve the claims and drainage claims for August 10, 2021. Motion Carried.

General Basic Fund

Amazon Capital Services	Stationery/Forms/Gen Ofc	32.69
Central Iowa Distributing Inc	Custodial Supplies	273.20
Community State Bank	Stationery/Forms/Gen Ofc	20.74
Shawna Ditsworth	Legal & Ct-Related Servic	494.30
E-Pride	Stationery/Forms/Gen Ofc	710.52
Emmet Co Public Health	Employee Mileage & Subs.	2942.09
Emmetsburg Ford	Minor MV Parts & Access	776.37
E.M.U.	utilities	197.16
Emmetsburg Publishing Co.	Misc Expense	302.50
Fareway	Food & Provisions	939.44
GALLS, LLC	Wearing Apparel & Uniform	48.91
Graettinger Times	Board Proceedings	687.45
HANSEN QUALITY CONCRETE	Buildings	3525.00
Vincent H. Heller	Bus	486.00
Ronald Hersom	Bus	225.00
Stephanie Hudson	Employee Mileage & Subs.	28.00
Hughes Pharmacy	Acute & Emergency Treat.	119.37
Hy-Vee Accounts Receivable	Food & Provisions	93.23
Ia Dept of Veteran Affairs	Misc Expense	2986.52
IA Lakes Community College	Educational/Training Serv	125.00
IMWCA	Workmens' Comp Insurance	4045.30
Inman Electric Co Inc	Engineering Services	80.28
Iowa Communications Network	Legal & Ct-Related Servic	2.75
Iowa Dept. of Insurance Iowa I	Misc Expense	100.00
IA Office of State Medical Exm	Medical & Health Services	2097.00
ISSDA	Educational/Training Serv	125.00
J. Robert Hopson	Misc Expense	400.00
NICK JACKSON	Wages-Temp, Pt. Time Empl	25.00
Jacobson-Westergard&Assoc, Inc.	Buildings	5021.00
K.C. Nielsen Ltd	Buildings	244.64
Lentz Funeral Homes	Medical & Health Services	666.00
Mail Services, LLC	Postage & Mailing	318.94
Matt's Cleaning Service	Salary-Regular Employees	500.00
MEDIACOM LLC	Telecommunications Serv.-	803.63
Victoria Merwald	Telecommunications Serv.-	7.00
MIDWEST CONSTRUCTION CONSULTAN	Buildings	9333.40
Palo Alto Co Fair Assn	Contrib to Other Gov & Or	260.96
PRIA PROPERTY RECORDS INDUSTRY	Dues & Memberships	60.00
The Print Shop	Stationery/Forms/Gen Ofc	884.55
QS LAWN AND PEST, LLC	Contract Carriers	150.00
Quill Corporation	Stationery/Forms/Gen Ofc	245.99
River Valley Telecommunication	Electric Light & Power	64.80
Melanie Rouse	Employee Mileage & Subs.	171.00
Travis Rouse	Engineering Services	1000.00
SHIELD TECHNOLOGY CORPORATION	Dues & Memberships	225.00
Dale Siebrecht	Engineering Services	884.24
SLASH POINT SALES	Stationery/Forms/Gen Ofc	54.95
HOWARD SMITH	Bus	213.00
Solutions Inc.	services	6393.26
STATE HYGIENIC LABORATORY	Engineering Services	245.00
Street Cop Training REF NJ Cri	Educational/Training Serv	299.00
Swanson Hardware	Buildings	83.29
Thomson Reuters West Payment C	Legal Research Service	516.63
U.S. Postal Service	Postage & Mailing	56.00
Verizon	phone service	320.12
VISA	Stationery/Forms/Gen Ofc	806.19
Rick A. Weidner, AIA	Buildings	46695.00
Wells Fargo Financial Leasing	Contract Carriers	1104.00
West Bend Ford	Minor MV Parts & Access	116.33
Windstream	phone	19.32
General Supplemental Fund		
Carmen Moser	Postage & Mailing	5.50
Rural Services Basic Fund		
Coleman Moore Company	Fertilizer & Seed	5920.00
Emmetsburg Library	Contrib to Other Gov & Or	22.02
Graettinger Library	Contrib to Other Gov & Or	9.36
IMWCA	Workmens' Comp Insurance	7512.70
Mallard Library	Contrib to Other Gov & Or	7.70
Mobile Spray Systems Green Pro	Equipment	1080.80
The Retrofit Companies, Inc.	Sanitation & Disposal Ser	1319.25
River Valley Telecommunication	Telecommunications Serv.-	85.36
Ruthven Library	Contrib to Other Gov & Or	7.70

Samson Development	Sanitation & Disposal Ser	700.00
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2624.57
City of Spencer	Sanitation & Disposal Ser	23285.75
Summit Fire Companies	Equipment	459.98
Swanson Hardware	Miscellaneous Repair	52.98
Vande Berg Scales	Equipment	350.00
West Bend Library	Contrib to Other Gov & Or	8.26
<u>Secondary Road Fund</u>		
Alex-Teck	Engineering Services	494.50
BLACKSTRAP, INC.	Engineering Services	8186.20
Cintas	Engineering Services	88.08
City of Cylinder	Engineering Services	55.00
Deitering Bros Inc	Engineering Services	474.03
Diamond Mowers, Inc.	Engineering Services	126.86
City of Emmetsburg	Engineering Services	58.97
Fleet Pride Truck & Trailer	Engineering Services	102.60
Graettinger Mun. Utilities Gra	Engineering Services	179.50
Iowa Lakes Regional Water	Engineering Services	110.94
Jack's OK Tire	Engineering Services	708.18
KAM Line Highway Markings	Engineering Services	68855.60
Randy Loomis	Engineering Services	25.00
City of Mallard	Engineering Services	86.40
Martin Marietta Agg	Engineering Services	89.90
MidAmerican Energy	Engineering Services	393.88
Midwest Lift Works	Engineering Services	156.46
Picrays Welding & Fab.	Engineering Services	2128.00
River Valley Telecommunication	Engineering Services	75.31
Rouse Tire and Repair, LLC	Engineering Services	1669.00
Ruthven Coop Oil Co	Engineering Services	10744.48
City of Ruthven	Engineering Services	428.32
SLASH POINT SALES	Engineering Services	10222.95
Verizon	Engineering Services	208.02
Windstream	Engineering Services	504.29
Ziegler Inc	Engineering Services	2464.57
<u>Emergency Mgmt Agency</u>		
Emmetsburg Ford	Parts	49.84
<u>E911 Surcharge Fund</u>		
Century Link	Engineering Services	262.08
MEDIACOM LLC	Engineering Services	168.37
River Valley Telecommunication	Data Processing Services	1311.74
Verizon	phone service	7.33
Windstream	phone	358.05
<u>Drainage Claims</u>		
Bolton & Menk, Inc.	DD132 '20 FEMA repairs	135.00
Bolton & Menk, Inc.	DD175 '20 FEMA repair	135.00
Bolton & Menk, Inc.	DD180 Lat1 Tile eng exp	1305.00
Bolton & Menk, Inc.	DD180 MainOpen '20 FEMA	135.00
Bolton & Menk, Inc.	DD21 Lat1 '20 FEMA repair	135.00
Bolton & Menk, Inc.	DD21W MainOpen '20 FEMA	135.00
Bolton & Menk, Inc.	DD28 MainOpen eng exp	3697.50
Bolton & Menk, Inc.	DD48 MainOpen '20 FEMA	67.50
Bolton & Menk, Inc.	DD61 MainOpen eng exp	20590.00
Bolton & Menk, Inc.	DD62 '20 FEMA repairs	1298.50
Bolton & Menk, Inc.	DD7 MainOpen '20FEMA rep	135.00
Bolton & Menk, Inc.	DD80 LowMainOpen '20FEMA	202.50
Bolton & Menk, Inc.	DD80 UpMainOpen '20FEMA	135.00
Bolton & Menk, Inc.	DD98 MainOpen '20 FEMA	67.50
Certified Testing Services, Inc	DD180 Lat 1 Tile exp	427.50
Clay Co RevolvingDrainageFund	DDJt 60 Main Open	300.00
Healy Excavating	DD162 Tile repair Final	44190.55
Jacobson-Westergard&Assoc, Inc.	DD 160 eng exp	451.95
Jacobson-Westergard&Assoc, Inc.	DD119 eng exp	4035.00
Jacobson-Westergard&Assoc, Inc.	DD41 MainOpen eng FEMA	898.25
Jacobson-Westergard&Assoc, Inc.	DD5 eng FEMA repairs	381.95
Jacobson-Westergard&Assoc, Inc.	DD81 bank stabilization	1087.30
Jacobson-Westergard&Assoc, Inc.	DD81 eng exp repair	5285.60
King Excavation	DDJt60 Main repair	675.00
KENT MALM	DDJt 60 Main inspection	40.00
Reutzel Excavating Inc	DD132 FEMA repairs final	90.14
Reutzel Excavating Inc	DD175 FEMA repairs final	6083.11
Reutzel Excavating Inc	DD180 MainOpen FEMA final	94.45
Reutzel Excavating Inc	DD21W Lat 1 FEMA final	166.83
Reutzel Excavating Inc	DD21W MainOpen FEMA final	82.64
Reutzel Excavating Inc	DD61 Improvement pay#1	175792.50
Reutzel Excavating Inc	DD7 MainOpen FEMA final	739.53
Reutzel Excavating Inc	DD80 LowMainOpen FEMA	9756.22
Reutzel Excavating Inc	DD80 UpMainOpen FEMA	380.76

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

Linus Solberg, Chairman

Carmen Moser, County Auditor