

Courthouse
Emmetsburg, Iowa
November 30, 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, Keith Wirtz. Present by conference call: Craig Merrill. Present: Jacob Oliver, 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.

Motion by Faulstick, 2nd by Graettinger to approve the agenda for November 30, 2021. Motion Carried.

Motion by Merrill, 2nd by Wirtz to approve the minutes for November 23, 2021. Motion Carried.

Family Crisis Center met with the Board to request funding for FY23. The Board will consider at budget time.

Brian Bormann, Gaming Corporation President, met with the Board to discuss grants for septic systems. Present: Tara Hoch; Ben Huntley, Environmental Health. The guidelines for septic systems to receive grants were reviewed by the gaming corporation and the Board of Supervisors.

John King, Deputy Sheriff, met with the Board to request approval for hiring part-time jailer Alli Weir. Motion by Graettinger, 2nd by Wirtz to approve hiring Alli Weir as part-time jailer at \$17.35 effective December 1, 2021. Motion Carried.

Sarah Strohman, Community Health Director, met with the Board by conference call to give an update on COVID19 and vaccine.

No one was present for public comment.

Jamey Whitney & Tomas Thayer, Upper Des Moines, met with the Board to request funding for FY23. Tomas explained programs and use of funds for Upper Des Moines and Jamey requested funds for FY23 of \$19.950.

Motion by Wirtz, 2nd by Faulstick to approve the West Bend Golf & Country Club liquor license Class C, Outdoor Service & Sunday Sales license. Motion Carried.

There were no committee reports for the week.

John Hanson, Midwest Construction Consultants, met with the Board by conference call to review notes and discussion regarding bids for the Public Safety Building. Present by conference call: Lynn Schultes, Sheriff; Rick Weidner, Architect.

The Board of Supervisors did not approve the plans specifications, forms of contract and estimate of cost and consideration of bids for the Public Safety Building. The Board did not award any contracts for the Public Safety Building and will consider at a future date.

SET DATE FOR HEARING ON
PROPOSAL TO INCUR
NONCURRENT DEBT

419285-14

Emmetsburg, Iowa

November 30, 2021

The Board of Supervisors of Palo Alto County, Iowa, met on November 30, 2021, at 9:00 a.m., at the Palo Alto County Courthouse in the Supervisor's Conference Room, Emmetsburg, Iowa. The Chairperson presided and the roll being called, the following members of the Board were present and absent:

Present: Linus Solberg, Keith Wirtz, Craig Merrill, Roger Faulstick, Ron Graettinger.

Absent: _____.

Board Member Ron Graettinger introduced the resolution hereinafter next set out and moved its adoption, seconded by Board Member Craig Merrill; and after due consideration thereof by the Board, the Chairperson put the question upon the adoption of the said resolution and the roll being called, the following named Board Members voted:

Ayes: Graettinger, Faulstick, Wirtz, Solberg, Merrill.

Nays: _____.

Whereupon, the Chairperson declared the resolution duly adopted as hereinafter set out:

RESOLUTION NO. 11-30-2021(A)

Resolution Setting Date for a Public Hearing on the Proposal to Incur Non-Current Debt

WHEREAS, the Board of Supervisors of Palo Alto County, Iowa (the "County"), has established the Palo Alto County Industrial Park Urban Renewal Area (the "Urban Renewal Area") and has established the Palo Alto County Industrial Park Urban Renewal Area Tax Increment Revenue Fund (the "Tax Increment Fund") in connection therewith; and

WHEREAS, the County has proposed to undertake a certain urban renewal project (the "Project") in the Urban Renewal Area, consisting of using tax increment financing to fund the construction of a new public safety building; and

WHEREAS, it has been proposed that the County facilitate an internal advance of funds in the amount of \$500,000 (the "Advance") for the purpose of paying the costs of the Project, and the County desires to make the Advance eligible to be repaid from future incremental property tax revenues to be derived from the Urban Renewal Area; and

WHEREAS, pursuant to Section 331.479 of the Code of Iowa, it is now necessary to fix a date of meeting of the Board of Supervisors at which it is proposed to take action to approve the Advance and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Palo Alto County, Iowa, as follows:

This Board will meet at the Courthouse, Emmetsburg, Iowa, on December 14, 2021, at 10:00 o'clock a.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to approve the Advance. The County Auditor shall publish notice of said hearing, the same being in the form attached to this resolution, which publication shall be made in a legal newspaper of general circulation in Palo Alto County, which publication shall be not less than four (4) and not more than twenty (20) days before the date set for the hearing.

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS
FOR THE INCURRENCE OF NONCURRENT DEBT IN A PRINCIPAL
AMOUNT NOT TO EXCEED \$500,000

(NONCURRENT DEBT)

The Board of Supervisors of Palo Alto County, Iowa, will meet on December 14, 2021, at the Courthouse, Emmetsburg, Iowa, at 10:00 o'clock a.m., for the purpose of instituting proceedings and taking action on a proposal to incur noncurrent debt (the "Noncurrent Debt") in a principal amount not to exceed \$500,000 for the purpose of paying the costs of constructing a new public safety building (the "Project"). The Project is being undertaken as an urban renewal project in the Palo Alto County Industrial Park Urban Renewal Area.

At that time and place set forth herein, oral or written objections may be filed or made to the proposal to incur the Noncurrent Debt. After receiving objections, the County may determine to incur the Noncurrent Debt.

The Noncurrent Debt will be in the form of an internal advance of funds totaling \$500,000 from the County's General Fund for the payment of costs of the Project and shall be repaid on or before June 30, 2022. The Noncurrent Debt will be incurred pursuant to authority contained in Chapter 403 and in Section 331.478 and Section 331.479 of the Code of Iowa.

By order of the Board of Supervisors of Palo Alto County, Iowa.

Carmen Moser
County Auditor

All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

This resolution shall be in full force and effect immediately upon its approval and adoption, as provided by law.

Passed and approved November 30, 2021.

/LJ Solberg
Chairperson, Board of Supervisors

Attest: /s/Carmen Moser
County Auditor

On motion and vote the meeting adjourned.

/s/LJ Solberg
Chairperson, Board of Supervisors

Attest:

/s/ Carmen Moser
County Auditor

Quinn Slaven, Summit Carbon Solutions, met with the Board by conference call to discuss the proposed pipeline in Palo Alto County. Present: Peter Hart, County Attorney; Dale Reed, Ed Noonan, Dave Gerber, Rick Elbert, Dave Weber, Mike Hermansen, Aletha King, Cindy Dorr-Harthan, Robin Allen. Present by Conference call: Sheila Tipton, Attorney; Craig Merrill.

Quinn explained the proposed pipeline that Summit Carbon Solutions is considering to build in Palo Alto County. Summit Carbon Solutions has to apply to the Iowa Utilities Board and may ask to grant eminent domain if they are unable to negotiate easements with landowners.

The Board held public hearing on the Ordinance to Adopt redistricting plans & identifying election precincts.

Resolution Adopting Palo Alto County's
2021 Redistricting Plans and
Identifying Boundaries for Election Precincts

Whereas the Palo Alto County Board of Supervisors published the County Ordinance for Redistricting Plans and schedule the first reading of the ordinance on November 30th, 2021, and the second reading on December 7th, 2021, and the third reading on December 14th, 2021. A full copy of the Ordinance has been available at the Palo Alto County Auditor's Office. Publication was accomplished through the Emmetsburg Reporter-Democrat as the official publication for this County. The Supervisors held the first reading of the ordinance on November 30th, 2021 and waived the necessity of the second and third reading of the ordinance.

Whereas the Supervisors resolve to enact the Ordinance, and hereby resolve that this ordinance be passed by virtue of the authority established under Iowa Code Section 331.302(5) and (6) and Code Section 331.210A and Section 49.7 and Section 49.8.

Now Therefore Be It Resolved the Palo Alto County Supervisors by affirmative recorded voice vote enacted the Ordinance Adopting the 2021 Redistricting plans and identifying Election Precincts for Palo Alto County approved this 30th day of November, 2021. The effective date of the Ordinance Shall be the 1st day of January, 2022.

Moved by Roger Faulstick , 2nd by Keith Wirtz to adopt the resolution.

Ayes: Ron Graettinger, Roger Faulstick, Craig Merrill, Keith Wirtz, Linus Solberg

Nays: None

Resolution passed and attested and entered in the ordinance records by the Auditor.

/s/LJ Solberg, Chairman of the Board of Supervisors

/s/Carmen Moser, Palo Alto County Auditor and seal

AN ORDINANCE ADOPTING THE 2021 REDISTRICTING

PLANS and Identifying Election Precincts in Palo Alto County

WHEREAS the Population for Palo Alto County as reflected by the 2020 Federal Census is, which is a change from 2010 to the year 2020; and,

WHEREAS Precincts established by Iowa Code Chapter 49, Division IV shall be used for all elections, except where temporary merger of established precincts is specifically permitted by law for certain elections and no political subdivision shall concurrently maintain different sets of precincts for use in different types of elections.

NOW THEREFORE BE IT ENACTED by the Palo Alto County Supervisors that the plan to establish new precincts by the redistricting process as amended be approved and adopted. The following areas shall comprise the 8 respective election precincts in Palo Alto County:

P1. Emmetsburg Ward 1

EM1

Emmetsburg Ward 1 shall comprise of that area located North of the center line of 9th Street (Highway 18) and East of the center line of Huron Street; also that area North of center line of 5th Street; also that area North of the center line of 7th Street, located between the center lines of Lake Street and Des Moines Street, West to East; also North of center line of 4th Street, South of center line of College Drive and East of center line of Superior; also North of College Drive and east of Palo Alto County Road N-40.

P2. Emmetsburg Ward 2

EM2

Emmetsburg Ward 2 shall comprise of that area located between the center lines of Lake and the area west of 450th Ave (Hwy 18), East to West and located between the center lines of 4th Street and 9th Street, North to South; also, that area North of the center line of 8th Street and West of Superior Street; also, that area North of the center line of College Drive and West of center line of Palo Alto County Road N-40 (460th Ave.).

P3. Emmetsburg Ward 3 pt. Emmetsburg, pt. Great Oak, pt. Silver Lake, pt. Highland, pt. Lost Island, pt. Walnut

EM3, pt. EM, pt. GO, pt. SL, pt. HL, pt. LI, pt. WL

Emmetsburg Ward 3 shall comprise of the City of Emmetsburg area located between the center lines of Lake Street and 450th Ave., East to West; and located between the center of line of 8th Street between center line of 450th Ave. and West center line of Superior; and the Center of 25th Street, North and South; also, that area located West of center line of Broadway and West of the center line and South of Lake Street from center line of 12th Street to the center line north of 25th Street. Emmetsburg Ward 3 precinct shall also consist of all of Emmetsburg Township unincorporated, Great Oak Sections 4,5,6,7,8,9,16,17,18; North half of Silver Lake Township including the City of Ayrshire; All of Highland Township EXCEPT the City of Ruthven & Sections 6 & 7 and the West half of Sections 5, 8 & 17; part of Lost Island Township EXCEPT everything West of 350th Ave & 355th Ave & EXCEPT everything North of 280th St; part of Walnut Township EXCEPT the town of Graettinger and Sections 5,6,7,8,17 & 18.

P4. Emmetsburg Ward 4 pt. Freedom, pt. Nevada, pt. Great Oak, pt. Fern Valley, Fairfield, Vernon, Independence

EM4, pt. FR, pt. NV, pt. GO, pt. FV, FF, VN, IN

Emmetsburg Ward 4 shall comprise of the City of Emmetsburg area located between the center lines of Broadway and 460th Ave., West to East, 5th and 7th Streets, North to South between Des Moines and Huron; also, that area located between the center lines of Lake Street between and 460th Ave, West to East, of 7th Street and 9th Street (Highway 18), North to South; also that area located West of center line of Broadway from 7th Street and South of the center line of 12th Street. Emmetsburg Ward 4 precinct shall also consist of all of Freedom township unincorporated; part of Nevada township EXCEPT Sections 31-36; part of Great Oak township including sections 1,2,3,10,11,12,13,14,15,22,23,24,25,26 & 27; part of Fern Valley township EXCEPT the town of Rodman and everything South of 425th St & 430th St.; Fairfield township also includes the incorporated City of Cylinder. Also included are Fairfield, Vernon and Independence Townships.

P5. West Bend, pt. Fern Valley

WB, pt. FV

West Bend precinct shall comprise of the City of West Bend; City of Rodman; All of West Bend Township unincorporated and all sections South of 425th St & 430th St in Fern Valley Township.

P6. Graettinger, pt. Walnut, pt. Lost Island
GR, pt. WL, pt. LI

Graettinger precinct shall comprise the City of Graettinger; all sections West of 330th Ave and North of 280th St in Lost Island Township; Sections 5,6,7,8,17 & 18 in Walnut Township

P7. Mallard, Ellington, Rush Lake, Booth, Pt. Silver Lake, pt. Great Oak, pt. Nevada
ML, EL, RL, BO, pt. SL, pt. GO, pt. NV

Mallard precinct shall comprise the City of Mallard; City of Curlew; All of Ellington, Rush

Lake and Booth Townships; South half of Silver Lake Township, not including the town of

Ayrshire; Great Oak Township Sections 19,20,21,28,29,30,31,32,33,34,35 & 36; Nevada

Township Sections 31-36

P8. Ruthven, Pt. Highland
RV, pt. HL

Ruthven precinct shall comprise the City of Ruthven and Highland Township sections 6,7 & 18 and West half of sections 5,8 & 17 all in Highland Township.

This ordinance shall be effective on 11-30, 2021, after its final passage and approval and publication as provided by law with the caveat and condition that the redistricting plan be approved by the Iowa Secretary of State upon submission to that office.

Moved by Ron Graettinger , Second by Craig Merrill, that this ordinance be passed by roll call vote.

Ayes: Graettinger, Merrill, Wirtz, Faulstick, Solberg.

Nays: none

Ordinance approved by companion resolution, Passed and adopted this 30th day of November, 2021.

/s/Linus Solberg, Chairperson for the

Palo Alto County Board of Supervisors,

/s/Attest: Carmen Moser, Palo Alto County Auditor

Jessica Amendt, & Bob Shaw, Discovery House, met with the Board to request funding for FY23. Bob requested the same amount as last year of \$2,750 and requested 10-20% increase if it was possible. The Board will consider at budget time.

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

Linus Solberg, Chairman

Carmen Moser, County Auditor