

Courthouse
Emmetsburg, Iowa
August 16, 2022, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Ronald Graettinger, Chair Pro-Tem; Roger Faulstick, Craig Merrill. Absent: Keith Wirtz and Linus Solberg. Present: Carla Larson, Kent Pliner, Max Gransow, Jan Bredehoeft, Delray Bredehoeft, Aletha King, Ray Grandstaff, Jeff Stillman, Mike Hermansen.

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

Motion by Faulstick, 2nd by Merrill to approve the agenda for August 16, 2022. Motion Carried.

Motion by Merrill 2nd by Faulstick to approve the minutes for August 9, 2022. Motion Carried.

Motion by Faulstick, 2nd by Merrill to approve a watershed septic grant application from Cemstone. Motion Carried.

Motion by Merrill, 2nd by Faulstick to set the Completion Hearing for Tri Jt 84 on August 30, 2022, at 10:00 a.m. by conference call with Kossuth County. Motion Carried.

Aletha King, Zoning, met with the Board.

Motion by Merrill, 2nd by Faulstick to approve the subdivision plat for Westshore 2nd Addition for Jeff Stillman in Freedom Township, Section 7. Motion Carried.

Planning & Zoning recommended approval of conditional use permit for Matchwood Farms LLC subject to DNR site visit. A waiver was signed to meet the Good Neighbor Policy.

Motion by Merrill, 2nd by Faulstick to approve the conditional use permit and master matrix points for Matchwood Farms LLC in Fern Valley Township, Section 26. Motion Carried.

**TRANSFER STATION
LOCAL GOVERNMENT DEDICATED FUND**

RESOLUTION NUMBER 08-16-2022

THE PURPOSE of this resolution is to approve the “Local Government Dedicated Fund” up to an amount not to exceed \$ 20,000.00 as the financial assurance mechanism for the Palo Alto County Transfer Station. We hereby certify that this fund conforms in all respects with the requirements found in Iowa Administrative Code 567 Chapter 106.

WHEREAS, Section 455B.306 of the Code of Iowa requires a financial assurance instrument(s) for all sanitary disposal projects; and

WHEREAS, the Palo Alto County Transfer Station located at 3428 450th Avenue, has applied to the Iowa Department of Natural Resources, herein referred to as “DNR”, to operate a sanitary disposal project located within the State of Iowa, and is required pursuant to 567 IAC Chapter 106 to maintain financial assurance for closure care in connection therewith; and

WHEREAS, 567 IAC Chapter 106.18(5)“b” provides for the “Local Government Dedicated Fund” mechanism to be an acceptable financial assurance instrument, and the Palo Alto County Transfer Station meets the requirements of said subrule; and

WHEREAS, said Local Government Dedicated Fund may be terminated by giving written notice of intent to terminate, at least 90 days prior to the date of termination. When

such notice is provided, the Palo Alto County Transfer Station shall, within 60 days, provide to DNR proof of alternate financial assurance. If a means of alternate financial assurance is not provided within the 60 days, DNR shall suspend the permit and the Palo Alto County Transfer Station shall be required to perform proper closure within 30 days of the permit suspension. If the Palo Alto County Transfer Station does not properly close the site within the 30 days, this shall constitute a failure to perform and DNR shall file a claim with the financial assurance provider to collect the amount of funds necessary to properly close the facility covered under this resolution.

IT IS HEREBY RESOLVED to adopt the “Local Government Dedicated Fund” as the financial assurance mechanism for the Palo Alto County Transfer Station, and to comply with the requirements of the “Local Government Dedicated Fund” as outlined in 567 IAC Chapter 106.18(5)“b

MOVED BY Merrill to pass Resolution No. 8-16-2022, and seconded by Faulstick
Ayes: Graettinger, Merrill, Faulstick. Nays: None. Absent: Wirtz & Solberg.
Resolution Passed.

/s/Ron Graettinger, Chair Pro-Tem
/s/Carmen Moser, Auditor

Motion was made by Faulstick and seconded by Merrill to introduce and approve the following Resolution:

Resolution No. 8-16-2022 (A)

WHEREAS, the Transfer Station permit inspection form has been completed and it is desired to authorize the County Auditor to transfer sums from the Rural Services Basic Fund to the Closure/Post Closure Fund to establish financial assurance, and

THEREFORE, it is approved to transfer the sum of \$1,019 from the Rural Services Fund (11000) to the Closure/Post Closure Fund (16000) making the Closure/Post Closure Fund a balance of \$9,781 for FY23.

Ayes: Graettinger, Merrill, Faulstick, Nays: none. Absent: Wirtz & Solberg.
Resolution Passed.

/s/Ron Graettinger, Chair Pro-Tem
/s/Carmen Moser, Auditor

No one was present for public comment.

John King, Sheriff Deputy and Seth Nelson, Sheriff Deputy, met with the Board to discuss purchase of in-car cameras and body cameras. The current equipment is 7 years old, and software is no longer supported.

Motion by Faulstick, 2nd by Merrill to approve purchase of in-car cameras and body cameras and management software for cameras for the Sheriff’s Department with ARPA funds. Motion Carried.

Motion by Faulstick, 2nd by Merrill to approve change order & Pay Application No. 3 for Drainage District 119 to Reutzel Excavating. Motion Carried.

Larry Pedersen met with the Board to request a winter firework permit.

Motion by Faulstick, 2nd by Merrill to approve a request from Larry Pedersen for a winter firework permit. Motion Carried.

Committee Reports: Roger—Gaming Corporation.

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

Ron Graettinger, Chair Pro-Tem

Carmen Moser, County Auditor