

Courthouse
Emmetsburg, Iowa
October 25, 2022, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Keith Wirtz, Chair; Ronald Graettinger, Roger Faulstick, Craig Merrill, Linus Solberg. Present: Peter Hart, County Attorney; Diane Weiland, Reporter/Democrat; Delray Bredehoeft; Jim & Sharon Neighbors, Carla Larson.

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.

Keith Wirtz, Chair, called the meeting to order and led the Pledge of Allegiance.

Motion by Graettinger, 2nd by Merrill to approve the agenda for October 25, 2022, with Family Crisis Center cancelled & will reschedule. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to approve the minutes for October 18, 2022. Motion Carried.

Lois Naig, County Assessor, and Robin Jamison, County Treasurer, were present for a photo with Keith Wirtz, Chair, presenting Lois a 35 year certificate and Robin a 20 year certificate for service to Palo Alto County.

Carla Larson was present for public comment to ask about the flood plain ordinance. Jim Neighbors was present for public comment to ask about the uptick in viruses in the county.

Motion by Graettinger, 2nd by Merrill to go into Closed Session under Iowa Code Section 21.5(1) (c) for zoning litigation discussion at 8:32 a.m. Ayes: Faulstick, Solberg, Merrill, Graettinger, Wirtz. Motion Carried.

The Board exited closed session at 9:20 a.m.

Robin Jamison, County Treasurer gave the Board an update on hiring a new employee. Robin requested to be able to offer 1 week of vacation for the new employee because the current handbook states no vacation till after the 1st year.

John King, County Sheriff, met with the Board to recommend hiring Robert Brady as a part-time certified jailer.

Motion by Solberg, 2nd by Faulstick to approve hiring Robert Brady as part-time jailer effective October 25th, 2022, at \$19.79 per hour. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to approve completion of the septic grant for Dustin Horst. Motion Carried.

Motion by Graettinger, 2nd by Faulstick to rescind motions made on October 4, 2022, to deny septic grant applications filed by Ron Smith & Jere Jo Kay. Motion Carried.

Motion by Solberg, 2nd by Merrill to approve septic grants for Ron Smith and Jere Jo Kay after the gaming corporation met on October 17, 2022 and approved the applications. Motion Carried.

Motion by Merrill, 2nd by Faulstick to approve pay application No. 4 and change order with Reutzel Excavating for Drainage District No. 180. Motion Carried.

Kent Malm, IRVM met with the Board to give his annual weed commissioners report.

Motion by Solberg, 2nd by Graettinger to approve the 2022 weed commissioners report with correction. Motion Carried.

Motion by Solberg, 2nd by Merrill to approve the following Resolution. Ayes: Faulstick, Solberg, Merrill, Graettinger, Wirtz. Resolution Passed.

RESOLUTION

APPROVAL OF WAIVER OF PALO ALTO COUNTY'S RIGHT TO APPEAL ISSUANCE OF FINAL CONSTRUCTION PERMIT FOR THE CONSTRUCTION OF CONFINED ANIMAL FEEDING OPERATION BY THE IOWA DEPARTMENT OF NATURAL RESOURCES

BE IT RESOLVED by the Palo Alto County Board of Supervisors as follows:

Section 1. The Palo Alto County Board of Supervisors has received notice from the Iowa Department of Natural Resources (DNR) that Summit Pork IV, LLP has been issued a draft permit for the construction of a confined animal feeding operation building(s) in the SW ¼ of the SE ¼ of Section 14, T95N, R31W, Fern Valley Township, Palo Alto County, Iowa in unincorporated Palo Alto County.

Section 2. The Palo Alto County Board of Supervisors reviewed the construction permit application and the manure management plan and determined that both appeared to be in compliance with the requirements of the Master Matrix, Iowa Code Section 459 and Iowa DNR rules and recommended approval of said application on October 18, 2022.

Section 3. The Palo Alto County Board of Supervisors hereby waives its right to appeal the issuance of the final permit within the fourteen (14) day limit from the time of receipt of notice of the issuance of the draft permit.

Section 4. The Palo Alto County Board of Supervisors encourages the Iowa DNR to issue the Final Permit immediately upon notification of this waiver.

Section 5. The Palo Alto County Board of Supervisors authorizes the Board Chairman to notify the Iowa DNR of this waiver.

Section 6. This resolution shall take effect immediately.

ADOPTED this 25th day of October, 2022 with the vote thereon being as follows:

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

Nays: None. Resolution Passed.

/s/Keith Wirtz, Chairperson

/s/Carmen Moser, Auditor

Committee Reports: Roger: jail update; Keith: Iowa Drainage District Assoc.

Motion by Solberg, seconded by Merrill to approve the claims and drainage claims for October 25, 2022. Motion Carried.

General Basic Fund

Axon Enterprise, Inc.	Safety Items	2240.00
Bauer Plumbing & Heating Inc.	Buildings	2962.60
Black Hawk County Auditor	Medical & Health Services	50.00
Bolton & Menk, Inc.	Misc Expense	2044.00
Bomgaars	Wearing Apparel & Uniform	286.80
Brew Oil LLC	Cash Allowances	105.00
Cemstone c/o Ken Kuhn	Engineering Services	5000.00
HAROLD CHRISTENSEN	Engineering Services	5000.00
Clay County Sheriff	Inmate Housing-out of cou	4680.00
Tom Eischen Sales, Inc.	Minor Equip & Hand Tools	46.99
E.M.U.	utilities	8.64
Emmetsburg Publishing Co.	Official Pub & Legal Noti	722.55
Forge & Build North Iowa Lumbe	Buildings	49.41
GALLS, LLC	Wearing Apparel & Uniform	1414.44
Harris Sanitation	Sanitation & Disposal Ser	480.00
HEARTLAND SECURITY SERVICES	Buildings	491.40
Hughes, Brennan & Wirtz Inc	Real Property Insurance	113898.66
IA COUNTY ATTORNEYS ASSN	Educational/Training Serv	370.00
IA Lakes Electric Coop	Electric Light & Power	1401.00
Iowa Lakes Regional Water	Water & Sewer	373.87
IA Secretary of State	Data Processing	60.00
Robin Jamison	Employee Mileage & Subs.	400.14
JCL Solutions	Custodial Supplies	82.42
Jerry Carney & Sons Inc	Minor MV Parts & Access	65.00
K & W Electric, Inc.	Buildings	255.76

K.C. Nielsen Ltd	Minor MV Parts & Access	2230.87
Aletha King	Postage & Mailing	7.85
Lentz Funeral Homes	Funeral Services	2200.00
Loffler Companies - 131511	Office & Data Processing	284.36
Martin-Mattice Fun. Home	Funeral Services	2200.00
MidAmerican Energy	electricity	1395.96
Ben Morey	Inmate Housing-out of cou	180.40
Northwest Communications	Telecommunications Serv.-	1412.76
Palo Alto Co Comm Health Ser	Board of Health	761.55
Palo Alto Co Sec Road	Fuels	715.99
The Print Shop	Equipment	47.57
Quill Corporation	Stationery/Forms/Gen Ofc	39.99
Raw Customs & Line X	Minor MV Parts & Access	282.27
Ricoh USA, Inc.	Office & Data Processing	18.50
Rooney's Auto & Custom Exhaust	Tires & Tubes	1468.03
Melanie Rouse	Inmate Housing-out of cou	180.40
Spencer Office Supplies	Stationery/Forms/Gen Ofc	357.67
Swanson Hardware	Minor Equip & Hand Tools	148.65
Thrifty White Pharmacy	Acute & Emergency Treat.	100.15
Van Hofwegen & Munter Family D	Acute & Emergency Treat.	626.00
VISA	Minor Equip & Hand Tools	2090.21
Visual Edge IT, Inc. DBA Couns	Stationery/Forms/Gen Ofc	86.56
Windstream	phone	655.08
WOODFORD EQUIPMENT	Minor MV Parts & Access	195.00
General Supplemental Fund		
ELECTION SYSTEMS & SOFTWARE	Stationery/Forms/Gen Ofc	5377.49
Hughes, Brennan & Wirtz Inc	Fidelity & Security Bond	1536.00
Kossuth County IT Department	Stationery/Forms/Gen Ofc	265.00
MidAmerican Energy	electricity	49.85
American Rescue Plan Act 2021		
Emmetsburg Ford	Misc Expense	19500.00
Rural Services Basic Fund		
Emmetsburg Publishing Co.	Official Pub & Legal Noti	7.13
Hughes, Brennan & Wirtz Inc	Equipment Insurance	1775.65
IA Lakes Electric Coop	Electric Light & Power	174.00
Northern Rolloff	Sanitation & Disposal Ser	3805.00
Nuss Truck & Equipment	Equipment	1254.81
Northwest Communications	Telecommunications Serv.-	84.95
Palo Alto Co Extension Office	Educational/Training Serv	70.00
The Print Shop	Stationery/Forms/Gen Ofc	35.00
The Retrofit Companies, Inc.	Sanitation & Disposal Ser	1286.00
Rooney's Auto & Custom Exhaust	Motor Vehicle Equipment	26.07
Shamrock Recycling, Inc	Sanitation & Disposal Ser	2583.60
City of Spencer	Sanitation & Disposal Ser	22816.08
Swanson Hardware	Minor Equip & Hand Tools	180.55
Windstream	phone	65.62
Special Revenue-SheriffReserve		
Axon Enterprise, Inc.	Safety Items	1931.60
Sioux Sales Co.	Wearing Apparel & Uniform	282.50
VISA	Wearing Apparel & Uniform	120.48
Secondary Road Fund		
Alliant Energy	Engineering Services	15.72
Amazon Capital Services	Engineering Services	55.79
Arnold Motor Supply ATT: Sue	Engineering Services	155.52
Seth Christensen	Engineering Services	27.54
Cintas	Engineering Services	74.58
Crysteel Truck Equipment	Engineering Services	690.46
Dixon Construction	Engineering Services	66272.54
DLT Solutions	Engineering Services	7424.00
Don's Truck Sales Inc	Engineering Services	87.57
Emmet County Engineer	Engineering Services	16390.43
E.M.U.	Engineering Services	185.09
Fleet Pride Truck & Trailer	Engineering Services	712.88
Graettinger Hardware	Engineering Services	157.48
City of Graettinger	Engineering Services	4151.60
Great Lakes Concrete Spencer R	Engineering Services	2336.00
Harris Sanitation	Engineering Services	60.00
Hughes, Brennan & Wirtz Inc	Engineering Services	76906.64
IA Dept of Transportation	Engineering Services	17199.32
IA Lakes Electric Coop	Engineering Services	26.76
Jacobson-Westergard&Assoc,Inc.	Engineering Services	165.00
John Deere Financial	Engineering Services	16450.00

KW Electric Inc	Engineering Services	504.75
Martin Marietta Agg	Engineering Services	411.04
Menards	Engineering Services	143.16
MidAmerican Energy	Engineering Services	118.29
MSC INDUSTRIAL SUPPLY CO	Engineering Services	673.22
N & A Manufacturing Inc.	Engineering Services	4725.00
Newman Traffic Signs	Engineering Services	9454.56
Northern Safety Co., Inc.	Engineering Services	452.17
Nuss Truck & Equipment	Engineering Services	174.46
Palo Alto Co Auditor	Engineering Services	300.70
Picrays Welding & Fab.	Engineering Services	94.14
Rick's Home Repair	Engineering Services	310.00
Rooney's Auto & Custom Exhaust	Engineering Services	818.04
Ruthven Coop Oil Co	Engineering Services	17375.92
Spencer Red Power	Engineering Services	26.80
Swanson Hardware	Engineering Services	203.11
SynTech Systems	Engineering Services	229.00
Chris Towell	Engineering Services	160.00
Visual Edge IT, Inc. DBA Couns	Engineering Services	62.50
Wessels Oil Co Inc	Engineering Services	1800.00
West Bend Journal	Engineering Services	160.00
City of West Bend	Engineering Services	87.26
Road Cap. Proj. Sec Roads		
Croell Inc	Roads	233328.00
Jail Capital Projects		
IA Comm Pool Administrators lo	Buildings	16675.00
Emergency Mgmnt Agency		
Hughes, Brennan & Wirtz Inc	Tort Liability Insurance	2806.05
William Hunefeld	Educational/Training Serv	266.49
E911 Surcharge Fund		
William Hunefeld	Educational/Training Serv	303.47

Drainage Claims

Bolton & Menk, Inc.	DD180 Lat1 eng exp	7470.50
Bolton & Menk, Inc.	DD64 eng exp	3494.00
Bill Brown	DD81 commissioner	75.00
City of Emmetsburg	DD180 Lat1 crop damages	853.08
D D Jt 13 Tile	transfer to Jt 13 Tile	82.34
D D 23 Main Open	transf to DD23MainOpen	58131.30
D D 29 Lower Main Tile	transf to DD29LowMainTile	8108.58
D.D. 175	transfer to DD175	428.77
D.D. 5	DD69 transfer to DD5	654.60
D.D. 61 Main	DD61 N trans to DD61Main	598161.60
Emmetsburg Publishing Co.	DD119 pub Annexation	75.82
Emmetsburg Publishing Co.	DD119 Reclassification	54.44
Emmetsburg Publishing Co.	DD162 Completion	42.12
Emmetsburg Publishing Co.	DD180 pub exp	42.12
Five Island Sports, LLC	DD180 Lat1 pavement	6000.00
Lyle D. Frederick	DD180 Lat1 crop damages	3067.05
Hudson Law Firm	DD 61 Main-Attny Fees	280.00
Hudson Law Firm	DD 61 North-Attny Fees	92.40
Kenneth J & Ilene P Krause	DD180 Lat1 crop damages	3564.30
Vincent Lammers	DD180 Lat1 fence labor	203.00
William J, James J & Scott	DD180 Lat1 crop damages	96.00
Douglas & Patricia Shirk	DD 119-Animal Guard Repla	41.21
Harland R Soper & Jean Soper	DD180 Lat1 crop damages	4143.39
Harland R Soper & Jean Soper	DD180 Lat1 drivewaydamage	3243.00
Harland R Soper & Jean Soper	DD180 Lat1 grass damages	861.00
Harland R Soper & Jean Soper	DD180 Lat1 rent reimburse	600.60
Allen Stangl	DD81 commissioner	75.00
Philip R. & Ann B. Stillman	DD180 Lat1 crop damages	16906.97
W & W Excavating	DD160 repair	2500.00
Kenneth A & Cecelia R Webb	DD180 Lat1 crop damages	8927.55
Kenneth A & Cecelia R Webb	DD180 Lat1 drivewaydamage	532.00

Motion by Solberg, seconded by Graettinger to adjourn. Motion Carried.

Keith Wirtz, Chairman

Carmen Moser, County Auditor