

Courthouse
Emmetsburg, Iowa
March 21, 2023, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Ronald Graettinger, Chair; Keith Wirtz, Roger Faulstick, Craig Merrill. Absent: Linus Solberg. Present: Diane Weiland, Reporter/Democrat; Delray & Jan Bredehoeft.

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

Ronald Graettinger Chair, called the meeting to order and led the Pledge of Allegiance.

Motion by Faulstick, 2nd by Wirtz to approve the agenda for March 21, 2023. Motion Carried.

Motion by Merrill, 2nd by Faulstick to approve the minutes for March 14 & 20, 2023. Motion Carried.

Linus Solberg was present by conference call to recommend the hiring of Kayla Hagen and to update the Board on the interview process for the Emergency Management Coordinator position.

Motion by Solberg, 2nd by Faulstick to approve hiring Kayla Hagen as the Emergency Management Coordinator/E911/Floodplain Manager for Palo Alto County with a beginning salary of \$50,000 effective April 3, 2023. Motion Carried. Linus adjourned the conference call.

Committee Reports: Keith Wirtz—northern counties in racoon watershed; Craig—pipeline.

Delray Bredehoeft was present for public comment and has concerns about the airport & wind turbines. Craig presented a copy of the letter from Jonathan Moe, PACHS CEO, to Delray.

Walter Davis-Oeth, County Engineer, met with the Board.

Motion by Faulstick, 2nd by Wirtz to approve a utility permit for Iowa Lakes Electric in Section 35 of Lost Island Township. Motion Carried.

Motion by Faulstick, 2nd by Merrill to approve a utility permit for Iowa Lakes Electric in Section 19 & 30 of Emmetsburg Township. Motion Carried.

Motion by Wirtz, 2nd by Faulstick to approve a utility permit for Iowa Lakes Electric in Section 27 & 34 of Rush Lake Township. Motion Carried.

Motion by Faulstick, 2nd by Merrill for approval of the partial acquisition contract with Sean Solberg for \$5,475.93 for right of way for the bridge on 400th Street south of Cylinder. Motion Carried.

Motion by Merrill, 2nd by Wirtz for approval of the partial acquisition contract with Joyce Wiggins, etal. For \$4,533.83 for right of way for the bridge on 400th Street south of Cylinder. Motion Carried.

Approval of FY 24 Maximum Property Tax Dollars
Resolution No. 3-21-2023

WHEREAS, the Palo Alto County Board of Supervisors have considered the proposed FY 24 county maximum property tax dollars for both General County Services and Rural County Services, and

WHEREAS, a notice concerning the proposed county maximum property tax dollars was published as required and posted on county web site and/or social media accounts if applicable.

WHEREAS, a public hearing concerning the proposed county maximum property tax dollars was held on March 21, 2023.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Palo Alto County that the maximum property tax dollars for General County Services and Rural County Services for FY 24 shall not exceed the following:

General County Services- \$3,964,717
Rural County Services- \$2,409,818

The Maximum Property Tax dollars requested in either General County Services or Rural County Services for FY 24 represents an increase of over 102% from the Maximum Property Tax dollars requested for FY 24.

Motion by Merrill, 2nd by Wirtz to introduce and approve Resolution No. 3-21-2023. Roll Call Vote:

Roger Faulstick: aye Linus Solberg: absent

Keith Wirtz: aye Ron Graettinger: aye

Craig Merrill: aye

Resolution Passed.

Ronald Graettinger, Chairman

Carmen Moser, Palo Alto County Auditor

Motion by Merrill, 2nd by Faulstick to set the Public Hearing for the Proposed FY24 Budget for April 11, 2023, at 9:00 a.m. at the Courthouse Boardroom. Motion Carried.

Jon Rosengren, Bolton & Menk, met with the Board to discuss annexation of Drainage District No. 180. Present by conference call: Jim Hudson, Attorney. Present: Jordan Morey, Auditor's Office.

Jon filed the Drainage District 180 annexation report for the Board. The report recommends annexation of 35.53 acres to DD 180. An Engineer's Report for repairs and improvements dated May 16, 2017, included a recommendation to annex additional lands into the district. Due to a disputed court ruling that was later reversed and the fact that no Engineer's Report for Annexation had been filed, the board entered a resolution upon the books on September 3, 2019, denying the annexation in an effort to clarify the proceedings of the district.

An Engineer's Report for Annexation has now been received by the Board, dated March 20, 2023, and tentatively approved. The Board directs that a hearing on annexation be held on April 25, 2023, at 9:00 a.m. at the Election Center.

Motion by Faulstick, 2nd by Merrill to set the Annexation Hearing for Drainage District 180 for April 25, 2023, at 9:00 a.m. at the Election Center. Motion Carried.

Collin Klingbeil, Jacobson-Westergard, met with the Board at the Election Center for the Hearing on Repairs to Drainage District 81. Present: Douglas Shirk, Ron Brown, Howard Morey, David Morey, Mark Green, Monica Hansen, Mike Flaherty, Brad Shirk, Mike Vaughan, Scott Kibbie, Jim Reding, Kipp Fehr, Marvin Fehr, Roger Chism, Steve Morey, Aletha King, Jerry Besch, Josh Hansen, Jamie Moser, Allen Marcellus, Duane Brown, Rob Allen, Judy Knoer, Linda Koppie, David Knoer, Joe Neary, Mark Quam, Gary Leonard, James Flynn, Jeff Wiuff, Gary Koppie, Mike Callon, Deb Metz, Nick Leuer, Jordan Morey, Auditor's Office.

Collin presented the Engineer's Report dated Jan 18, 2023, and Amendment #1 dated February 2, 2023. The reports are on file in the Auditor's Office and posted on the county website.

Collin reviewed the engineer's report and discussed the main issues of Drainage District 81. The 3 main issues of the main open ditch are bank erosion/meandering, trees in the channel, and capacity.

Collin presented the objections on file at the time of the hearing. All objections are on file in the Auditor's Office. Approximately 60 signatures were filed objecting to the repairs and 8 individuals filed objections.

Motion by Faulstick, 2nd by Merrill to accept the engineer's report stating that the cost of repairs would be in excess of the benefits derived and to not do any tree removal at this time. Ayes: Graettinger, Faulstick, Merrill. Absent: Wirtz, Solberg. Motion Carried.

Motion by Merrill, 2nd by Faulstick to adjourn at 11:10 a.m. Motion Carried.

Ronald Graettinger, Chairman

Carmen Moser, County Auditor