

Courthouse
Emmetsburg, Iowa
July 18, 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, Linus Solberg. Present: Diane Weiland, Reporter/Democrat; Peter Hart, County Attorney; Carla Larson, Delray Bredehoeft. Grant Terry, Summit Carbon Solutions; Kaylee Langrell, Summit Carbon Solutions; Patrick Brown, Dan Fehr, Cory Fehr, Sherry Timmons, Summit Carbon Solutions.

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

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

Motion by Wirtz, 2nd by Faulstick to approve the agenda for July 18, 2023. Motion Carried.

Motion by Solberg, 2nd by Merrill to approve the minutes for July 11, 2023. Motion Carried.

Motion by Faulstick, 2nd by Wirtz to approve the Recorder's Report for June 2023. Motion Carried.

Collin Klingbeil, Jacobson-Westergard, met with the Board by conference call. Also present on conference call: Joan Mersch, Julie Goebel.

Collin discussed with the Board potential amendments to Resolution 12-20-2022 Construction of a Pipeline, Electric Transmission Line, Communication Line, Underground Service Line across or beneath county drainage district infrastructure and/or private drainage infrastructure.

Collin presented the following potential changes: to make the resolution only applicable to pipelines; to consider a fee; to revise language regarding 8 ft depth requirement; and potential new paragraphs to protect drainage district infrastructure and allow landowner to use local contractor.

No action was taken. Discussion will continue August 1, 2023, agenda.

Julie Goebel was present for public comment by conference call and stated that PHMSA will determine the authority over setbacks for pipelines.

Grant Terry, Summit Carbon Solutions, briefed the Board on the preliminary ruling regarding the Shelby County Ordinance for setbacks regarding hazardous liquid pipelines.

Dan Fehr stated as a EMT volunteer that we do not have the resources or the manpower to deal with a explosion from a hazardous liquid pipeline.

John King, County Sheriff, met with the Board to request approval for hiring Robert Brady as Jail Administrator.

Motion by Faulstick, 2nd by Merrill to approve hiring Robert Brady as Jail Administrator effective August 1, 2023, at \$24.46 per hour. Motion Carried.

Motion by Wirtz, 2nd by Merrill to acknowledge completion of contract on Jt 63 Pilot Creek outlet and to set the completion hearing date for August 15, 2023, at 1 pm at the Pocahontas County Courthouse. Motion Carried.

Jon Rosengren, Bolton & Menk, met with the Board to update them on the IDALS wetland projects and discuss approving an amendment for additional costs.

Motion by Wirtz, 2nd by Merrill to approve an amendment and additional costs of \$11,078.50 for the Marcellus site and to approve an amendment and additional costs of \$3,040.00 for the Stangl Site. Motion Carried.

Jon Rosengren, Bolton & Menk, met with the Board for the Hearing on Improvements to Drainage District No. 64. Present: Matt Dietrich, Jim Hobart, Jim & Jan Stillman, Jeffery Stillman, Neil Ankeny, Dave Fog, Duane Hoffman, Wade Lundgren, Mark Hobart, Tyler Buman, Bolton & Menk; Jeremy Thilges and Harley Butler; Jordan Morey, Drainage Clerk.

Jon presented the Engineer's report on Improvements to Drainage District No. 64. The petition was filed in November 2021 by 3 landowners. Jon filed Amendment No. 1 to the engineer's report. Jon presented estimated assessments per parcel for the improvement project on Drainage District No. 64.

There were no objections on file.

Motion by Solberg, 2nd by Wirtz to continue the hearing on improvements to Drainage District No. 64 to August 15, 2023, at 9:00 a.m. at the Election Center. Motion Carried.

Aletha King, Solid Waste, met with the Board to discuss the transfer station. Present: Todd Ditch. Aletha presented 2 quotes for the compactor at the Transfer Station that needs to be replaced due to the fire.
Westco- Portland OR: \$122,975
DMH- New Hope, MN- \$159,610

Motion by Faulstick, 2nd by Merrill to approve compactor purchase from DMH at \$159,610 for replacement at the Transfer Station. Nays: Solberg. Motion Carried. The cost of the compactor is covered by insurance.

Committee Reports: Solberg--Public Health meeting; Wirtz—juvenile justice.

Motion by Wirtz 2nd by Graettinger to adjourn. Motion Carried.

Ronald Graettinger, Chairman

Carmen Moser, County Auditor