

Approved Minutes Emmet County Board of Supervisor Minutes  
September 20, 2022 at 8:30 a.m.  
Regular Meeting  
Board Room, Courthouse

Present: Jeff Quastad, Chair  
John Pluth  
Todd Glasnapp, Vice-Chair  
Lisa K. Hansen  
Tim Schumacher – joined telephonically via Zoom at 8:45 a.m.

Absent:

Meeting ID: 829 2250 8090  
Passcode: 096696  
One tap mobile  
+13017158592,,82922508090#,,, \*096696# US (Washington DC)  
+13092053325,,82922508090#,,, \*096696# US

Quastad, Chair, called the meeting to order. All in attendance recited the Pledge of Allegiance. Motion by Hansen, second by Glasnapp to approve the minutes from September 6, 2022 and September 13, 2022, also approving them for publication. All ayes, motion carried.

During public forum, Auditor Sathoff shared that the Audit Firm is on site this week for the FY2022 Emmet County Audit.

Supervisor Pluth will be authoring a petition regarding the proposed CO2 pipelines. The petition would ask elected officials to say if they are for or opposed to the proposed CO2 pipeline and the use of eminent domain to build the pipeline prior to the November 2022 election.

Quastad will be attending an ECCOG and a Juvenile Detention meeting this week.

Auditor Sathoff shared information on the use of ARPA funds on the Annex Building Renovation Project. Supervisor Pluth will gather outstanding project costs and the Board will consider a possible budget amendment to finish the project.

Mike Tidemann reported on the Housing Trust meeting he attended.

Emmet County Engineer, Walter Davis-Oeth joined the meeting and presented the Federal Aid Agreement for STP-S-CO32(56)-5E-32. Motion by Pluth, second by Hansen to approve the agreement. All ayes, motion carried.

Davis-Oeth presented a utility permit from Iowa Lakes Electric Cooperative to bore from ROW to ROW under 570<sup>th</sup> avenue along the north side of the new driveway going into the new hog barn. Boring will consist of a single primary 7,200-volt cable inside of a 2” continuous conduit buried at a minimum depth of 48”. The purpose of this construction is to provide service for a new hog barn.

Motion by Glasnapp, second by Pluth to approve the permit. All ayes, motion carried.

The second permit that was presented was for Iowa Lakes Regional Water to install a 1.5-inch 200 PSI PE water pipeline by directional boring under 445<sup>th</sup> avenue, going east to west, approx. 30 feet north of the driveway at 2005 445<sup>th</sup> or 3,837 feet north of the center line at the intersection of 445<sup>th</sup> avenue and 210<sup>th</sup> street from private property to private property.

Motion by Hansen, second by Glasnapp to approve the permit. All ayes, motion carried.

The third permit that was presented was from Telcom Construction for Lumen to bury service wire at 1826 381<sup>st</sup> Avenue, Estherville Telecommunication will plow 170 feet, 3 pair 24-gauge cable from house to PED including boring under two driveways.

Motion by Pluth, second by Glasnapp to approve the permit. All ayes, motion carried.

Davis-Oeth presented Resolution 22-16 to the Board as follows:

#### RESOLUTION FOR ESTABLISHING SPEED LIMITS

##### Emmet County Resolution #2022 - 16

WHEREAS, the Board of Supervisors is empowered under authority of the Iowa Code Sections 321.255 and 321.285 of the Code of Iowa, to determine upon the basis of an engineering and traffic investigation, that the speed limit of any secondary road is greater than is reasonable and proper under the conditions existing, and may determine and declare a reasonable and proper speed limit, and

WHEAREAS, such an investigation has been requested and has been completed by the Emmet County Engineer.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF EMMET COUNTY that the speed limit be established and appropriate signs be erected at the location described as follows:

Westbound traffic entering the City of Estherville on 5<sup>th</sup> Avenue North

Distances will be based off of the West ¼ corner of section 12, Estherville Township falling on the centerline of 5<sup>th</sup> Avenue North.

25 Miles Per Hour sign shall be placed 690 feet East of said corner in North ditch.

35 Miles Per Hour sign shall be placed 1400 feet East of said corner in North ditch.

Speed Zone Ahead sign shall be placed 2200 feet East of said corner in North ditch.

Resolution adopted this 20<sup>th</sup> day of September, 2022.

Emmet County Board of Supervisors

ATTEST:

Emmet County Board of Supervisors Chairperson

Amy Sathoff, Emmet County Auditor

Motion by Pluth, second by Hansen to adopt the Resolution as presented. Roll Call Vote: Ayes: Schumacher, Hansen, Pluth, Glasnapp and Quastad. Nays: None.

The Board discussed the DNR's request for a second culvert to drain west Swan Lake. This conversation will be tabled until later in the meeting.

The Board discussed a bus stop issue between Estherville Lincoln School District and the Graettinger Terril School District. Supervisors Pluth and Quastad are working on rectifying the issue with the School Boards to ensure the safety of those children involved.

Emmet County Sheriff Mike Martens joined the meeting.

Emmet County resident Mike Rezac joined the meeting along with several other county residents to share concerns regarding the Department of Natural Resources West Swan Lake project. DNR representatives Rob Patterson (Wildlife Biologist) and Mike Hawkins (Fisheries Management Biologist) were also present to address citizen concerns.

Supervisor Quastad shared that DNR has provided a letter to Emmet County addressing potential silt filtration into DD 17 and that the only control Emmet County has is over drainage district itself. The DNR contracted a private firm and completed a survey of DD 17 in its current state.

The DNR has requested a permit from the Engineer's office to cross the road to install the new infrastructure for the project.

Motion by Pluth, second by Glasnapp to approve the DNR's request to cross the road on 473<sup>rd</sup> Avenue in Section 29. All ayes, motion carried.

Emmet County Attorney, Melanie Summers Bauler joined the meeting.

Election Deputy, Roxanne Budach presented the canvass of the September 13, 2022 Estherville Lincoln Central School District's Special Election to the Board of Supervisors.

**September 13, 2022**  
**ESTHERVILLE LINCOLN CENTRAL SCHOOL**  
**SPECIAL ELECTION PPEL**  
**CANVASS REPORT TO THE BOARD OF SUPERVISORS**  
**Canvass, September 20, 2022**

**PROVISIONAL BALLOTS = 0**  
**REJECTED = 0**

**BALLOTS RECEIVED AFTER ELECTION DAY = 0**

**EMMET COUNTY REGISTERED VOTERS = 5257**

|                           |            |    |
|---------------------------|------------|----|
| <b>BALLOTS CAST TOTAL</b> | <b>168</b> |    |
| Absentee                  |            | 25 |
| Election Day              | 143        |    |

**VOTER TURNOUT** 3.2%

Last School PPEL was September 10, 2013 regular election with 4.75% voter turnout

**NOTES REGARDING THIS ELECTION:**

- All of the ELC School District voted at Good News Church including the 121 eligible Dickinson residents.

**POST ELECTION AUDIT:**

Thursday, September 15th at 1 pm – Emmet County Board Room

The Secretary of State chose to audit the race that received the most votes at a Precinct. This was our Election Day at Good News Church. This was successful.

Motion by Hansen, second by Glasnapp to approve the Canvass of the September 13, 2022 Estherville Lincoln Central School District Special Voted PPEL Election. All ayes, motion carried.

The Board reviewed the Post-Election Audit Report/Auditor Certification for the ELC Special Election held on September 13, 2022.

The Certification of Election costs will come before the Board when final publication costs are obtained. Those costs will be invoiced to the Estherville Lincoln Central School District.

Motion by Schumacher, second by Pluth to place Veteran's Affairs Commissioner Michael Pytleski on Administrative Leave. Pytleski's term on the Commission ended on June 1, 2022. The Board will consider appointment to the Commission at a later date. All ayes, motion carried.

The Board reviewed the Treasurer's Monthly Report and Veteran's Affairs Quarterly Report.

Penny Clayton and representatives from the Estherville Chamber of Commerce and the City of Estherville joined the meeting. The group is requested a five-year contract with Emmet County in the amount of \$20,000 to provide economic development services. Current Economic Development services are handled by Lyle Hevern who plans to retire in February 2023.

Last evening the City of Estherville approved the contract with the Estherville Chamber to provide Economic Development services.

Supervisor Hansen expressed concern that Economic Development should be provided to the entire county and not just the City of Estherville.

Motion by Pluth, second by Glasnapp to approve the agreement between Emmet County and the Estherville Chamber of Commerce to provide economic development services. Supervisor Schumacher mentioned that L.O.S.S.T. funds could be utilized to finance a portion of the commitment. All ayes, motion carried.

The Board discussed the Peterson Point proposed Management Agreement with several Emmet County citizens and members of the Emmet County Conservation Board. Stacie Berg-Nelson explained changes made to the agreement including that the group obtain their own insurance coverages.

The group would also have first right of refusal in the event of the sale of the County under this agreement.

The Board discussed a few changes they would like to see prior to approval of the management agreement. When those changes are made the agreement should be brought back to the Board next week.

Emmet County Zoning Administrator, Barb Bohm joined the meeting along with Emmet County Engineer, Walter Davis-Oeth. Several concerned Emmet County residents also joined the meeting to hear the project update on the proposed Summit Carbon Solutions CO2 pipeline.

Derek Montgomery and Doug Bergold of Summit Carbon Solutions joined the meeting with a project update.

Residents and Board members expressed concerns regarding the safety of the pipeline.

The Board reviewed Resolution 22-17 updating Emmet County's Procurement Policy with spelling and grammatical corrections. The full Resolution text can be viewed in the Auditor's Office. The resolution ensures Emmet County's compliance for federal and state funding.

Motion by Glasnapp, second by Hansen to adopt Resolution 22-17 updating Emmet County's Procurement Policy. Roll Call Vote: Ayes: Schumacher, Hansen, Pluth, Glasnapp and Quastad. Nays: None.

Motion by Hansen, second by Schumacher to adjourn the meeting at 12:00 p.m. All ayes, motion carried.

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Amy M. Sathoff  
Auditor

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Jeff Quastad  
Chair