

Unapproved Minutes Emmet County Board of Supervisor Minutes
September 26, 2023 at 9:00 a.m.
Regular Meeting
Board Room, Courthouse

Present: Todd Glasnapp, Chair
John Pluth
Tim Schumacher
Lisa K. Hansen
Jeff Quastad

Absent: None

Media: Mike Tidemann
George Bower
Ben Lundsten
Ed Funston

Chairman Glasnapp, called the meeting to order. All in attendance recited the Pledge of Allegiance. Motion by Schumacher, second by Hansen to approve the minutes from the last meeting also approving them for publication. All Ayes, motion carried.

During Public forum, Auditor Sathoff shared that she has emailed the links to the recordings of the ISAC HF718 work sessions to the Board and she strongly recommended that each Board Member listen to the them to get a better understanding of the implications HF718 creates for the Board of Supervisors and Emmet County.

Sathoff also reported that candidates have filed for the upcoming November 7, 2023 Combined City/School Election. There is competition for the City of Estherville and for Estherville Lincoln Central. A full candidate listing is available in the Auditor's Office.

Sathoff delivered a drainage petition to the Board from Bud Schnell regarding Drainage District 44.

Supervisor Schumacher recommended that Emmet County begin its budgeting process earlier due to HF718 rules and deadlines.

Quastad shared information on the Juvenile Detention meeting he attended.

Schumacher shared information on the NW IA Planning and RIDES meetings he attended.

Supervisor Hansen reported on the Early Childhood meeting she attended.

Emmet County Resident Stacie Berg-Nelson shared speed limit and passing zone concerns on 369th Avenue.

Supervisor Glasnapp attended a NW IA Housing meeting and informed the Board that today the IA Lakes Corridor will be signing a proclamation naming October Manufacturing month.

At 9:25 a.m. the Board held the second reading of the Code of Ordinances Review 2023-01. No public comments were received by the Auditor's office and no public comments were made at the meeting. Motion by Pluth, second by Hansen to approve the second reading of the Ordinance Review. Roll Call Vote: Ayes: Schumacher, Hansen, Pluth, Quastad and Glasnapp. Nays: None. Motion carried.

The third reading will be held on October 3, 2023.

Auditor Sathoff asked the Board to consider rescinding Resolution 22-21. The resolution was a settlement agreement between Stateline Cooperative and the Emmet Count Board of Supervisors. That agreement was never signed, and a separate and different agreement has been made. Motion by Schumacher, second by Hansen to rescind Resolution 22-21. Roll Call Vote: Ayes: Schumacher, Hansen, Pluth, Quastad and Glasnapp. Nays: None. Motion carried.

Chairman Glasnapp shared a letter of resignation from Emmet County Auditor Amy M. Sathoff. Sathoff will be taking a position in Faribault County Minnesota. Sathoff shared that she was incredibly grateful for the opportunities she has had in Emmet County. She thanked the Board and all Emmet County Employees for their support.

Sathoff also shared that she will be available to assist whoever is appointed or elected to the position. Sathoff explained that Iowa Code states that when a vacancy occurs in the office of the county auditor, the treasurer takes "possession" of the office, books, papers, and all things pertaining to the office until a successor is appointed or elected.

The Board of Supervisors may choose to appoint a successor until the next regular general election or hold a special election. If the Board decides to appoint, they would need to do so within 40 days of the vacancy, they would need to publish its intent to fill the position by appointment and give the Electors of Emmet County an opportunity to petition for a special election. Since Auditor Sathoff has submitted her written resignation in advance the Board may publish right away.

Auditor Sathoff is recommending that the Board consider appointing Heidi Goebel to the position in the interim. Anyone appointed to the position would have to run in the June 2024 Primary Election and the November 2024 General Election.

Motion by Schumacher, second by Pluth to accept Auditor Sathoff's resignation. All ayes, motion carried.

The Board thanked Sathoff for her years of service to Emmet County and her offer of assistance to whomever is appointed or elected to the position.

Emmet County Engineer, Walter Davis-Oeth joined the meeting for the second reading of Ordinance 2023-2. An ordinance repealing and replacing Emmet County Code of Ordinances Chapter 19, Utilities in public rights-of-way and enacting a new right-of-way control ordinance to regulate utility and other occupancies and uses of county right-of-way. No public comments were received by the Auditor's office and no public comments were made at the meeting. Motion by Schumacher, second by Quastad to approve the

second reading of the Ordinance 2023-2. Roll Call Vote: Ayes: Schumacher, Hansen, Pluth, Quastad and Glasnapp. Nays: None. Motion carried.

The third reading will be held on October 3, 2023.

Davis-Oeth gave a road crew report to the Board of Supervisors.

Motion by Pluth, second by Quastad to go into closed session pursuant to IA Code 21.5 (1)(c) at 9:55 a.m. Roll Call Vote: Ayes: Quastad, Hansen, Glasnapp and Pluth. Nays: Schumacher. Motion carried.

Motion by Quastad to leave closed session at 10:28 a.m., second by Pluth. Roll Call Vote: Ayes: Quastad, Schumacher, Hansen, Glasnapp and Pluth. Nays: None. Motion carried.

No decisions were made in the closed session.

Motion by Schumacher, second by Hansen to set a Public Hearing date for October 10, 2023 at 9:30 a.m. for proposed Ordinance 2023-3 under Chapter 36 – An Ordinance regulating excavations and other soil disturbing activities in Emmet County, Iowa for the purposes of preventing or minimizing the disturbance and transport of sediment into drainage districts and drainage district infrastructure. All ayes, motion carried.

Supervisor Quastad shared information on a DD70 drainage issue. There is a culvert blockage issue.

Motion by Pluth, second by Schumacher to adjourn the meeting. Pluth and Schumacher rescinded the motion.

Quastad also reported that there is also an issue in the EK2 drainage district. There is an issue with a very shallow tile.

The Board reviewed the following Manure Management Plan:

Owner	Facility	Facility ID
Jeff Ulrich	Ulrich	#57876

Motion by Pluth, second by Schumacher to adjourn the meeting at 10:40 a.m. All Ayes. Motion carried.

Amy M. Sathoff, Auditor

Todd Glasnapp, Chairman