

Unapproved Minutes Emmet County Board of Supervisor Minutes

May 9, 2017

Regular Meeting

Board Room, Courthouse

Present: Bev Juhl, Chair  
John Pluth, Vice-Chair  
Jeff Quastad  
Roger Hash  
Tim Schumacher

Absent:

Juhl, Chair, called the meeting to order. Motion was made by Quastad, seconded by Hash, to approve the minutes from last week's meeting and also approve them for publication. All ayes, motion carried.

During public forum, Gunner Johnson, Emmet County Naturalist, came to the Board to ask if Conservation could use some of the left over LOSST funds that Conservation was allotted for recent projects that either were less money than originally presented or the project is not going to happen this year. He asked if they could use the extra dollars, which is approximately \$6,894, for rubber surfacing material around the new playground equipment. They have received one quote for the surfacing so far and that was around \$22,000. He plans to get more quotes for this project. The Board will put this request on next week's agenda. Johnson stated that he will be leaving the County on the 24<sup>th</sup> of May. The Board thanked him for his service and told him that he will be missed especially by the area youth. Gunner thanked the Board for their great support of the Conservation program.

Pluth stated that he attended the safety meeting held yesterday. Work on the east and west entryways will begin in June. The county has gone 425 days without loss of time injury.

Emmet County Engineer's office, represented by Barb Nissen, stated that the weed contract will not be able to be signed today, due to Don Reffer being out of town. She stated the Notice to Bidders for diesel fuel, gasoline and LP have been sent out. Nissen also stated that the new no spray signs and poles have arrived, for a combined price of \$8.00. The board tabled the weed contract signing until next week's Board meeting.

Discussion for the County's telephone service was discussed with Pete Heinrichs, Midwest Technology, Amy Sathoff, Auditor, and Lisa Rosburg, IT. The Board's feelings are that they thought that by now, the phone project would have been complete. Juhl asked the question of where we go from here. Heinrichs stated he will be in close contact with Mediacom and Sathoff stated that she will keep contacting them and a letter from the County will be sent to Mediacom. Heinrich reiterated that once installed, Mediacom is a very good service. It was moved by Quastad, seconded by Pluth, to also sign the new contract for Public Health that was presented. All ayes, motion carried.

The Board reviewed the monthly claims for the County. It was moved by Schumacher, seconded by Hash, to approve the claims, with the addition of two additional claims from Sheriff Martens for Estherville Drug for \$248.98 and Fareway Stores Inc. for \$390.89, as listed in the claims register. All ayes, motion carried.

It was moved by Quastad, seconded by Pluth, to approve the drainage claims as listed. All ayes, motion carried.

The Board discussed the proposed personnel policy changes that were presented at last week's Board meeting. It was moved by Schumacher, seconded by Hash, to approve changing the retirement age for Sheriff and deputies to age 50 to align with IPERS. All ayes, motion carried.

The Board met with Earl Maahs, Attorney, Pat Boggess, Jacobson-Westergard and Barb Bohm, Assessor for the County to continue their discussion of the January 10, 2017, public hearing. At that time, the paperwork was not completely finished. At this meeting, Boggess stated that the only change was the Proprietorship names on the plat; no other physical changes have been made. , It was moved by Quastad, seconded by Pluth, to approve Resolution # 2017-10 approving Rosenberg Farms Minor Subdivision. All ayes, motion carried. Resolution #2017-10 reads as follows:

**A RESOLUTION #2017-10 ADOPTING  
FINAL PLAT OF ROSENBERG FARMS**

**WHEREAS**, there has been presented to the Board of Supervisors the Planning and Zoning Commission, a recommendation for approval of the final **Plat of Rosenberg Farms**, Emmet County, Iowa; and,

**WHEREAS**, it is the desire of the Board of Supervisors to approve the aforementioned final plat.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the final plat of **Rosenberg Farms** be and the same is hereby approved as presented and the Emmet County Auditor is directed to certify the Resolution which shall be affixed to said plat.

**PASSED, APPROVED AND ADOPTED** by the Board of Supervisors of Emmet County, Iowa, this 9th day of May, 2017.

AYES: Schumacher, Hash, Quastad, Pluth & Juhl

NAYS: None

ABSENT: None

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Beverly Juhl, Chairman

ATTEST:

\_\_\_\_\_  
Amy Sathoff, Emmet County Auditor

I, Amy Sathoff, Auditor of Emmet County, Iowa, hereby certify that the above and foregoing is a true copy of the resolution adopted by the Board of Supervisors on the date aforesaid, as shown by the records of Emmet County.

\_\_\_\_\_  
Amy Sathoff, Emmet County Auditor

The motion was made by Schumacher, seconded by Hash, to approve Resolution #2017-11, regarding the Master Matrix for animal confinement units. A roll call vote was taken: Ayes; Schumacher, Hash, Quastad, Pluth and Juhl. All ayes, motion carried. The Resolution will be forwarded to our Governor, Legislator's (Dennis Guth & Ted Gassman), and to Sioux County Supervisor, Denny Wright, the State Supervisor Association representative. The Resolution reads as follows:

#### RESOLUTION 2017-11

##### A Resolution Petitioning the Governor of Iowa and the State Legislature to Address the Failings of the Master Matrix

Emmet County Board of Supervisors is supportive of Agriculture. We understand that we are agriculture based. We do, however, feel that with the number of CAFOs being build the matrix is not adequately providing for control of location and environmental issues.

Whereas, the Board feels that all CAFO of any head number should have to do the Matrix. Also that smaller units placed close to each other, even if different owners, need to be treated as one for the scoring of the Matrix so as not to avoid minimum separation by having different owners; and

Whereas, the Board feels that all questions on the Matrix should be answered and scored with plus or minus points; and

Whereas, the Board feels that CAFOs are not being assessed on the right basis and that the pits should be included in the assessment; and

Whereas, the Board feels the setback distances need to be increased; and

Whereas, the Board feels that production records need to be given to the DNR annually to confirm there are not more than the allotted number of animals in the units;

Now, therefore be it resolved by the Emmet County Board of Supervisors:

1. The Emmet County Board of Supervisors does hereby petition the Governor of Iowa and the State Legislature to address the failings of the Master Matrix.
2. The Emmet County Board of Supervisors requests that review of matrix be a high priority and that County input be considered.

PASSED AND ADOPTED THIS 9th day of May, 2017

ATTEST: \_\_\_\_\_

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Beverly Juhl, Chair  
Emmet County Board of Supervisors

The Board held discussion on the proposed zoning amendment with Barb Bohm, Assessor & Zoning Administrator, on their views of the upcoming Zoning amendment. Some of the Board feels that some of the restrictions are not being beneficial. Juhl stated that is what zoning is for is for the neighbors' protection. There are some feelings of the Board that they already regulate enough things. There will be more discussion at the public hearing on May 23, 2017.

The Board has received a written request from Gene Haukoos, representing the Avenue of Flags to use the Courthouse for the viewing of displayed flags on Memorial Day between the hours 8:00 a.m. to 3:00 p.m. Motion was made by Quastad, seconded by Hash, to grant this request to have the Courthouse open during those hours. All ayes, motion carried.

The Board reviewed the Manure Management Plans (MMP) for: Jack Creek Livestock LLC, located in the SE NE of Section 8, Township 98, Range 32 in Jack Creek Township, signed by new owner (at last week's meeting Board was presented paperwork with old owner signature). The Board received a letter from DNR stating they have issued the construction permit to New Fashion Pork LLP, Farm 266-Erickson Site.

Motion was made by Pluth, seconded by Quastad, to adjourn the meeting at 11:27 a.m. All ayes, motion carried.

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Colleen Anderson, Assistant to the Auditor

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Bev Juhl, Chair