

Approved Minutes Emmet County Board of Supervisor Minutes

May 21, 2019 at 9:30 a.m.

Regular Meeting

Board Room, Courthouse

Present: John Pluth, Chair

Jeff Quastad Vice-Chair

Roger Hash

Tim Schumacher

Todd Glasnapp

Absent:

Pluth, Chair, called the meeting to order. The Pledge of Allegiance was recited. A motion was made by Quastad, seconded by Hash, to approve the minutes from last week's meeting, also approving them for publication. All ayes, motion carried.

During public forum, Schumacher discussed meetings he had attended last week. Quastad shared information he had from the Season's meeting. Glasnapp congratulated Schumacher for becoming Vice-Chair, on the Supervisor's Education Committee.

Open forum, Roy Gage stated he went to Assessor's office and got a copy of the odor log. There has been odor complaints in the prior weeks. Pluth stated that this is going to be the next Agenda item.

Members of the Emmet County Citizens Advocacy Group, Inc. attended. Pluth stated that implementation of the newly signed contract and all it entails is a learning curve for all of us. Central Bi-Products, Complex Manager, Toby Polkinghorne, stated that he forwards all odor complaints to the County Assessor either on Monday, Friday or Saturday of each week.

Dale Bednarek, Chief Operating Officer stated that the air scrubber is up and going and it is working remarkably. Bednarek stated that we have our scrubber specialists coming back again next week. We have accommodated with what we have said we would do. As a company, we have put the capital into the building and it is all working properly. We know we are entering summer and we want to be pro-active and not run into what happened last year. With every system, you can expect a little smell. Bednarek stated at this time, they will pick up dead animals only in Emmet County. Bednarek stated we are still learning the nasal ranger, our team has been cooperative and you as a Board have been very cooperative. Bednarek also stated their mission is to make Estherville a great town to live in.

Discussions were held at what the allowed odor threshold should be. Mark Mitchell, member of the Citizens Advocacy Group says there are daily mishaps and we deserve better than what we have experienced, with several odor calls the last few weeks. Bednarek stated that as a rendering facility, we cannot guarantee 100% that it is going to be odor free. We are cutting back on hours; we are not working as long on weekends and have not been running on Sundays. Mark Gruwell spoke suggesting to the Board that the County follow the County's Odor Ordinance. His concern is that the odor threshold will fall lower as time goes on.

Kevin Wegner spoke stating that it should not be you (Central Bi-Products) against us (Emmet County and its concerned citizens). He feels after last summer, Central Bi-Products were forced to make improvements.

Wegner stated that as he was refereeing athletic games last summer and fall, he did hear people from the area schools competing stating after the games let's get out of here- it stinks. By doing this, our businesses may have missed the opportunities for those people to dine or shop in Estherville. Wegner stated that our community is growing and you as a Board have to take care of it for us. He stated dead animals are a very bad smell and doesn't feel Central Bi-Products are on the same page as we as citizens of this community are.

Randy Colsrud spoke state he has received many comments from individuals. He stated that property taxes are going up and we are losing businesses. He stated it gets frustrating when we have to babysit this issue all the time.

Roy Gage said this is not an Ag problem, because the rendering plant is zoned industrial. He stated hog buildings, the eggplant, and the chicken facility outside of town have to follow a different set of rules, stating legally they are not linked. Gage did commend Central Bi-Products, stating you have done a great job of cleaning up the yard.

A concern was expressed about non-tarped trucks (the semis with a claw on it). It was stated by State Laws; those trucks do not need to be tarped. These are trucks going out to facilities in Emmet County to pick up dead animals. Gruwell stated that according to the Conditional Use Permit, which remains in full force, all trucks have to be tarped or covered.

In general, the Emmet County Citizens Advocacy Group, Inc. stated what number threshold for odor is going to be acceptable. Schumacher stated that we need to lower it to what is comfortable to the Community.

The Board thanked everyone for coming and being a part of this discussion and we all need to work together.

Walter Davis-Oeth, Engineer, presented a Utility permit for Iowa Lakes Regional Water for a 1 1/2" waterline on private property, located at 1167 360<sup>th</sup> Ave in Emmet Township. It was moved by Schumacher, seconded by Glasnapp, at the recommendation of the Engineer, to approve the utility permit. All ayes, motion carried.

Engineer presented Resolution #2019-12 concerning Secondary Roads Private Drainage Tile Crossing Road Right-of-Way Permit. Today, Davis-Oeth is asking that the Board go over the wording in the Resolution. The Resolution, in its final form, will be moved to next weeks' meeting for adoption.

Davis-Oeth stated that the County would supply all materials used to cross road right-of-way, be installed to Emmet County's specifications, inclusive of tile, road surfacing material and roadway backfill material. Davis-Oeth stated that the Contractor may choose to supply their own material; but materials must comply with County specifications. The payment for contractor provided materials would be based on set pricing, with prices of materials to be updated yearly and available at Engineer's Office. Presented for tile crossing costs were \$500 for labor and equipment expense of private drainage tile crossing through gravel roads, when trenching method is approved. Presented for private drainage tile crossing through paved roads, costs are \$1,000, when trenching method is approved. There are also Terms of Agreement within the Resolution that also have to be followed. As stated above, the entire Resolution will be presented for adoption at next week's board meeting.

The Engineer stated that the approaches are done on the bridge on County Road A17 and concrete may be poured next week.

Mike Martens, Emmet County Sheriff, presented the MART (Multi-Agency Response Team) 28E-Agreement, which was updated. It was moved by Schumacher, seconded by Quastad, to approve the updated MART 28E Agreement. All ayes, motion carried. Entities involved in this 28E Agreement are all of Emmet County, including all of our cities; cities of Algona, West Bend and Emmetsburg and Palo Alto County. The County of Kossuth is pending at this time. Martens will present a Resolution concerning this 28E Agreement at next week's Board meeting.

Deb Tietje, Emmet County Veteran's Affairs Director, came before the Board to ask the Board to reappoint Gene Haukoos as Commissioner for Veteran's Affairs. His term would be a 3-year term, ending on June 1, 2022. It was moved by Quastad, seconded by Hash, to reappoint Gene Haukoos to serve as Commissioner to Veteran's Affairs. All ayes, motion carried. Tietje also requested that the Courthouse be open from 8 to 3 on Memorial Day on Monday, May 27, 2019. The Board granted the request for the Courthouse to be open during those hours on Memorial Day for flag viewing.

The Board reviewed the MMP/Nutrient Management Plan update for owner Spencer Love, Facility Name Spencer Love Site, ID#68485 and for owner, Hawkeye Four, Inc., Facility Name Hawkeye Four, ID #60817.

A motion was made by Quastad, seconded by Glasnapp, to adjourn the meeting at 11:03 a.m. All ayes, motion carried.

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Colleen Anderson  
Clerk to Board of Supervisors

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John Pluth  
Chairman