

Approved Minutes Emmet County Board of Supervisor Minutes
January 15, 2019
Regular Meeting
Board Room, Courthouse

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

Absent:
Vacant Seat

Pluth, Chair, called the meeting to order. Motion was made by Quastad, seconded by Schumacher, to approve the minutes from last week's meeting with a couple of additions, also approving them for publication. All ayes, motion carried.

Pluth informed the Board that one of our custodian's, Jeremy Redinius, is leaving and Amy Sathoff, Auditor, has asked for approval of advertising for the position. The Board gave their approval

The Board appointed Jay Lausen to the Estherville Area Growth Partnership (E.A.G.P.) Committee.

The Compass Point Board approved and accepted going from \$1 per each citizen to \$1.50 per citizen. The Board will consider this at budget time.

Pluth stated that he had attended the Corridor meeting last week and attended the County Social Services training meeting at Charles City last week. He stated it was a very good meeting and got acquainted with other counties.

The Emmet County Citizens Advocacy Group came before the Board to discuss further the Settlement Agreement between Emmet County and Central Bi-Products that was approved at last week's Board meeting.

There were several people attending from the Emmet County Citizens Advocacy Group, Inc. Roy Gage took the floor and stated that he believes the Citizens Advocacy Group should have had some time to review and negotiate on the Contract before it was signed.

It was stated by Melanie Bauler, Emmet County Attorney, that the meeting scheduled with Gage on the days preceding the possible signing of the Contract, was in no way meant for you to review the Contract, it was just your groups' chance of adding any additional comments.

Gage stated that there are no restrictions in the new Contract that was signed about production limits and that is a concern to him.

The Citizens' Group Attorney has reviewed this Contract and offered his review of the contract. This report was given to each Board member. Gage suggested that the Board should have hired an outside Attorney to review this contract, tell us where we are at, and then have met with the Citizens' Attorney and worked together. Schumacher stated that after visiting with Bev Juhl before she retired, the Board did hire an Attorney from Ahlers Cooney to review the situation a few years back. Gage personally feels things have been overlooked. Schumacher stated that with all the other smells we have in our community, it was stated we really did not have a legal standing to tell Central Bi-Products that they were out of compliance.

Pluth stated that by bringing in additional people to give their input and suggestions of things you would like to see included in the contract, this would make it harder to make a decision with that many involved. It was also stated, be sure to remember that the litigation that was happening was based on visible things that we, as a Board, saw that was based on the Conditional Use Permit (C.U.P.). Central Bi-Products came to us to be a good neighbor.

Quastad stated we settled the lawsuit and we received the \$4750 plus this Contract.

Bauler stated that the former County Attorney, Doug Hansen granted a continuance in order for her to become familiar with the case, it had nothing to do with the Advocacy Group.

In closing, Gage stated that he respects the Board, but was disappointed that the County would sign the Contract without first including the Advocacy group to be able to review it.

Walter Davis-Oeth, Engineer, appeared before the Board and requested a closed session. It was moved by Quastad, seconded by Schumacher to go into closed session pursuant to Iowa Code 20.17(3) to discuss union negotiations. Roll call vote taken: Ayes: Schumacher, Hash, Quastad & Pluth. Nays: none. All ayes, motion carried.

Meeting moved into closed session.

It was moved by Schumacher, seconded by Hash to come out of closed session. Ayes: Schumacher, Hash, Quastad and Pluth. Nays: none. All ayes, motion carried. The meeting moved out of closed session and no action was taken.

The Board reviewed the Authorization to use for Facility ID #56741 for BDEM Livestock Site.

The Board also reviewed a Manure Management Plan (MMP) and ownership change for the Jack Creek 26 Site in Section 26, Township 98, Range 32 of Jack Creek Township to Summit Pork 11 LLP and an MMP and ownership change for Denmark 32 Site in Section 32, Township 98, Range 31 of Denmark Township also to Summit Pork 11, LLP.

Pluth, Board Chair adjourned the meeting at 11:08 a.m.

Colleen Anderson, Clerk to Board of Supervisors

John Pluth, Chairman