

Unapproved Minutes Emmet County Board of Supervisor Minutes

June 18, 2019 at 9:00 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. All in attendance recited the Pledge of Allegiance. A motion was made by Schumacher, seconded by Quastad, to approve the minutes from last week's meeting with one addition, also approving them for publication, all ayes, motion carried.

During public forum, the Board discussed various meetings they have attended in the last week and upcoming meetings that they will attend. Hash stated that he had talked with Toby Polkinghorne, Complex Manager from Central Bi-Products on June 12, 2019 about tarping of all trucks, Polkinghorne asked for 30 days to remedy this situation. Board noted that they had received no complaints on smell this past week.

The Board reviewed a drainage petition signed by Jeff Meyer for tile problems in joint drainage district ECD#61 (Emmet, Clay and Dickinson counties). Meyer is asking for an improvement and Quastad stated an improvement should go to the Engineer. This Petition will be discussed at the joint drainage meeting for ECD#61's public hearing on Thursday, June 20, 2019. A copy of this Petition has been emailed to Dickinson County, Control County. No action will be taken until Thursday's joint drainage meeting to be held at the Dickinson County Courthouse where all Boards in attendance, will discuss this Petition.

Lisa Rosburg, Drainage Clerk, presented to Board for Joint Board action, three joint assessments that will need to be forwarded to the joint counties for those counties to assess and associate with this falls' taxes. Emmet County is the control county for these joint districts. They are as follows:

EK#1 (Emmet, Kossuth) for \$3,924.24 or 30.430% - Emmet's share being \$3,579.38, Kossuth's share being \$344.86. It was moved by Quastad, seconded by Glasnapp, to approve the joint assessment as stated above for joint district EK#1 and forward to Kossuth County for approval also. All ayes, motion carried.

ED#79 (Emmet, Dickinson) for \$1,239.68 or 7.548% -Emmet's share being \$1,169.33, Dickinson's share being \$70.35. It was moved by Schumacher, seconded by Hash, to approve the joint drainage assessment as listed for joint district ED#79 and forward to joint County, Dickinson, for approval. All ayes, motion carried.

EPA#21 Outlet Main (Emmet, Palo Alto) for \$6,195.35 or .01¢- Emmet's share being \$3,554.28, Palo Alto's share being \$2,641.07. The Board will table any action on this until next week. Supervisors will review the billings and work orders that have been done so far.

Barb Bohm, Emmet County Assessor, came before the Board to discuss a musty odor in her office. The odor has been present off and on for a few years. Discussion was held, maybe a condensation or tuck point problem. Bohm stated that the odor is around her northwest window/ceiling area. Quastad stated that he went to the room above her, being the jury room, and there has been some water damage up there. Pluth's suggestion was to visit with Randy Colsrud, former Servpro owner, about this situation; the other Board members agreed.

Amy M. Sathoff, Emmet County Auditor & Commissioner of Elections, came before the Board to ask for the adoption of a new, updated County Seal, to be used on all election ballots per the passing of House File 692 by Adoption of Resolution #2019-14.

It was moved by Quastad, seconded by Glasnapp to rescind the motion made on May 7, 2019 accepting the County Seal (that is being used now by the County). All ayes, motion carried.

It was moved by Quastad, seconded by Glasnapp, to adopt Resolution 2019-14, accepting a new County Seal. Roll call vote taken: Ayes: Schumacher, Hash, Quastad, Glasnapp and Pluth Nays: None. Motion carried. The Resolution is as follows:

**Resolution 2019-14**

**A Resolution Adopting an Updated Official County Seal that is to be used on all Official Ballots of the County.**

WHEREAS, HF 692 sets new requirements for placing the county seal on ballots and removes the facsimile signature of the county commissioner of elections (county auditor) from the ballots.

WHEREAS, House File 692, approved earlier this year, amended Iowa Code §43.36, §49.51, and §49.57 by removing the current requirement in these sections to include a facsimile of the signature of the county commissioner of elections (county auditor) on the ballots subject to these statutes. These bills also added a requirement that the county seal of the county be placed on the ballots provided for in these statutes. HF 692 also amended Iowa Code §49.82 to provide a general bar on placing the name or signature of the commissioner of elections on a ballot except where the commissioner is listed as one of the candidates for election on the ballot.

WHEREAS, the specifications for the county seal are provided by Iowa Code Section §331.552 (4) requiring the following: (1) the seal to be an impression seal (2) on the seal shall be (a) the name of the county, (b) the words “county” and “treasurer” which may be abbreviated, (c) the word “Iowa”.

NOW, THEREFORE BE IT RESOLVED, that the Emmet County Board of Supervisors hereby approve adopting an updated Official County Seal to be used on the official ballots of the county with the specifications for the county seal as provided by Iowa Code Section §331.552 (4). Refer to Exhibit A.

PASSED AND ADOPTED this 18th day of June 2019.

Chairperson Board of Supervisors

I HEREBY CERTIFY that the foregoing resolution was duly adopted by the Board of Supervisors of Emmet County, Iowa, at a regular meeting held on 6/18/2019, by the following vote:

AYES: _____	NAYS: _____
_____	_____
_____	_____
_____	_____

ATTEST:

\_\_\_\_\_  
Amy M. Sathoff  
Auditor & Commissioner of Elections

Walter Davis-Oeth, Emmet County Engineer, joined the Board meeting telephonically. Davis-Oeth presented Resolution #2019-15. Amendment #1 for Emmet County's Five-Year Construction Program. He moved the \$472,000 from the year 2024 to the year 2023. It was moved by Schumacher, seconded by Hash to adopt Resolution 2019-15, Amendment #1. Roll call vote was taken. Ayes: Schumacher, Hash, Quastad, Glasnapp and Pluth. Ayes: None. Motion carried. The Resolution can be viewed at the Engineer and Auditor's office and can be viewed on the County's website at [www.emmetcountya.com](http://www.emmetcountya.com).

**Resolution #2019-15**  
**Iowa Department of Transportation**

**FIVE YEAR SECONDARY ROADS CONSTRUCTION PROGRAM SUMMARY**  
**For**  
**Emmet County**

(Resolution can be found in the Auditor's & County Engineer's Office or on the County's website at [www.emmetcountya.com](http://www.emmetcountya.com))

The Board had three joint drainage district claims presented to them for joint signage and approval. Emmet County is not the control county for these districts.

The first being a claim payable to The Daily Reporter, Spencer, IA, for publication costs for joint drainage district ECD#61's (Emmet, Clay & Dickinson counties) Reclassification for \$2,134.08. It was moved by Quastad, seconded by Schumacher, to sign and approve the joint bill and forward to control County, Dickinson for payment. All ayes, motion carried.

Secondly, for ECD#61 is the public notice publication payable to Emmetsburg Publishing Co for \$57.88. It was moved by Hash, seconded by Schumacher, to sign and approve the joint bill and forward to control county, Dickinson, for payment. All ayes, motion carried.

The third bill being for joint district EK#4 (Emmet and Kossuth counties) payable to Anderson Tiling for \$430.00. It was moved by Glasnapp, seconded by Hash, to sign and approve the joint bill and forward to control county Kossuth for payment. All ayes, motion carried.

The Board reviewed the DNR letter for Construction Permit CP-A2019-059 for K & T Olson, Swine 3 Site in Emmet County. Also received was an MMP annual update for Owner, Gary Brown, Facility Name Bacon Maker, Facility ID #62852.

Willis Klaus, landowner in Emmet County, discussed a county tile issue on his property. This is a main county tile with three broken tiles within it in joint drainage district ED#79, Section 5 of Estherville Township. He has had to preventive plant those acres this year, due to water backed up on his land. Klaus asked what am I going to do with these blowout tile holes and is the county going to pay. Quastad stated for Klaus to dig up the holes and call the Supervisors to look at them. When the tile goes underneath the road, then Secondary Roads will have to fix it. Board told him, that since you (Klaus) are going to put in intakes, when you have areas dug out, be sure and contact the Supervisors and they will come out and look at. If it is county tile, Glasnapp stated that the county would pay for the repairs.

A motion was made by Quastad, seconded by Glasnapp, to adjourn the meeting at 10:48 a.m. All ayes, motion carried.

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Colleen Anderson  
Clerk to Board of Supervisors

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John Pluth,  
Chairman