

Approved Minutes Emmet County Board of Supervisor Minutes  
April 4, 2017  
Regular Meeting  
Board Room, Courthouse

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

Absent:

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

No one had any information to share during public forum,

Dan Burton, Assistant to the Engineer, presented the 2017 Maintenance Seal Coat contract for 10.86 miles for \$187,603.24 for Board Signature. It was moved by Pluth, seconded by Quastad, to sign the contract. All ayes, motion carried. For informational purposes for the Board, Burton presented the 2017 maintenance quotes for slurry leveling and crack repair for Emmet County.

Walter Davis-Oeth, Engineer, presented Resolution #2017-8, Emmet County's Weed Control Policy/No Spray Program, for Board passage. The big change will be spraying in front of residences. It was moved by Schumacher, seconded by Quastad, to **adopt** Resolution #2017-8. Roll call vote taken: Ayes: Schumacher, Hash, Quastad, Pluth & Juhl. Nays: None. Motion carried. Resolution #2017-8 reads as follows:

### Resolution #2017-8 Emmet County Weed Control Policy/No Spray Program

Imposed by Chapter 314 and 317 of the Code of Iowa, Emmet County is required to control noxious weeds. Additionally, Chapter 319 of the Code of Iowa also imposes upon the county the duty to remove obstacles within the right-of-way. Many weeds growing in the right-of-way create obstacles to vision, and if untreated, may create hazardous obstacles for errant vehicles. Spraying weeds and brush with herbicides is the most efficient manner of controlling the growth of noxious weeds and brush within county right-of-way. Annually, Emmet County will spray county right-of-way with approved herbicides in order to control noxious weeds and brush. This includes in front of residences, unless they have been previously mowed. Despite the care exercised by the people conducting roadside spraying, occasionally herbicide vapor can drift onto adjacent properties. Errant herbicide can burn, damage or kill flowers, ornamental plants or fruit trees close to the right-of-way line. Some landowners will prefer that the county not spray in front of their residence. Roadside spraying may also not be in the best interest for others due to organic farms status or bee keepers. In order to avoid spraying herbicides in undesired locations, Emmet County shall annually issue no spray permits to its property owners. Each spring, Emmet County will place a press release in the official area newspapers for the enrollment of locations into the no spray program. Requests will be taken and approved by any staff member of the Emmet County Engineer's Office. Once approved, permittee's shall be issued signs to be installed at the requested location. These permits will be valid for the remainder of the calendar year in which they are issued. The permit is required for the participation in the no spray program, and signs must be supplied by Emmet County. Permits will be accepted until April 1<sup>st</sup> each year. Signs that do not conform to county standards will not be accepted. If landowners opt for the no spray program, they shall be responsible for the destruction of weeds and brush within the no spray area. If, in the opinion of the weed commissioner, the landowner does not control weeds, they shall be sent written notice. This notice shall allow for a 10 day period in which the landowner may control noxious weeds and brush themselves. After this 10 day period, the county will destroy any weeds and recover the cost from the landowner.

No spray signs shall be installed along the right-of-way or fence line adjacent to the landowner's property and oriented at 90 degrees to the roadway. Height of the no spray signs shall be such that they are above any vegetation in the road ditch. Landowners are responsible for the maintenance of their no spray signs. The county is not liable for spraying areas that are not properly marked in compliance with this program.

The attached no spray program is approved this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by  
Emmet County Engineer's Office

\_\_\_\_\_  
Beverly Juhl, Chairperson

Emmet County "No Spray" Permit

Name: \_\_\_\_\_ Date: \_\_\_\_\_

Address: \_\_\_\_\_

City/State/Zip Code: \_\_\_\_\_

Phone: \_\_\_\_\_ Cell: \_\_\_\_\_

Number of Signs: \_\_\_\_\_

Location Description: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Permit valid through \_\_\_\_\_

Permit is subject to below conditions:

- 1.) Permittee is responsible for completing their own One Call required for installation of signs.
- 2.) Signs shall be installed and maintained according to Emmet County No Spray Program.
- 3.) Permittee agrees to pay for each sign and for metal post. If signs and posts are in good condition, signs and posts may be reused.
- 4.) Permittee shall control noxious weeds and brush within "No Spray" sign locations. Area extends from roadway shoulder to right-of-way line.
- 5.) Permittee shall perform weed control operations at effective times and intervals to obtain the best possible control of noxious weeds and brush.
- 6.) Permittee agrees to plant sensitive garden plants, shade and fruit trees, shrubs, ornamental plants and other species that may be susceptible to spray drift at a reasonably safe distance away from right-of-way areas subject to Emmet County's noxious weed spraying control operations.

Permittee: \_\_\_\_\_

Engineer's Office Representative: \_\_\_\_\_

Engineer also discussed that they are out doing minor work on roads. The gravels are wet at this time. He also discussed an enzyme test treatment they will try on the Fry road this year. It is supposed to harden the base or gravel on the road when incorporated into the gravel. They are going to try this procedure on approximately 1 mile of roadway. It could eventually save on gravel and be a type of dust control also.

Doug Hansen, Emmet County Attorney, asked for Board's approval for a new copier. Their current lease is expiring. They have received 3 bids, but are very satisfied with their current company and machine. It was moved by Pluth, seconded by Schumacher to approve the lease agreement with Advanced Systems for a Canon copier for a 63 month lease of \$207.04. All ayes, motion carried.

It was moved by Schumacher, seconded by Hash, to have the Board sign the 3 year contract renewal with Cost Allocation Services covering fiscal years 2017 through 2019. All ayes, motion carried.

The Board reviewed the Manure Management Plan for New Fashion Pork, LLP for Farm 252-Ivey in the NW ¼ of the NE ¼ of Sec. 4, Township 99, Range 31 of Armstrong Grove Township. Also reviewed were the Nutrient Management Plans for Hilltop Hogs – Old Site in SW ¼ of the SE ¼ of Section 31, Township 99, Range 33 of Center Township; Hilltop Hogs – Olson Site in Section 7, Township 98 N, Range 32 of Jack Creek Township and Hilltop Hogs – Miller Site in SE ¼ SE ¼ of Section 10, Township 97, Range 34 of Lost Island Township in Palo Alto County.

Motion was made by Quastad, seconded by Hash, to adjourn the meeting at 9:42 a.m. All ayes, motion carried.

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Colleen Anderson, Assistant to the Auditor

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Bev Juhl, Chair