

Unapproved Minutes Emmet County Board of Supervisor Minutes
March 12, 2019 at 9:00 a.m.
Regular Meeting
Board Room, Courthouse

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

Pledge of Allegiance

At 9 a.m., Pluth, Chair, called the meeting to order. A motion was made by Schumacher, seconded by Glasnapp, to approve the minutes from last week's meeting, also approving them for publication. All ayes, motion carried.

During public forum, Quastad stated that he had an odor complaint this morning at 6:35 a.m. and acted upon it. He believes the odor was less than 2 to 1.

Walter Davis-Oeth, Emmet County Engineer, came before the Board. He discussed snow blowers with the Board. He also discussed tools/equipment that the shop foreman stated are outdated. They may take those tools/equipment to a sale, possibly Armstrong's sale. With rain in the forecast, ditches are full and culverts are frozen. The Engineer realizes this will be problematic, with the possibility of water going over the roads. He stated that we are aware of the situation and will do whatever we can to alleviate this. Most of our equipment is back up and running at this time.

At 9:30 a.m., Chair Pluth opened the public hearing for the FY2020 Emmet County Budget. Present was Auditor, Amy Sathoff, Emmet County Board members, Pluth, Quastad, Schumacher, and Glasnapp; absent was Roger Hash and Colleen Anderson, Clerk to the Board. Media present were Ed Funston, Mike Tiedemann and Amy Peterson. There were no written comments received and no other members from the public were present for comments. Sathoff explained her prepared handouts to the Board. It was moved by Schumacher, seconded by Quastad to close the public hearing. All ayes, motion carried.

It was moved by Schumacher, seconded by Glasnapp to adopt Resolution #19-05 concerning the Compensation Board's recommendation, reducing their salary recommendation of 4% to 2.5%. The Board will give a 2.5% salary increase to the Attorney, Auditor, Recorder, Sheriff, Treasurer and the Supervisors. Roll call vote was taken: Ayes: Schumacher, Quastad, Glasnapp and Pluth Nays: none Absent: Hash. All ayes, motion carried. Resolution #19-05 reads as follows:

**RESOLUTION 19-05
EMMET COUNTY COMPENSATION BOARD RECOMMENDATION**

WHEREAS, the Emmet County Compensation Board meets annually to recommend a compensation schedule for elected officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907, and

WHEREAS, the Emmet County Compensation Board met on January 7, 2019 and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2019:

<u>Elected Official</u>	<u>Current Salary</u>	<u>Proposed Increase</u>	<u>Recommended Salary</u>
Auditor	\$55,278.73	4%	\$57,489.88
County Attorney	\$79,419.93	4%	\$82,596.73
Recorder	\$55,278.73	4%	\$57,489.88
Sheriff	\$72,660.38	4%	\$75,566.80
Supervisors	\$28,830.17	4%	\$29,983.38
Treasurer	\$55,278.73	4%	\$57,489.88

THEREFORE, BE IT RESOLVED that the Emmet County Board of Supervisors approved the following salary adjustments for the following elected officials for the fiscal year beginning July 1, 2019:

<u>Elected Official</u>	<u>Approved Salary</u>	<u>Approved Increase</u>
Auditor	\$56,660.70	2.5%
County Attorney	\$81,405.43	2.5%
Recorder	\$56,660.70	2.5%
Sheriff	\$74,476.89	2.5%

Supervisors	\$29,550.92	2.5%
Treasurer	\$56,660.70	2.5%

Approved this 12th day of March 2019.

EMMET COUNTY BOARD OF SUPERVISORS ATTEST:

John Pluth, Chairperson

Amy M. Sathoff, Auditor

AYE:

NAY:

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

The Board was presented with Resolution #19-06 for adoption of the FY2020 Budget. It was moved by Quastad, seconded by Schumacher, to adopt Resolution #19-06. Roll call vote was taken: Ayes: Schumacher, Quastad, Glasnapp and Pluth. Nays: none Absent: Hash. All ayes, motion carried. Resolution #19-06 reads as follows:

**RESOLUTION 19-06
ADOPTION OF FY2020 EMMET COUNTY BUDGET**

WHEREAS, the Emmet County Board of Supervisors held the FY 2020 Budget Public Hearing on Tuesday, March 12, 2019 at 9:30 a.m.

THEREFORE, BE IT RESOLVED that the Emmet County Board of Supervisors approves the FY2020 Budget as lower than the published property tax dollars levied and as presented to the Board and shown below:

ADOPTION OF BUDGET & CERTIFICATION OF TAXES
Fiscal Year July 1, 2019 - June 30, 2020

Budget Basis: CASH

At the meeting of the Board of Supervisors of this County, held after the public hearing as required by law, on the date specified above and to the right, the proposed budget for the fiscal year listed above was adopted as summarized and attached hereto, and tax levies, as itemized below, were approved for all taxable property of this County.

There is attached a Long-Term Debt Schedule (Form 703) for the debt service needs, if any.

For the maximum amount of Mental Health and Disabilities Services Fund Levy Dollars please review your budget instruction documents. You may levy less than the maximum but not more.

Note: Utility Tax Replacements are estimated by subtracting the amounts produced in Column T from the amounts entered in Column P. The software performs this calculation and places the budget-year estimated Utility Tax Replacement amounts on line 11 of the Revenues Detail sheet.

Certification of Mental Health and Disabilities Services Fund Levy Dollars - County MHDS Fund Levy Dollars (cannot exceed statutory max)

		(P) UTILITY REPLACEMENT AND PROPERTY TAX DOLLARS	(Q) VALUATION WITH GAS & ELEC UTILITIES	331,818 (R) LEVY RATE	(S) VALUATION WITHOUT GAS & ELEC UTILITIES	(T) PROPERTY TAXES LEVIED
A. Countywide Levies:	1		605,783,808		598,304,959	
General Basic	2	2,241,863		3.70076		2,214,183
+ Cemetery (Pioneer - 331.424B)	3			0		0
= Total for General Basic	4	2,241,863				2,214,183
Emerg Mgmt Dollars Included Above in Gen Basic-Info Only for Tax Statement	5					0
General Supplemental	6	1,253,326		2.06893		1,237,851
Emerg Mgmt Dollars Included Above in Gen Supp-Info Only for Tax Statement	7	129,686				128,085
County MHDS Fund (from certification above)	8	331,818		0.54775		327,722
Debt Service (from Form 703 col. 1 Countywide total)	9	0	613,008,450	0	605,529,601	0
Voted Emergency Medical Services (Countywide)	10			0		0
Other (specify)	11			0		0
Subtotal Countywide (A)	12	3,827,007		6.31744		3,779,756
B. All Rural Services Only Levies:	13		394,931,801		390,490,821	
Rural Services Basic	14	1,264,429		3.20164		1,250,211
Rural Services Supplemental	16			0		0
Unified Law Enforcement	17			0		0
Other (specify)	18			0		0
Other (specify)	19			0		0
Subtotal All Rural Services Only (B)	20	1,264,429		3.20164		1,250,211
Subtotal Countywide/All Rural Services (A + B)	21	5,091,436		9.51908		5,029,967
C. Special District Levies:						
Flood & Erosion	22		0	0	0	0
Voted Emergency Medical Services (partial county)	23		0	0	0	0
Other (specify)	24	0	0	0	0	0
Other (specify)	25		0	0	0	0
Other (specify)	26		0	0	0	0
Township ES Levies (Summary from Form 638-RE)	27	0	0		0	0
Subtotal Special Districts (C)	28	0				0
GRAND TOTAL (A + B + C)	29	5,091,436				5,029,967

	2019/2020 Annual Salary
Compensation Schedule for FY:	
Elected Official:	
Attorney	81,406
Auditor	56,661
Recorder	56,661
Treasurer	56,661
Sheriff	74,477
Supervisors	29,551
Supervisor Vice Chair, if different	
Supervisor Chair, if different	

Number of Official County Newspapers:	2
Names of Official County Newspapers:	
1	Estherville News
2	Armstrong Journal
3	
4	
5	
6	

The County Auditor represents the following to be true:

- The prescribed Budget Public Hearing Notice and Proposed Budget Estimate (Form 630) was lawfully published in all official newspapers, with said publication(s) being individually evidenced by verified and filed proof(s) of publication. If applicable, there was lawful publication of any rates exceeding statutory maximums.
- All budget hearing notices were published not less than 10 days, nor more than 20 days, prior to the budget hearing.
- Adopted property taxes do not exceed published amounts.
- Adopted expenditures do not exceed published amounts for any of the 10 individual expenditure classes, or in total.
- Budget was approved by Resolution # _____
- This budget was certified on or before March 15 unless otherwise documented to the Department of Management.

Board Chairperson (signature) _____

County Auditor (signature) _____

Approved this 12th day of March 2019.

EMMET COUNTY BOARD OF SUPERVISORS ATTEST:

John Pluth, Chairperson
AYE:

Amy M. Sathoff, Auditor
NAY:

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Resolution #19-07 was presented to the Board for adoption. This Resolution is petitioning the Governor and Legislature of Iowa to revise Iowa code 53.17(2), pertaining to absentee ballots. It was moved by Glasnapp, seconded by Quastad, to adopt Resolution #19-07. Roll call vote was taken. Ayes: Glasnapp, Quastad, Schumacher, Pluth. Nays: none Absent: Hash. All ayes, motion carried. This Resolution reads as follows:

RESOLUTION 19-07 A RESOLUTION PETITIONING THE GOVERNOR AND LEGISLATURE OF IOWA TO REVISE IOWA CODE 53.17(2) PERTAINING TO ABSENTEE BALLOTS

WHEREAS, county commissioners of elections receive absentee ballots after polls close on Election Day; and

WHEREAS, to be counted, said absentee ballots must be “clearly postmarked by an officially authorized postal service or bear an intelligent mail barcode traceable to a date of entry into the federal mail system not later than the day before the election and received by the commissioner not later than noon on the Monday following the election” (Iowa Code 53.17(2)); and

WHEREAS, the federal mail system is outside jurisdiction of Iowa Law and cannot guarantee either prescribed method of authentication as a basis for qualifying such absentee ballots for counting (acknowledged in Iowa Administrative Code 721-21.6303(53)); and

WHEREAS, absent prescribed evidence of registration in the federal mail system, said absentee ballots are disqualified from lawful counting; and

WHEREAS, disqualified and uncounted absentee ballots in close races cast doubt among voters as to the legitimacy of election results; and

WHEREAS, such disqualified and uncounted absentee ballots have been cause to contest election results in district court and the Iowa House of Representatives.

NOW THEREFORE, BE IT RESOLVED that the Emmet County Board of Supervisors do hereby petition the Governor and Legislature of Iowa to simplify the standard for counting absentee ballots by revising Iowa Code 53.17(2) as follows:

In order for the ballot to be counted, the return envelope must be received in the Commissioner’s office before the polls close on election day. ~~or be clearly postmarked by an officially authorized postal service or bear an intelligent mail barcode traceable to a date of entry into the federal mail system not later than the day before the election and received by the commissioner not later than the day before the election and received by the commissioner not later than noon on the Monday following the election.~~

Approved this 12th day of March 2019.

EMMET COUNTY BOARD OF SUPERVISORS ATTEST:

John Pluth, Chairperson
AYE:

Amy M. Sathoff, Auditor
NAY:

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

Name, Supervisor

It was moved by Schumacher, seconded by Glasnapp, to approve the County claims as listed in the claims register. All ayes, motion carried.

It was moved by Quastad, seconded by Glasnapp, to approve the County’s drainage claims presented. All ayes, motion carried.

The Board reviewed two joint drainage claims. The first one presented is for ECD#61 (Emmet, Clay & Dickinson). Dickinson County is the control county for this joint drainage district. The bill is from Jacobson-Westergard & Associates Inc. for a total of \$3,148.

The bill includes engineering services for Branch 61 cleanout for \$202.50 and for January/February Reclassifications costs for the main ditch cleanout for a total of \$2,945.50 for the total of \$3,148.00. It was moved by Schumacher, seconded by Glasnapp, to have the Board Chair sign the joint claim. Claim will be sent back to control County Dickinson for payment.

Another joint claim was presented for Board approval for joint District ED#3. Emmet County is the control county for this joint drainage district. The bill is payable to Jacobson-Westergard & Associates, Inc., for a total of \$1,415.00 for Engineering fees. The joint claim has been forwarded to joint county, Dickinson, for signature and approval. Emmet County will pay this bill when the approval comes back from Dickinson County. It was moved by Schumacher, seconded by Glasnapp, to approve and sign the joint drainage claim. All ayes, motion carried.

Quastad discussed with other board members about re-visiting with the State of Minnesota concerning Emmet County's drainage district #70 and Minnesota's drainage district #56.

The Board reviewed the MMPs (Manure Management Plans) for the following:

Owner New Fashion Pork, Facility NFP Farm 192 – White #64370;

Owner, Jeff Anderson, Facility JANS Farms Inc #2 #57870;

Owner, New Fashion Pork, Facility Farm 238 – Kiburz A #67122.

A motion was made by Quastad, seconded by Glasnapp, to adjourn the meeting at 10:25 a.m. All ayes, motion carried.

Colleen Anderson, Clerk to Board of Supervisors

John Pluth, Chairman