

Election Center
Emmetsburg, Iowa
August 13th, 2019; 10:00 a.m.

The Palo Alto County Board of Supervisors met as Trustees of Drainage District No. 28. Members present: Craig Merrill, Chair; Linus Solberg, Ron Graettinger, Keith Wirtz and Roger Faulstick. Present: Jim Hudson, Drainage Attorney; Don Etler, P.E. Bolton & Menk; Collin Klingbeil, P.E. Bolton & Menk; Jordan Morey, Auditor's Office.

Unless otherwise indicated, all of the motions offered at this meeting were carried with the following vote: Ayes: Graettinger, Wirtz, Solberg, Faulstick, Merrill. Nays: None. Abstentions: None.

Present: Donald Gardner, Ray Ohrtman, Wade Lundgren, Myron Bruhn, Chris Warren, Neil Guess, Marylynn Tonderum, Vernon Smith, Alice Underwood, Lynn Feddersen, Roger Tonderum, Stewart Ohrtman, Joel Zwiefel, Janis Thompson, Craig Brownlee, Kent Kiburz, Jay Gunderson, Sam Brownlee, Linda Handeland, Tim Twaiten; Jeremy Thilges, NRCS; Dean Gronemeyer, NRCS;

Craig Merrill, Board Chairman, opened the continued hearing on improvements to Drainage District No. 28 at 10:00 a.m. at the Election Center.

Jim Hudson, Attorney, explained to landowners the process for filing objections and landowner rights to change or modify objections until a final decision is made by the Board. Jim explained the process for paying for the project over 20-year installments at 5% interest.

Don Etler presented the Amendment No. 2 to the Engineer's report for Drainage District No. 28 and filed the Amendment No. 3 benefitted lands schedule.

Don reviewed the history & condition of the existing drainage system and gave an update on wetlands, appeals and permits.

Two options were proposed for the project:

1. ¾" coefficient reduced scope without Branches Upper A, D & E
 - a. Total Estimated Cost \$2,365,500
2. ¾" coefficient full scope
 - a. Total Estimated Cost \$2,731,500

Jim Hudson read the objections and changes since the last meeting as follows: Kent Kiburz-objection; Marylynn Tonderum-objection; Melvin Larry Norland Trust-objection removed; Janis Thompson-objection; Arden Twaiten-objection; Martha Andersen, Leo H. Brownlee Farms Inc., Craig Brownlee, signed by Craig Brownlee, Agent-objection removed.

Collin, Bolton & Menk, read the percentages for objections on each Branch as follows: Main Open Ditch: 45% land; 33% population

Main Tile: 44% land; 36% population

Lower A: 33% land; 36% population

Upper A: 40% land; 46% population

Branch B: 12% land; 14% population

Branch C: 57% land; 29% population

Branch D: 99% land; 67% population (remonstrance)

Branch E: 29% land; 50%: population

Motion by Graettinger, seconded by Solberg to approve ¾" coefficient improvement on Drainage District No. 28 to improve the main open ditch, main tile, Branch B, C, and Branch A Upper and Lower and include Branch E at this time with the possibility of removing after a meeting with the landowners who file objections on Lateral E. Motion Carried.

Don stated that bids could be taken in September.

Motion by Wirtz, seconded by Graettinger to adjourn the Drainage District No. 28 Hearing. Motion Carried.

Carmen Moser, Auditor