

LEGAL NOTICES

CITY OF EMMETSBURG

Notice to Bidders

The City of Emmetsburg will be accepting bids for 2024-2025 general street improvements. To view specifications of bid, please contact City Hall, 2021 Main Street, Emmetsburg, IA. All bids must be

sealed and submitted to the City Clerk by 11:00 a.m. on May, 9, 2024. Bids will be submitted to City Council for final approval on May 13, 2024.

Billie Jo Louwagie, City Clerk 17.1

CITY OF EMMETSBURG

Notice of Public Hearing

The Emmetsburg City Council will hold a public hearing at 5:00 PM on May 13, 2024 at the Shores Community Center Room located at 14 N Lawler, Emmetsburg, Iowa, on 2024-25 general street im-

provements. Interested individuals may attend this public hearing; any written comments must be received at the City Clerk's Office prior to the time of the hearing.

Billie Jo Louwagie, City Clerk 17.1

PROBATE: WILLIAM M. BURKE

IN THE IOWA DISTRICT COURT FOR PALO ALTO COUNTY

IN THE ESTATE OF WILLIAM M. BURKE, DECEASED

PROBATE NO. ESPR012530

NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of William M. Burke, Deceased, who died on or about the 6th day of March, 2021.

You are hereby notified that on the 14th day of March, 2024, the Last Will and Testament of William M. Burke, deceased, bearing the date of December 8, 2017, was admitted to probate in the above named court and that Michael W. Burke was appointed executor of the estate. Any action to set aside the will must be brought in the district court of said county within the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice to all heirs of the decedent and devisees under the will whose iden-

titles are reasonably ascertainable, or thereafter be forever barred. Notice is further given that all persons indebted to the estate are requested to make immediate payment to the undersigned, and creditors having claims against the estate shall file them with the clerk of the above named district court, as provided by law, duly authenticated, for allowance, and unless so filed by the later to occur of four months from the second publication of this notice or one month from the date of mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred. Dated this 16th day of April, 2024.

Michael W. Burke
2511 89th Street NW
Bradenton, FL 34209
Executor of the Estate

Jeremy J. Gray
Newman Thompson & Gray, PC
36131 Highway 69
Forest City, IA 50436
Attorney for Executor

Date of second publication May 2, 2021 17.2

PALO ALTO COUNTY SUPERVIORS

Courthouse
Emmetsburg, Iowa
April 17, 2024, 1:00 p.m.

The Palo Alto County Board of Supervisors met in a special session. Members present: Craig Merrill, Chair; Roger Faulstick, Linus Solberg, Keith Wirtz, Ronald Graettinger. Present: Diane Weiland, Reporter/Democrat; Carla Larson, Jim & Sharon Neighbors, Gary Koppie, Aletha King, Zoning; Walter Davis-Oeth, County Engineer, Jordan Morey, Auditor's Office.

Present on conference call: Sean Bell, Shane Roche—Lost Island Wind; Amanda James, Attorney. 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.

Craig Merrill, Chair, called the meeting to order and led the Pledge of Allegiance. Motion by Faulstick, 2nd by Graettinger to approve the agenda for April 17, 2024. Motion Carried.

Motion by Wirtz, 2nd by Graettinger to approve the minutes for April 16, 2024. Motion Carried.

Bill Hanigan, Attorney, and Valerie Banalstra with Hanigan Law Group, P.L.C. met with the Board by conference call. Bill reviewed with the Board the

Lost Island wind responses. Bill reviewed the April 16 letter to clarify & review the timeframe. The Board determines that the application is complete and then has 60 days to schedule a public hearing.

Amanda James, Attorney with S&W Law Offices Sullivan & Ward, P.C. was on the conference call representing Lost Island Wind Energy LLC.

Valerie discussed the proof of waivers for each lease agreement and the decommissioning agreement. Hanigan Law Firm requested a new version of the decommissioning agreement that is robust and provided actual legal agreement with the ordinance. The parties agreed to stay with the decommissioning agreement provided by Hanigan Law Group. The Board had questions about the letter of credit.

Bill & Valerie will prepare a letter in response to the Sullivan & Ward letter and update the Board on Tuesday, April 23, 2024, by conference call.

Carla Larson & Jim Neighbors asked questions about the lease agreements and disclosure of hazardous waste materials.

Motion by Wirtz, 2nd by Faulstick to adjourn. Motion Carried.

Craig Merrill, Chairman
Carmen Moser, County Auditor 17.1

PALO ALTO COUNTY SUPERVIORS

Joint meeting of Palo Alto and Emmet County supervisors held at River Valley Telecommunications in Graettinger. April 16, 2024 10:30 a.m.

Palo Alto County: Ronald Graettinger, Roger Faulstick, Linus Solberg, Keith Wirtz, Craig Merrill; Carmen Moser, Auditor
Emmet County: Todd Glasnapp, Lisa Hansen, John Pluth, Jeff Quastad, Tim Schumacher; Heidi Goebel, Auditor
Walter Davis Oeth, shared county engineer
Others present: Diane Weiland with Reporter Democrat Newspaper in Emmetsburg

Call to order by Glasnapp at 10:35 a.m. Schumacher made the motion to appoint Todd Glasnapp as meeting Joint Chairperson and Heidi Goebel as Joint Board Clerk, Graettinger second. All ayes. Motion carried.

Pluth made the motion to approve minutes from last year's meeting. Quastad second. All ayes. Motion carried.

Schumacher asked for a solid waste discussion. Palo Alto shared how they manage their solid waste. Graettinger stated that Palo Alto County zoning, Aletha King, oversees their solid waste facility. Another board oversees the solid waste administration consisting of representatives from the entities involved. Palo Alto is paying three employees' wages and benefits. The people at the transfer station collect money and bill contractors/individuals. Once a week,

the solid waste workers deposit the money with the county treasurer. Aletha King bills the cities annually. Palo Alto's solid waste does not do the recycling. Palo Alto utilizes Shamrock Recycling.

Solberg suggested that the Emmet supervisors should visit their facility. He also recommended touring Spencer's solid waste facility.

Hansen asked if Palo Alto changed their wind turbine ordinance with more construction of turbines. Most current Palo Alto ordinance and amendment available for viewing on their website.

Question raised on how full-time information technology position in Emmet is working out. Discussion.

Solberg asked how the shared county engineer position was working. Both counties agreed sharing. Walter Davis-Oeth as county engineer was working well.

Solberg opened discussion about the status of pipelines in the two counties. Discussion.

Discussion moved to county attorney positions full-time versus part-time.

Graettinger left meeting at 11:30. Solar ordinance discussion.

Motion to adjourn the joint meeting at 11:34 a.m. by Hansen, second by Merrill. All ayes. Motion carried.

Todd Glasnapp, Joint Chairperson
Heidi Goebel, Joint Board Clerk Emmet County
Emmet County Supervisors 17.1

PALO ALTO COUNTY SUPERVIORS

Courthouse
Emmetsburg, Iowa
April 16, 2024, 8:00 a.m.

The Palo Alto County Board of Supervisors met in regular session. Members present: Craig Merrill, Chair; Roger Faulstick, Linus Solberg, Keith Wirtz, Ronald Graettinger. Present: Carla Larson, Jim & Sharon Neighbors, Leon Wojahn, Aletha King, Zoning; Anne Quail, County Attorney. Present on conference call: Sean Bell, Shane Roche, Bri Erickson—Lost Island Wind.

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.

Craig Merrill, Chair, called the meeting to order and led the Pledge of Allegiance. Motion by Faulstick, 2nd by Graettinger to approve the agenda for April 16, 2024. Motion Carried.

Motion by Graettinger, 2nd by Solberg to approve the minutes for April 9, 2024. Motion Carried.

Motion by Wirtz, 2nd by Graettinger to approve the Sheriff quarterly report ending December 31, 2023. Motion Carried.

Motion by Solberg, 2nd by Wirtz to approve a septic grant application from Greg Frink. Motion Carried.

Rob Allen, County Conservation Director, met with the Board to approve hiring part-time seasonal employees. Motion by Solberg, 2nd by Faulstick to approve hiring part-time seasonal employees for county conservation as follows: Donald Larsen \$17.75 per hour effective April 22, 2024; Joe Petersen \$15.00 per hour effective May 20, 2024; Abigail Bailey \$15.00 per hour effective May 20, 2024; Molly Leman \$100 per weekend effective May 11, 2024, as part time/campground host. Motion Carried.

Anne Quail, County Attorney, met with the Board to approve hiring part-time Assistant County Attorney.

Motion by Solberg, 2nd by Faulstick to approve hiring part-time Assistant County Attorney Samuel Lyon at \$77,000 annual salary effective April 22, 2024, with review in 6 months. Nays: Graettinger. Motion Carried.

Carla Larson was present for public comment and asked questions about tax increment financing revenues. Leon Wojahn was present for public comment and voiced his concerns about eagles and the

airport regarding the wind turbines.

Jeremy Thilges, NRCS, met with the Board. James Schoning, landowner, met with the Board to discuss the waterway in Section 10 & 11, Highland Township, in Drainage District No. 154. NRCS & the landowner requested approval to repair the waterway over the tile of Drainage District N. 154 with no cost to the district.

Motion by Solberg, 2nd by Graettinger to approve the waterway repair over Drainage District No. 154 in Section 10 of Highland Township. Motion Carried.

Bill Hanigan, Attorney, met with the Board on a conference call to discuss the wind turbine application.

Bill provided an update to the Board that Vesta's has provided a complete response to the April 5, 2024, letter requesting additional information & clarification.

The Board will hold a special meeting on Wednesday, April 17, 2024, at 1:00 p.m., at the courthouse boardroom to continue discussions on the Lost Island wind application.

Motion by Wirtz, 2nd by Graettinger to set the Hearing Date for the Drainage District 64 Annexation for May 28, 2024, at 9:00 a.m. in the Courthouse Boardroom. Motion Carried.

Sarah Strohm, Public Health Director and Ben Huntley, Environmental Health, met with the Board to discuss cancer rates in Palo Alto County. Sarah presented the 2024 Cancer in Iowa Report from the Iowa Cancer Registry. Sarah discussed a grant for radon testing kits & radon mitigation and requested a letter of support from the Board of Supervisors.

Motion by Solberg, 2nd by Wirtz to approve a letter of support for the radon risk program and radon mitigation program. Motion Carried.

Ben Huntley met with the Board and gave an update on an interview he had with a news reporter regarding nitrates in water testing.

Sharon Neighbors spoke about cancer affecting her personally and cancer cases around Ruthven & Lost Island areas.

Committee Reports: Ron—Solid Waste mtg; Roger—Gaining Development mtg.

Motion by Graettinger, 2nd by Wirtz to adjourn. Motion Carried.

Craig Merrill, Chairman
Carmen Moser, County Auditor 17.1

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