

THE CARBON DIOXIDE TRANSPORT AND STORAGE ADVISORY COMMITTEE was brought to order by the Chair, Jim Jibben, at 6:30 p.m. on December 19, 2023, with Commissioner Joel Arends, David Anderson, Mark Noordsy, Anthony Ventura, Eric Scott, Marlene Sweeter. Non-voting member: Karla Lems and Adam Wirt. Deputy Auditor Cristen Standley served as Clerk to the Board. Drew DeGroot, Chief Civil Deputy State's Attorney and Toby Brown, Planning & Zoning were also present.

ROUTINE BUSINESS:

MOTION by Anderson and seconded by Arends to approve the agenda. Motion by Arends and seconded by Noordsy to approve the following minutes, November 21 & 28, December 5 & 12. Arends: "Aye" Anderson: "Aye" Noordsy: "Aye" Ventura: "Aye" Scott: "Aye" Sweeter: "Aye" Jibben: "Aye" Motion carried.

REGULAR BUSINESS:

COMMITTEE BRIEFING: Bryan Loeque from Audubon gave testimony regarding dispersant analysis which gave way to a combined discussion of Agenda item #1 and #3. Aaron Eldridge, Project Manager with Summit Carbon Solutions also gave information regarding the analysis presented. Comments were heard from Committee members Ventura, Arends, Noordsy and Lems. Public comments were also heard.

COMMITTEE BRIEFING: Ryan Koopmans, an attorney from Des Moines, IA, visited with the committee about Federal Pipeline Safety Act and how it affects ordinances written by other counties involving setbacks and preemption. Comments were heard from Committee members Jibben, Arends, Lems. Public comments were also heard.

COMMITTEE BRIEFING: Joel Gustafson Vice President of Tax for Carbon Summit Solutions discussed tax and financial benefits that the pipeline could contribute to the counties and how that money is potentially dispersed. Comments were heard from Noordsy and Comments were heard from Committee members Sweeter, Scott and Lems. Public Comments were also heard.

COMMITTEE BRIEFING: Bret Merkel, real estate broker and attorney addressed the board with his opinion regarding the potential impact on land values. Comments were heard from Committee members Arends, Scott and Ventura. Public comments were also heard.

COMMITTEE ACTION:

COMMITTEE DISCUSSION TO APPROVE: Toby Brown highlighted the definitions for zoning regulations for the Committee to vote on.

Motion by Scott and seconded by Ventura to accepts definitions for zoning regulations. Arends: "Aye" Anderson: "Aye" Noordsy: "Aye" Ventura: "Aye" Scott: "Aye" Sweeter: "Aye" Jibben: "Aye" Motion carried.

A nine-minute recess was called at 8:05 p.m.

COMMITTEE DISCUSSION TO APPROVE SETBACK REQUIREMENTS: Discussion heard from Arends, Noordsy, Ventura, Lems, Anderson, and Scott. Public comments were also heard.

Motion by Ventura and seconded by Sweeter to set setback requirements to 1,855 feet from dwelling for a six inch line, anything larger than a six inch line, the setback can be increased by Planning and Zoning

or County Commission. Arends: “Nay” Anderson: “Nay” Noordsy: “Nay” Ventura: “Aye” Scott: “Nay” Sweeter: “Aye” Jibben: “Nay” Motion failed.

Motion by Scott seconded from Ventura to set the setback to 330 feet from property line. Arends: “Nay” Anderson: “Nay” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

COMMITTEE DISCUSSION TO APPROVE MUNICIPALITY: Discussion heard from Ventura, Arends, Lems, and Noordsy. Public comments were also heard.

Motion by Ventura seconded by Scott to approve a 2-mile setback from city limits. Arends: “Nay” Anderson: “Nay” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Nay” Motion carried.

COMMITTEE DISCUSSION TO APPROVE ZONING DISTRICT: Toby Brown addressed the committee with clarifications on the meaning of each zoning district. Discussion heard from Scott, Arends and Anderson.

Motion by Ventura and seconded by Scott to offer another recommendation to Board of Commissioners to only allow pipeline construction/zoning in I-1 Light Industrial. Arends: “Nay” Anderson: “Nay” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

COMMITTEE DISCUSSION TO APPROVE ZONING USE(S): Toby Brown addressed the committee with clarifications on the meaning of each zoning uses. Discussion heard from Noordsy, Arends, Scott and Ventura.

Motion by Scott and seconded by Noordsy to offer a third option to consider using conditional use. Arends: “Nay” Anderson: “Nay” Noordsy: “Aye” Ventura: “Nay” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried. Public comments were also heard.

COMMITTEE DISCUSSION TO APPROVE ADDITIONAL CRITERIA: Discussion heard from Ventura, Scott, Anderson and Arends. Public comments were heard.

Motion by Ventura and seconded by Scott to offer hard set back waivers for personal economic opportunities. Arends: “Nay” Anderson: “Aye” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

Motion by Ventura and seconded by Noordsy set the waiver 1 mile from parcel then require a public hearing for CO2 pipelines based on agreed upon definitions. Arends: “Nay” Anderson: “Nay” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Nay” Motion carried.

Motion by Scott seconded by Ventura to consider economic impact to livestock with a setback ordinance. Arends: “Aye” Anderson: “Aye” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

Motion by Noordsy seconded by Ventura to consider recommending requiring pipeline companies to have an insurance policy through an insurance company rated A or better by AM Best Analytics that would cover damages to ensure citizens are protected economically. Arends: “Aye” Anderson: “Aye” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

Public comments were heard.

Anderson left meeting at 10:22 p.m.

ADJOURNMENT:

MOTION by Arends and seconded by Scott to adjourn at 10:27 p.m. Arends: “Aye” Anderson: “Absent” Noordsy: “Aye” Ventura: “Aye” Scott: “Aye” Sweeter: “Aye” Jibben: “Aye” Motion carried.

Carbon Dioxide Transport & Storage Advisory Committee

Jim Jibben, Chair to the Committee

Attest: _____
Cristen Standley, Deputy Auditor

Approved: December, 2023