

## PUBLIC NOTICE

### NOTICE OF MEETING OF THE CITY COUNCIL OF THE CITY OF ALLISON, IOWA ON THE ADOPTION OF ORDINANCE #261.

Public Notice is hereby given that the City Council of the City of Allison, Iowa, will hold a public hearing on the 24<sup>th</sup> day of January, 2022 at 5:45 P.M. in the Council Chambers, City Hall, 410 North Main, Allison, Iowa at which meeting the Council proposes to take action to adopt Ordinance #261. An Ordinance amending the Code of Ordinances of Allison, Iowa by amending provisions pertaining to special permits issued by the City Council to include the following language: "The City Council, by a majority vote of the Council, may issue special permits for buildings and occupancy if no objections are filed. If written objections are filed by any of the owners of record of the adjacent property within three hundred feet of the proposed building or oc-

cupancy no special permit shall be issued except by affirmative vote of three of the five members of the Council after hearing. The fee required for such special permit will be \$25.00. A building permit issued under the provisions of this chapter shall expire after one year from the date of issuance unless the activity authorized by the permit is completed within such one-year period. A one-year extension will be considered by the City Council upon request of extension given to the City Clerk, to be placed on the agenda, seven days prior to the scheduled City Council meeting." Any interested parties are encouraged to attend and speak in favor of or in opposition to the proposed Ordinance on amending provisions pertaining to the special permit process.

Glenda Miller, City Clerk

TJ - 1

## NOTICE

**THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTORS, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF GERHARD J. LUEBBERS, DECEASED**  
**CASE NO. ESPR017262**  
To All Persons Interested in the Estate of GERHARD J. LUEBBERS, Deceased, who died on or about December 10, 2021:  
You are hereby notified that on December 21, 2021, the Last Will and Testament of GERHARD J. LUEBBERS, deceased, bearing date of December 29, 2011, was admitted to probate in the above named court and that Michelle Dischler, Thomas Luebbers and Patricia Nie have been appointed Executors 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 identities are reasonably ascertainable, or thereafter be forever barred.

Notice is further given that all persons indebted to the estate are requested to make immediate pay-

ment 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 date of 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 December 21, 2021.

Michelle Dischler  
3144 Pella Ave.  
Rockwell City, IA 50579  
Thomas Luebbers

23135 265th St.  
Allison, IA 50602  
Patricia Nie,  
5835 Jesup Rd.  
Jesup, IA 50648  
Executors of Estate  
Emily J.C. Pittenger, ICIS#: AT0006206  
Attorney for Executors  
Klinkenberg & Hansmann  
1201 Highway 57  
P.O. Box 682  
Parkersburg, IA 50665  
Date of second publication 13th of January, 2022.

TJ - 1,2

## PROCEEDINGS

### CITY OF ALLISON REGULAR COUNCIL MEETING MONDAY, DECEMBER 27, 2021

Regular Meeting:  
Mayor Pro Tem Davis opened the regular meeting of the Allison City Council at 5:45 p.m. Council members present were Bangasser, Carlson, Davis, Henning, Heuer. Absent was Mayor Henrichs. Also present was: Coby Bangasser, Trent Stirling, Michael Stirling, Travis Fischer – Tribune Journal. Henning made a motion to approve the agenda with a second by Carlson. Ayes: All. Nays: None. Motion carried.

#### Open Forum:

There were no open forum items discussed.

#### Consent Agenda:

Motion by Bangasser with a second by Carlson to approve the consent agenda which was as follows: Approve minutes from meeting on 12/13/2021  
Ayes: All. Nays: None. Motion Carried.

#### New Business:

The discussion with Clay Cordes for a possible subdivision for lots for garages that may include a variance for setbacks for tabled. Council reviewed the information

for a review of the 2020 Census housing count and decided not to have the recount of houses done.

Spraying and mowing at Wilder Park was discussed and these matters will be discussed further with the Park Board when they present their budget at the meeting on January 10, 2022.

Council discussed that the total paid out by the City for attorney fees for the Moad/Doeden lawsuit against the City was \$7,311.50.

Council reviewed Ordinance #258 for Golf Carts, ATV's, UTV's, and Side by Sides. The following changes were discussed and will

be reviewed by the City Attorney. A public hearing will then be set up at which time the public will have a chance to voice their opinion on the changes. Section 77.03 – Golf Carts, ATV's, UTV's and Side by Sides may be operated on City Streets only between sunrise and sunset unless the unit is equipped with head lights, tail lights and turn signals. Section 77.05 – the sentence -All units must be registered within 30 days or a \$100 fine will be issued - will be deleted and the following sentence will be inserted: If you are found to be driving a unit in the City of Allison without a City

of Allison current registration, you may be assessed a fine of \$100 per occurrence and will also be required to obtain a registration.

#### Old Business:

The \$10,697.50 that was sent to UMB for a partial payoff on the 2020 Freightliner Dump Truck was returned to the City as pre-payments on this loan are not allowed. Council decided to put this money into the yearly street project fund and use it for the 2022 street project. A resolution for this transfer will be drawn up and presented for approval at the January 10<sup>th</sup> meeting.

Council decided that a special permit would not be needed for the owner at 21677 Hwy 3 to make part of that building into an apartment.

#### Adjournment:

Motion by Bangasser with a second by Henning to adjourn at 6:30 p.m. Ayes: All. Nays: None. Motion carried.

Ron Davis – Mayor Pro Tem

Attest: Glenda Miller – City Clerk

TJ - 1

## PROCEEDINGS

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON DECEMBER 28, 2021.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Eddy, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.

During public comment, County Engineer, John Riherd, shared that Landon Cleary, passed his Profession Engineer test and received his PE license. Riherd explained the career progression of an engineer after their degree includes a fundamentals exam, four years of work experience in a chosen field and then the professional exam. Riherd mentioned Cleary will continue to take on increased responsibilities in their office.

Motioned by Heidenwirth, second by Eddy to go into closed session to discuss Planning & Zoning Administrator, Misty Day, position, duties and salary. Motioned by Barnett, second by Eddy to return to open session. All ayes. Motion carried. Barnett shared discussions included both of Misty Day's positions duties with Planning and Zoning and the Environmental Health Department. Motioned by Eddy, second by Heidenwirth to increase the combined salary beginning FY23 for Planning and Zoning Administrator and Environmental Health Administrator to total \$61,000, with one-third designated for Planning & Zoning position and two-thirds for the Environmental Health position. All ayes. Motion carried.

Environmental Health Specialist, Misty Day, shared that at last week's Board of Health meeting they recommended and approved her separation from Public Health as of January 1, 2022. Heidenwirth asked about budgeting changes and Misty explained Environmental Health already had a separate budget, but had previously been completed by Jennifer Becker. Motioned

by Heidenwirth, second by Eddy to acknowledge the separation of Environmental Health from Public Health through Resolution 1014. The roll was called and the vote was: AYES: Eddy, Barnett, and Heidenwirth. NAYS: None; therefore, Resolution 1014, was adopted as follows:

#### RESOLUTION # 1014

AGREEMENT BETWEEN BUTLER COUNTY BOARD OF HEALTH and

BUTLER COUNTY BOARD OF SUPERVISORS

"SEPARATION OF ENVIRONMENTAL HEALTH FROM PUBLIC HEALTH"

BE IT RESOLVED by the Butler County Board of Health and the Butler County Board of Supervisors as follows:

Section 1. The Butler County Board of Health and the Butler County Supervisors entered into an Agreement on or about May 12, 2009, whereas Butler County Public Health would provide administrative services for the Environmental Health Department.

Section 2. Due to the relocation of the Environmental Health Department to a different office, it is no longer practical for Butler County Public Health to continue to provide administrative services for the Environmental Health Department.

Section 3. The Butler County Board of Health and the Butler County Supervisors hereby agree to and approve the separation of the Environmental Health Department from Butler County Public Health effective January 1, 2022.

Section 4. The Environmental Health Specialist is hereby appointed as the Administrator for the Environmental Health Department.

Section 5. All administrative fees paid to Butler County Public Health for the administrative services provided to Environmental Health shall cease upon the effective date of the separation.

Greg Barnett

Board of Health Chair

\_12/28/21\_\_\_\_

Date

Greg Barnett

Board of Supervisor Chair

\_12/28/21\_\_\_\_

Date

EMA Coordinator, Chris Showal-

ter, explained a recent change in the EMA Commission bylaws consisted of removing the finance options that are not being utilized by our commission, and only keeping those which are used. Previously, the bylaws included all finance options, but Showalter explained Iowa Code states we need to specify the particular option of funding, not list all five options. Motioned by Heidenwirth, second by Eddy to approve the updated bylaws. All ayes. Motion carried.

Kip Ladage, Bremer County EMA Coordinator, was present to discuss SF 615 regarding declaring Emergency Medical Services (EMS) as an essential county service. Ladage handed out a document outlining SF 615 and explained the 3 public hearing readings, creating a county advisory council, how it is funding, and the importance of public education. Ladage shared where Bremer County is in the process and they have determined if they tax the maximum of \$0.75 per one thousand of taxable valuation, they will have approximately 1 million to create a functioning system, but their advisory council has yet to determine how that will be accomplished. Ladage explained he is option to work together with Butler County and create a regional system. Ladage and Jim Shuttle, also present, explained six counties are already working together in some capacity, under a medical directory board to establish common protocols and would like to extend those efforts. They are hoping to combine efforts on purchases, billing, dispatching, etc. Heidenwirth feels Greene has an effective volunteer service and is concerned other towns may agree with their local service and not see the need to fund a county service. Ladage pointed out the average age of most of the volunteers during business hours and how they will be nonexistent in the near future. Discussions were held regarding the other ambulance services utilized in Butler County including: Franklin General, Sartori, Grundy Center and Charles City and how that would all work. Sara Trepp, IT Director, mentioned she can hear dispatchers struggling to get transport services to the right area and Tammy Fleshner, Public

Health, emphasized the need for communities to start working together to address these issues as most will already need to establish an affiliate agreement. Showalter explained this would not replace existing entities, but enhance services and offer additional assistance. Ladage shared a personal story to illustrate the need for additional transport services. Eddy stated that most of us can see the value in doing this and citizens will see the value too. Barnett suggested putting this on an upcoming agenda to discuss beginning this process, establish how to move forward in Butler County and also work together with Bremer County.

County Auditor, Leslie Groen, shared the report from the Temporary Redistricting Commission Public Hearing on the proposed precinct plans. Elections Deputy, Matt Wilken, provided maps of the proposed precincts. Motioned by Eddy, second by Barnett to adopt the proposed redistricting plan through Resolution 1015 – 2020 Census Precinct Boundary Changes. The roll was called and the vote was: AYES: Eddy, Barnett, and Heidenwirth. NAYS: None; therefore Resolution 1015 was passed as follows:

#### RESOLUTION #1015

2020 CENSUS PRECINCT BOUNDARY CHANGES

WHEREAS, The Butler County Temporary Redistricting Commission held a Public Hearing on December 22, 2021, to gather comments on the preliminary proposed precinct plan resulting from the 2020 Census. The Commission reported there were no additional members of the public in attendance; and County Auditor reported no written or oral comments received prior to the Public Hearing;

WHEREAS, the Butler County Proposed Precinct Legal Descriptions were submitted as such:

1 – GR: Bennezzette Township, including the City of Aredale; Coldwater Township, including the City of Greene; and the part of Dayton

Township lying West of Packard Avenue, and North of Range Road and 140th Street (All Dayton Township excluding Sections 36, 35, 34, 27, 26, 25, approx. S ½ of 22)

2 – CL: Fremont Township; Butler Township, including the City of Clarksville; Jackson Township, excluding the City of Allison; and that part of Dayton Township lying East of Packard Ave and South of Range Road and 140th Street (Sections 36, 35, 34, 27, 26, 25, approx. S ½ of 22).

3 – DU: Pittsford Township, including the City of Dumont, but excluding the City of Bristol, Madison Township, and Washington Township

4 – AL: West Point Township, including the City of Bristow and the City of Allison; and Ripley Township

5 – AP: Monroe Township, including the City of Aplington, but excluding the City of Parkersburg

6 – SR: Jefferson Township, Shell Rock Township, including the City of Shell Rock; that part of Albion Township lying North of 305th Street and East of Ridge Avenue to intersection of 290th; and that part North of 290th St and East of Quail Avenue (Sections 1, 2, 11, 12, N ½ of 13); and that part of Beaver Township lying North of 310th Street and North of 305th Street (Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, N ½ 18).

7 – PB: That part of Albion Township lying South of 305th Street; West of Ridge Ave to the intersection of 290th, and also West of Quail Avenue (All Albion excluding Sections 1, 2, 11, 12, N ½ of 13), including the City of Parkersburg

8 – NH: That part of Beaver Township lying South of 310th Street and South of 305th Street, including the City of New Hartford.

Population of each Precinct:

1 – GR: 1,721

2 – CL: 2,493

3 – DU: 1,459

4 – AL: 1,595

5 – AP: 1,448

6 – SR: 2,280

7 – PB: 2,328

8 – NH: 1,010

BE IT RESOLVED; The Board of Supervisors of Butler County, State of Iowa, hereby adopts the proposed precinct plan as presented from the Temporary Redistricting

Commission.

Upon Roll Call the vote thereon was as follows:  
AYES: Rust Eddy, Greg Barnett, Tom Heidenwirth

#### NAYS:

WHEREUPON the Resolution was declared duly adopted this 28th day of December, 2021.

Greg Barnett

Chairman, Board of Supervisors

ATTEST:

Leslie Groen

Leslie Groen, County Auditor

Groen shared the tight timeline with submitting Butler County's reprecincting plan to the Secretary of State, including an adopted ordinance. Board set the date and time as January 3, 2022, at 9:00 A.M. for a Public Hearing for Butler County Ordinance Title 1, No. 14 – An Ordinance Repealing Ordinance No. 13 and Establishing Butler County Election Precincts.

Groen explained the 2020 census population in Parkersburg exceeded 2,000; therefore, we are required to establish a joint agreement with the City of Parkersburg. Motioned by Eddy, second by Heidenwirth, to approve the Joint County/City Precinct Agreement with Parkersburg. All ayes. Motion carried.

Motioned by Barnett, second by Eddy to approve claims. All ayes. Motion carried.

Board acknowledged receipt of Manure Management Plan Annual Updates for Johnson Finisher Farm #61705, Iowa Select – Schrage Finisher Farm #58230, Roose North Finisher Farm #61810, RB Mulder Finisher #59488, RB Muller N Finisher Farm #61816, Schipper West Finisher Farm #61604, and RB Muller S Finisher Farm #61808.

Motioned by Heidenwirth, second by Eddy, to adjourn the regular meeting at 10:27 A.M. to January 3, 2022 at 9:00 A.M. All ayes. Motion carried.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on December 28, 2021.

Attest: Butler County Auditor

Chairman of the Board of Supervisors

TJ -1

## PROCEEDINGS

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON DECEMBER 21, 2021.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Eddy, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.

No public comment received.

Butler County Conservation Executive Director, Mike Miner, provided the Board with the County Conservation Board's annual report. Miner mentioned some highlights including: the Eisentrager Wildlife acquisition was completed, continued increased in camping fees and park use from COVID-19, and Annette Witrock hired when Steve Martin retired. Miner shared the nature center building is complete, now fund-raising for displays and outside work yet to be completed. Barnett asked about the Franklin County bounty on beaver. Miner explained they have had some issues which were taken care of in-house, but no ongoing concerns on the County Conservation property. Miner explained he could not speak for private property owners.

Weed Commissioner, Calvin Steere, presented his annual report to the Board. There were no additional questions or concerns.

Motioned by Heidenwirth, second by Barnett to appoint Calvin Steere as Butler County Weed Commissioner. All ayes. Motion carried.

Mike Miner explained the purpose of the Shell Rock Watershed Management Authority Board Fiscal Agent Agreement. Miner shared the Auditor researched document options and after speaking with the DNR, it was determined other watersheds are currently using basic fiscal agent agreements vs. 28E agreement. Kuehner explained all entities involved are government entities with their own auditing requirements and felt the fiscal agreement presented would be fine. Motioned by Barnett, second by Heidenwirth to approve the Shell Rock Watershed Management Authority Board Fiscal Agent Agreement. All ayes. Motion carried.

Time set for Public Hearing on

Knock Miner Plat located at 21517 Newell Ave in the NE ¼ SE ¼ of Section 31, Township 90N, Range 16W. Motioned by Heidenwirth, second by Barnett to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. No taxpayers present had comments. Planning and Zoning Administrator Misty Day reviewed the minor subdivision plat recommendation. Motioned by Heidenwirth, second by Eddy to close the Public Hearing. All ayes. Motion carried. Motioned by Eddy, second by Barnett to adopt Resolution 1012. The roll was called and the votes were: AYES: Eddy, Barnett, Heidenwirth. NAYS: None; therefore, the resolution was adopted as follows:

#### RESOLUTION 1012

BUTLER COUNTY BOARD OF SUPERVISORS

APPROVING "KNOCK MINOR PLAT" WITH THE RECOMMENDATION OF THE BUTLER COUNTY PLANNING AND ZONING COMMISSION

BE IT RESOLVED by the Butler County Board of Supervisors as follows:

Section 1. The Butler County Planning and Zoning Commission held a Public Hearing on December 17, 2021, to consider a Minor Subdivision Plat entitled "Knock Minor Plat".

Section 2. The area is located in Part of the NE¼ & SE¼ of Section 31, Township 92 North, Range 16 West of the 5th P.M.

Section 3. The Planning & Zoning Commission has made the recommendation that the Minor Subdivision Plat entitled "Knock Minor Plat" be approved.

Section 4. The Board of Supervisors held its own public hearing on this Minor Subdivision Plat on December 21, 2021.

Section 5. The Board of Supervisors hereby approve the Minor Subdivision Plat entitled "Knock Minor Plat" located in the NE¼ & SWE¼ of Section 31, Township 92 North, Range 16 West of the 5th P.M.

Section 6. This resolution shall take effect immediately.

The vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth

NAYS: None

ABSENT: None

Passed and approved this 21st day of December, 2021.

ATTEST: Leslie Groen, County Auditor

Time set for Public Hearing on Longhorn Acres final subdivision plat located in the NW ¼ of Section 7, Township 90N, Range 16W. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. No taxpayers present had comments. Planning and Zoning Administrator Misty Day reviewed the final plat recommendation. Motioned by Eddy, second by Heidenwirth to close the Public Hearing. All ayes. Motion carried. Motioned by Eddy, second by Heidenwirth to adopt Resolution 1013. The roll was called and the votes were: AYES: Eddy, Barnett, Heidenwirth. NAYS: None; therefore, the resolution was adopted as follows:

#### BUTLER COUNTY RESOLUTION NO 1013

RESOLUTION APPROVING PLAT OF LONGHORN ACRES, BUTLER COUNTY, IOWA

WHEREAS, there has been submitted to Butler County, Iowa, a proposed subdivision plat concerning property within Butler County, Iowa, which plat is of the following described real property, to-wit: Parcel "E" of Plat of Survey filed January 19, 2021, in Doc. No. 2021-0221, being a part of the Northwest Fractional Quarter of Section 7, Township 90 North, Range 15 West of the 5th P.M., Butler County, Iowa. AND WHEREAS, the Butler County Board of Supervisors has determined that said subdivision conforms to its comprehensive plan; AND WHEREAS, the Butler County Board of Supervisors has given consideration to the possible burdens on public improvements and to a balance of interest between the proprietor, future purchasers and the public interest in the subdivision; AND WHEREAS, said plat conforms with Iowa Code Sections 356.6, 354.11 and 355.8;

IT IS THEREFORE RESOLVED by the Butler County Board of Supervisors that the subdivision plat submitted to it by Steve Lodge, Member of LodgeSenn Land Company, LLC, Owner, Longhorn Acres, governing the above-described property is hereby approved.

Dated: 12/21/21

Greg Barnett

ATTEST:

Leslie Groen

Time set for Public Hearing on a request on an application from Clayton McDivitt to rezone approx-

imately 2 acres from A-1 Agricultural to "M" Manufacturing located at 25672 Hwy 57 in the E ½ W ½ NE ¼ of Section 34, Township 90N, Range 16W. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. Planning and Zoning Administrator, Misty Day, summarized the Planning and Zoning Commission meeting and recommendation to table the decision. Day explained the request came about because of the number of cars on McDivitt's property constitute as a junkyard and she has received complaints dating back to 2018. These complaints resulted in two notices of violation being sent to Mr. McDivitt in 2019 and 2021. McDivitt also has some cars extending beyond his property line. Clayton McDivitt, Parkersburg, was present and explained the use of the cars, steps taken to ensure cars are salvaged properly and recent conversations with surrounding property owners. Discussions were held regarding what defines a junkyard in our current ordinance, the results of rezoning this area to Manufacturing, and all property owners' concerns. Motioned by Eddy, second Heidenwirth to close the Public Hearing. All ayes. Motion carried. In agreement with the Planning & Zoning Commission, it was motioned by Eddy, second by Heidenwirth, to table this decision until after the Planning & Zoning Commission's January 20th meeting and give McDivitt an opportunity to get all vehicles moved to his property. All ayes. Motion carried.

Day presented information regarding the County's current junk vehicle ordinance, reviewed how violations were handled in the past, and offered options to update the ordinance. Rick Swarts, New Hartford, was present and asked the definition of junk which Day read from the current ordinance. Swarts also asked about an exemption for a farm and Day explained there is a farm exemption if the correct criteria is met. Additional discussions were held regarding the use of personal property, zoning considerations, the definition of what a fence is made of and fence setbacks. Also discussed if/what enforcement options the County would have and available. Day explained this is a complaint driven process and the she is not looking for violations. Barnett said he would reach out to other counties

to see what they are doing. After some additional research has been completed, future discussions will be needed.

The Butler County Compensation Board recommendations were presented to the Board to for consideration. County Attorney, Dave Kuehner, provided information to the board regarding his proposed pay increase due to not hiring an assistant and how that compares to other County Attorneys in Iowa. Eddy explained the County Attorney pay increase has been discussed in the past when Kuehner elected not to hire an assistant attorney. Barnett, Eddy, and County Recorder, Janice Jacobs, all mentioned Kuehner is a huge asset to the County and is available whenever needed. Discussions were held regarding the other elected officials recommended increase and current COLA. Eddy mentioned he did not see anything out-of-line with the Compensation Board recommendations and that he spoke with a few of them prior to today's meeting. Barnett mentioned there should be a discussion regarding the Planning and Zoning Administrator position as there is a substantial increase in that workload. Day said it is approximately 1/3 of her workload now. Eddy asked for the Planning and Zoning administrator job duties to be put on the December 28th agenda. With no additional comments, motioned by Heidenwirth, second by Eddy to approve the Butler County Compensation Board Recommendations which are represented in Resolution 858-21. The roll was called and the vote was: AYES: Heidenwirth, Barnett, Eddy. NAYS: None; therefore, Resolution 858-21 was approved as follows:

#### RESOLUTION #858-21

WHEREAS, the Butler 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 Butler County Compensation Board met on November 17, 2021 and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2022:

Elected Official, Current Salary, Proposed Increase, Recommended Salary

Auditor, \$64438.00, %5.0436, \$67688.00

County Attorney, \$72502.00, %

31.034, \$95002.00\*

Recorder, \$64438.00, %5.0436, \$67688.00

Sheriff, \$85742.00, % 5.2483, \$90242.00

Supervisors, \$31810.00, %5.0300, \$33410.00

Treasurer, \$64438.00, %5.0436, \$67688.00

\* The County Attorney recommendation would increase the salary to \$95,002 and is justified by Mr. Kuehner not employing a Clerk or assistants. See full Comp Board minutes for additional details.

THEREFORE, BE IT RESOLVED that the Butler County Board of Supervisors approves the following salary adjustments for the following elected officials for the fiscal year beginning July 1, 2022:

Elected Official, Approved Salary, Approved Increase

Auditor, \$67688.00, %5.043

PROCEEDINGS

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JANUARY 3, 2022.

Meeting called to order at 9:00 a.m. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Eddy, second by Heidenwirth to approve the agenda with the following change: items three and four to change in sequence. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Heidenwirth, second by Eddy to approve the minutes as read. All ayes. Motion carried.

No public comment received. Motioned by Barnett, second by Heidenwirth to appoint Rusty Eddy as Chairman of the Board and appoint Tom Heidenwirth as Pro Tempore for 2022. All ayes. Motion carried.

Time and place set for public hearing to consider Butler County Ordinance Title 1, No. 14 - An Ordinance Repealing Ordinance No. 13 and Establishing Butler County Election Precincts. Motioned by Barnett, second by Heidenwirth to open the public hearing. All ayes. Motion carried. Eddy asked County Auditor if she has received any written or oral comments and Groen confirmed she has not received any written or oral comments. Groen explained the Ordinance No. 13 was the previous election precincts and that Ordinance 14 precinct descriptions were also presented during the December 22, 2021, public hearing to consider 2020 census precinct boundary changes. With no additional comments or discussion, motioned by Barnett and second by Heidenwirth to close the public hearing. All ayes. Motion carried. Motioned by Barnett, second by Heidenwirth to adopt the considered Ordinance Title 1, No. 14. All ayes. Motioned carried. The roll was called and the vote was: AYES: Barnett, Heidenwirth, Eddy. NAYS: None. Motioned by Barnett, second by Heidenwirth to waive the second and third considerations. The vote for suspension of the rules was by a majority of the full Board of Supervisors, voting 3 in favor, 0 opposed and 0 absent, vacant or abstaining and was duly recorded. Motion carried and the ordinance was passed as follows:

BUTLER COUNTY ORDINANCE TITLE I, NO. 14 AN ORDINANCE REPEALING ORDINANCE NO. 13 AND ESTABLISHING BUTLER COUNTY ELECTION PRECINCTS BE IT ENACTED by the Board of Supervisors of Butler County, Iowa: Section 1. Purpose: The purpose of this ordinance is to repeal totally Ordinance No. 13 and establish election precincts effective January 15, 2022, in accordance with Iowa Code Sections 331.210A and 49.7 of the Code of Iowa. Section 2. Boundaries of Election Precincts: Butler County shall have eight (8) election precincts whose boundaries shall be as follows: 1 - GR: Bennezzette Township, including the City of Aredale; Coldwater Township, including the City of Greene; and the part of Dayton Township lying West of Packard Avenue, and North of Range Road and 140th Street (All Dayton Township excluding Sections 36, 35, 34, 27, 26, 25, approx. S 1/4 of 22) 2 - CL: Fremont Township; Butler Township, including the City of Clarksville; Jackson Township, excluding the City of Allison; and that part of Dayton Township lying East of Packard Ave and South of Range Road and 140th Street (Sections 36, 35, 34, 27, 26, approx. S 1/4 22). 3 - DU: Pittsford Township, including the City of Dumont, but excluding the City of Bristow, Madison Township, and Washington Township 4 - AL: West Point Township, including the City of Bristow and the City of Allison; and Ripley Township 5 - AP: Monroe Township, including the City of Aplington, but excluding the City of Parkersburg 6 - SR: Jefferson Township, Shell Rock Township, including the City of Shell Rock; that part of Albion Township lying North of 305Th Street and East of Ridge Avenue to intersection of 290th; and that part North of 290th St and East of Quail Avenue (Sections 1, 2, 11, 12, N 1/2 of 13); and that part of Beaver Township lying North of 310th Street and North of 305th Street (Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, N 1/2 18). 7 - PB: That part of Albion Township lying South of 305th Street; West of Ridge Ave to the intersection of 290th, and also West of Quail Avenue (All Albion excluding Sections 1, 2, 11, 12, N 1/2 of 13), including the City of Parkersburg. 8 - NH: That part of Beaver Township lying South of 310th Street and South of 305th Street, including the City of New Hartford. Section 3. Effective Date: This ordinance shall be effective on January 15, 2022, after its final passage, approval, and publication as provided by law. First Consideration: \_January 3, 2022\_ Second Consideration: \_Waived on January 3, 2022\_ Third Consideration: \_Waived on January 3, 2022\_ Passed and adopted this 3rd day of January, 2022 with the vote there on being as follows: Rusty Eddy \_ Rusty Eddy, Chairman ATTEST: Leslie Groen\_ Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 63-22 FARM TO MARKET BE IT RESOLVED by the Board of Supervisors of Butler County, Iowa that John D. Riherd, the County Engineer of Butler County, Iowa be hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market construction projects in this county. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022.

Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 65-22 SIGNATURE OF PERMITS BE IT RESOLVED that the Butler County Board of Supervisors hereby authorizes the Butler County Engineer and office staff to sign permits for the movement of vehicles and loads excess size and weight. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 66-22 ROAD CLOSINGS BE IT RESOLVED that the Butler County Board of Supervisors hereby authorizes the County Engineer to close any County Road for emergency maintenance purposes. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 69-22 CONDUCT LETTINGS BE IT RESOLVED by the Butler County Supervisors, that the State Department of Transportation be designated, authorized and empowered on behalf of the Board of Supervisors of said County to conduct lettings on Federal Aid, State and Farm to Market projects until further notice. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 70-22 COUNTY RELIEF BE IT RESOLVED by the Butler County Board of Supervisors that certain guidelines be established to facilitate and aid in the operation of the County Relief Director's Office: I. That the Relief Director has been appointed to handle all Butler County relief. II. That the Relief Director has been appointed as agent for the Butler County Board of Supervisors for processing Iowa City papers, and is to make authorizations for all County Clinical pay patients before commitment to Iowa City. III. Patient or responsible relative or guardian must make application for assistance for all medical house calls, office calls, and for hospitalization, except in emergencies. In case of emergency, the responsible relative or guardian must come to the Relief Director to fill out applications, or bills will not be paid by the County. The Relief Office or Director must be contacted within twenty-four (24) hours or by the first working day. IV. Authorization forms that patient takes to the Doctor must be filled out in full. This includes diagnosis, services rendered. And medicines named and itemized and must accompany any statement sent to the County for collection or the bills will not be allowed by the County. V. Butler County Relief will not be responsible for any medical or hospital charges for any obstetrical deliveries. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Heidenwirth, second by Barnett to approve the following: RESOLUTION #71-22 ISAC ASSOC. BE IT RESOLVED that the Butler County Board of Supervisors appropriate from the County General Basic Fund necessary funds to provide membership in the Iowa State Association of Counties, and to authorize attendance at schools of instruction by County officers, appointees and employees as the schools are called by the Association and to authorize attendance at the annual meetings of the association. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #72-22 OFFICIAL NEWSPAPERS There was presented to the Board of Supervisors the following written applications for appointment as official newspapers for Butler County for the year 2022: Butler County Tribune-Journal, by Matt Grohe, Treasurer The Clarksville Star, Matt Grohe, Treasurer Eclipse-News-Review, Matt Grohe, Treasurer The Greene Recorder, by Sarah Hawker, Office Manager All of said newspapers are of general circulation in Butler County. Said newspapers agree and understand that they are to be paid for compensation of two papers. BE IT RESOLVED by the Butler County Board of Supervisors that the above applications be accepted and that the Butler County Tribune-Journal, The Clarksville Star, Eclipse-News-Review, The Greene Recorder, be and the same are hereby declared the Official Newspapers in Butler County, Iowa, for the year 2022. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None

the year 2022. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 73-22 PRIOR PAYMENT OF BILLS WHEREAS, at certain times it is necessary to pay bills prior to an official Board of Supervisors meeting in order to allow for the efficient operation of county government. THEREFORE, BE IT RESOLVED that the following list of items can be paid for in advance of an official Board of Supervisors meeting. Items listed on previously approved contracts, items which would result in the loss of a discount or result in interest payments, utility bills, payroll, payroll benefit checks, postage or shipping charges, gas and diesel fuel and emergency law enforcement investigation funds. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 438-22 TEMPORARY WEIGHT EMBARGO BE IT RESOLVED the Butler County Supervisors hereby authorize the County Engineer to temporarily reduce allowable load limits on various stretches of county roads that could be damaged by allowing legal load limits. The temporary weight embargo shall be formed in accordance with Chapter 321.471 and 321.474 of the Code of Iowa. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #554-22 DEPUTY COUNTY OFFICIALS FOR THE 2022 CALENDAR YEAR BE IT RESOLVED, that the following persons shall be appointed deputies for the following offices as recommended by the elected officials according to Chapter 331.903, Code of Iowa: Leslie Groen, Auditor Mindy Pecha, HR/Finance Deputy Lisa Beadle, Real Estate Deputy Matt Wilken, Elections Deputy Roxie Nicolaus, Treasurer Angela Freese, First Deputy Treasurer Ashley White, Driver's License Deputy Linde Janssen, Auto Deputy Janice Jacobs, Recorder Roxann Geelhoed, Deputy Recorder Brandon Kampman, Deputy Recorder Jason Johnson, Sheriff Michael Lammers, Chief Deputy Sheriff Reid Menken, Deputy Sheriff Kiley Winterberg, Deputy Sheriff Collin Freeseemann, Deputy Sheriff Curt Lubben, Deputy Sheriff Lane Bass, Deputy Sheriff Tim Joebgen, Deputy Sheriff Jay Johnson, Deputy Sheriff Bruce Tierney, Deputy Sheriff Jeff Rauenbuehler, Deputy Sheriff Brett Stirling, Deputy Sheriff UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #73-22 CONSTRUCTION EVALUATION RESOLUTION WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix; BE IT RESOLVED that the Butler County Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None

WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 342-22 COMPENSATION COMMISSION IN EMINENT DOMAIN PROCEEDINGS WHEREAS, the Butler County Board of Supervisors, in compliance with Section 6B.4 of the Code of Iowa entitled "Commission to Assess Damages" relating to the appointment of persons eligible to serve as members of the Compensation Commission in Eminent Domain proceedings, do hereby appoint the following residents of the County to serve on said Commission: COMPENSATION COMMISSION IN EMINENT DOMAIN REAL ESTATE AGENTS/BROKERS: Bruce Yerkes ..... 508 N. High St. .... Greene, IA 50636 Chad Campbell ...1410 Watson Way ..... Parkersburg, IA 50665 David Kelm ..... 420 E. Prospect St. .... Clarksville, IA 50619 Lisa Schmitz ..... 13045 Willow Ave. .... New Hartford, IA 50660 FARMERS: Phil Barnett ..... 16558 Terrace Ave. .... Clarksville, IA 50619 Russ Lovrien ..... 28393 Hwy 188 ..... Clarksville, IA 50619 Mark Gerdes ..... 15679 Clay Ave. .... Aredale, IA 50605 Donn E. Tindall ..... 13624 Elm Ave. .... Bristow, IA 50611 Paul Leerhoff ..... 19782 Hwy 188 ..... Clarksville, IA 50619 Jeff Reints ..... 28402 Yale Ave ..... Shell Rock, IA 50670 Kyle Mehmen ..... 32859 110th St ..... Plainfield, IA 50666 BANKERS OR AUCTIONEERS: Dana Uhlenhopp ..... 266 Birch St., Box 702 ..... Allison, IA 50602 Cindy Kannegieter ..... 726 Parriott ..... Aplington, IA 50604 Kyle Rice ..... 21621 280TH ST. .... Parkersburg, IA 50665 Carol Rewerts ..... 115 Locust St ..... Allison, IA 50602 Dan Bruns ..... 701 Tuve Ave ..... Parkersburg, IA 50665 Bill Hager ..... 1601 Palmer Ct ..... Parkersburg, IA 50665 Curt Lubben 412 W Washington St ..... Shell Rock, IA 50670 OWNERS OF CITY AND TOWN PROPERTY: Gaylan Hempen ..... 28342 195 St. .... Clarksville, IA 50619 Steve Schmadeke ..... 320 E. Jefferson St. .... Clarksville, IA 50619 David Shear ..... 832 Grand St. .... Dumont, IA 50625 Alan Stockdale ..... 1321 Circle Drive ..... Aplington, IA 50604 Leon Thorne ..... 412 2nd St. .... Parkersburg, IA 50665 And the County Auditor is hereby directed to certify the list of appointees to Kurt L. Wilke, Chief Judge of the second Judicial District. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor The following appointments of County Officials were reviewed. Moved by Eddy, second by Heidenwirth to appoint Mary McKinnell to Community Service/General Relief Coordinator Mental Health Institute Citizens Advisory Board. All ayes. Motion carried. Moved by Barnett, second by Eddy to add Shell Rock River Watershed Management Coalition to the list with Mike Miner appointed. All ayes. Motion carried. Moved by Eddy to approve the appointments, second by Barnett. All ayes. Motion carried. BUTLER COUNTY BOARD OF SUPERVISORS APPOINTMENTS - 2022 Board ..... Appointed, Alternate 2nd Judicial District Dept. of Correctional Services ..... Rusty Eddy, Tom Heidenwirth North Iowa Juvenile Detention Center ..... Rusty Edd, Greg Barnett Butler County Zoning Administrator ..... Misty Day, None Community Service/General Relief Director ..... Mary McKinnell, None Mental Health Institute Citizens Advisory Board ..... Rusty Eddy, Greg Barnett Regional Transit Commission Board ..... Greg Barnett, Tom Heidenwirth North Iowa Weed Commissioner ..... Calvin Steere, Matt Morris Mental Health Retardation Coordinator ..... Mary McKinnell, None HAZMAT Board ..... Tom Heidenwirth, Chris Showalter DECAT Board ..... Tom Heidenwirth, Rusty Eddy Iowa Northland Regional Council of Governments ..... Greg Barnett, Tom Heidenwirth Butler/Grundy Development Alliance ..... Tom Heidenwirth, Greg Barnett LEPC/ Emergency Management Commission ..... 584.23 Greg Barnett, Chris Showalter North Iowa Community Action ..... Tom Heidenwirth, Rusty Eddy Pathways Behavioral Services ..... Tom Heidenwirth, Greg Barnett Butler County Safety Committee ..... Greg Barnett, Tom Heidenwirth Butler County Community Foundation ..... Greg Barnett, Rusty Eddy Iowa Workforce Development ..... Greg Barnett, Tom Heidenwirth County Social Services 28E Governing Board ..... Greg Barnett, Tom Heidenwirth Butler County Solid Waste Commission ..... Rusty Eddy, Tom Heidenwirth Upper Cedar Watershed Management Improvement Authority ..... Tom Heidenwirth, Greg Barnett Regional Transportation Authority Policy Board ..... Greg Barnett, Tom Heidenwirth Visions of Well-Being ..... Rusty Eddy, Leslie Groen Rural Iowa Waste Management Association ..... Rusty Eddy, Greg Barnett Shell Rock River Watershed Management Coalition ..... Mike Miner, None Moved by Barnett, second by Heidenwirth to approve and reaffirm appointments to the following boards and commissions. All ayes. Motion carried. Butler County Boards - January 2022 Board of Adjustment, 3-year term...

Term Expires Mark Gerdes ..... 1/1/2024 Paul Leerhoff ..... 1/1/2025 Jeff Reints ..... 1/1/2024 Dan Bruns ..... 1/1/2025 Fern Feldman ..... 1/1/2023 Planning and Zoning, 3-year term ..... Term Expires Deb McWhirter ..... 1/1/2024 Roger Kregel ..... 1/1/2025 John Backer ..... 1/1/2024 Rosemary Willson ..... 1/1/2022 Jane Close ..... 1/1/2025 Board of Health, 3-year term ..... Term Expires Michael Lindstrom ..... 12/31/2022 Deb Gayer ..... 12/31/2024 Joyce Dickes ..... 12/31/2023 Chris Showalter ..... 12/31/2022 Greg Barnett ..... 12/31/2024 Veteran Affairs, 3-year term ..... Term Expires Duane Harms ..... 6/30/2022 Nancy Hadley ..... 6/30/2022 Alan Meyer ..... 6/30/2023 Craig Franken ..... 6/30/2024 Cindy DeWitt ..... 6/30/2022 Conservation Commission, 5-year term ..... Term Expires Merideth Borchart ..... 12/31/2022 Mark O'Brien ..... 12/31/2023 Kelly Harken ..... 12/31/2025 Ryan Schrage ..... 12/31/2024 Fern Feldman ..... 12/31/2026 Compensation Board, 4-year term ..... Term Expires Nancy Amunson, Treasurer ..... 7/1/2025 Kyle Rice, Sheriff ..... 7/1/2023 Deb McWhirter, Recorder. 7/1/2025 Jane Close, Supervisors... 7/1/2025 Kevin Truax, Supervisors... 7/1/2025 Dale Hansmann, Attorney 7/1/2025 Jeff Kolb, Auditor ..... 7/1/2023 Moved by Barnett, second by Eddy to leave the mileage reimbursement rate at 50 cents for 2022. All ayes. Motion carried. Board reviewed Precinct Election Official wages. Motioned by Barnett, second by Heidenwirth to increase the Precinct Election Official's hourly pay, effective immediately, from \$8.25 to \$12.00 for regular poll workers, \$15.00 for the chairperson and \$30.00 for training. All ayes. Motion carried. Motioned by Barnett, second by Heidenwirth to approve claims as submitted. All ayes. Motion carried. Butler County claims paid December 1, 2021 through December 31, 2021: Access Systems Leasing,Equip Cont ..... 3,150.37 Aces,Comp Equip/Soft Sup ..... 12,536.00 Agco Finance - Agcoplus,Rental ..... 2,025.00 Agility Recovery Solutions,Disaster Rcvry ..... 439.90 Aqvantage Fs,Maint ..... 143.20 Ahlers & Cooney, P.c.,Prof Fees ..... 514.00 Airgas North Central,Wldg Sup ..... 1,021.57 Alliant Energy,Util ..... 30.90 Allison Variety Hardware,Misc/Suply ..... 43.40 Allison, City Of,Util ..... 351.03 Answer Plus Inc,Equip Cont ..... 111.00 Aspro,Hot Mix ..... 4,139.56 Ascodes Inc Llc,Ofc Sup ..... 147.12 Black Hills Energy,Util ..... 142.97 Bmc Aggregates L.c.,Maint/Rock/Upgrades ..... 5,612.92 Boersma, Rus,Misc ..... 100.00 Bremer County Engineer,Box Civr Lbr ..... 40,963.96 Bruening Rock Products, Inc,Rock ..... 315.30 Business Card,Dues/Misc/Ofc Sup/Sch ..... 1,067.72 Butler Bremer Communica-tions,Tele ..... 119.35 Butler County Engineer,Car Exp/ Fuel ..... 3,818.44 Butler County Pheasants Forever-Seed ..... 4,400.00 Butler County Public Health,Admin/ Drg Tstg/Med Invgn ..... 792.59 Butler County R.E.C.,Util ..... 3,149.98 Butler County Sheriff,Ct Costs/ Youth Detention ..... 399.52 Butler County Solid Waste,Disp Fee ..... 20,019.54 Butzlaff, Brenda,Well Closing ..... 355.78 Calhoun-Burns & Assoc.,Prof Svcs/Insp ..... 5,330.50 Campbell Insurance Group, Inc., Cons Fee ..... 2,549.35 Campbell Supply,Tools ..... 199.00 Cardinal Health At-Home,Med Sup/ Tob Prev ..... 725.78 Cardmember Service,Fee/Fuel/ Prts/Sch/Sup/Upgrades ..... 3,142.16 Carlson Software, Inc.,Software Nays ..... 434.50 CDW-G,Comp Equip ..... 911.46 Centec Cast Metal Products,Grave Mrkrs ..... 1,499.96 Central Iowa Distributing,Suply ..... 579.00 Central Iowa Tourism,Econ Devel ..... 500.00 Chinander, Ann,Misc ..... 50.00 Cintas Corporation,Suply ..... 159.13 Clarksville Lumber Co,Environ Educ/Lmbr/Upgrades ..... 148.83 Clarksville, City Of,Util ..... 22.20 Coast, Jane,Mlge ..... 136.00 Coast To Coast Solutions,Misc ..... 579.74 Coldwater Constructors,Upgrades ..... 97.00 Cole Excavating Llc,Const ..... 8,025.00 Cooper Motors Inc.,Car Exp ..... 1,018.43 Corephp, Llc,Comp Prog ..... 87.50 County Line Repair Llc,Car Exp ..... 64.78 County Materials Corporation,Civr Sup ..... 7,433.40 Crawford-Miller Lumber,Lmbr ..... 584.23 Croell Redi-Mix, Inc.,Cnct ..... 699.50 Crystal Heating, Plumbing & Exc.,Rntl ..... 100.00 Cypress Solutions,Prof Fee ..... 2,750.00 Davies, Jim,Misc ..... 150.00 Debner, Lonna,Mlge ..... 441.00 Des Moines Stamp Mfg.,Mnr Equip/ Ofc Sup ..... 136.00 Dewitt, Cindy,Mlge ..... 399.50 Doug's Heating & Cooling,Maint ..... 669.00 Dralle, Donis,Mlge ..... 44.00 Dumont Telephone Company,Internet/Tele ..... 1,662.91 Farm & Home Publishers Ltd,Ofc Sup/Plt Bks ..... 871.00 Fastenal Company,Suply ..... 1,336.12 Fecht Repair,Car Exp ..... 15.00 Fleshner, Tamara L.,Mlge ..... 187.00 Francis Lauer Youth Services,Youth Shltr ..... 933.00 Gillen, Mackenzie,Mlge ..... 467.50 Global Hydraulics & Supply Inc,CPrts ..... 400.73 Grainger,Maint ..... 68.49 Greene Recorder, The,Bd Procl/ Publ/Pub Not ..... 253.16 Greene, City Of,Util ..... 64.00 Grundy County Sheriff,Bd & Care/ Ct Costs ..... 1,542.82 Heckhars First,Equip Cont ..... 134.40 Heckman, Thomas,Sch Of Instr ..... 640.95 Henry M Adkins & Son Inc,Equip Cont ..... 9,250.00

Hinders, Mary Ann,Mlge ..... 278.75 Huisman Truck And Auto Repair-, Car Exp ..... 45.00 Hy-Vee Accounts Receivable,Bd & Care ..... 48.14 Imwca,Wk Comp ..... 5,973.00 Interstate Batteries Of Upper Iowa,Btrys ..... 349.85 Iowa Dot,Misc Exp ..... 266.00 Iowa Law Enforcement Academy-,Sch Of Instr ..... 200.00 Iowa Prison Industries,Misc Sup/ Ofc Sup/Signs ..... 3,895.18 Iowa Regional Utilities Assoc.,Util ..... 21.81 Isac,Sch Of Instr ..... 60.00 Issda,Misc ..... 625.00 J & C Grocery,Bd & Care ..... 2,273.18 Jendro Sanitation Services,Disp Fee ..... 89.00 Jerry Roling Motors Inc.,Car Exp ..... 921.38 John Deere Financial,Equip/Maint/ Suply ..... 9,453.36 Johnson, Bailey,Mlge ..... 544.50 Johnson, Jaime,Mlge ..... 274.00 Johnson, Julie,Misc ..... 50.00 Johnson, Renae,Well Closing ..... 481.50 Jorgensen Law Offices, Pc,Spec Prosecutor ..... 4,917.85 K & K Gate And Supply,Gates ..... 970.00 Kahn Tile Supply Llc,Tile Sup ..... 62.76 Kay Park-Rec Corp.,Upgrades ..... 2,785.00 Landers Hardware,Ofc Sup ..... 53.98 Lebeck, Shawna,Mlge ..... 62.40 Lovrien, Ted,Well Closing ..... 335.25 Mail Services, Llc,Ofc Sup/Pstg ..... 576.90 Majewski's Tire Service,Tube ..... 22.46 McWhirter, Deborah J.,Mlge ..... 78.00 Menards - Cedar Falls,Environ Educ ..... 219.00 Mercylene Dept 0020,Bd & Care ..... 128.59 Mercylene Waverly,Med Exmr ..... 75.00 Mid American Energy,Util ..... 6,720.37 Mid Country Machinery, Inc,Rntl ..... 4,717.50 Mid-America Publishing Corp.,Bd Procl/Ofc Sup/Publ/Pub Not ..... 1,355.14 Midland Concrete Products, Upgrades ..... 5,406.13 Midwest Card And Id Solutions Llc,Bt ..... 2,106.88 Miller & Miller, P.c.,Youth Detention ..... 52.00 Miller True Value Hardware,Grnds ..... 180.00 Mitko Llc,Maint ..... 1,048.58 Moody's Investors Service Inc,Prof Fees ..... 18,000.00 Morris, Matthew,Unif Allow ..... 165.00 Mort's Water Company,Rpr ..... 5,590.20 Napa Auto Parts (P'burg),Car Exp/ Fltrs/Prts/Sup ..... 726.61 Nelson Septic Services Llc,Suply ..... 128.40 North Iowa Reporting,Ct Costs ..... 195.00 Northern Iowa Constr.,Culvrt ..... 384.00 O'brien Service & Towing,Maint ..... 643.92 Office Depot Inc.,Ofc Sup ..... 301.53 Oneneck It Solutions Llc,Disaster Rcvry ..... 1,383.00 Parkersburg, City Of,Util ..... 32.00 Pathways Behavioral Services,Prof Fees ..... 2,500.00 Petroblend Corp.,Oil ..... 2,270.00 Pitney Bowes Inc.,Pstg ..... 398.82 Police Legal Sciences Inc,Sch Of Instr ..... 300.00 Powerplan,Prts/Suply ..... 5,418.33 Rauenbuehler, Jeff,Sch Of Instr ..... 371.58 Reactive Digital Systems Llc,Upgrades ..... 25,800.00 Redman Schwartz Funeral Homes-Transport ..... 525.00 Reserve Account, Pitney Bowes,Pstg ..... 6,000.00 Ritch Usa, Inc,Equip Cont ..... 198.95 Rileys Inc.,Mnr Equip/Ofc Sup ..... 542.24 Rottink, Blake,Well Closing ..... 270.18 Ryan Exterminating Inc.,Pest Cntrl ..... 134.00 Schmidt Automotive Llc,Car Exp ..... 38.48 Schrage, Shari,Misc ..... 50.00 Schumacher Elev. Co.,Maint/Misc Rpr ..... 440.54 Secretary Of State,Notary Fee ..... 30.00 Sharps Compliance Inc,Misc ..... 166.62 Shell Rock, City Of,Util ..... 35.50 Sidwell Company, The,Licensing ..... 2,778.30 Signs By Tomorrow,Upgrades ..... 910.00 Sill, Curt,Mow ..... 340.00 Smidt Crop Mgt. Inc.,Soil Testing ..... 413.80 Snap-On Tools Corp.,Tools ..... 871.36 State Hygienic Laboratory,Well Closing ..... 450.00 State Medical Examiner's Office,Autopsy ..... 2,208.00 Steege Construction Inc,Upgrades ..... 7,287.45 Stericycle Inc,Misc ..... 111.41 Stirling, Susan,Mlge ..... 124.00 Stokes Welding,Prts ..... 602.14 Taylor Physical Therapy,Cont Svc ..... 1,520.00 The Sayer Law Group Pc,Atty Fees ..... 485.43 Tiedt Nursery, Ltd.,Seed ..... 9,591.00 Transit Works,Suply ..... 1,573.41 Treasurer, State Of Iowa,Fee ..... 70.00 Truck Center Companies,Prts/Suply ..... 1,807.54 U.s. Cellular,Bt/Equip Cont/Tele ..... 3,161.91 Uhlenhopp-Jacobs, Lisa,Mlge ..... 12.00 Umb Bank, N.a.,Bond Reg Fee ..... 1,100.00 Unitypoint Clinic,Drg Tstg ..... 252.00 Va Medical Center,Van Lease ..... 1,398.00 Visa,Bd & Care/Mnr Equip ..... 377.63 Wellmark Blue Cross/Blue Shield,Ins ..... 11,246.53 Wellsburg Ag,Fuel/Maint ..... 18,902.34 Wilken Welding & Repair,Upgrades ..... 3,285.00 Windstream,Tele ..... 402.63 Ziegler Inc.,Prts ..... 11,318.71 Board acknowledged receipt of Manure Management Plan Annual Updates for Markley Koop #58426 Moved by Heidenwirth, second by Barnett to adjourn the meeting at 9:35 A.M. to Tuesday, January 11, 2022 at 9:00 A.M. Motion carried. The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on January 3, 2022. Attest: Butler County Auditor Chairman of the Board of Supervisors

PROCEEDINGS

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JANUARY 3, 2022.

Meeting called to order at 9:00 a.m. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Eddy, second by Heidenwirth to approve the agenda with the following change: items three and four to change in sequence. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Heidenwirth, second by Eddy to approve the minutes as read. All ayes. Motion carried.

No public comment received. Motioned by Barnett, second by Heidenwirth to appoint Rusty Eddy as Chairman of the Board and appoint Tom Heidenwirth as Pro Tempore for 2022. All ayes. Motion carried.

Time and place set for public hearing to consider Butler County Ordinance Title 1, No. 14 - An Ordinance Repealing Ordinance No. 13 and Establishing Butler County Election Precincts. Motioned by Barnett, second by Heidenwirth to open the public hearing. All ayes. Motion carried. Eddy asked County Auditor if she has received any written or oral comments and Groen confirmed she has not received any written or oral comments. Groen explained the Ordinance No. 13 was the previous election precincts and that Ordinance 14 precinct descriptions were also presented during the December 22, 2021, public hearing to consider 2020 census precinct boundary changes. With no additional comments or discussion, motioned by Barnett and second by Heidenwirth to close the public hearing. All ayes. Motion carried. Motioned by Barnett, second by Heidenwirth to adopt the considered Ordinance Title 1, No. 14. All ayes. Motioned carried. The roll was called and the vote was: AYES: Barnett, Heidenwirth, Eddy. NAYS: None. Motioned by Barnett, second by Heidenwirth to waive the second and third considerations. The vote for suspension of the rules was by a majority of the full Board of Supervisors, voting 3 in favor, 0 opposed and 0 absent, vacant or abstaining and was duly recorded. Motion carried and the ordinance was passed as follows:

BUTLER COUNTY ORDINANCE TITLE I, NO. 14 AN ORDINANCE REPEALING ORDINANCE NO. 13 AND ESTABLISHING BUTLER COUNTY ELECTION PRECINCTS BE IT ENACTED by the Board of Supervisors of Butler County, Iowa: Section 1. Purpose: The purpose of this ordinance is to repeal totally Ordinance No. 13 and establish election precincts effective January 15, 2022, in accordance with Iowa Code Sections 331.210A and 49.7 of the Code of Iowa. Section 2. Boundaries of Election Precincts: Butler County shall have eight (8) election precincts whose boundaries shall be as follows: 1 - GR: Bennezzette Township, including the City of Aredale; Coldwater Township, including the City of Greene; and the part of Dayton Township lying West of Packard Avenue, and North of Range Road and 140th Street (All Dayton Township excluding Sections 36, 35, 34, 27, 26, 25, approx. S 1/4 of 22) 2 - CL: Fremont Township; Butler Township, including the City of Clarksville; Jackson Township, excluding the City of Allison; and that part of Dayton Township lying East of Packard Ave and South of Range Road and 140th Street (Sections 36, 35, 34, 27, 26, approx. S 1/4 22) 3 - DU: Pittsford Township, including the City of Dumont, but excluding the City of Bristow, Madison Township, and Washington Township 4 - AL: West Point Township, including the City of Bristow and the City of Allison; and Ripley Township 5 - AP: Monroe Township, including the City of Aplington, but excluding the City of Parkersburg 6 - SR: Jefferson Township, Shell Rock Township, including the City of Shell Rock; that part of Albion Township lying North of 305Th Street and East of Ridge Avenue to intersection of 290th; and that part North of 290th St and East of Quail Avenue (Sections 1, 2, 11, 12, N 1/2 of 13); and that part of Beaver Township lying North of 310th Street and North of 305th Street (Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, N 1/2 18) 7 - PB: That part of Albion Township lying South of 305th Street; West of Ridge Ave to the intersection of 290th, and also West of Quail Avenue (All Albion excluding Sections 1, 2, 11, 12, N 1/2 of 13), including the City of Parkersburg. 8 - NH: That part of Beaver Township lying South of 310th Street and South of 305th Street, including the City of New Hartford. Section 3. Effective Date: This ordinance shall be effective on January 15, 2022, after its final passage, approval, and publication as provided by law. First Consideration: \_January 3, 2022\_ Second Consideration: \_Waived on January 3, 2022\_ Third Consideration: \_Waived on January 3, 2022\_ Passed and adopted this 3rd day of January, 2022 with the vote there on being as follows: Rusty Eddy \_ Rusty Eddy, Chairman ATTEST: Leslie Groen\_ Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 63-22 FARM TO MARKET BE IT RESOLVED by the Board of Supervisors of Butler County, Iowa that John D. Riherd, the County Engineer of Butler County, Iowa be hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the certification of completion of work and final acceptance thereof in accordance with plans and specifications therefore in connection with all Farm to Market construction projects in this county. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022.

Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 65-22 SIGNATURE OF PERMITS BE IT RESOLVED that the Butler County Board of Supervisors hereby authorizes the Butler County Engineer and office staff to sign permits for the movement of vehicles and loads excess size and weight. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 66-22 ROAD CLOSINGS BE IT RESOLVED that the Butler County Board of Supervisors hereby authorizes the County Engineer to close any County Road for emergency maintenance purposes. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 69-22 CONDUCT LETTINGS BE IT RESOLVED by the Butler County Supervisors, that the State Department of Transportation be designated, authorized and empowered on behalf of the Board of Supervisors of said County to conduct lettings on Federal Aid, State and Farm to Market projects until further notice. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 70-22 COUNTY RELIEF BE IT RESOLVED by the Butler County Board of Supervisors that certain guidelines be established to facilitate and aid in the operation of the County Relief Director's Office: I. That the Relief Director has been appointed to handle all Butler County relief. II. That the Relief Director has been appointed as agent for the Butler County Board of Supervisors for processing Iowa City papers, and is to make authorizations for all County Clinical pay patients before commitment to Iowa City. III. Patient or responsible relative or guardian must make application for assistance for all medical house calls, office calls, and for hospitalization, except in emergencies. In case of emergency, the responsible relative or guardian must come to the Relief Director to fill out applications, or bills will not be paid by the County. The Relief Office or Director must be contacted within twenty-four (24) hours or by the first working day. IV. Authorization forms that patient takes to the Doctor must be filled out in full. This includes diagnosis, services rendered. And medicines named and itemized and must accompany any statement sent to the County for collection or the bills will not be allowed by the County. V. Butler County Relief will not be responsible for any medical or hospital charges for any obstetrical deliveries. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Heidenwirth, second by Barnett to approve the following: RESOLUTION #71-22 ISAC ASSOC. BE IT RESOLVED that the Butler County Board of Supervisors appropriate from the County General Basic Fund necessary funds to provide membership in the Iowa State Association of Counties, and to authorize attendance at schools of instruction by County officers, appointees and employees as the schools are called by the Association and to authorize attendance at the annual meetings of the association. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #72-22 OFFICIAL NEWSPAPERS There was presented to the Board of Supervisors the following written applications for appointment as official newspapers for Butler County for the year 2022: Butler County Tribune-Journal, by Matt Grohe, Treasurer The Clarksville Star, Matt Grohe, Treasurer Eclipse-News-Review, Matt Grohe, Treasurer The Greene Recorder, by Sarah Hawker, Office Manager All of said newspapers are of general circulation in Butler County. Said newspapers agree and understand that they are to be paid for compensation of two papers. BE IT RESOLVED by the Butler County Board of Supervisors that the above applications be accepted and that the Butler County Tribune-Journal, The Clarksville Star, Eclipse-News-Review, The Greene Recorder, be and the same are hereby declared the Official Newspapers in Butler County, Iowa, for the year 2022. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None

the year 2022. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 73-22 PRIOR PAYMENT OF BILLS WHEREAS, at certain times it is necessary to pay bills prior to an official Board of Supervisors meeting in order to allow for the efficient operation of county government. THEREFORE, BE IT RESOLVED that the following list of items can be paid for in advance of an official Board of Supervisors meeting. Items listed on previously approved contracts, items which would result in the loss of a discount or result in interest payments, utility bills, payroll, payroll benefit checks, postage or shipping charges, gas and diesel fuel and emergency law enforcement investigation funds. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 438-22 TEMPORARY WEIGHT EMBARGO BE IT RESOLVED the Butler County Supervisors hereby authorize the County Engineer to temporarily reduce allowable load limits on various stretches of county roads that could be damaged by allowing legal load limits. The temporary weight embargo shall be formed in accordance with Chapter 321.471 and 321.474 of the Code of Iowa. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #554-22 DEPUTY COUNTY OFFICIALS FOR THE 2022 CALENDAR YEAR BE IT RESOLVED, that the following persons shall be appointed deputies for the following offices as recommended by the elected officials according to Chapter 331.903, Code of Iowa: Leslie Groen, Auditor Mindy Pecha, HR/Finance Deputy Lisa Beadle, Real Estate Deputy Matt Wilken, Elections Deputy Roxie Nicolaus, Treasurer Angela Freese, First Deputy Treasurer Ashley White, Driver's License Deputy Linde Janssen, Auto Deputy Janice Jacobs, Recorder Roxann Geelhoed, Deputy Recorder Brandon Kampman, Deputy Recorder Jason Johnson, Sheriff Michael Lammers, Chief Deputy Sheriff Reid Menken, Deputy Sheriff Kiley Winterberg, Deputy Sheriff Collin Freeseemann, Deputy Sheriff Curt Lubben, Deputy Sheriff Lane Bass, Deputy Sheriff Tim Joebgen, Deputy Sheriff Jay Johnson, Deputy Sheriff Bruce Tierney, Deputy Sheriff Jeff Rauenbuehler, Deputy Sheriff Brett Stirling, Deputy Sheriff UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION #73-22 CONSTRUCTION EVALUATION RESOLUTION WHEREAS, Iowa Code section 459.304(3) sets out the procedure if a board of supervisors wishes to adopt a "construction evaluation resolution" relating to the construction of a confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution can submit to the Department of Natural Resources (DNR) an adopted recommendation to approve or disapprove a construction permit application regarding a proposed confinement feeding operation structure; and WHEREAS, only counties that have adopted a construction evaluation resolution and submitted an adopted recommendation may contest the DNR's decision regarding a specific application; and WHEREAS, by adopting a construction evaluation resolution the board of supervisors agrees to evaluate every construction permit application for a proposed confinement feeding operation structure received by the board of supervisors between February 1, 2022 and January 31, 2023 and submit an adopted recommendation regarding that application to the DNR; and WHEREAS, the board of supervisors must conduct an evaluation of every construction permit application using the master matrix created in Iowa Code section 459.305, but the board's recommendation to the DNR may be based on the final score on the master matrix or may be based on reasons other than the final score on the master matrix; BE IT RESOLVED that the Butler County Board of Supervisors hereby adopts this construction evaluation resolution pursuant to Iowa Code section 459.304(3). UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None

WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the following: RESOLUTION # 342-22 COMPENSATION COMMISSION IN EMINENT DOMAIN PROCEEDINGS WHEREAS, the Butler County Board of Supervisors, in compliance with Section 6B.4 of the Code of Iowa entitled "Commission to Assess Damages" relating to the appointment of persons eligible to serve as members of the Compensation Commission in Eminent Domain proceedings, do hereby appoint the following residents of the County to serve on said Commission: COMPENSATION COMMISSION IN EMINENT DOMAIN REAL ESTATE AGENTS/BROKERS: Bruce Yerkes ..... 508 N. High St. .... Greene, IA 50636 Chad Campbell ...1410 Watson Way ..... Parkersburg, IA 50665 David Kelm ..... 420 E. Prospect St. .... Clarksville, IA 50619 Lisa Schmitz ..... 13045 Willow Ave. .... New Hartford, IA 50660 FARMERS: Phil Barnett ..... 16558 Terrace Ave. .... Clarksville, IA 50619 Russ Lovrien ..... 28393 Hwy 188 ..... Clarksville, IA 50619 Mark Gerdes ..... 15679 Clay Ave. .... Aredale, IA 50605 Donn E. Tindall ..... 13624 Elm Ave. .... Bristow, IA 50611 Paul Leerhoff ..... 19782 Hwy 188 ..... Clarksville, IA 50619 Jeff Reints ..... 28402 Yale Ave ..... Shell Rock, IA 50670 Kyle Mehmen ..... 32859 110th St ..... Plainfield, IA 50666 BANKERS OR AUCTIONEERS: Dana Uhlenhopp ..... 266 Birch St., Box 702 ..... Allison, IA 50602 Cindy Kannegieter ..... 726 Parriott ..... Aplington, IA 50604 Kyle Rice ..... 21621 280TH ST. .... Parkersburg, IA 50665 Carol Rewerts ..... 115 Locust St ..... Allison, IA 50602 Dan Bruns ..... 701 Tuve Ave ..... Parkersburg, IA 50665 Bill Hager ..... 1601 Palmer Ct ..... Parkersburg, IA 50665 Curt Lubben 412 W Washington St ..... Shell Rock, IA 50670 OWNERS OF CITY AND TOWN PROPERTY: Gaylan Hempen ..... 28342 195 St. .... Clarksville, IA 50619 Steve Schmadeke ..... 320 E. Jefferson St. .... Clarksville, IA 50619 David Shear ..... 832 Grand St. .... Dumont, IA 50625 Alan Stockdale ..... 1321 Circle Drive ..... Aplington, IA 50604 Leon Thorne ..... 412 2nd St. .... Parkersburg, IA 50665 And the County Auditor is hereby directed to certify the list of appointees to Kurt L. Wilke, Chief Judge of the second Judicial District. UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth Nays: None WHEREUPON the Resolution was declared duly adopted this 3rd day of January, 2022. Rusty Eddy Chairman, Board of Supervisors ATTEST: Leslie Groen, County Auditor The following appointments of County Officials were reviewed. Moved by Eddy, second by Heidenwirth to appoint Mary McKinnell to Community Service/General Relief Coordinator Mental Health Institute Citizens Advisory Board. All ayes. Motion carried. Moved by Barnett, second by Eddy to add Shell Rock River Watershed Management Coalition to the list with Mike Miner appointed. All ayes. Motion carried. Moved by Eddy to approve the appointments, second by Barnett. All ayes. Motion carried. BUTLER COUNTY BOARD OF SUPERVISORS APPOINTMENTS - 2022 Board ..... Appointed, Alternate 2nd Judicial District Dept. of Correctional Services ..... Rusty Eddy, Tom Heidenwirth North Iowa Juvenile Detention Center ..... Rusty Edd, Greg Barnett Butler County Zoning Administrator ..... Misty Day, None Community Service/General Relief Director ..... Mary McKinnell, None Mental Health Institute Citizens Advisory Board ..... Rusty Eddy, Greg Barnett Regional Transit Commission Board ..... Greg Barnett, Tom Heidenwirth Butler County Weed Commissioner ..... Calvin Steere, Matt Morris Mental Health Retardation Coordinator ..... Mary McKinnell, None HAZMAT Board ..... Tom Heidenwirth, Chris Showalter DECAT Board ..... Tom Heidenwirth, Rusty Eddy Iowa Northland Regional Council of Governments ..... Greg Barnett, Tom Heidenwirth Butler/Grundy Development Alliance ..... Tom Heidenwirth, Greg Barnett LEPC/ Emergency Management Commission ..... 584.23 Greg Barnett, Chris Showalter North Iowa Community Action ..... Tom Heidenwirth, Rusty Eddy Pathways Behavioral Services ..... Tom Heidenwirth, Greg Barnett Butler County Safety Committee ..... Greg Barnett, Tom Heidenwirth Butler County Community Foundation ..... Greg Barnett, Rusty Eddy Iowa Workforce Development ..... Greg Barnett, Tom Heidenwirth County Social Services 28E Governing Board ..... Greg Barnett, Tom Heidenwirth Butler County Solid Waste Commission ..... Rusty Eddy, Tom Heidenwirth Upper Cedar Watershed Management Improvement Authority ..... Tom Heidenwirth, Greg Barnett Regional Transportation Authority Policy Board ..... Greg Barnett, Tom Heidenwirth Visions of Well-Being ..... Rusty Eddy, Leslie Groen Rural Iowa Waste Management Association ..... Rusty Eddy, Greg Barnett Shell Rock River Watershed Management Coalition ..... Mike Miner, None Moved by Barnett, second by Heidenwirth to approve and reaffirm appointments to the following boards and commissions. All ayes. Motion carried. Butler County Boards - January 2022 Board of Adjustment, 3-year term...

Term Expires Mark Gerdes ..... 1/1/2024 Paul Leerhoff ..... 1/1/2025 Jeff Reints ..... 1/1/2024 Dan Bruns ..... 1/1/2025 Fern Feldman ..... 1/1/2023 Planning and Zoning, 3-year term ..... Term Expires Deb McWhirter ..... 1/1/2024 Roger Kregel ..... 1/1/2025 John Backer ..... 1/1/2024 Rosemary Willson ..... 1/1/2022 Jane Close ..... 1/1/2025 Board of Health, 3-year term ..... Term Expires Michael Lindstrom ..... 12/31/2022 Deb Gayer ..... 12/31/2024 Joyce Dickes ..... 12/31/2023 Chris Showalter ..... 12/31/2022 Greg Barnett ..... 12/31/2024 Veteran Affairs, 3-year term ..... Term Expires Duane Harms ..... 6/30/2022 Nancy Hadley ..... 6/30/2022 Alan Meyer ..... 6/30/2023 Craig Franken ..... 6/30/2024 Cindy DeWitt ..... 6/30/2022 Conservation Commission, 5-year term ..... Term Expires Merideth Borchardt ..... 12/31/2022 Mark O'Brien ..... 12/31/2023 Kelly Harken ..... 12/31/2025 Ryan Schrage ..... 12/31/2024 Fern Feldman ..... 12/31/2026 Compensation Board, 4-year term ..... Term Expires Nancy Amunson, Treasurer ..... 7/1/2025 Kyle Rice, Sheriff ..... 7/1/2023 Deb McWhirter, Recorder. 7/1/2025 Jane Close, Supervisors... 7/1/2025 Kevin Truax, Supervisors... 7/1/2025 Dale Hansmann, Attorney 7/1/2025 Jeff Kolb, Auditor ..... 7/1/2023 Moved by Barnett, second by Eddy to leave the mileage reimbursement rate at 50 cents for 2022. All ayes. Motion carried. Board reviewed Precinct Election Official wages. Motioned by Barnett, second by Heidenwirth to increase the Precinct Election Official's hourly pay, effective immediately, from \$8.25 to \$12.00 for regular poll workers, \$15.00 for the chairperson and \$30.00 for training. All ayes. Motion carried. Motioned by Barnett, second by Heidenwirth to approve claims as submitted. All ayes. Motion carried. Butler County claims paid December 1, 2021 through December 31, 2021: Access Systems Leasing,Equip Cont ..... 3,150.37 Aces,Comp Equip/Soft Sup ..... 12,536.00 Agco Finance - Agcoplus,Rental ..... 2,025.00 Agility Recovery Solutions,Disaster Rcvry ..... 439.90 Aqvantage Fs,Maint ..... 143.20 Ahlers & Cooney, P.c.,Prof Fees ..... 514.00 Airgas North Central,Wldg Sup ..... 1,021.57 Alliant Energy,Util ..... 30.90 Allison Variety Hardware,Misc/Suply ..... 43.40 Allison, City Of,Util ..... 351.03 Answer Plus Inc,Equip Cont ..... 111.00 Aspro,Hot Mix ..... 4,139.56 Ascodes Inc Llc,Ofc Sup ..... 147.12 Black Hills Energy,Util ..... 142.97 Bmc Aggregates L.c.,Maint/Rock/Upgrades ..... 5,612.92 Boersma, Rus,Misc ..... 100.00 Bremer County Engineer,Box Civr Lbr ..... 40,963.96 Bruening Rock Products, Inc,Rock ..... 315.30 Business Card,Dues/Misc/Ofc Sup/Sch ..... 1,067.72 Butler Bremer Communica-tions,Tele ..... 119.35 Butler County Engineer,Car Exp/ Fuel ..... 3,818.44 Butler County Pheasants Forever-Seed ..... 4,400.00 Butler County Public Health,Admin/ Drg Tstg/Med Invgtb ..... 792.59 Butler County R.E.C.,Util ..... 3,149.98 Butler County Sheriff,Ct Costs/ Youth Detention ..... 399.52 Butler County Solid Waste,Disp Fee ..... 20,019.54 Butzlaff, Brenda,Well Closing ..... 355.78 Calhoun-Burns & Assoc.,Prof Svcs/ Insp ..... 5,330.50 Campbell Insurance Group, Inc., Cons Fee ..... 2,549.35 Campbell Supply,Tools ..... 199.00 Cardinal Health At Home,Med Sup/ Tob Prev ..... 725.78 Cardmember Service,Fee/Fuel/ Prts/Sch/Sup/Upgrades ..... 3,142.16 Carlson Software, Inc.,Software Nays ..... 434.50 CDW-G,Comp Equip ..... 911.46 Centec Cast Metal Products,Grave Mrkrs ..... 1,499.96 Central Iowa Distributing,Suply ..... 579.00 Central Iowa Tourism,Econ Devel ..... 500.00 Chinander, Ann,Misc ..... 50.00 Cintas Corporation,Suply ..... 159.13 Clarksville Lumber Co,Environ Educ/Lmbr/Upgrades ..... 148.83 Clarksville, City Of,Util ..... 22.20 Coast, Jane,Mlge ..... 136.00 Coast To Coast Solutions,Misc ..... 579.74 Coldwater Constructors,Upgrades ..... 97.00 Cole Excavating Llc,Const ..... 8,025.00 Cooper Motors Inc.,Car Exp ..... 1,018.43 Corephp, Llc,Comp Prog ..... 87.50 County Line Repair Llc,Car Exp ..... 64.78 County Materials Corporation,Civr Sup ..... 7,433.40 Crawford-Miller Lumber,Lmbr ..... 584.23 Croell Redi-Mix, Inc.,Cnct ..... 699.50 Crystal Heating, Plumbing & Exc.,Rntl ..... 100.00 Cypress Solutions,Prof Fee ..... 2,750.00 Davies, Jim,Misc ..... 150.00 Debner, Lonna,Mlge ..... 441.00 Des Moines Stamp Mfg.,Mnr Equip/ Ofc Sup ..... 136.00 Dewitt, Cindy,Mlge ..... 399.50 Doug's Heating & Cooling,Maint ..... 669.00 Dralle, Donis,Mlge ..... 44.00 Dumont Telephone Company,Internet/Tele ..... 1,662.91 Farm & Home Publishers Ltd,Ofc Sup/Plt Bks ..... 871.00 Fastenal Company,Suply ..... 1,336.12 Fecht Repair,Car Exp ..... 15.00 Fleshner, Tamara L.,Mlge ..... 187.00 Francis Lauer Youth Services,Youth Shltr ..... 933.00 Gillen, Mackenzie,Mlge ..... 467.50 Global Hydraulics & Supply Inc,c.Prts ..... 400.73 Grainger,Maint ..... 68.49 Greene Recorder, The,Bd Procl/ Publ/Pub Not ..... 253.16 Greene, City Of,Util ..... 64.00 Grundy County Sheriff,Bd & Care/ Ct Costs ..... 1,542.82 Heckharc First,Equip Cont ..... 134.40 Heckman, Thomas,Sch Of Instr ..... 640.95 Henry M Adkins & Son Inc,Equip Cont ..... 9,250.00

Hinders, Mary Ann,Mlge ..... 278.75 Huisman Truck And Auto Repair-, Car Exp ..... 45.00 Hy-Vee Accounts Receivable,Bd & Care ..... 48.14 Imwca,Wk Comp ..... 5,973.00 Interstate Batteries Of Upper Iowa,Btrys ..... 349.85 Iowa Dot,Misc Exp ..... 266.00 Iowa Law Enforcement Academy-,Sch Of Instr ..... 200.00 Iowa Prison Industries,Misc Sup/ Ofc Sup/Signs ..... 3,895.18 Iowa Regional Utilities Assoc.,Util ..... 21.81 Isac,Sch Of Instr ..... 60.00 Issda,Misc ..... 625.00 J & C Grocery,Bd & Care ..... 2,273.18 Jendro Sanitation Services,Disp Fee ..... 89.00 Jerry Roling Motors Inc.,Car Exp ..... 921.38 John Deere Financial,Equip/Maint/ Suply ..... 9,453.36 Johnson, Bailey,Mlge ..... 544.50 Johnson, Jaime,Mlge ..... 274.00 Johnson, Julie,Misc ..... 50.00 Johnson, Renae,Well Closing ..... 481.50 Jorgensen Law Offices, Pc,Spec Prosecutor ..... 4,917.85 K & K Gate And Supply,Gates ..... 970.00 Kahn Tile Supply Llc,Tile Sup ..... 62.76 Kay Park-Rec Corp.,Upgrades ..... 2,785.00 Landers Hardware,Ofc Sup ..... 53.98 Lebeck, Shawna,Mlge ..... 62.40 Lovrien, Ted,Well Closing ..... 335.25 Mail Services, Llc,Ofc Sup/Pstg ..... 576.90 Majewski's Tire Service,Tube ..... 22.46 McWhirter, Deborah J.,Mlge ..... 78.00 Menards - Cedar Falls,Environ Educ ..... 219.00 Mercylene Dept 0020,Bd & Care ..... 128.59 Mercylene Waverly,Med Exmr ..... 75.00 Mid American Energy,Util ..... 6,720.37 Mid Country Machinery, Inc,Rntl ..... 4,717.50 Mid-America Publishing Corp.,Bd Procl/Ofc Sup/Publ/Pub Not ..... 1,355.14 Midland Concrete Products, Upgrades ..... 5,406.13 Midwest Card And Id Solutions Llc,c.Bt ..... 2,106.88 Miller & Miller, P.c.,Youth Detention ..... 52.00 Miller True Value Hardware,Grnds ..... 180.00 Mitko Llc,Maint ..... 1,048.58 Moody's Investors Service Inc,Prof Fees ..... 18,000.00 Morris, Matthew,Unif Allow ..... 165.00 Mort's Water Company,Rpr ..... 5,590.20 Napa Auto Parts (P'burg),Car Exp/ Fltrs/Prts/Sup ..... 726.61 Nelson Septic Services Llc,Suply ..... 128.40 North Iowa Reporting,Ct Costs ..... 195.00 Northern Iowa Constr.,Culvrt ..... 384.00 O'brien Service & Towing,Maint ..... 643.92 Office Depot Inc.,Ofc Sup ..... 301.53 Oneneck It Solutions Llc,Disaster Rcvry ..... 1,383.00 Parkersburg, City Of,Util ..... 32.00 Pathways Behavioral Services,Prof Fees ..... 2,500.00 Petroblend Corp.,Oil ..... 2,270.00 Pitney Bowes Inc.,Pstg ..... 398.82 Police Legal Sciences Inc,Sch Of Instr ..... 300.00 Powerplan,Prts/Suply ..... 5,418.33 Rauenbuehler, Jeff,Sch Of Instr ..... 371.58 Reactive Digital Systems Llc,Upgrades ..... 25,800.00 Redman Schwartz Funeral Homes,Transport ..... 525.00 Reserve Account, Pitney Bowes,P-stg ..... 6,000.00 Rigoh Usa, Inc,Equip Cont ..... 198.95 Rileys Inc.,Mnr Equip/Ofc Sup ..... 542.24 Rottink, Blake,Well Closing ..... 270.18 Ryan Exterminating Inc.,Pest Cntrl ..... 134.00 Schmidt Automotive Llc,Car Exp ..... 38.48 Schrage, Shari,Misc ..... 50.00 Schumacher Elev. Co.,Maint/Misc Rpr ..... 440.54 Secretary Of State,Notary Fee ..... 30.00 Sharps Compliance Inc,Misc ..... 166.62 Shell Rock, City Of,Util ..... 35.50 Sidwell Company, The,Licensing ..... 2,778.30 Signs By Tomorrow,Upgrades ..... 910.00 Sill, Curt,Mow ..... 340.00 Smidt Crop Mgt. Inc.,Soil Testing ..... 413.80 Snap-On Tools Corp.,Tools ..... 871.36 State Hygienic Laboratory,Well Closing ..... 450.00 State Medical Examiner's Office,Autopsy ..... 2,208.00 Steege Construction Inc,Upgrades ..... 7,287.45 Stericycle Inc,Misc ..... 111.41 Stirling, Susan,Mlge ..... 124.00 Stokes Welding,Prts ..... 602.14 Taylor Physical Therapy,Cont Svc ..... 1,520.00 The Sayer Law Group Pc,Atty Fees ..... 485.43 Tiedt Nursery, Ltd.,Seed ..... 9,591.00 Transit Works,Suply ..... 1,573.41 Treasurer, State Of Iowa,Fee ..... 70.00 Truck Center Companies,Prts/Suply ..... 1,807.54 U.s. Cellular,Bt/Equip Cont/Tele ..... 3,161.91 Uhlenhopp-Jacobs, Lisa,Mlge ..... 12.00 Umb Bank, N.a.,Bond Reg Fee ..... 1,100.00 Unitypoint Clinic,Drg Tstg ..... 252.00 Va Medical Center,Van Lease ..... 1,398.00 Visa,Bd & Care/Mnr Equip ..... 377.63 Wellmark Blue Cross/Blue Shield,Ins ..... 11,246.53 Wellsburg Ag,Fuel/Maint ..... 18,902.34 Wilken Welding & Repair,Upgrades ..... 3,285.00 Windstream,Tele ..... 402.63 Ziegler Inc.,Prts ..... 11,318.71 Board acknowledged receipt of Manure Management Plan Annual Updates for Markley Koop #58426 Moved by Heidenwirth, second by Barnett to adjourn the meeting at 9:35 A.M. to Tuesday, January 11, 2022 at 9:00 A.M. Motion carried. The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on January 3, 2022. Attest: Butler County Auditor Chairman of the Board of Supervisors TJ - 1

## PROCEEDINGS

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON DECEMBER 28, 2021.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Eddy, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.

During public comment, County Engineer, John Riherd, shared that Landon Cleary, passed his Professional Engineer test and received his PE license. Riherd explained the career progression of an engineer after their degree includes a fundamentals exam, four years of work experience in a chosen field and then the professional exam. Riherd mentioned Cleary will continue to take on increased responsibilities in their office.

Motioned by Heidenwirth, second by Eddy to go into closed session to discuss Planning & Zoning Administrator, Misty Day, position, duties and salary. Motioned by Barnett, second by Eddy to return to open session. All ayes. Motion carried. Barnett shared discussions included both of Misty Day's positions duties with Planning and Zoning and the Environmental Health Department. Motioned by Eddy, second by Heidenwirth to increase the combined salary beginning FY23 for Planning and Zoning Administrator and Environmental Health Administrator to total \$61,000, with one-third designated for Planning & Zoning position and two-thirds for the Environmental Health position. All ayes. Motion carried.

Environmental Health Specialist, Misty Day, shared that at last week's Board of Health meeting they recommended and approved her separation from Public Health as of January 1, 2022. Heidenwirth asked about budgeting changes and Misty explained Environmental Health already had a separate budget, but had previously been completed by Jennifer Becker. Motioned

by Heidenwirth, second by Eddy to acknowledge the separation of Environmental Health from Public Health through Resolution 1014. The roll was called and the vote was: AYES: Eddy, Barnett, and Heidenwirth. NAYS: None; therefore, Resolution 1014, was adopted as follows:

#### RESOLUTION # 1014

AGREEMENT BETWEEN BUTLER COUNTY BOARD OF HEALTH and

BUTLER COUNTY BOARD OF SUPERVISORS

"SEPARATION OF ENVIRONMENTAL HEALTH FROM PUBLIC HEALTH"

BE IT RESOLVED by the Butler County Board of Health and the Butler County Board of Supervisors as follows:

Section 1. The Butler County Board of Health and the Butler County Supervisors entered into an Agreement on or about May 12, 2009, whereas Butler County Public Health would provide administrative services for the Environmental Health Department.

Section 2. Due to the relocation of the Environmental Health Department to a different office, it is no longer practical for Butler County Public Health to continue to provide administrative services for the Environmental Health Department.

Section 3. The Butler County Board of Health and the Butler County Supervisors hereby agree to and approve the separation of the Environmental Health Department from Butler County Public Health effective January 1, 2022.

Section 4. The Environmental Health Specialist is hereby appointed as the Administrator for the Environmental Health Department.

Section 5. All administrative fees paid to Butler County Public Health for the administrative services provided to Environmental Health shall cease upon the effective date of the separation.

Greg Barnett

Board of Health Chair

\_12/28/21

Date

Greg Barnett

Board of Supervisor Chair

\_12/28/21

Date

EMA Coordinator, Chris Showal-

ter, explained a recent change in the EMA Commission bylaws consisted of removing the finance options that are not being utilized by our commission, and only keeping those which are used. Previously, the bylaws included all finance options, but Showalter explained Iowa Code states we need to specify the particular option of funding, not list all five options. Motioned by Heidenwirth, second by Eddy to approve the updated bylaws. All ayes. Motion carried.

Kip Ladage, Bremer County EMA Coordinator, was present to discuss SF 615 regarding declaring Emergency Medical Services (EMS) as an essential county service. Ladage handed out a document outlining SF 615 and explained the 3 public hearing readings, creating a county advisory council, how it is funding, and the importance of public education. Ladage shared where Bremer County is in the process and they have determined if they tax the maximum of \$0.75 per one thousand of taxable valuation, they will have approximately 1 million to create a functioning system, but their advisory council has yet to determine how that will be accomplished. Ladage explained he is option to work together with Butler County and create a regional system. Ladage and Jim Shuttle, also present, explained six counties are already working together in some capacity, under a medical directory board to establish common protocols and would like to extend those efforts. They are hoping to combine efforts on purchases, billing, dispatching, etc. Heidenwirth feels Greene has an effective volunteer service and is concerned other towns may agree with their local service and not see the need to fund a county service. Ladage pointed out the average age of most of the volunteers during business hours and how they will be nonexistent in the near future. Discussions were held regarding the other ambulance services utilized in Butler County including: Franklin General, Sartori, Grundy Center and Charles City and how that would all work. Sara Trepp, IT Director, mentioned she can hear dispatchers struggling to get transport services to the right area and Tammy Fleschner, Public

Health, emphasized the need for communities to start working together to address these issues as most will already need to establish an affiliate agreement. Showalter explained this would not replace existing entities, but enhance services and offer additional assistance. Ladage shared a personal story to illustrate the need for additional transport services. Eddy stated that most of us can see the value in doing this and citizens will see the value too. Barnett suggested putting this on an upcoming agenda to discuss beginning this process, establish how to move forward in Butler County and also work together with Bremer County.

County Auditor, Leslie Groen, shared the report from the Temporary Redistricting Commission Public Hearing on the proposed precinct plans. Elections Deputy, Matt Wilken, provided maps of the proposed precincts. Motioned by Eddy, second by Barnett to adopt the proposed Resolution 1015 – 2020 Census Precinct Boundary Changes. The roll was called and the vote was: AYES: Eddy, Barnett, and Heidenwirth. NAYS: None; therefore Resolution 1015 was passed as follows:

#### RESOLUTION #1015

2020 CENSUS PRECINCT BOUNDARY CHANGES

WHEREAS, The Butler County Temporary Redistricting Commission held a Public Hearing on December 22, 2021, to gather comments on the preliminary proposed precinct plan resulting from the 2020 Census. The Commission reported there were no additional members of the public in attendance; and County Auditor reported no written or oral comments received prior to the Public Hearing;

WHEREAS, The Butler County Temporary Redistricting Commission adopted the proposed precinct plan published to be submitted to the Board of Supervisors for approval.

WHEREAS, The Butler County Proposed Precinct Legal Descriptions were submitted as such:

1 – GR: Bennezzette Township, including the City of Aredale; Coldwater Township, including the City of Greene; and the part of Dayton

Township lying West of Packard Avenue, and North of Range Road and 140th Street (All Dayton Township excluding Sections 36, 35, 34, 27, 26, 25, approx. S ¼ of 22)

2 – CL: Fremont Township; Butler Township, including the City of Clarksville; Jackson Township, excluding the City of Allison; and that part of Dayton Township lying East of Packard Ave and South of Range Road and 140th Street (Sections 36, 35, 34, 27, 26, 25, approx. S ¼ of 22).

3 – DU: Pittsford Township, including the City of Dumont, but excluding the City of Bristow, Madison Township, and Washington Township

4 – AL: West Point Township, including the City of Bristow and the City of Allison; and Ripley Township

5 – AP: Monroe Township, including the City of Aplington, but excluding the City of Parkersburg

6 – SR: Jefferson Township, Shell Rock Township, including the City of Shell Rock; that part of Albion Township lying North of 305th Street and East of Ridge Avenue to intersection of 290th; and that part North of 290th St and East of Quail Avenue (Sections 1, 2, 11, 12, N ½ of 13); and that part of Beaver Township lying North of 310th Street and North of 305th Street (Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, N ½ 18).

7 – PB: That part of Albion Township lying South of 305th Street; West of Ridge Ave to the intersection of 290th, and also West of Quail Avenue (All Albion excluding Sections 1, 2, 11, 12, N ½ of 13), including the City of Parkersburg.

8 – NH: That part of Beaver Township lying South of 310th Street and South of 305th Street, including the City of New Hartford.

Population of each Precinct:

1 – GR: 1,721

2 – CL: 2,493

3 – DU: 1,459

4 – AL: 1,595

5 – AP: 1,448

6 – SR: 2,280

7 – PB: 2,328

8 – NH: 1,010

BE IT RESOLVED; The Board of Supervisors of Butler County, State of Iowa, hereby adopts the proposed precinct plan as presented from the Temporary Redistricting

Commission.

Upon Roll Call the vote thereon was as follows:

AYES: Rust Eddy, Greg Barnett, Tom Heidenwirth

NAYS:

WHEREUPON the Resolution was declared duly adopted this 28th day of December, 2021.

Greg Barnett

Chairman, Board of Supervisors

ATTEST:

Leslie Groen

Leslie Groen, County Auditor

Groen shared the tight timeline with submitting Butler County's reprecincting plan to the Secretary of State, including an adopted ordinance. Board set the date and time as January 3, 2022, at 9:00 A.M. for a Public Hearing for Butler County Ordinance Title 1, No. 14 – An Ordinance Repealing Ordinance No. 13 and Establishing Butler County Election Precincts.

Groen explained the 2020 census population in Parkersburg exceeded 2,000; therefore, we are required to establish a joint agreement with the City of Parkersburg. Motioned by Eddy, second by Heidenwirth, to approve the Joint County/City Precinct Agreement with Parkersburg. All ayes. Motion carried.

Motioned by Barnett, second by Eddy to approve claims. All ayes. Motion carried.

Board acknowledged receipt of Manure Management Plan Annual Updates for Johnson Finisher Farm #61705, Iowa Select – Schrage Finisher Farm #58230, Roose North Finisher Farm #61810, RB Mulder Finisher #59488, RB Muller N Finisher Farm #61816, Schipper West Finisher Farm #61604, and RB Muller S Finisher Farm #61808.

Motioned by Heidenwirth, second by Eddy, to adjourn the regular meeting at 10:27 A.M. to January 3, 2022 at 9:00 A.M. All ayes. Motion carried.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on December 28, 2021.

Attest: Butler County Auditor  
Chairman of the Board of Supervisors

CS - 1

## PROCEEDINGS

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON DECEMBER 21, 2021.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried.

Minutes of the previous meeting were read. Motioned by Eddy, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.

No public comment received.

Butler County Conservation Executive Director, Mike Miner, provided the Board with the County Conservation Board's annual report. Miner mentioned some highlights including: the Eisenstrager Wildlife acquisition was completed, continued increased in camping fees and park use from COVID-19, and Annette Witrock hired when Steve Martin retired. Miner shared the nature center building is complete, now fund-raising for displays and outside work yet to be completed. Barnett asked about the Franklin County county on beaver. Miner explained they have had some issues which were taken care of in-house, but no ongoing concerns on the County Conservation property. Miner explained he could not speak for private property owners.

Weed Commissioner, Calvin Steere, presented his annual report to the Board. There were no additional questions or concerns.

Motioned by Heidenwirth, second by Barnett to appoint Calvin Steere as Butler County Weed Commissioner. All ayes. Motion carried.

Mike Miner explained the purpose of the Shell Rock Watershed Management Authority Board Fiscal Agent Agreement. Miner shared the Auditor researched document options and after speaking with the DNR, it was determined other watersheds are currently using basic fiscal agent agreements vs. 28E agreement. Kuehner explained all entities involved are government entities with their own auditing requirements and felt the fiscal agreement presented would be fine. Motioned by Barnett, second by Heidenwirth to approve the Shell Rock Watershed Management Authority Board Fiscal Agent Agreement. All ayes. Motion carried.

Time set for Public Hearing on

Knock Miner Plat located at 21517 Newell Ave in the NE ¼ SE ¼ of Section 31, Township 90N, Range 16W. Motioned by Heidenwirth, second by Barnett to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. No taxpayers present had comments. Planning and Zoning Administrator Misty Day reviewed the minor subdivision plat recommendation. Motioned by Heidenwirth, second by Eddy to close the Public Hearing. All ayes. Motion carried. Motioned by Eddy, second by Barnett to adopt Resolution 1012. The roll was called and the votes were: AYES: Eddy, Barnett, Heidenwirth. NAYS: None; therefore, the resolution was adopted as follows:

#### RESOLUTION 1012

BUTLER COUNTY BOARD OF SUPERVISORS

APPROVING "KNOCK MINOR PLAT" WITH THE RECOMMENDATION OF THE BUTLER COUNTY PLANNING AND ZONING COMMISSION

BE IT RESOLVED by the Butler County Board of Supervisors as follows:

Section 1. The Butler County Planning and Zoning Commission held a Public Hearing on December 17, 2021, to consider a Minor Subdivision Plat entitled "Knock Minor Plat".

Section 2. The area is located in Part of the NE¼ & SE¼ of Section 31, Township 92 North, Range 16 West of the 5th P.M.

Section 3. The Planning & Zoning Commission has made the recommendation that the Minor Subdivision Plat entitled "Knock Minor Plat" be approved.

Section 4. The Board of Supervisors held its own public hearing on this Minor Subdivision Plat on December 21, 2021.

Section 5. The Board of Supervisors hereby approve the Minor Subdivision Plat entitled "Knock Minor Plat" located in the NE¼ & SWE¼ of Section 31, Township 92 North, Range 16 West of the 5th P.M.

Section 6. This resolution shall take effect immediately.

The vote thereon was as follows:

AYES: Greg Barnett, Rusty Eddy, Tom Heidenwirth

NAYS: None

ABSENT: None

Passed and approved this 21st day of December, 2021.

ATTEST: Leslie Groen, County Auditor

Time set for Public Hearing on Longhorn Acres final subdivision plat located in the NW ¼ of Section 7, Township 90N, Range 16W. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. No taxpayers present had comments. Planning and Zoning Administrator Misty Day reviewed the final plat recommendation. Motioned by Eddy, second by Heidenwirth to close the Public Hearing. All ayes. Motion carried. Motioned by Eddy, second by Heidenwirth to adopt Resolution 1013. The roll was called and the votes were: AYES: Eddy, Barnett, Heidenwirth. NAYS: None; therefore, the resolution was adopted as follows:

#### BUTLER COUNTY RESOLUTION NO 1013

RESOLUTION APPROVING PLAT OF LONGHORN ACRES, BUTLER COUNTY, IOWA

WHEREAS, there has been submitted to Butler County, Iowa, a proposed subdivision plat concerning property within Butler County, Iowa, which plat is of the following described real property, to-wit:

Parcel "E" of Plat of Survey filed January 19, 2021, in Doc. No. 2021-0221, being a part of the Northwest Fractional Quarter of Section 7, Township 90 North, Range 15 West of the 5th P.M., Butler County, Iowa.

AND WHEREAS, the Butler County Board of Supervisors has determined that said subdivision conforms to its comprehensive plan;

AND WHEREAS, the Butler County Board of Supervisors has given consideration to the possible burdens on public improvements and to a balance of interest between the proprietor, future purchasers and the public interest in the subdivision;

AND WHEREAS, said plat conforms with Iowa Code Sections 356.6, 354.11 and 355.8;

IT IS THEREFORE RESOLVED by the Butler County Board of Supervisors that the subdivision plat submitted to it by Steve Lodge, Member of LodgeSenn Land Company, LLC, Owner, Longhorn Acres, governing the above-described property is hereby approved.

Dated: 12/21/21

Greg Barnett

ATTEST:

Leslie Groen

Time set for Public Hearing on a request on an application from Clayton McDivitt to rezone approx-

imately 2 acres from A-1 Agriculture to "M" Manufacturing located at 25672 Hwy 57 in the E ¼ W ¼ NE ¼ of Section 34, Township 90N, Range 16W. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. County Auditor, Leslie Groen, reported no written or oral comments were received. Planning and Zoning Administrator, Misty Day, summarized the Planning and Zoning Commission meeting and recommendation to table the decision. Day explained the request came about because of the number of cars on McDivitt's property constitute as a junkyard and she has received complaints dating back to 2018. These complaints resulted in two notices of violation being sent to Mr. McDivitt in 2019 and 2021. McDivitt also has some cars extending beyond his property line. Clayton McDivitt, Parkersburg, was present and explained the use of the cars, steps taken to ensure cars are salvaged properly and recent conversations with surrounding property owners. Discussions were held regarding what defines a junkyard in our current ordinance, the results of rezoning this area to Manufacturing, and all property owners' concerns. Motioned by Eddy, second Heidenwirth to close the Public Hearing. All ayes. Motion carried. In agreement with the Planning & Zoning Commission, it was motioned by Eddy, second by Heidenwirth, to table this decision until after the Planning & Zoning Commission's January 20th meeting and give McDivitt an opportunity to get all vehicles moved to his property. All ayes. Motion carried.

Day presented information regarding the County's current junk vehicle ordinance, reviewed how violations were handled in the past, and offered options to update the ordinance. Rick Swarts, New Hartford, was present and asked the definition of junk which Day read from the current ordinance. Swarts also asked about an exemption for a farm and Day explained there is a farm exemption if the correct criteria is met. Additional discussions were held regarding the use of personal property, zoning considerations, the definition of what a fence is made of and fence setbacks. Also discussed if/what enforcement options the County would have and available. Day explained this is a complaint driven process and she is not looking for violations. Barnett said he would reach out to other counties

to see what they are doing. After some additional research has been completed, future discussions will be needed.

The Butler County Compensation Board recommendations were presented to the Board to for consideration. County Attorney, Dave Kuehner, provided information to the board regarding his proposed pay increase due to not hiring an assistant and how that compares to other County Attorneys in Iowa. Eddy explained the County Attorney pay increase has been discussed in the past when Kuehner elected not to hire an assistant Attorney. Barnett, Eddy, and County Recorder, Janice Jacobs, all mentioned Kuehner is a huge asset to the County and is available whenever needed. Discussions were held regarding the other elected officials recommended increase and current COLA. Eddy mentioned he did not see anything out-of-line with the Compensation Board recommendations and that he spoke with a few of them prior to today's meeting. Barnett mentioned there should be a discussion regarding the Planning and Zoning Administrator position as there is a substantial increase in that workload. Day said it is approximately 1/3 of her workload now. Eddy asked for the Planning and Zoning administrator job duties to be put on the December 28th agenda. With no additional comments, motioned by Heidenwirth, second by Eddy to approve the Butler County Compensation Board Recommendations which are represented in Resolution 858-21. The roll was called and the vote was: AYES: Heidenwirth, Barnett, Eddy. NAYS: None; therefore, Resolution 858-21 was approved as follows:

#### RESOLUTION #858-21

WHEREAS, The Butler 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 Butler County Compensation Board met on November 17, 2021 and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2022:

Elected Official, Current Salary, Proposed Increase, Recommended Salary

Auditor, \$64438.00, %5.0436, \$67688.00

County Attorney, \$72502.00, %

31.034, \$95002.00\*

Recorder, \$64438.00, %5.0436, \$67688.00

Sheriff, \$85742.00, % 5.2483, \$90242.00

Supervisors, \$31810.00, %5.0300, \$33410.00

Treasurer, \$64438.00, %5.0436, \$67688.00

\* The County Attorney recommendation would increase the salary to \$95,002 and is justified by Mr. Kuehner not employing a Clerk or assistants. See full Comp Board minutes for additional details.

THEREFORE, BE IT RESOLVED that the Butler County Board of Supervisors approves the following salary adjustments for the following elected officials for the fiscal year beginning July 1, 2022:

Elected Official, Approved Salary, Approved Increase

Auditor, \$67688.00, %5.0436

County Attorney, \$95000.00, %31.033

Recorder, \$67688.00, %5.0436

Sheriff, \$90242.00, %5.2483

Supervisors, \$31810.00, %5.0300

Treasurer, \$67688.00, %5.0436

Approved this 21st day of December, 2021.

BUTLER County Board of Supervisors

ATTEST: Leslie Groen, Auditor

Greg Barnett, Chairman of the Board

AYE: Tom Heidenwirth, Greg Barnett, Rusty Eddy

NAY: None

Motioned by Eddy, second by Heidenwirth to approve a Cost of Living increase for non-elected, non-deputy employees at 5.0436%. All ayes. Motion carried.

Motioned by Eddy, second by Barnett to approve claims. All ayes. Motion carried.

Motioned by Eddy second by Heidenwirth to adjourn the regular meeting at 10:17 A.M. to December 28, 2021 at 9:00 A.M. All ayes. Motion carried.

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adjourned meeting of the Board of Supervisors of Butler County, Iowa on December 21, 2021.

Attest: Butler County Auditor  
Chairman of the Board of Supervisors

CS - 1