

Legals

BUTLER CO BOS • MINUTES AND CLAIMS 6.30.2023 - PART 1 OF 2

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JUNE 30, 2023.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Wayne Dralle present. Moved by Dralle second by Eddy to approve the agenda. All ayes. Motion carried. Minutes of the previous meeting were read. Motioned by Dralle, second by Eddy to approve the minutes as read. All ayes. Motion carried.

No public comment was received. Chris Showalter, EMA Safety Director, provided an update on Shell Rock River debris around Greene. Showalter shared that he had some notices posted before Memorial Day. He indicated that he reached out to a few organizations but haven't been able to find anybody capable of clearing the trees and debris in the water. A question was made about whether it could be declared a disaster or not. Showalter stated that it would have required the Governor signing a declaration before the Army Corps of Engineers would assist. Dralle stated that he spoke to County Conservation about the issue and they indicated they would have no problem with people marking the trees and debris in the water. Barnett shared that a group of volunteers have taken on projects like this in the past. Eddy mentioned the possibility of reaching out to somebody in McGregor as they have experience with this situation on the Mississippi River.

Board reviewed the Together 4 Families – Early Childhood Iowa Coordination Contract. Motioned by Eddy, second by Dralle to approve the contract. All ayes. Motion carried.

Board reviewed the Fiscal Agent Agreement for Together 4 Families – Early Childhood Iowa Coordination Contract. Motioned by Dralle, second by Eddy to approve the contract. All ayes. Motion carried.

Board considered Resolution 1081-2023 to approve "Ross 1st Minor Plat". Misty Day, Planning and Zoning, provided an overview of the Resolution. Moved by Dralle, second by Barnett. Roll Call: Ayes - Dralle, Eddy, Barnett. Nays - None. RESOLUTION # 1081-2023 BUTLER COUNTY BOARD OF SUPERVISORS

APPROVING "ROSS 1st 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 Zoning Administrator reviewed a Minor Subdivision Plat entitled "ROSS 1st MINOR PLAT" and said Plat conforms with the Butler County Subdivision Ordinance Number VI No. 8.

Section 2. This Plat consists of three (3) parcels legally described as:

Parcel E in Parcel D in the SE¼ NW¼ of Section 21, Township 92 North, Range 15 West of the 5th P.M. containing 2.24 acres.

Parcel F in Parcel D in the SE¼ NW¼ of Section 21, Township 92 North, Range 15 West of the 5th P.M. containing 1.5 acres.

Parcel G in Parcel D in the SE¼ NW¼ of Section 21, Township 92 North, Range 15 West of the 5th P.M. containing 3.05 acres.

Section 3. Parcel F in Parcel D is considered a non-conforming parcel and will be tied to Parcel E in Parcel D with a Deed Restriction that will be recorded with the Butler County Recorder.

Section 3. The Planning & Zoning Administrator recommends that the Minor Subdivision Plat entitled "ROSS 1st MINOR PLAT" be approved.

Section 4. The Board of Supervisors hereby approve the Minor Subdivision Plat entitled "ROSS 1st MINOR PLAT" as legally described above.

Section 5. This resolution shall take effect immediately. The vote thereon was as follows: AYES: Greg Barnett, Rusty Eddy, Wayne Dralle

NAYS: None
ABSENT: None
Passed and approved this 30th day of June, 2023.

ATTEST: Leslie Groen, County Auditor

Board set a date and time for July 18th, 2023 at 9:00 A.M. to hold the 3rd Public Hearing for the Hazardous Liquid Pipeline Ordinance.

Board reviewed the following FY24 Resolutions for approval:

Appropriations Resolution #403-24 – Motioned by Eddy, second by Dralle to approve. Roll was called and Resolution #403-24 was adopted as follows:

APPROPRIATION RESOLUTION #403-24

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the year beginning July 1, 2023, in accordance with section 331.434, subsection 6, Code of Iowa, now therefore;

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

Section 1. The amount itemized by fund and by department or office on the following schedule are hereby appropriated from the resources of each fund so itemized, to the department or office listed in the first column on the same line of the following schedule.

Service Area/Department
Appropriations FY2024
01, SUPERVISORS\$226,853
02, AUDITOR\$287,129
03, TREASURER\$482,831
04, ATTORNEY\$268,658
05, SHERIFF\$2,798,533
06, ELECTIONS\$252,400
07, RECORDER\$297,421
08, COURTHOUSE\$263,100
09, RESOURCE CENTER\$0
10, NATURAL RESOURCES\$5,000
11, SAFETY\$6,026
12, GENERAL RELIEF\$60,906
13, DHS\$61,760
16, MAINTENANCE\$173,447
17, PUBLIC HEALTH\$1,131,239
18, FAIR\$32,500
19, TOWNSHIP\$10,600
20, SECONDARY ROADS\$11,970,000
21, VETERAN'S AFFAIRS\$99,327
25, CONSERVATION\$1,344,259
27, ZONING\$117,444

28, MEDICAL EXAMINER\$46,000
29, SANITARY DISPOSAL\$260,000
30, ENVIRONMENTAL HEALTH\$117,064
31, DISTRICT COURT SERVICES\$15,850
32, COUNTY FARM\$2,000
36, AMBULANCE\$19,000
39, SES. MEMORIAL\$200
42, ROAD CLEARING\$75,000
47, ECONOMIC DEVELOPMENT\$45,000
51, GENERAL SERVICES\$6,500
52, IT\$838,531
58, COMMUNITY COORDINATOR\$139,946
64, UNEMPLOYMENT INSURANCE\$10,000
65, ALCOHOL & DRUG\$38,500
70, EMERGENCY SERVICES\$120,400
90, LIBRARIES\$88,000
99, NON DEPARTMENTAL\$9,815,633
TOTAL\$31,527,051

Section 2. Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under section 1, shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2023.

Section 3. In accordance with section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditure of money for any purpose in excess of the amount appropriated pursuant to this resolution.

Section 4. If any time during the 2023-2024 budget year the auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriations, she shall immediately so inform the board and recommend appropriate corrective action.

Section 5. The auditor shall establish separate accounts for the appropriations authorized in section 1, each of which account shall indicate the amount of the appropriation, the amount charged thereto and the unencumbered balance. The auditor shall report the status of such accounts to the applicable departments and officers monthly during the 2023-2024 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2024.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: None
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

Greg Barnett, Board of Supervisors Chairman ATTEST: Leslie Groen, County Auditor

Resolution #404-24 for Interfund Operating Transfer for Secondary Roads Fund – Motioned by Eddy, second by Dralle to approve. Roll was called and Resolution #404-24 was approved as follows:

RESOLUTION FOR INTERFUND OPERATING TRANSFER #404-24 General Basic/Rural Services Funds to Secondary Roads Fund
WHEREAS, it is desired to authorize the auditor to periodically transfer sums from the general basic and rural services basic funds to the secondary road fund during the 2023/2024 budget year, and

WHEREAS, said transfers must be in accordance with section 331.429, Code of Iowa, now therefore;

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

Section 1. The total periodic maximum transfer from the general basic fund to the secondary road fund for the fiscal year beginning July 1, 2023, shall not exceed the sum of \$170,000.00; and the total periodic maximum transfer from the rural services basic fund to the secondary road fund for the fiscal year beginning July 1, 2023, shall not exceed the sum of \$2,000.00.

Section 2. After being notified of the apportionment of current property taxes, mobile home taxes, military service tax credit, or delinquent taxes paid for prior years to the general basic or rural services basic fund, the auditor shall order a transfer from said fund to secondary road fund.

Section 3. The amount of the transfer required by section 2 shall be equal to the apportionment made under section 2, to the general basic or rural services basic fund, respectively, multiplied by the ratio of said fund's total maximum transfer to the secondary road fund, to the sum of said fund's total current property tax levy, total mobile home taxes, total military service tax credits, and total delinquent taxes paid for prior years.

Section 4. Notwithstanding the provisions of section 2 and 3 of this resolution, total periodic transfers to the secondary road fund shall not exceed the amount specified in section 1.

Section 5. Notwithstanding the provisions of section 2 and 3, the amount of any transfer shall not exceed available funds balances in the transferring fund.

Section 6. The auditor is directed to correct her books when said operating transfers are made and to notify the treasurer and the county engineer of the amount of said transfers.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: None
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

ATTEST: Leslie Groen, County Auditor

Resolution #820-24 for Transfer from TIF to Debt Service – Motioned by Barnett, second by Eddy to approve. Roll was called and Resolution #820-24 was approved as follows:

RESOLUTION FOR TRANSFER #820-24

TIF Fund to Debt Service Fund
WHEREAS, it is desired to authorize the auditor to periodically transfer sums from TIF Fund to the Debt Service Fund during the 2023/2024 budget year to enable payment of the debt obligation, and

WHEREAS, said transfers must be in accordance with section 331.430, Code of Iowa, now therefore;

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

Section 1. The total maximum transfer from the TIF Fund to the Debt Service Fund for the fiscal year beginning July 1, 2023, shall not exceed the sum of \$900,000.

Section 2. The auditor is directed to correct her books when said operating transfers are made and to notify the treasurer of the amount of said transfers.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: None
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

ATTEST: Leslie Groen, County Auditor

Resolution #821-24 for Interfund Operating Transfer for General Supplemental Fund – Motioned by Eddy, second by Barnett to approve. Roll call was taken and Resolution #821-24 was approved as follows:

RESOLUTION FOR INTERFUND OPERATING TRANSFER #821-24 General Basic to General Supplemental Fund

WHEREAS, it is desired to authorize the auditor to periodically transfer sums from the General Basic Fund to the General Supplemental Fund during the 2023/2024 budget year and,

WHEREAS, said transfers must be in accordance with section 331.432, Code of Iowa, now therefore;

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

Section 1. The total maximum transfer from the General Basic Fund to the General Supplemental Fund for the fiscal year beginning July 1, 2023, shall not exceed the sum of \$200,000.

Section 2. The auditor is directed to correct her books when said operating transfers are made and to notify the treasurer of the amount of said transfers.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: None
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

ATTEST: Leslie Groen, County Auditor

Resolution #857-24 for Butler County Conservation Board Transfer Authority – Motioned by Eddy, second by Dralle to approve. Roll call was taken and Resolution #857-24 was approved as follows:

RESOLUTION #857-24 Butler County Conservation Board Transfer Authority

WHEREAS, upon request by the Butler County Conservation Board, the County Auditor would have authority to transfer revenue to the Butler County Conservation Board's reserves accounts for Fiscal Year 2023-2024 and,

WHEREAS, the revenue accounts proposed to allow transfer from include: Camping Fees 0001-1-25-6110-520000, Conservation Commodities 0001-1-25-6110-839000, Building Rental 0001-4-25-6110-611000, Equipment & Machinery Rental 0001-4-25-6110-612000, Sale of Capital Assets 0001-4-25-6110-920000, Donations/Reimbursements 0001-2-25-6110-810000, Misc. Refunds/Rebates 0001-4-25-6110-848000, Unclaimed Voided Warrants/Checks 0001-4-25-6110-820000 not to exceed \$100,000 and,

WHEREAS, the transfer from the above mention accounts can only be deposited into the Conservation Reserve account 0027 and/or the Equipment Reserve account 0008.

IT IS THEREFORE RESOLVED that the County Auditor can transfer money from the above-mentioned revenue accounts to the above-mentioned reserve accounts upon request from the Butler County Conservation Board.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: None
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

Greg Barnett, Board of Supervisors Chairman ATTEST: Leslie Groen, County Auditor

Board considered Transfer Resolution 1082-2023 of \$182,682 from Capital Projects to Secondary Roads. Motioned by Dralle, second by Eddy to approve. Roll call was taken and Resolution #1082-2023 was approved as follows:

TRANSFER RESOLUTION 1082-2023

Capital Projects to Secondary Roads

WHEREAS, the Butler County Board of Supervisors does hereby approve an FY23 transfer \$182,682 from Capital Projects Fund 1500 to Secondary Roads Fund 0020.

WHEREAS, this is to reimburse for construction payments for 220th Street reconstruction.

THEREFORE, a motion was made by Dralle and seconded by Eddy stating such transfer.

UPON Roll Call the vote thereon was as follows:

AYES: Rusty Eddy, Greg Barnett, Wayne Dralle
NAYS: None
ABSENT: N/A
WHEREUPON, The Resolution was declared duly adopted this 30th day of June, 2023.

Greg Barnett, Board of Supervisors, Chairperson ATTEST: Leslie Groen, County Auditor

Board considered utility permit for Butler County REC – underground service @ 15261 130th St. Moved by Barnett, second by Eddy to approve. All ayes. Motion carried.

Board considered utility permit for Butler County REC for underground service @ 18338 260th St. Moved by Eddy, second by Dralle to approve. All ayes. Motion carried.

Rihard provided an engineer update stating that construction is continuing throughout the county. He also mentioned that the interns are working out great in their office. Motioned by Eddy, second by Dralle to approve claims. All ayes. Motion carried.

tion carried.

Butler County claims paid June 1 - June 30, 2023

ACCESS SYSTEMS LEASING -EQUIP CONT-IT, CONS\$3,819.27

ACES -EQUIP CONT, LICENSING-IT\$46,063.00

ACORN NATURALISTS -ENVIRON EDUC-CC\$281.85

AGILITY RECOVERY SOLUTIONS -DISASTER RCVRY-IT\$485.00

AGVANTAGE FS -FUEL-SR, UP-GRADES-CC\$12,536.83

AIRGAS NORTH CENTRAL -WLDG SUP-SR\$1,157.60

ALLIANT ENERGY -UTIL-SR, CC\$196.73

ALLISON HARDWARE -MISC-SHF ADMIN, GRD MAINT, MNR EXP-CTHSE\$80.69

ALLISON, CITY OF -UTIL-SR, CTHSE, JAIL, DHS\$361.25

ANSER IOWA -EQUIP CONT-IT\$84.00

AXON ENTERPRISE INC -SCH OF INSTR- SHF INVG\$495.00

BAEDKE, JOHANNA -DRIVER STIPEND-VA\$175.00

BAUER BUILT INC. -TIRES-SR\$3,897.26

BECKER, JENNIFER L. -MLGE, OFC SUP - PH\$241.47

BEECHER, FIELD, WALKER, MORRIS -CT COSTS\$526.05

BELL, NICK -SFTY-SR\$207.48

BERGMANN SANDBLASTING & PAINTING LLC -LBR-SR\$1,700.00

BLACK HAWK RENTAL -RNTL-SR\$2,735.00

BLACK HILLS ENERGY -UTIL-SR\$37.73

BLACKSTRAP, INC. -SALT-SR\$14,636.95

BLACKTOP SERVICES CO. -COLD MIX-SR\$490.00

BMC AGGREGATES L.C. -ROCK-SR, UPGRADES-CC\$6,829.22

BOERSMA, RUS -MISC-COMM COOR\$50.00

BREMER COUNTY COMMUNITY PARTNERS -MISC-CPPC\$50.82

BRIGHTREE HOME HEALTH & HOSPICE LLC -EQUIP CONT-PH\$4,116.35

BRUENING ROCK PRODUCTS, INC -ROCK-SR4, MAINT-CC\$153,800.11

BRYAN AUCTION COMPANY -NEW EOPT-SR\$48,405.00

BUSINESS CARD -OFC SUP-EH, SCH OF INSTR, MED SUP, TOB PREV, DUES-PH\$1,092.03

BUTLER BREMER COMMUNICATIONS -INTERNET-CC\$119.35

BUTLER COUNTY ENGINEER -CAR EXP-SHF INVG, UNIF PTRL, SHF ADMIN, FUEL, CTHSE, EH\$8,149.17

BUTLER COUNTY FAIR BOARD -FAIR APPROP-FY23 \$22,500.00

BUTLER COUNTY R.E.C. -UTIL-CONS\$687.63

BUTLER COUNTY REC -UTIL-SR\$581.52

BUTLER COUNTY SHERIFF -CT COSTS\$430.26

BUTLER COUNTY SOLID -DISP FEE-JUNE2023, DISP-SR\$19,085.70

BUTLER COUNTY VISIONS OF WELL BEING -CPPC EXP\$2,000.00

CALHOUN-BURNS & ASSOC. -BRDG INSP-SR\$3,995.40

CAPITAL ONE -PRG SUP-CC\$72.47

CARDINAL HEALTH AT-HOME -MED SUP-PH\$84.70

CARDIO PARTNERS INC -MED SUP\$2,129.68

CDW-G -COMP EQUIP-IT\$60.05

CENTEC CAST METAL PRODUCTS -GRAVE MRKS-VA\$1,428.20

CENTRAL IOWA DISTRIBUTING -JNTR SUP, SUP-JNTR, MAINT-MNR EQUIP\$2,051.00

CERRO GORDO COUNTY TREASURER -MED EXMR\$50.00

CHINANDER, ANN -MISC-COMM COOR\$100.00

CIAVARELLI, DALTON -UNF RMB-CC\$140.00

CINTAS CORPORATION -SUP-SR\$109.54

CLARKSVILLE LUMBER CO -MAINT-CC, WIRES-SR\$55.15

CLARKSVILLE, CITY OF -UTIL-SR\$23.75

COLEMAN MOORE COMPANY -MULCH-SR\$9,906.40

CONSOLIDATED ENERGY -FUEL, DLS-SR\$41,867.49

CONTINENTAL RESEARCH CORP -UPGRADES-CC\$701.19

COOPER MOTORS INC. -CAR EXP-SHF INVG, UNIF PTRL\$376.01

COST ADVISORY SERVICES, INC. -PROF FEES-FY22\$4,125.00

COUNTY LINE REPAIR LLC -CAR EXP-UNIF PTRL\$98.63

CRAWDADDY OUTDOORS -BD MBR EXP, ENVIRON EDU-CC\$1,129.99

CROELL REDI-MIX, INC. -CN-CRT-SR\$9,104.00

CYPRESS SOLUTIONS -SUB, PRTS-SR\$3,628.44

DAVIES, JIM -MISC-COMM COOR\$50.00

DEBNER, LONNA -MLGE-PH\$620.43

DEIKE FABRICATION LLC -PRTS-SR\$260.00

DEWITT, CINDY -MLGE-PH\$903.33

DT DESIGN & FABRICATION -STL-SR\$135.93

DUMONT HARKEN LUMBER INC. -LMBR, WIRE-SR\$272.97

DUMONT TELEPHONE COMPANY -INTERNET-IT, TELE-CTHSE, EH, ZONE, SR, DHS\$1,789.61

DYLAN FRERICHS -SFTY-SR\$254.92

ED STIVERS FORD LINCOLN INC -NEW CAR -SHF \$36,324.00

EDDY, ROBERT -MLGE-SUP\$326.60

EDEKER, QUINN -SFTY-SR\$117.07

ELAN FINANCIAL SERVICES -PRTS, FLTRS, MISC EXP, REG, FEES, FUEL-SR\$5,278.40

ELECTRONIC ENGINEERING CO. -PRTS-SR\$674.45

FARM CHEM -PRTS-SR\$560.59

FASSTENAL COMPANY -MISC SUP-CC, SUP-SR\$1,302.84

FECHT REPAIR -CAR EXP-CONT LAW\$15.00

FLESHNER, TAMARA L. -MLGE, OFC SUP-PH\$301.33

FM CONTROLS INC -MAINT-CTHSE\$1,200.00

FRANKLIN COUNTY FAMILY FOCUS -CPPC-EXP\$2,000.00

GATR TRUCK CENTER -SUP, PRTS-SR\$394.37

GILLEN, MACKENZIE -MLGE-PH\$843.53

GOT YOU COVERED -VA STATE

ALLOCATION\$416.24

GRAINGER -GRNDS MAINT, MISC-SHF INVG\$161.37

GREENE RECORDER, THE -PUBL-ZONE, CTHSE, BD PROC-SUP\$219.56

GREENE, CITY OF -UTIL-SR\$64.51

GROEN, LESLIE -PSTG, CAR EXP-CTHSE\$45.80

HARKEN LUMBER -SUP-SR\$17.78

HEARTLAND ASPHALT INC. -CONST-SR\$109,785.89

HECKMAN, JOHN -DRIVER STIPEND-VA\$100.00

HECKMAN, THOMAS -VA STATE ALLOCATION, DUES-VA\$248.55

HEEREN, KATHY -MLGE-PH\$761.88

HEMANN, NANCY -MLGE-PH

