

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON OCTOBER 2, 2018.**

Meeting called to order at 9:00 a.m. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Also present were Engineer John Riherd, Emergency Management Coordinator Chris Showalter, County Attorney Greg Lievens, Sheriff Jason Johnson, Doug Poppen, Allison, Iowa, Fred Backer and Ed Heine, Clarksville, Iowa and Dana Hinders, Mid-America Publishing.

Minutes of the previous meeting were read and approved as read.

Board reviewed the Quarterly Reports of the Auditor and Sheriff and ordered placed on file.

Moved by Barnett, second by Eddy to accept the recommendation of Engineer Riherd and approve a Utility Permit for Butler-Bremer Communications for fiber install along 160<sup>th</sup> Street near Terrace Avenue. All ayes. Motion carried.

Board set the date and time on public hearing for disposal of Parcel #0201308018 in Greene, Iowa for October 16, 2018 at 9:05 A.M.

Board considered Resolution allowing All-Terrain and Off-Road Utility vehicles on secondary roads. Engineer Riherd expressed a concern with recreational use regarding inexperienced drivers and unexpected road conditions. Moved by Barnett, second by Heidenwirth to approve the following Resolution with review in one year:

**RESOLUTION NO. 908  
ALL-TERRAIN AND OFF-ROAD UTILITY VEHICLE  
OPERATION IN BUTLER COUNTY, IOWA**

WHEREAS Iowa Code Sections 321.234A(1)(f) and 321.10(2) allows counties to designate County roads on which all-terrain and off-road utility vehicles may be operated and,

WHEREAS, the County Board of Supervisors has evaluated the traffic conditions on the County highways and designated roadways and has determined that all-terrain and off-road utility vehicles can be operated without unduly interfering with or constituting an undue hazard to conventional motor vehicle traffic.

NOW THEREFORE BE IT RESOLVED by the Butler County Board of Supervisors, that a registered all-terrain vehicle or off-road utility vehicle:

may be operated on Butler County, Iowa graveled roadways with the exception of Level C roads;

may cross Butler County blacktops and may be operated on Butler County blacktops between the nearest gravel road intersection to an incorporated City's City limits;

provided however, in the event that a person residing on a county blacktop wishes to operate an all-terrain vehicle and/or an off-road utility vehicle on a permissible county roads, then, and in that event, said person may so operate on the shoulder of the county blacktop, and the County blacktop to the extent needed for safe travel, but only so far as to reach the closest permissible county gravel road;

may stop in the course of use upon the permissible county roads to obtain fuel for the vehicle or to obtain food or non-alcoholic beverage for the operator or lawful passengers;

may operate the vehicle only from sunrise to sunset; and

this permission to operate shall cease October 31, 2019.

The vote thereon was as follows:

AYES: Tom Heidenwirth  
Rusty Eddy  
Greg Barnett

NAYS: None

PASSED AND ADOPTED this 2nd day of October, 2018.

ATTEST: *Lizbeth Williams*, County Auditor

Board discussed the policy on improvements to Level B roads. Following discussion, Board concluded that Resolution from 1984 is still appropriate stating no improvements will be made.

No public comment received.

Board approved claims as submitted.

Moved by Barnett, second by Eddy to adjourn the meeting at 10:10 A.M. to Tuesday, October 9, 2018 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 October 2, 2018.