

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON MARCH 14, 2023.

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with member Wayne Dralle present. Member Rusty Eddy was absent. Moved by Dralle second by Barnett to approve the agenda. All ayes. Motion carried.

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

During Public Comment, John Riherd, Engineer, mentioned that he is working with the City of Greene on a bridge project, and that they are still going through agreement terms for a 28E agreement.

Motioned by Dralle, second by Barnett to open a Public Hearing to consider E911 tower land acquisition. Much discussion was had over the tower land as both parties haven't been able to agree on terms. Currently, the county is leasing the land the tower is located on and new lease negotiations have been unsuccessful. An offer was made to purchase the land although the terms were not agreed upon. Additional discussions were had regarding the life of the tower itself and other options to remove or replace the existing tower. No decisions or resolutions were made during the discussion. Dralle moved to close the Public Hearing, second by Barnett.

Board considered Resolution 1066-2023. Dralle moved to approve Resolution 1066, second by Barnett. Roll was called and Resolution 1066-2023 was adopted as follows:

**RESOLUTION NO. 1066-2023
RESOLUTION APPROVING THE PUBLIC IMPROVEMENT PROJECT AND ACQUISITION OF REAL ESTATE OWNED BY GAYLEN WINTERBERG, IN BUTLER COUNTY**

Whereas, Butler County intends to commence a public improvement project and acquire certain real property owned by Gaylen Winterberg (Owner), in Butler County shown in the proposed plat of survey. The General Location of the Project is described as:

The Project is approximately 4.74 acres in the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section Thirteen (13) Township Ninety-one (91) North Range Seventeen (17) West of the 5th P.M., Butler County, Iowa

for the continued use of the Butler County Emergency Communications Tower and, if necessary, the acquisition may be through condemnation.

Whereas, Iowa law requires that the County must make a good faith effort to negotiate with the Owner to purchase the Property for the project before proceeding with acquisition of property by condemnation;

Whereas, it is in the best interest of the County to acquire the property under the terms of the Offer to Buy and Acceptance.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BUTLER COUNTY IOWA:

Section 1. That the Butler County Board of Supervisors, Butler County, Iowa hereby approves to proceed with the described project, to fund the final site-specific project, to select the design and route of the project and to authorize the acquisition of property and property interests.

UPON Roll Call the vote thereon was as follows:

AYES: Greg Barnett
Wayne Dralle

NAYS: None

ABSENT: Rusty Eddy

WHEREUPON the Resolution was declared duly adopted this 14th day of March, 2023.

Greg Barnett

Chairman, Board of Supervisors

ATTEST:

Leslie Groen, County Auditor

Board reviewed Resolution 1063-2023 approving an Invitation to Qualify (ITQ) application administered by the OCIO. Dralle moved to approve Resolution 1063, second by Barnett. The Roll was called and Resolution 1063-2023 was adopted as follows:

RESOLUTION NUMBER 1063-2023

A RESOLUTION OF THE BOARD OF SUPERVISORS OF BUTLER COUNTY, IOWA APPROVING AN INVITATION TO QUALIFY APPLICATION; DESIGNATING THE BOARD OF SUPERVISORS CHAIRPERSON AS THE OFFICIAL REPRESENTATIVE OF THE COUNTY AND AUTHORIZING THE CHAIRPERSON TO AFFIX THEIR SIGNATURE TO SAID APPLICATION AND CERTAIN ASSURANCES IN CONJUNCTION WITH SAME.

WHEREAS, it is in the best interest of the Board of Supervisors of the County of Butler, Iowa, to avail itself to the Invitation to Qualify application as administered by the Office of the Chief Information Officer (OCIO);

WHEREAS, the County is seeking assistance qualifying for future funding to support broadband development;

WHEREAS, the ITQ process allows the County the opportunity to self-identify their need for broadband development;

WHEREAS, the County recognizes the important need for increasing broadband capacity within its community and supports future broadband development;

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

1. The Invitation to Qualify application is hereby approved.
2. The Chairman of the Board of Supervisors is hereby designated as the official representative of the County and is further hereby directed and authorized to affix their signature to said application and certain assurances in conjunction with same.

Passed and adopted this 14th day of March, 2023.

Greg Barnett
Chairperson

ATTEST: Leslie Groen, County Auditor

Board reviewed Resolution 1064-2023 granting financial assurance in conjunction with the Invitation to Qualify (ITQ) application administered by the OCIO. Leslie Groen, Auditor, explained the resolution and that a dollar amount needs to be decided to be included. Barnett stated that he would feel better if Eddy was included and made a motion to table until next week, second by Dralle. All ayes. Motion carried.

Board reviewed Resolution 1065-2023 authorizing chairperson to sign a Memorandum of Understanding with INRCOG for services to complete the ITQ application. Dralle moved to approve, second by Barnett. Roll was called and Resolution 1065-2023 was adopted as follows:

RESOLUTION NUMBER 1065-2023

A RESOLUTION OF THE BOARD OF SUPERVISORS OF BUTLER COUNTY, IOWA, AUTHORIZING THE CHAIRPERSON TO SIGN A MEMORANDUM OF UNDERSTANDING WITH THE IOWA NORTHLAND REGIONAL COUNCIL OF GOVERNMENTS (INRCOG) FOR SERVICES TO COMPLETE THE ITQ APPLICATION THROUGH THE OFFICE OF THE CHIEF INFORMATION OFFICER.

WHEREAS, the Board of Supervisors of the County of Butler, Iowa desires to make an application to the Office of the Chief Information Officer (OCIO); and

WHEREAS, INRCOG has the personnel and experience with the development of said applications;

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of the County of Butler, Iowa authorizes the Chairperson to sign a memorandum of understanding with the Iowa Northland Regional Council of Governments for the development and submission of the ITQ application.

Passed and adopted this 14th Day of March, 2023.

Greg Barnett
Chairperson

ATTEST: Leslie Groen, County Auditor

Board reviewed a Memorandum of Understanding (MOU) with INRCOG. Dralle motioned to approve the MOU, second by Barnett. All ayes. Motion carried.

During FY24 budget discussion Dralle motioned to approve the funding requests as presented, second by Barnett. Groen mentioned valuations had to be recalculated, all taxing authorities have been notified and the budget is being updated.

The date and time was set for April 11, 2023, at 9:00 A.M. to hold a Public Hearing for FY24 Proposed Budget.

Motioned by Dralle, second by Barnett to approve a Class F Retail Liquor License for Tack-Barnett Post 268 of The American Legion Greene.

Board completed the 1st Tier Canvass results of the March 7, 2023 Special Election.

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

Board acknowledged receipt of Manure Management Plan Short Form Annual Updates for Hummel #71448.

Motioned by Dralle, second by Barnett to adjourn the regular meeting at 9:58 A.M. to March 21, 2023 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 March 14th, 2023.

Attest: Leslie Groen
Butler County Auditor

Greg Barnett
Chairman of the Board of Supervisors