

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JULY 18, 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 Eddy, second by Dralle to approve the minutes as read. All ayes. Motion carried.

No public comment was received.

Motioned by Eddy, second by Dralle to open a Third Public Hearing to consider a Hazardous Liquid Pipeline Ordinance. Kim Junker thanked the board and expressed her safety concerns with the pipeline. Jeff Reints noted that there is a better option available than a pipeline to capture CO₂, and is currently working with a company on that. Other concerns addressed included safety and destroying farmland. County Attorney, David Kuehner, stated that his legal advice is to not do something if you know you are going to get sued. He noted that Shelby County is going through the process currently and may file with the Iowa Supreme Court to obtain on ruling on the County's role. Kuehner cautioned that we should wait and not spend the money on a lawsuit until we know what the ruling is. Timothy Whipple, Ahlers and Cooney, commented that Bremer and Emmet Counties are ahead of us in the ordinance process and indicated every county that has adopted a similar ordinance has been sued. He said there is no pressing reason to move forward and that Butler County should take the County Attorney's advice and wait in order to see what happens with other counties. Barnett thanked everyone for attending the public hearing and commented that the adoption will be on the next week's agenda. Motioned by Dralle, Second by Eddy to close the Public Hearing. All ayes. Motion carried.

Board considered Heartland Greenway LLC Easement Calculation Sheets regarding easement offers on the county bike trails. Matt Morris, Conservation Director, was present to discuss the easements. No motion was made to accept the offers which then failed for a lack of a motion.

Board reviewed Public Health Annual Sub-Fund Agreement. Jennifer Becker, Public Health Director, discussed the agreement. Motioned by Eddy, second by Dralle to approve the Public Health Annual Sub-Fund Agreement for FY24. All ayes. Motion carried.

Board reviewed Treasurer Semi-Annual Report. Motioned by Eddy, second by Dralle to approve the Treasurer Semi-Annual Report. All ayes. Motion carried.

Jon Uhlenhopp was recognized for his retirement from Secondary Roads Department after 45 Years of Service. John Riherd, County Engineer, presented him with a plaque. Uhlenhopp will finish his career with the county at the end of July.

Board considered utility permit for Iowa Regional Utilities Association for new service crossing @ 14705 300th Street. Riherd discussed the project and recommended approval. Motioned by Dralle, second by Barnett. All ayes. Motion carried.

Riherd, provided an Engineer's Update. A notification was received from the bridge inspector that a bridge on Evergreen and 180th needs to be closed. It is on schedule for replacement in the next fiscal year but will remain closed until it is replaced.

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 DCI Williams #69530, and Ten Hove Dairy #66092.

Motioned by Barnett, second by Eddy to adjourn the regular meeting at 9:42 A.M. to July 25, 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 July 18th, 2023.

Attest: Leslie Groen
Butler County Auditor

Greg Barnett
Chairman of the Board of Supervisors