

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON OCTOBER 15, 2024.**

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

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

No public comment was received.

Motioned by Barnett, second Eddy to open a Public Hearing for Tim & Betty McCandless to rezone 17.16 acres from A-1 to R-1 for a residential subdivision. Misty Kofron, Planning & Zoning, stated the Planning & Zoning Commission had additional questions before providing a recommendation. Motioned by Eddy, second by Barnett to table the public hearing as a Planning & Zoning meeting will take place on October 24. All ayes. Motion carried.

Motioned by Eddy, second by Barnett to open a Public Hearing for Eric Bixby to rezone 2.51 acres from A-1 to C-M for a truck and trailer repair shop. Kofron explained how it was determined that this needed to be rezoned to be compliant with zoning ordinances. Deb McWhirter, Planning & Zoning Commission, reiterated Kofron's findings. With no additional comments, it was motioned by Barnett, second by Eddy to close the public hearing. All ayes. Motion carried.

Board considered Ordinance Title VI, Number 36 – An Ordinance Amending the Official Zoning Map. Motioned by Eddy, second by Barnett to approve the first reading of Ordinance Title VI, Number 36. All ayes. Motioned carried. Motioned by Barnett, second by Eddy to waive the second and third readings. All ayes. Motion carried and the ordinance was adopted as follows:

**ORDINANCE TITLE VI, NUMBER 36**

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP, WHICH IS CONSIDERED PART OF BUTLER COUNTY, IOWA ZONING ORDINANCE (ORDINANCE TITLE VI, NUMBER 28, ADOPTED ON NOVEMBER 1, 2022)**

**Section 1. RESCISSION.** This Ordinance rescinds the current zoning designation, "A-1" Agriculture, on a parcel legally described as follows:

Parcel F in the Southwest Quarter of the Northwest Quarter of Section 34, Township 92 North, Range 16 West of the 5th P.M., Butler County, Iowa, and more particularly described as follows:

Commencing at the West Quarter Corner of said Section;

Thence North 00°26'06" West, 462.00 feet along the West Line of said Quarter-Quarter Section to the Point of Beginning;

Thence continuing North 00°26'06" West, 200.00 feet along said West Line to the Southwest Corner of Parcel B, as surveyed and recorded in Document Number 2006-3657, on file in the Butler County Recorder's Office, Allison, Iowa;

Thence North 89°33'54" East, 546.00 feet along the South Line of said Parcel B and the Easterly Extension thereof;

Thence South 00°26'06" East, 200.00 feet;

Thence South 89°33'54" West, 546.00 to the Point of Beginning.

Containing 2.51 Acre(s), including 0.23 Acre(s) of County Road T47 (Sinclair Avenue) Right-of-Way, subject to any easements recorded or unrecorded.

on the Official Zoning Map as was originally adopted.

**Section 2. ADOPTION.** This Ordinance adopts in lieu thereof a new zoning designation "C-M" Commercial Manufacturing for the property legally described above, on the Official Zoning Map.

**Section 3. INTEGRATION WITH CODE.** Each section, provision or part of this Ordinance which is followed by a section number shall be inserted in the Butler County Zoning Ordinance (Ordinance No. Title VI, Number 28, adopted on November 1, 2022) as indicated by said section number and hereafter shall be cited by reference to said section number.

**Section 4. REPEALER.** All ordinances and resolutions, parts thereof or amendments thereto, in conflict with this Ordinance are hereby repealed.

**Section 5. SEVERABILITY OF REPEALER.** All ordinances and resolutions, parts thereof or amendments thereto, not directly affected by this Ordinance shall remain in full force and effect.

**Section 6. SEVERABILITY.** If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such section, provision, or part shall be severable from the rest of the Ordinance, and such adjudication shall not affect the validity of the ordinance as a whole, or any section, provision or part not adjudged invalid or unconstitutional.

Section 7. EFFECTIVE DATE. This Ordinance shall be in full force and effect after its final passage and publication as provided by law.

PUBLIC HEARING AND FIRST PASSAGE (READING) on OCTOBER 15, 2024.

SECOND PASSAGE (READING) waived on OCTOBER 15, 2024.

THIRD AND FINAL PASSAGE (READING) waived on AND ADOPTION on OCTOBER 15, 2024.

BUTLER COUNTY BOARD OF SUPERVISORS

*Wayne Dralle*, Chair

*Leslie Groen*, County Auditor

Board reviewed State Medical Examiner Death Investigator Training Grant. Jennifer Becker, Public Health Director, stated that she received the contract from the State and needed approval from the Board of Supervisors. Motioned by Barnett, second by Eddy to approve the training grant. All ayes. Motion carried.

Board considered Iowa DOT federal aid funding agreements for bridge deck overlay projects. John Riherd, Engineer, discussed the overlay process and stated that these projects will be 100% federally funded with an estimated total cost of \$1.4 Million. It is estimated that this will extend the life of each bridge by 25-30 years. Motioned by Barnett, second by Eddy to approve the funding agreements for the following: T55 bridge over West Fork Cedar River – Agreement #2-24-HBP-S-021, T25 bridge over stream north of 250<sup>th</sup> St – Agreement #2-24-HBP-S-035, T25 bridge over stream north of 245<sup>th</sup> St – Agreement #2-24-HBP-S-036, and T25 bridge over West Fork Cedar River – Agreement #2-24-HBP-S-03. All ayes. Motion carried.

Riherd stated that the bridge crews will begin shouldering work near Austinville, concrete work at the Public Health building was completed, and interviews for posted positions will be set up. Riherd is looking to make at least three new hires.

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

Motioned by Eddy, second by Barnett to adjourn the regular meeting at 9:23 A.M. to October 22, 2024 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 October 15, 2024.

Attest: *Leslie Groen*  
Butler County Auditor

*Wayne Dralle*  
Chairman of the Board of Supervisors