

# MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON MARCH 3, 2009.

Meeting called to order at 9:00 a.m. by Chairman Ken Oldenburger with members John Zimmerman and Karl Nelson present.

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

Board met with Connie Rottink, Butler County Wellness, to hear request for wellness blood draw for County Employees. Board authorized her to go forward with scheduling said event.

Board met with County Engineer John Riherd to consider Right of Way Contracts as follows: 1) contract with Leland Fenneman for .15 acre in Section 23-93-16 for \$525.00; 2) contract with Burman Vance for .55 acre in Section 26-93-16 for \$1925.00; 3) contract with Donald and Ruth Fenneman for .40 acre in Section 23-93-16 for \$1,400.00. Moved by Nelson, second by Zimmerman to approve said contracts. Motion carried.

Board acknowledged receipt of Manure Management Plan Annual Update for Drier Site.

Time set for a Public Hearing on a request by Gerald Hobson to rezone a parcel in Section 34-92-15 from "A-1" to A-2." Present were Matt Bauer, Troy Franke, Gerald Hobson, Dave Toulouse, Ron Abbas, as well as County Engineer John Riherd and Zoning Administrator Steve Busse. Busse outlined the details of the proposed request to allow for a sand pit on said property. He stated that concerns of flooding were discussed at the Planning & Zoning Commission's earlier meeting. Hobson responded to those concerns by indicating that he would operate outside of the flood plain unless he obtained the required permit from the DNR to allow him to work in the flood plain. Busse reported that the Planning & Zoning Commission did recommend approval by the Board of Supervisors and that a Special Exception Permit from the Board of Adjustment would be required to allow for the operation of a sandpit. Written comments were received from Joel & Kristi Demuth; Gary L. Mick; and Robert & Linda Brede stating their opposition to the project. Busse reported that Ray Lindaman had met with him as well to voice his opposition. Troy Franke, representing Midwest Manufacturing, stated his support for the project due to their need for sand and gravel. Upon close of the Public Hearing, it was moved by Nelson, second by Zimmerman to approve said request to rezone the property from an "A-1" to an "A-2" District. Motion carried. It was further moved by Nelson, second by Zimmerman to waive the second hearing on said request and set the Final Public Hearing on said request for Tuesday, March 17, 2009 at 9:30 A.M. Motion carried. (Nelson requested the Minutes reflect that a written comment was received from Robert Brede at 10:23 A.M. on Tuesday, March 3, 2009. Said time being after the close of the Public Hearing.)

Time set for a Public Hearing on a request by Andrew Hogenkamp Jr. to rezone a parcel in Section 29-92-15 from "A-1" to "A-2." Present were Dave Toulouse, Ron Abbas, and Linda Brede, as well as County Engineer John Riherd and Zoning Administrator Steve Busse. Busse outlined the details of the proposed request to allow for the removal and sale of sand, peat and black dirt from the site. He reported that the land in question is extremely wet and has few suitable uses. Busse reported that the Planning & Zoning Commission did recommend approval by the Board of Supervisors and that a Special Exception Permit from the Board of Adjustment would be required to allow for the operation of a sandpit. He further reported that the NRCS had classified part of the parcel as "wetlands," however it appears that their rules would allow for the removal of materials for the creation of a pond. Busse stated he has some reservations on the wetlands issue. He feels this will be handled in the Board of Adjustment hearing. Busse stated he received no written or oral comments regarding this project. Toulouse stated he believes the project could alleviate some of the flooding issues in the area. Upon close of the Public Hearing, it was moved by Zimmerman, second by Nelson to approve said request to rezone the property from an "A-1" to an "A-2" District. Motion carried. It was further moved by Nelson, second by Zimmerman to waive the second hearing on said request and set the Final Public Hearing on said request for Tuesday, March 17, 2009 at 9:45 A.M. Motion carried.

Board met with Jeanie Wright and Deb White, Hawkeye Community College *low@ Work* to hear details of the National Emergency Grant program in Butler County. Also present was Steve Martin, Conservation Naturalist.

Board met with John M. Miller to hear his concerns regarding the possible reinstallation of rumble strips at the intersection of C51 and T25. County Engineer John Riherd was present. Miller requested that the rumble strips not be reinstalled at said intersection due to his concerns about damage to vehicles. He indicated that he felt the light at the intersection was sufficient to warn drivers of the approaching stop signs. Riherd indicated that not every stop intersection in Butler County has rumble strips presently, but his desire is to have them installed at every stop intersection due to the increased safety provided to drivers. He reported that this intersection had rumble strips previous to the resurfacing done in 2008 and his plan was to reinstall them as soon as possible to keep with past practices to continue the same level of warning to drivers as in the past. There was some discussion regarding the actual location of the rumble strips and agreement was reached between Miller and Riherd to not install them directly in front of the existing driveway. Moved by Zimmerman, second by Nelson to authorize the County Auditor to issue checks for the claims on file as follows:

Aces, Equip Cont-It	2308.00
Agility Recovery Solutions, Comp Equip-It	250.00
Allison Pharmacy, Mh Exp	210.45
Allison Pharmacy, Sup - Ph	38.81
Becker, Jennifer L., Mlge - Ph	300.30
Bluhm Electric, Inc., Tool Rpr-Sr	5.00
Bob Barker Company, Inc., Bd & Care - Jail	652.12
Bremer County Sheriff, Svc Not	15.50
Briggs Corporation, Med Sup-Ph	21.20
Brown Supply Co. Inc., Suply-Sr	1171.50

Butler County Engineer,Mh Exp	53.30
Calhoun-Burns & Assoc.,Inspt-Sr	860.42
Campbell Supply,Suply-Sr	114.48
Carpenter Uniform Company,Unif - Cont Law	244.42
Central Iowa Distr.,Ofc Sup-Dhs	126.06
Certified Laboratories,Suply-Sr	162.47
Clark, Jessica,Mlge-Ph	256.20
Clarksville, City Of,Util - Gen Rel	150.89
Clean Plus Inc./Cpi Divisions,Sup - Jail	66.19
Community Services Assoc.,Mh Exp	50.00
Cooley Pumping,Nh-Sr	145.00
Cooper Motor Company,Prts-Sr	109.65
Debner, Lonna,Mlge - Ph	178.16
Debner, Will F.,Twp Exp	60.00
Dell Marketing L.P.,Comp Equip-It	349.99
Dept. Of Human Services, Cashier,Mh Exp	140222.59
Des Moines Marriott Downtown,Sch Of Instr - Aud/Supv	550.00
Dewitt, Cindy,Mlge-Ph	182.24
Dick's Petroleum Co.,Suply-Sr	290.46
Don's Truck Sales,Prts-Sr	451.51
Drenkow & Co, Rd,Self Funding	1217.17
Dumont Telephone Co.,Tele -Dhs	72.00
Dumont, City Of,Util - Gen Rel	25.00
Dunn, Julie,Rent-Pat	400.00
Electronic Engineering Co.,Suply-Sr	1533.07
Evans, Kent,Mh Exp	201.40
Fastenal Company,Tool-Sr	294.84
Floyd County Sheriffs,Svc Not	18.75
Fokkena, Habbo,Rent-Gen Rel	200.00
Ford Safety Consulting, Llc,Sfty-Sr	2062.50
Forry, Bonnie Kay,Mlge - Ph	356.62
Franklin County Home Care Svcs,Cont Svcs - Ph	2543.34
Frey, Joyce,Mlge - Ph	198.70
Goodwill Industries,Mh Exp	122.00
Greenlee, Robert J,Twp Exp	20.00
Hancock Concrete Products Co.,Tool-Sr	800.00
Hansell Ag Repair, Inc.,Saws-Sr	32.40
Hinders, Mary Ann,Mlge - Ph	365.23
Hsbc Business Solutions,Nh & Shop-Sr	400.81
Humana Health Care Plans,Misc Refund - Ph	897.20
Humane Society Of North Iowa,Shltr Animals	60.00
Inrcog,Prof Fees - Jan09	59.06
Iowa Diesel Injection,Prts-Sr	120.87
Iowa Dot,Rpr-Sr	153.09
Iowa Telecom,Tele - Atty	60.11
Iowa Transit Inc.,Srvy Equip-Sr	21680.00
Isaca,Dues - Cy09 - Aud	175.00
Jamar Technologies Inc.,Eng Equip-Sr	402.32
Johnson, Mary J.,Mlge - Ph	323.65
Kampman, Dorothea,Mlge - Ph	323.40
Label City,Mnr Equip - Elctns	153.90
Lindaman, Dale,Twp Exp	20.00
Mail Services, Llc,Sup-Treas Auto	472.29
Malfero, Vicki,Matron - Shf Comm	27.00
Mason City Clinic,Mh Exp	1050.00
Mental Health Center Of North,Mh Exp	135.36
Midamerican Energy,Util - Jail	599.69
Midamerican Energy,Util-Sr	612.54
Midamerican Energy,Util - Gen Rel	109.98
Miller, Mary Ann,Rent-Gen Rel	165.00
Miller-Clark, Betty,Mlge-Ph	194.04
Mocic,Misc Dues - Shf Inv	100.00
Myers-Cox Co.,Bd&Care-Jail	117.04
Nelsen, Dorothy,Mlge - Ph	130.28
Next Generation Technologies,Mh Exp	207.85
North Star Community Services,Mh Exp	1278.36
Northern Iowa Therapy,Cont Svcs - Ph	2625.00
Office Depot Inc.,Ofc Sup-Dhs	368.11
Office Depot Inc.,Ofc Sup-Elctns	291.48
Office Depot Inc.,Ofc Sup- Treas Auto	118.75
Office Depot Inc.,Ofc Sup-Ph	93.68
Office Elements,Ofc Sup - Jail	585.00
Paetec,Tele -Dhs	768.79

Paetec,Mh Exp	14.32
Paetec,Tele-Sr	25.60
Pathways Dba Cedar Valley,Mh Exp	12982.27
Petroblend Corp.,Suply-Sr	935.00
Pioneer Telephone,Tele - Atty	5.76
Prairie Land Coop,Suply-Sr	1081.20
Quad-County Firefighters Assoc,Fy09 Dues	350.00
Qwest,Tele -Pat	56.33
Qwest,Tele - Atty	53.11
Radio Communication Systems,Maint/Rpr Door System-Cthse	759.50
Regional Transit Commission,Mh Exp	345.00
Rileys Inc.,Ofc Sup - Cthse	270.00
Rockmount Research &,Suply-Sr	1585.50
Rodenbeck, Ed,Rent-Gen Rel	215.00
Roose, Holly,Mlge - Ph	23.52
Roose, Karolyn,Mlge - Ph	270.90
Schmidt, Larry & Karla,Rent-Gen Rel	350.00
Schueler, Bud,Prts-Sr	37.00
Schumacher Elev. Co.,Rprs-Dhs	140.75
Scroggin, Deborah,Mlge-Ph	509.86
Siechs Pharmacy,Mh Exp	51.00
Snap-On Tools Corp.,Tool-Sr	16.90
Sult Electric,Rprs - Cthse	1567.49
Sult Electric,Rprs-Dhs	279.52
Taylor Construction Inc.,N22w-Sr	98492.44
Tjabring, Thola,Mlge - Ph	284.80
Tripoli Extinguisher,Suply-Sr	160.00
U.S. Cellular,Tele - Bio - Ph	249.57
U.S. Cellular,Tele -Pat	69.98
U.S. Cellular,Tele - Va	48.70
U.S. Cellular,Tele -Dhs	121.01
U.S. Post Office,Pstg -Elctns	412.00
United Healthcare Plan Of,Ins	3949.65
Universal Communications,Mh Exp	77.64
Veridian Credit Union,Exp-Sr	83.56
Vickers Law Office,Mh Exp	175.00
Viet, Carole,Mlge - Ph	300.97
Wahltek,Equip Cont - Shf Comm	1590.00
Wal Mart Community,Maint - Cc	307.77
Wal Mart Community,Sup - Jntr	25.75
Weinberg, Mike,Mlge - Environ Hlth	73.84
Wiegmann, Dennis,Twp Exp	20.00
Willson, Kenneth H.,Twp Exp	20.00

Motion carried.

Moved by Nelson, second by Zimmerman to adjourn to Tuesday, March 10, 2009 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 March 3, 2009.