

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JULY 21, 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 County Engineer John Riherd to review the proposed Resolution posting load limits on various bridges in Butler County. Moved by Nelson, second by Zimmerman to adopt said Resolution as follows:

**Resolution #673**

**WHEREAS**, The Butler County Board of Supervisors is empowered under authority of the Code of Iowa to impose weight limitations on highway structures under their jurisdiction, and

**WHEREAS**, recent periodic inspections conforming to National Bridge Inspection Standards and Federal Highway Administration rules have been performed, and

**WHEREAS**, the results of these inspections indicate that the following structures have reduced load carrying capability and require load restrictions.

**NOW THEREFORE BE IT RESOLVED** by the Butler County Board of Supervisors that these structures be posted with the following signs indicating each bridge's respective load limits.

Bridge A1N10 – FHWA # 089150 – located on the north line of Section 1 T93N R15W, Fremont Twp...  
Post with "Weight Limit 20 Tons" and "All Vehicles" signs

Bridge A22W10 – FHWA # 089260 – located on the west line of Section 22 T93N R15W, Fremont Twp...  
Post with "Weight Limit 15 Tons" and "All Vehicles" signs

Bridge B1N10 – FHWA # 089290 – located on the north line of Section 1 T93N R16W, Dayton Twp... Post  
with "Weight Limit 20 Tons" and "All Vehicles" signs

Bridge G3W10 – FHWA # 088490 – located on the west line of Section 3 T92N R16W, Jackson Twp... Post  
with "Trucks over 10,000 LBS Yield to Trucks on Bridge", "Warning - Bridge Ahead Safe For One Truck  
Only", and "All Vehicles Be Prepared to Stop" signs

Bridge H13W10 – FHWA # 088330 – located on the west line of Section 13 T92N R15W, Butler Twp...  
Post with "Weight Limit 20 Tons" and "All Vehicles" signs

Bridge H19T10 – FHWA # 088390 – located in Section 19 T92N R15W, Butler Twp... Post with "Weight  
Limit 20 Tons" and "All Vehicles" signs

**BE IT FURTHER RESOLVED** that all resolutions or parts of resolutions in conflict with the provisions of this resolution are hereby repealed, and that upon successful rehabilitation or replacement, as determined by the County Engineer, the bridge postings shall be removed without further action of this board.

UPON Roll Call the vote thereon was as follows:

<b>AYES:</b>	John Zimmerman Karl Nelson Ken Oldenburger	<b>NAYS:</b> None
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WHEREUPON the Resolution was declared duly adopted this 21st day of July, 2009.

ATTEST: Holly A. Fokkena, County Auditor

Moved by Zimmerman, second by Oldenburger to approve County Substance Abuse Prevention Services – Final Report for FY09. Motion carried.

Time set for a Public Hearing on the 2<sup>nd</sup> Reading of a Request by Schneider's Milling, Inc. and Andrew Barnett to rezone a parcel located in the NE¼ of Section 5-92-15 from the present "A-1" district to an "M" district to allow for the sale of anhydrous. Present were: Rick Schneider, Brian Cole, Mike Wust, Greg Barnett, Jacob Barnett, Alan Nieman, Tom Barnett, Andrew Barnett, County Engineer John Riherd, County Assessor Deb McWhirter, and County Zoning Administrator Steve Busse. Busse reiterated that the Butler County Planning and Zoning Commission had on July 2, 2009 recommended approval of said request by the Supervisors. He further indicated that the parties who voiced opposition to the rezoning request during the July 7, 2009 hearing were notified of today's hearing by telephone. He reported he had confirmed with County Attorney Greg Lievens that the prior Public Notice was sufficient even though it did not list the property owner's name. No one in attendance spoke in opposition to the request and no new written or oral comments were received. Upon the close of the Public Hearing, it was moved by Nelson, second by Zimmerman to approve said request to rezone the property on its 2<sup>nd</sup> reading. Motion carried. It was further moved by Nelson, second by Zimmerman to waive the 3<sup>rd</sup> reading of same. Motion carried.

The Board opened bids received on items placed on a county auction. Oldenburger reminded all bidders that all vehicles on the sale were sold "as is."

Staff meeting

Board considered a Lease Agreement between Pathways Behavioral Services, Inc. and Butler County for office space at 315 N Main St., Allison, Iowa. Moved by Nelson, second by Zimmerman to approve same. Motion carried.

Moved by Nelson, second by Zimmerman to adjourn to Tuesday, July 28, 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 July 21, 2009.