

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JUNE 9, 2020.

With limited access to the courthouse due to COVID-19, this meeting was held telephonically with the public able to participate and attend on a limited basis. This complies with Iowa Code section 21.8 that outlines the guidelines to hold an electronic meeting when there are valid concerns that an in-person meeting is “impossible or impractical”.

Meeting called to order at 9:00 a.m. by Chairman Tom Heidenwirth with members Greg Barnett and Rusty Eddy present.

Minutes of the previous meeting were read. Moved by Barnett, second by Heidenwirth to approve. All ayes. Motion carried.

Public comment: Fern Feldman was curious when we decide to put out a date for a public hearing, why is it such a short time? Auditor reported that if we don't proceed quickly on the hearing, sometimes they begin building before the public has a chance to intervene. Supervisor Barnett said we only do these public hearings as a courtesy, and they fall under the 4/20 day publication requirement. Fern asked about the MMP reports. Are they single pages? Environmental Health Specialist Misty Kroeze explained that if there are no changes it is a one page submission. If they have made any changes they have to submit the full copy.

Director of Public Health Jennifer Becker reported the State of Iowa has had between 4 and 20 deaths and 60 and 694 new cases. Butler County has no new cases in the last 10 days. One case remains in isolation, and we have our second death, and received our first positive serology test. They didn't have any symptoms, but tested positive for the antibodies.

Chris Showalter recommends that to eliminate confusion have the public to call to Auditor's Office for an appointment. The public will meet at the front ADA accessible north doors before the meeting to be escorted in and back out.

Time and place for a public hearing on a Construction Permit Application by Allison Site, owner Gold Standard Farms, LLC for a new open lot swine facility. Location of proposed facility is in the N¹/₂ of the NW¹/₄ of Section 32 Tier 92N Range 17W of West Point Township. Present were Chairman Tom Heidenwirth and members Greg Barnett and Rusty Eddy. Auditor reported no written or oral comments received. Fern Feldman commented that this is not really a new plan and they have been running the facility for 3 years without papers, and got caught. Water runs off to the west into that creek and down the ditches and into the river. There have been dead cows seen floating there. She has also seen dead pigs laying out along the hillside above the creek. In 2001 there were 722 hog barns in Iowa. We now have 13,000. They are growing at an average of 500 new barns a year. We are running out of space out here. Barns are growing unrestrained. Why are they building more barns when they are depopulating and using hogs as fertilizer? It is ruining the countryside. Some believe there should be a moratorium on barns. The State Regulatory System is failing to protect the environment and Public Health for the sake of profit of the politically powerful livestock industry. The DNRs hands are tied. If all the right boxes are marked on the plan, they approve it. We have no control over our own land or our own farms. There is nothing the Supervisors can do either. The Matrix laws need to change or be done away with. Supervisor Eddy is investigating initiating a moratorium on confinements. Fern believes we need to have a moratorium on them until the Matrix laws can be changed. Our voices need to be heard. At the close of the public hearing it was moved by Barnett, second by Heidenwirth to approve. Eddy voted nay. Motion carried.

Moved by Barnett, second by Heidenwirth to accept the recommendation of Engineer Riherd and approve a Utility Permit to Butler County REC for new underground service to 23923 290th Street. All ayes. Motion carried.

Nick Norton, Clarksville, Iowa was present to discuss his request to vacate Pearl Lane, a Level B service road. People are dumping garbage and mudding down there. He is asking that it be vacated so he can gate it off. Engineer Riherd offered there would need to be public notifications. Supervisor Heidenwirth commented that he would like seeing it become a Level C road. Similar concerns were noted in the 2004 minutes regarding Pearl Lane. The process starts with a petition signed by the adjoining landowners and set a public hearing to discuss. The County would wash its hands of it if vacated. Changing it to a Level C road, Secondary Roads would put up a gate and keep a key for access, although they would not maintain it. Engineer Riherd would be fine with either option and would accept a petition. A petition form will be provided to Mr. Norton for his neighbors to sign and return. County Attorney Greg Lievens will provide options to the Board. No action taken.

Board met with Shawna Lebeck, Together 4 Families for review of FY21 Decat Coordination Contract for \$54,994.16. Following review, it was moved by Eddy, second by Heidenwirth to approve. All ayes. Motion carried.

Board met with Treasurer Vicki Schoneman to review the Tax Suspension List for FY21. Following review, it was moved by Barnett, second by Heidenwirth to approve. All ayes. Motion carried.

Board met telephonically with County Attorney Greg Lievens to review Employment Contract for Collections Specialist Julian West. Following review, it was moved by Barnett, second by Heidenwirth to approve said Employment Contract with a salary of \$15,000 for FY21. All ayes. Motion carried.

Emergency Management Coordinator Chris Showalter offered recommendations earlier in the meeting. Following discussion, it was moved by Eddy, second by Barnett for the public to call the Auditor's Office for a reservation for the meeting on a first come, first served basis. Department heads should not attend the board meeting unless they have something that pertains to business on the agenda. Accommodations will be made for public attendance. All Ayes. Motion carried.

Board canvassed the votes of the Primary Election held on June 2, 2020. Returns for the Federal and State races are available for review at www.butlercoiowa.org or in the office of the County Auditor. Moved by Heidenwirth, second Eddy to approve the results of the canvass. All ayes. Motion carried. Following are the nominations for the County offices:

	<u>Republican</u>	<u>Democrat</u>
Board of Supervisors, District 1	Greg Barnett	No candidate
County Auditor	Leslie Groen	*Lizbeth Williams
County Sheriff	Jason S. Johnson	No candidate

*if an affidavit of candidacy is filed, the nomination will be placed on the ballot.

Board reviewed claims. Moved by Barnett, second by Heidenwirth to approve claims. All ayes. Motion carried.

Board acknowledged receipt of Manure Management Plan Annual Updates for DCI Bennezette; RIG 2 West; RIG East; Snow Rock Dairies LLC; Aspen Finisher Farm; Angus Finisher Farm; McCandless III Finisher Farm; Reeser Finisher Farm; Little A Site; Johnson Swine and Cutshall Finisher Farm.

Moved by Eddy, second by Barnett to adjourn the meeting at 11:18 A.M. to Tuesday, June 16, 2020 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 June 9, 2020.