

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON July 27, 2021.**

With social distancing guidelines being maintained at in-person meetings, an electronic participation option is made available. 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 Greg Barnett with member Tom Heidenwirth present. Supervisor Rusty Eddy was absent. Moved by Heidenwirth, second by Barnett to approve the agenda. Motion carried.

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

No public comment received.

Time set for Public Hearing on Amling Minor Plat located in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 9, Township 90N, Range 15W. Motioned by Barnett, second by Heidenwirth to open the public hearing. Motion carried. No taxpayers were present in-person. Planning and Zoning Administrator, Misty Day, reviewed the minor subdivision plat and recommendation. Motioned by Barnett, second by Heidenwirth to close the public hearing. Motion carried. Motioned by Heidenwirth, second by Barnett to approve Resolution 989 as follows:

**RESOLUTION 989**

**BUTLER COUNTY BOARD OF SUPERVISORS  
APPROVING "AMLING MINOR PLAT" WITH THE RECOMMENDATION OF THE BUTLER COUNTY PLANNING AND ZONING COMMISSION**

BE IT RESOLVED by the Butler County Board of Supervisors as follows:

- Section 1. The Butler County Planning and Zoning Commission held a Public Hearing on July 15, 2021, to consider a Minor Subdivision Plat entitled "Amling Minor Plat".
- Section 2. The area is located in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 9, Township 90 North, Range 15 West of the 5th P.M.
- Section 3. The Planning & Zoning Commission has made the recommendation that the Minor Subdivision Plat entitled "Amling Minor Plat" be approved.
- Section 4. The Board of Supervisors held its own public hearing on this Minor Subdivision Plat on July 27, 2021.
- Section 5. The Board of Supervisors hereby approve the Minor Subdivision Plat entitled "Amling Minor Plat" located in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 9, Township 90 North, Range 15 West of the 5th P.M.
- Section 6. This resolution shall take effect immediately.

The vote thereon was as follows:

AYES: Greg Barnett                      NAYS: None                      ABSENT: Rusty Eddy  
Tom Heidenwirth

Passed and approved this 27th day of July, 2021.

ATTEST: *Leslie Groen*, County Auditor

Motioned by Barnett, second by Heidenwirth to open the public hearing for Longhorn Acres Preliminary Plat in the NW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 7, Township 90N, Range 15W. Motion carried. No taxpayers were present in-person. Planning and Zoning Administrator, Misty Day, reviewed the preliminary plat and plot proposal and mentioned there were a few typographical errors were noted and will be corrected prior to submitting the final plat. Day provided CSR information and the Planning and Zoning Commission's recommendation. Day shared a neighbor's objection to the subdivision regarding the intention of the sale, mentioned they have approached Iowa Association of Realtors, but stated that is a private situation between buyer and seller. Additional concerns from the neighbors regarding their organic farming practices including the smell, flies, compost pile and livestock were also shared. Jane Close, from the Planning and Zoning Commission, was present in-person and asked if anything mentioned could negate the sale. Day explained she felt that would be a civil issue regarding the land sale and the approval of the plat is regarding land use. Barnett mentioned he was disappointed with the conflict because land development and housing are a win-win for Butler County. Day also shared she invited the concerned neighbors to attend today's public hearing. Motioned by Barnett, second by Heidenwirth to close public hearing. Motioned carried. Barnett shared no action would be taken on the Longhorn Acres Preliminary Plat today and the resolution will be on next week's agenda.

Motioned by Heidenwirth, second by Barnett to approve Class B Beer Permit for Big Grove Brewery for July 27 – August 1. Motion carried.

Motioned by Barnett, second by Heidenwirth to approve utility permit for Butler County REC - new underground line at 27856 Sinclair Ave. Motion carried.

Motioned by Barnett, second by Heidenwirth to approve utility permit for Butler County REC - new underground line near 27275 Sinclair Ave. Motion carried.

Motioned by Heidenwirth, second by Barnett to approve utility permit for Iowa Regional Utilities Association - 6" PVC main/ 10" PVC encasement T55 crossing south of 32648 Utica Ave. Motion carried. Barnett asked if this is for the addition that was discussed a few years ago and asked if they are now getting water if it is on track to be developed soon. Day confirmed she thinks the water was the hang up and the development can move forward. Close shared information regarding the promotion of that development from a location in New Hartford.

Motioned by Heidenwirth, second by Barnett to approve the utility permit for Cedar Falls Utilities - underground electric service under Butler Ave - 2800' south of 310th Street. Motion carried.

Motioned by Heidenwirth, second by Barnett to approve claims. Motion carried.

Board acknowledged receipt of Manure Management Plan Annual Updates for Bacon Hill LLC #64694, Prestage Farms of Iowa - P262 #65471, P263 #65472, and PI264 #65487, Millertime Finisher Farm #63822, and Kroeze Finisher Farm #61698

With no additional comments or discussions, motioned by Heidenwirth, second by Barnett to adjourn the regular meeting at 9:19 A.M. to August 3, 2021 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 27, 2021.

Attest: Leslie Groen  
Butler County Auditor

Greg Barnett  
Chairman of the Board of Supervisors