

ORDINANCE NO. 26-04

An Ordinance Providing for changes in the language of Chapter 12 of the Mills County Ordinances entitled “Construction and Reconstruction of Roadways and Bridges.”

BE IT ENACTED by the Board of Supervisors of Mills County, Iowa:

Purpose. The purpose of this ordinance is to revise the language of sections 12.3.1.1 and 12.3.2 in Chapter 12. The proposed language changes are outlined below:

c. Seal Coat Surfaced Roads – Section 12.3.1.1

- (1) New Construction. Presently, Mills County does not allow construction of new seal coat roads; however, if a case can be made supported or initiated by the County Engineer that a high traffic volume road can benefit the traveling public with an improved surface that is both safer and economically feasible, then a proposal to construct a seal coat surface will be considered. The economic feasibility will include factors such as initial cost and long-term maintenance costs as those costs compare to maintaining the existing surfacing.
- (2) In the case of property owners along a secondary road interested in road surfacing improvements, Chapter 311 of the Iowa Code, Secondary Road Assessment Districts is the proper procedure to follow. Section 311.3 specifies that not less than fifty percent of the total estimated cost of the improvements shall be apportioned and levied on the lands included in the assessment district. The Mills County Board of Supervisors policy is that the amount to be assessed is one hundred percent of the total cost of the requested secondary road improvement.
- (3) Reconstruction of seal coat surfacing may include reinforcing of the base by utilizing a base stabilizing treatment product and/or additional aggregate incorporated into the base during the base reinforcement operation. A double seal of the surfacing will complete the final process. Said double seal of the surfacing will be done either at the same time, or during the following season at the discretion of the County Engineer. The finished surface shall be reconstructed to the previous existing surface width. Where feasible and where existing right of way is sufficient to allow, the reconstructed surface may be upgraded to 24 feet wide with a minimum of 2-foot granular shoulders.

a. Paved Routes – Section 12.3.2

- (2) Culvert material selection under paved routes shall be at the discretion of the County Engineer. Material under consideration may include a variety of materials, such as reinforced concrete pipe (RCP), corrugated metal pipe (CMP), High-density polyethylene (HDPE) or structural steel plates.

NOTE: The 12.3.2 section will have the remaining three paragraphs unchanged as written.

The First Reading of Ordinance 26-04 was approved by the Board of Supervisors of Mills County, Iowa, on May 5, 2026. A motion by was made by Sayers and seconded by Mayberry to waive the second and third readings, motion carried on a 3-0 vote. Ordinance 26-04 was approved and adopted on this 5th day of May, 2026.

	AYE	NAY	ABSTAIN
 Richard Crouch, Chair		_____	_____



Jack Sayers, Vice Chair

AYE

NAY

ABSTAIN





Lonnie Mayberry

AYE

NAY

ABSTAIN



Attest:



Amber Farnan, Mills County Auditor