Legals

EDWIN C. DEVRIES ESPR017367

G. A. CADY III THE IOWA DISTRICT COURT BUTLER COUNTY IN THE MATTER OF THE ES-TATE OF EDWIN C. DEVRIES, Deceased. Probate No. ESPR017367

NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of EDWIN C. DEVRIES, Deceased, who died on or about October 21, 2022: You are hereby notified that on the

14th day of November, 2022, the last will and testament of EDWIN C. DEVRIES, deceased, bearing date of the 22nd day of May, 2006, was admitted to probate in the above named court and that JOYCE ANN HENNING and ESTHER MARIE PERKINS were appointed executors of the estate. Any action to set aside the will must be brought in the district court of said county within the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice to all heirs of the decedent and devisees under the will whose identities are reasonably ascertainable, or thereafter be forever barred. Notice is further given that all per-

sons indebted to the estate are requested to make immediate payment to the undersigned, and creditors having claims against the estate shall file them with the clerk of the above named district court, as provided by law, duly authenticated, for allowance, and unless so filed by the later to occur of four months from the second publication of this notice or one month from the date of mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred Dated this 15th day of November,

2022. JOYCE ANN HENNING 236 E G Street Forest City, IA 50436 ESTHER MARIE PERKINS 15315 Wilson Avenue – Bayside Clear Lake, IA 50428 Executors of estate G. A. Cady III, ICIS PIN No: AT0001386 Attorney for Executors Cady & Rosenberg Law Firm, PLC 9 First Street, SW PO Box 456 Hampton, IA 50441 Phone: 641-456-2555 Date of second publication 1 day of December, 2022 Probate Code Section 304 TJ/CS - 47, 48

PROJECT NUMBER: 2023 LOCAL BRIDGERS

NOTICE TO BIDDERS **PROJECT NUMBER: 2023** LOCAL BRIDGES

Sealed bids will be accepted by the County Engineer of Butler County at their office in Allison, Iowa, until 09:00 AM, on Tuesday,-December 6, 2022 for the various items of construction work listed below.

A Certified check, made payable to the County, or a Cashier' check, made payable to either the County or to the contractor, drawnupon a solvent bank or a bid bond, shall be filed with each proposal in an amount as set forth in the proposal form. Cashier' check,made payable to the contractor, shall contain an unqualified endorsement to the County signed by the contractor or his authorized agent. Failure to execute a contract and file an acceptable bond and Certificate of Insurance within 30 days of the date of the approvalfor awarding of the contract, as herein provided, will be just and sufficient cause for the denial of the award and the forfeiture of theproposal guaranty.

Plans, specifications and proposal forms for the work may be seen and may be secured at County Engineer's Office at 428 6th Street, Allison, IA, 50602-0305

All proposals must be filed on the forms furnished by the County. sealed and plainly marked. Proposals containing any reservationsnot provided for in the forms furnished

Board reserves the right to waive technicalities and to rejectany or all bids.

Attention of bidders is directed to the Special Provisions covering the qualifications of bidders and subletting or assigning of thecontract. As a condition precedent to being furnished a proposal form, a prospective bidder must be on the current Iowa Department of Transportation or local county list of qualified bidders; except that this requirement will not apply when bids are received solely formaterials, supplies, or equipment.

BUTLER County shall issue sales tax exemption certificates through the Iowa Department of Revenue and Finance to the successfulbidder and an subcontractors to enable them to purchase qualifying materials for the project free of sales tax

Material letting, precast bridge units

TPMS#s 44773, 35852, 37339, 44607, 37173

The County, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code ofFederal Regulations, Department of Transportation, Subti-Office of the Secretary, Part 21. Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all hidders that it will affirmatively

into pursuant to this advertisement, minority business enterprises will be afforded full opportunity tosubmit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin inconsideration for an award.

Description of the Proposed Work : 2023 Local Bridges

Provide precast concrete panels at various sites in county. Panels to be set by others on substructure provided by Butler County. Quantity

Description -Units Quantity Precast Concrete Bridge Package 56' x 28', 0 deg skew -LS 1.00 Precast Concrete Bridge Package

- 56' x 28', 0 deg skew -LS 1.00 Precast Concrete Bridge Package - 56' x 28', 0 deg skew -LS 1.00 Precast Concrete Bridge Package

56' x 28', 0 deg skew -LS 1.00 Precast Concrete Bridge Package - 56' x 28', 0 deg skew -LS 1.00 Total Proposal Guaranty is \$25,000.00; 75 Working Days; Late Start Date: 6/5/2023; \$0.00/

Day Liquidated Damages. STANDARD SPECIFICATIONS OF THE IDOT, SERIES 2015, AND CURRENT SUPPLEMENTAL SPECIFICATIONS SHALL APPLY. Approved by the Butler County Board of Supervisors at their regular session on 11/8/2022. By: John Riherd, Butler County

Engineer

TJ/CS - 47, 48

PROJECT TO BIDDERS: LC012(220TH)--73-12

NOTICE TO BIDDERS PROJECT NUMBER: L-C012(220TH)--73-12 Sealed bids will be accepted by

the County Engineer of Butler County at their office in Allison, Iowa, until 09:00 AM, on Tuesday,-December 6, 2022 for the various items of construction work listed below.

A Certified check, made payable to the County, or a Cashier' check, made payable to either the County or to the contractor, drawnupon a solvent bank or a bid bond, shall be filed with each proposal in an amount as set forth in the proposal form. Cashier' check made payable to the contractor, shall contain an unqualified endorsement to the County signed by the contractor or his authorized agent. Failure to execute a contract and file an acfirmative ActionResponsibilities for Non-Federal Aid projects. A goal has not been set for this project but bidders are expected to promoteparticipation of TSB firms in this project.

The County, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C 2000d to 2000d-4 and Title 49. Code of Federal Regulations, Department of Transportation, Subtitle A. Office of the Secretary, Part 21, Nondiscrimination in Federal ly-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmativelyinsure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity tosubmit bids in response to this in

FORMULA - BY PAY FACTOR) -EACH535.000 REMOVAL OF PAVEMENT -SY.

.2400.0 PAINTED PAVEMENT MARK ING, WATERBORNE OR SOL-VENT-BASED -STA 35.75 GROOVES CUT FOR PAVEMENT MARKINGS -STA..... TEMPORARY TRAFFIC .35.75 SIG-NALS -EACH. NALS -EACH.....2 TRAFFIC CONTROL -LS...... 1.00 MOBILIZATION -LS..... 1.00 REMOVE EXISTING SUBBASE 2600.0 -SY GRANULAR SHOULDERS, TYPE B, AS PER PLAN -STA 815.00 **PAVEMENT SCARIFICATION - SY** .24735.0

HOT MIX ASPHALT STANDARD TRAFFIC, SURFACE COURSE, 1/2 IN. MIX, NOSPECIAL FRIC-TION REQUIREMENT -TO

ASPHALT BINDER, PG 58-28S,

HOT MIX ASPHALT PAVEMENT

STANDARD TRAFFIC -TON.

2352.000

182.00

may be rejected, and the County

insure that in any contract entered

PROJECT NUMBER: P05T20 TEMP BRIDGE

NOTICE TO BIDDERS PROJECT NUMBER: P05T20 **TEMP BRIDGE**

Sealed bids will be accepted by the County Engineer of Butler County at their office in Allison, Iowa, until 09:00 AM, on Tuesday,-December 6 2022 for the various items of construction work listed below

A Certified check, made payable to the County, or a Cashier' check, made payable to either the County or to the contractor, drawnupon a solvent bank or a bid bond, shall be filed with each proposal in an amount as set forth in the proposal form. Cashier' check,made payable to the contractor, shall contain an unqualified endorsement to the County signed by the contractor or his authorized agent. Failure to execute a contract and file an acceptable bond and Certificate of Insurance within 30 days of the date of the approval for awarding of the contract, as herein provided, will be just and sufficient cause for the denial of the award and the forfeiture of theproposal guaranty.

Plans, specifications and proposal forms for the work may be seen and may be secured at County Engineer's Office at 428 6th Street, Allison, IA, 50602-0305

All proposals must be filed on the forms furnished by the County, sealed and plainly marked. Proposals containing any reservationsnot provided for in the forms furnished

may be rejected, and the County Board reserves the right to waive technicalities and to rejectany or all bids.

Attention of bidders is directed to the Special Provisions covering the qualifications of bidders and subletting or assigning of thecontract.

As a condition precedent to being furnished a proposal form, a prospective bidder must be on the current Iowa Department of Transportation or local county list of qualified bidders: except that this requirement will not apply when bids are received solely formaterials, supplies, or equipment.

BUTLER County shall issue sales tax exemption certificates through the Iowa Department of Revenue and Finance to the successfulbidder and an subcontractors to enable them to purchase qualifying materials for the project free of sales tax.

Superstructure to be delivered for use as detour route while bridge project BRS-SWAP-C012(113)--FF-12 is being constructed. Uponrevocation of detour route, the superstructure to remain property of Contracting Authority for relocation to permanent location byothers. The County, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C.

2000d to 2000d-4 and Title 49, Code ofFederal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21. Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmativelyinsure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity tosubmit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin inconsideration for an award.

Description of the Proposed Work P05T20 Temp Bridge

Furnish materials for a 200'x 30' bridge superstructure to be placed on substructure provided by others. Upon revocation of detourroute, the superstructure to remain property of Contracting Authority for relocation to permanent location.

Description -Units Quantity Provide 200' x 30' bridge superstructure for detour -LS....... 1.00 Total Proposal Guaranty is \$25,000.00; 20 Working Days; Late Start Date: 6/26/2023; \$500.00/ Day Liquidated Damages.

STANDARD SPECIFICATIONS OF THE IDOT, SERIES 2015, AND CURRENT SUPPLEMENTAL SPECIFICATIONS SHALL APPLY. Approved by the Butler County Board of Supervisors at their regular session on 11/8/2022. By: Leslie Groen, Butler County

Auditor TJ/CS - 47, 48

BUTLER CO BOS • MINUTES 11.15.2022

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON NOVEMBER 15, 2022.

Meeting called to order at 9:02 A.M. by Chairman Rusty Eddy with member Greg Barnett present. Tom Heidenwirth was absent. Moved by Barnett, second by Eddy to approve the agenda. All ayes. Motion carried. Also present in-person:

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

No public comment received.

County Assessor, Michele Shultz, provided recommendations/new applications for Family Farm Tax Credit. Shultz commented that the credit is available if over 10 acres owned and farming the land. Barnett moved to approve the Family Farm Tax Credit, second by Eddy. All ayes. Motion carried.

County Engineer, John Riherd, outlined a utility permit for Dumont Telephone buried fiber – T55 New Hartford, Barnett moved to approve the buried fiber, second by Eddy. All ayes. Motion carried.

Board reviewed Resolution 1055 authorizing County Auditor to transfer \$151,097.61 from Capital Projects to Secondary Roads - Orchid Land & C45 construction reimbursement. Barnett moved to

approve, second by Eddy. All ayes. Motion carried. The roll was called and Resolution 1055 was adopted as follows

TRANSFER RESOLUTION 1055 Capital Projects to Secondary Roads

WHEREAS the Butler County Board of Supervisors does herby approve a FY23 transfer from Capital Projects Fund 1500 to Secondary Roads Fund 0020 in the amount of \$151,097.61

WHEREAS, this is to reimburse for construction payments for Orchid Land and C45 construction. THEREFORE, a motion was

made by Barnett and seconded by Eddy stating such transfer.

UPON Roll Call the vote thereon was as follows:

AYES: Greg Barnett Rusty Eddy

- NAYS: None
- ABSENT: Tom Heidenwirth

WHEREUPON, The Resolution was declared duly adopted this15th

day of November, 2022. Rusty Eddy

Board of Supervisors, Chairperson

ATTEST: Leslie Groen, County Auditor

Board considered Resolution 1054 amending FY2023 County 5 Year Program adding projects to accomplishment year. Riherd explained that they are looking to bundle these projects so that they are cheaper. Certain projects will be completed sooner in addition to regular scheduled projects. Ad-ditional funds will be needed for Y2023 and will save funds in the future as these projects will be completed at an earlier time and a lower cost. Barnett moved to approve the amendment, second by Eddy. All ayes. The roll was called and Resolution 1054 was adopted as follows:

Resolution #1054

2023 County Five Year Program Butler County Secondary Roads Unforeseen circumstances have arisen since adoption of the approved Secondary Road Five Year Program and previous revisions. requiring changes to the sequence, funding, and timing of the proposed work plan.

The Board of Supervisors of Butler County, Iowa, in accordance with Iowa Code section 309.22, initiates and recommends modification of the following project(s) in the accomplishment year (State Fiscal Year 2023), for approval by the Iowa Department of Transportation (lowa DOT), per lowa Code 309.23 and Iowa DOT Instructional Memo-

randum 2.050. The following projects shall be MODIFIED as follows: Project Number Name -Project ID -Project Location Description of Work -AADT -Length Bridge ID -Type of Work Fund -Modifications Total BRS-SWAP-C012(113)--FF-12 ceptable bond and Certificate of Insurance within 30 days of the date of the approvalfor awarding of the contract, as herein provided, will be just and sufficient cause for the denial of the award and the forfeiture of theproposal guaranty.

Plans, specifications and proposal forms for the work may be seen and may be secured at County Engineer's Office at 428 6th Street, Allison, IA, 50602-0305

All proposals must be filed on the forms furnished by the County, sealed and plainly marked. Proposals containing any reservationsnot provided for in the forms furnished may be rejected, and the County Board reserves the right to waive technicalities and to rejectany or all bids.

Attention of bidders is directed to the Special Provisions covering the qualifications of bidders and subletting or assigning of thecontract. As a condition precedent to be-

ing furnished a proposal form, a prospective bidder must be on the current Iowa Department of Transportation or local county list of qualified bidders; except that this requirement will not apply when bids are received solely formaterials, supplies, or equipment.

BUTLER County shall issue sales tax exemption certificates through the Iowa Department of Revenue and Finance to the successfulbidder and an subcontractors to enable them to purchase qualifying materials for the project free of sales tax.

Attention to bidders is directed to the attached Contract Provision for Targeted Small Business (TSB) Af-

-P05T20 30990 -On T55, Over OVERFLOW W FORK -CEDAR

RIV. from 280th Street South

1800 Feet to Bridge Updated

cost estimate made 6/16/22. -730 -0.000 miles -86590 -320 Bridges

SWAP -Project Number updated.

......\$2,400,000 L-C012(F28N10)--73 -12 F28N10

44773 -On 200TH ST, Over

SMALL STREAM, from -lvy Ave

east 0.5 miles to bridge -Mate-

rial Bid FY23 -miles 88840 -320

Bridges Local -added 100,000 Local dollars to 2023 -removed

100,000 Local dollars from 2027

L-C012(G18W10)--73 -12 G18W10

-35852 -On MARSH AVE, Over

SMALL STREAM, from -185th

Street south approx 0.2 miles to

bridge -Material Bid FY23 -70

-0.000 miles -88630 -320 Bridg-

es Local -Project Number updat-

100,000 Local dollars to 2023 -re-

moved 300,000 FA dollars from

2024.....\$100,000 L-C012(H19T10)--73 -12 H19T10

-37339 -On 195th Street. Over

STREAM, from Hwy 188 west 0.5

Miles to bridge -Material Bid FY23

-70 -0.000 miles -88390 -320

Bridges Local -added 100,000

Local dollars to 2023 -removed

.....\$100,000

85,000 Local dollars from 2024 ...

LFM-(C13 Culverts)--7X-12 -C13

Culverts 52335 -(3) culvert re-

placement sites on C13, 200' east

Fund basis updated -added

..\$100,000

vitation and will not be discriminated against on the grounds of race, color, or national origin inconsideration for an award.

Description of the Proposed Work : L-C012(220th)--73-12 Division 1 (RC-C012(112)--9A-12

Phase 3) Station 52+85 to 63+85. Lower road profile to improve sight distance at intersection withUnion Ave. Includes grading and paving. Division 2 (Local) Station 63+85 to Station 156+11. 1" mill, 1 1/2" HMA overlav.

Description -Units EXCAVATION, CLASS 10, ROAD-WAY AND BORROW -CY.2000.0 GRANULAR SHOULDERS, TYPE B AS PER PLAN -STA 500.00 CHOKE STONE BASE -TON 536.0 MACADAM STONE BASE -TON ... 783.0

PAVEMENT SCARIFICATION -SY

HOT MIX ASPHALT STANDARD INTERMEDIATE TRAFFIC, COURSE, 1/2 IN. MIX -TON 670.000

HOT MIX ASPHALT STANDARD TRAFFIC, SURFACE COURSE, 1/2 IN. MIX. NOSPECIAL FRIC-TION REQUIREMENT -TON ..

ASPHALT BINDER, PG 58-28S. STANDARD TRAFFIC -TON 64.00 HOT MIX ASPHALT PAVEMENT HMA MIXTURE - EACH ...535.000 LABORATORY VOIDS (FORMU-LA - BY PAY FACTOR)

PAYMENT ADJUSTMENT IN-CENTIVE/DISINCENTIVE FOR HMA MIXTURE FIELD VOIDS(-

TIVE/DISINCENTIVE FOR HMA MIXTURELABORATORY VOIDS (FORMULA - BY PAY FACTOR) 1517.000 CENTIVE/DISINCENTIVE FOR HMA MIXTURE FIELD VOIDS(-FORMULA - BY PAY FACTOR) -EACH PAINTED PAVEMENT . 1517.000 MARK-ING, WATERBORNE OR SOL-317.95 ENDS, WATERBORNE OR SOL-VENT-BASED -EACH GROOVES CUT FOR PAVEMENT AND LEGENDS -EACH 2 TRAFFIC CONTROL -LS 1.00 FLAGGERS -EACH 15 PILOT CARS -EACH 5 MOBILIZATION -LS......1.00 Total Proposal Guaranty is \$30,000.00; 30 Working Days; Late Start Date: 7/10/2023; \$1,000.00/

Day Liquidated Damages. STANDARD SPECIFICATIONS OF THE IDOT, SERIES 2015, AND CURRENT SUPPLEMENTAL SPECIFICATIONS SHALL APPLY. Approved by the Butler County Board of Supervisors at their regular session on 11/8/2022.

By: John Riherd, Butler County Engineer

TJ/CS - 47, 48

of Ridge Ave, 2100' east of T64, & 2250' east of Terrace Ave Material bid, day labor construction -540 -0.000 miles -332 Box Culverts Local -removed 100,000 Local\$150,000 dollars from 2023 LFM-C012(C45)--7X-12 -Butler Center Road Shoulders -40125 -On C45, from Hwy 14 east 10 miles to T63 Logistics Park Urban Renewal Area -10 -9.990 miles -383 Shoulders Local -removed 200,000 Local dollars from 2023.

..\$1,600,000 BHS-C012(P05T10)--63 -12 P05T10 -20207 -On T55, Over WEST FORK CEDAR RIVER, -from 280th Street South 2600 Feet to Bridge -730 -0.000 miles -86580 -320 Bridges FA -added 80.000 FM dollars to 2024 removed 80,000 SWAP dollars from 2023 -removed 320,000 FA dollars from 2023 -added 320.000 FA dollars to 2024 \$400,000

Fund -Accomplishment Year -Previous Amount -New

Amount -Net Change Local -\$3,050,000 -\$3,050,000 \$0 Farm-to-Market -\$0 -\$0. .\$0 Special -\$1,800,000 -\$1,800,000.

		\$0
SWAP -\$6	80,000 -	\$600,000
		\$-80,000
Federal	Aid	-\$1,970,000
-\$1,650,0	00	\$-320,000
Totals -\$7,500,000 -\$7,100,000		
		\$-400,000

Recommended John Riherd 11-15-22

Approved Rustv Eddv 11-15-22 Chair Board of Supervisors Date Attested I. Leslie Groen. Auditor in and for Butler County, Iowa, do hereby certify the above and foregoing to be a true and exact copy of a resolution

County Engineer Date

passed and approved by the Board of Supervisors of Butler County, Iowa, at its meeting held on the 15 day of November, 2022. Leslie Groen

County Auditor

Motioned by Barnett, second by Eddy to approve claims. All ayes. Motion carried.

Board canvassed the results for the November 8, 2022 General Election.

Motioned by Barnett, second by Eddy to adjourn the regular meet-ing at 12:21 P.M. to November 22, 2022 at 9:00 A.M. All ayes. Motion carried

The above and foregoing is a true and correct copy of the minutes and proceedings of a regular adiourned meeting of the Board of Supervisors of Butler County, Iowa on November 15, 2022. Attest:

Leslie Groen Butler County Auditor Rusty Eddy Chairman of the Board of Supervisors

TJ/CS - 48

BUTLER CO ZONING ORDINANCE - SUMMARY PUBLICATION

BUTLER COUNTY IOWA ZONING ORDINANCE-SUMMARY PUBLICATION

THE COMPLETE TEXT OF THIS ORDINANCE AND OFFICIAL ZONING MAP ARE AVAILABLE FOR INSPECTION IN THE OF FICE OF THE ZONING ADMINIS-TRATOR IN THE BUTLER COUN-TY COURTHOUSE, WHICH IS LOCATED AT 428 6th STREET IN ALLISON, IOWA, MONDAY THROUGH FRIDAY, BETWEEN THE HOURS OF 7:30 AM AND 4:30 PM LOCAL TIME. EFFECTIVE DATE OF THIS OR-

DINANCE: November 1, 2022 NARRATIVE DESCRIPTION OF THIS ORDINANCE SUMMARY: BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF BUTLER COUNTY, IOWA: AN ORDINANCE REPEALING: THE BUTLER COUNTY ZONING OR-DINANCE, OR ORDINANCE TI-TLE VI NO. 7 AND ALL OF THE AMENDMENTS THERETO; AND ENACTING THE FOLLOWING ZONING ORDINANCE IN LIEU THEREOF AS NEW ORDINANCE TITLE VI NO. 28. BUTLER COUN-TY, IOWA ZONING ORDINANCE. NEW ORDINANCE TITLE VI NO. 28 IS AN ORDINANCE CREAT-ING UPDATED ZONING REGU-LATIONS FOR THE PURPOSE OF PROTECTING HEALTH. WELFARE, AND PUBLIC SAFE-TY WITHIN BUTLER COUNTY, IOWA

PURPOSE

This Ordinance is adopted in accordance with the Butler County Comprehensive Land Use Plan, 2012, as amended, and as permitted and specifically authorized in Chapters 352, Land Preservation and 335, County Planning and Zoning, Code of Iowa, as amended. This Ordinance is intended and

regulation or restriction adopted under the provisions of this Ordinance shall be construed to apply to land, farmstead, farm houses farm barns, farm outbuildings or other buildings, structures or erections which are primarily adapted by reason of nature and area, for use for agricultural purposes, while so used.

1. Burden of Proof: It shall be the responsibility of any person or group claiming that property is entitled to exemption on the basis of this section to demonstrate that the property is used for agricultural purposes.

2. Limitation. This exemption shall not apply to any structure, buildings, dam, obstruction, deposits or excavation in or on the floodplains of any river or stream.

3. Voluntary Compliance. It shall be the policy to seek voluntary compliance of the provisions of this Ordinance for agricultural uses, specifically, the minimum yard requirements of the applicable zoning district.

Section III INTERPRETATION OF STAN-DARDS

In their interpretation and application, the provisions of this Ordinance shall be held to be minimum requirements and shall be literally construed in favor of the governing body and shall not be deemed a limitation or repeal of any other powers granted by State statutes. Where this Ordinance imposes a greater restriction than is imposed or required by other provisions of law or by other rules or regulations or ordinances, the provisions of this Ordinance shall control.

Section IV IOWA OPEN MEETINGS LAW The Butler County Zoning Comshall be construed to be the boundary of the district, street and alley rightofway not included in zoned areas

2. Where boundaries are indicated so they approximately follow lot lines and are not more than twenty (20) feet distance there from, such lot lines shall be interpreted to be the boundary of the district.

3. Boundaries indicated as approximately following section lines, quarter section lines, or quarter-quarter section lines shall be construed as following such lines.

4. Boundaries indicated as approximately following corporate limits shall be construed as following corporate limits.

5. Boundaries indicated as following railroad lines shall be construed to be midway between the main tracks.

6. Boundaries indicated as approximately following the center lines of rivers, streams, creeks or other waterways shall be construed to follow such center lines.

7. Where no other indication of the district boundary is made and no dimensions are shown, the location of the boundary shall be determined by the use of the scale ap-

pearing on the maps. 8. Publication of the legal description of the property or properties zoned or rezoned shall consti-tute an official amendment to the Official Zoning Map; and, as such, said maps or portions of said maps need not be published.

9. As a last resort, the Board of Adjustment may, per Section XXII(H)(1), interpret district bound-

aries.SECTION VII GENERAL REGULATIONS AND PROVISIONS

W. BULK REQUIREMENTS

All new buildings shall conform to the building regulations established

Acres -100 Feet -25 Feet -10 Feet25 Feet ing District - Maximum Building

Height -Minimum Lot Area -Minimum Lot Width -Minimum Front Yard -Minimum Side Yard -Minimum Rear Yard

Permitted Structures -2 stories or 35 feet, whichever is lower -2 acres -100 Feet -25 Feet -10 Feet ..25 Feet

Accessory Buildings -2 stories or 35 feet, whichever is lower --- ----25 Feet -10 Feet125 Feet1 "M" Manufacturing District -Maximum Building Height -Minimum Lot Area -Minimum Lot Width Minimum Front Yard -Minimum Side Yard - Minimum Rear Yard Principal and Conditional Uses

-Must meet FAA requirements and regulations -2 Acres -100 Feet -30 Feet -30 Feet30 Feet NOTES: Lot area requirements shall be

computed exclusive of public street, road, alley, waterway, or highway right-of-way, or private easement.

1 Accessory buildings, which are to be placed in the rear yard, may reduce the minimum side and rear yard requirements to four (4) feet provided front of accessory structure meets 60 feet setback from

front property line Y. Wind Energy Conversion System Regulations

1. Purpose This subsection establishes regulations for the installation and operation of Wind Energy Conversion Systems (WECS) within Butler County. The purpose of this regu-

lation is to promote the safe, effec-

Procedure Applicants for a Zoning Certificate shall be required to provide the fol-

1. No land shall be occupied or

used, and no building hereafter

erected or structurally altered shall

be occupied or used in whole or in part for any purpose whatsoever,

until a Zoning Certificate is issued

by the Zoning Administrator, stat-ing that the building and use com-

ply with the provisions of this Ordi-

2. No change of use shall be made

in any building or part thereof, now

or hereafter erected or structurally

altered, unless such changes are

in conformity with the provisions of

this Ordinance and a permit is is-

sued therefore by the Zoning Ad-

3. Nothing in this section shall pre-

vent the continuance of a noncon-

forming use as hereinbefore autho-

rized, unless a discontinuance is

necessary for the safety of life or

4. In accordance with this sec-

tion, Zoning Certificates shall be

obtained from the Zoning Admin-

istrator before starting or proceed-

ing with the erection, construction,

moving in, or the structural alter-

ation of a building or structure. Zon-

ing Certificates shall be issued to

complying applicants after applica-

tion is made. The appropriate re-cords and copies of permits shall

be maintained as a matter of pub-

5. A Butler County Zoning Certif-

icate shall become null and void

one (1) year after the date on which

it is issued unless within such one

(1) year period construction, build-

ing, moving, remodeling or recon-

struction of a structure is com-

B.Zoning Certificate Application

menced or a use is commenced.

nance

ministrator.

property.

lic record

as established by resolution of the Board of Supervisors in addition to the normal permit fees.

F. Violation of the Home Occupation and Home Industry Standards, defined in Section VII (S)(8) and VII(T)(8), may subject to revo-cation. The property owner will be notified by letter of any violation of the Home Business Standards The property owner shall have thirty (30) days to abate the violation or further enforcement action will occur through the issuance of a Notice of Violation and enforcement proceedings. Once a Notice of Vio-lation has been issued, and if compliance is achieved, the home business will be subject to an annual or semi-annual inspection with conditions as needed as follow-up to the inspection. If a Notice of Violation is issued to an approved home business, all home business activity must cease until the property has achieved compliance. If the home business continues to operate while under violation, it shall be deemed a County infraction, punishable as such under the Butler County Code of Ordinances and the Code of Iowa.

G. Any development that occurs without the proper permits will be issued a Stop Work Order and fines will be incurred.

SECTION XXIV ENFORCEMENT AND FEES

A. Enforcement The Board of Supervisors shall appoint a Zoning Administrator, and it shall be the duty of said officer to enforce this Ordinance. Such Zoning Administrator may be a person holding other public office in the County, or in a city or other governmental subdivision within the County. The Board of Supervisors is authorized to pay to such officer out of the general fund such compensation as it shall deem fit. In case any building or structure is erected, constructed, reconstructed, altered, repaired, converted or maintained, or any building, structure, or land is used in violation of this Ordinance, the Board of Supervisors, in addition to other remedies, shall institute any proper action or proceedings to prevent such unlawful erection, construction, reconstruction, alteration, repair. conversion, maintenance, or use, to restrain, correct, or abate such violation, to prevent the occupancy of said building, structure, or land, or to prevent any illegal act, conduct business, or use in or about such premises. B. Fees Fees pertaining to permits and actions required by this Ordinance shall be in accord with the Schedule of Fees, as adopted by resolution by the County Board of Supervisors. A copy of the Schedule of Fees shall be on file in the Zoning Administrator's office. The following fees will be charged by the County. 1. Rezoning (Zoning Map Amendment) application fee.

designed to meet the specific objectives of Chapter 335.5, Code of lowa, as amended, to preserve the availability of agricultural land; to consider the protection of soil from wind and water erosion; to encourage efficient urban development patterns; to lessen congestion on the street or highway; to secure safety from fire, flood, panic, and other hazards; to protect health and the general welfare: to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; and to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public improvements.

This Ordinance is also intended and designed to meet the specific purpose of Chapter 352, Code of lowa, as amended, to provide local citizens and local governments the means by which agricultural land may be protected from nonagricultural development pressures. That being said, due to the highly valuable agricultural soils in Butler County, it may not be possible for the County to preserve all of the valuable soils during the life of this Ordinance. In other words, because the County is not promoting a zero-growth stance, it may approve development on highly productive agricultural soils, as is consistent with this Ordinance and the County's Comprehensive Plan.

As is noted, this will be accomplished by using the Butler County Comprehensive Land Use Plan. 2012, as amended, as a guide along with this Zoning Ordinance so that land shall be conserved for the production of food, fiber, livestock and supporting other agricultural uses, thus assuring the preservation of agriculture as a major factor in the economy of this county and state

It is the intent of this Ordinance, as authorized in Chapters 335 and 352, to provide for the orderly use and development of land and related natural resources in Butler County, Iowa, for agricultural, residential, commercial, industrial, and recreational purposes; and to preserve private property rights: protect significant natural and historic resources and fragile ecosystems of this county including forests. wetlands, rivers, streams, lakes and their shorelines, aquifers, prairies, and recreational areas; to provide the efficient use and conservation of energy resources, and to promote the protection of soil from wind and water erosion.

- Section I
- TITLE

This Ordinance shall be known and may be cited and referred to as the "Butler County. Iowa Zoning Ordinance". This is an ordinance repealing Ordinance Title VI No. 7 of the Butler County Code of Ordinances and any amendments thereto; and enacting in lieu thereof a new ordinance entitled the Butler County, Iowa Zoning Ordinance, ordinance Title VI No. 28.

Section II SPECIAL EXEMPTIONS

A. Farm Exemption

In accordance with the provisions of Chapter 335.2, Code of Iowa, no mission, a public body, is subject to the terms, regulations, and restrictions of the Iowa Open Meeting Law, Chapter 21 of the Code of Iowa as amended. Wherever in this Ordinance a conflict appears between the Ordinance and the open meeting law, the open meeting law shall control. SECTION VI

ESTABLISHMENT OF DIS-TRICTS AND DISTRICT BOUND-ARIES

ESTABLISHMENT OF DIS-TRICTS

In order to classify, regulate or restrict the location of trades and industries, and the location of buildings designed for specific uses, to regulate and limit the height and bulk of buildings hereafter erected or altered, to regulate and limit the intensity of the use of lot areas and to regulate and determine the area of vards, courts, and other open spaces within and surrounding such building, the unincorporated area of Butler County, Iowa, is hereby divided into seven (7) classes of districts. The use, heights, and the area regulations are uniform in each class of district and said districts shall be known as:

"A-1" Agricultural District "A2" Limited Agricultural District

"R-1" Low Density Residential District

"R2" Suburban Residence District "C" Commercial District

"C-M" Commercial-Manufacturing District

"M" Manufacturing District **B. DISTRICT BOUNDARIES AND** OFFICIAL ZONING MAP

The boundaries of these districts are indicated upon the Official Zoning Maps of Butler County, lowa, which maps are made a part of this Ordinance by reference. The said Official Zoning Maps of Butler County, Iowa, and all the notations, references and other matters shown thereon shall be as much a part of this Ordinance as if the notations, references, and other matters set forth by said maps were all fully described herein. The said Official Zoning Maps shall be on file in the office of the Zoning Administrator of Butler County, Iowa. The Official Zoning Maps may be on paper or electronic, as adopted and amend by the County Board of Supervisors, and may be managed within the County's geographic information system. The Official Zoning Maps shall show all amendments or changes and shall indicate the date of each amendment or change. It shall be the responsibility of the Zoning Administrator to see that the Zoning Maps are kept current at all times

C. INTERPRETATION OF DIS-TRICT BOUNDARIES

Where uncertainty exists with respect to the boundaries of the various districts as shown on the Official Zoning Map accompanying and made a part of this Ordinance, the following rules apply:

1. The district boundaries are either street line or alley lines unless otherwise shown, and where the districts designated on the maps accompanying and made a part of this Ordinance are bounded approximately by street lines or alley lines, the street lines or alley lines

herein for the district in which each building shall be located. Further, no existing building shall be enlarged, reconstructed, structurally altered, converted or relocated in such a manner as to conflict or to further conflict with the bulk regulations of this Ordinance for the district in which such buildings shall be located.

Height Restrictions: Any structure hereinafter erected or structurally altered may not be of such a height as to be in conflict with any Butler County regulations.

Minimum bulk requirements are listed in Table 1. Table 1: Bulk Requirements.

"A-1" Agricultural & "A-2" Agricultural Districts -Maximum Building

Height -Minimum Lot Area -Minimum Lot Width -Minimum

Front Yard -Minimum Side Yard -Minimum Rear Yard

Single Family or Farm Dwelling -35 Acres -Unless the average CSR is 70 or less, then 1.5 Acres -150 Feet -50 Feet -25 Feet .

......50 Feet Single Family Dwelling on a Farmstead --- -1.5 Acres -150 Feet -50 ...50 Feet

..... See requirements outlined in subsection X below. Other Permitted Structures --- -1.5 Acres -150 Feet -50 Feet -2550 Feet Feet Accessory Buildings --- --- -50 Feet -25 Feet150 Feet¹ "R-1" Low Density Residence District -Maximum Building Height -Minimum Lot Area -Minimum Lot Width -Minimum Front Yard -Minimum Side Yard -Minimum

Rear Yard Single Family Dwelling -2.5 Stories

or 35 Feet, whichever is lower. 1.5 Acres -100 Feet -30 Feet -10 Feet ...30 Feet Other Permitted Structures --- ---Accessory Buildings -24 Feet ------ -50 Feet -4 Feet¹4 Feet¹

"R-2" Moderate Density Residence District -Maximum Building Height -Minimum Lot Area -Minimum Lot Width -Minimum Front Yard -Minimum Side Yard

-Minimum Rear Yard

Single Family Dwelling -3 Stories or 45 Feet, whichever is lower -8,000 Sq Ft -70 Feet -30 Feet -10% of lot width30 Feet Two Family Dwelling -9,000 Square Feet -80 Feet -40 Feet Square Feet -85 Feet -20 Feet -835 Feet Feet..... Mobile Home Park* Individual Unit Requirements -1 Acre* 3,000 SqFt -100 Feet* 25 Feet -25 Feet* 10 Feet -25 Feet* 10 Feet.

..... 40 Feet* 10 Feet Other Permitted Structures -1 Acre -100 Feet -25 Feet -20 Feet .

..40 Feet Accessory Buildings -1 Story or 18

"C" Commercial District -Maximum Building Height -Minimum

Lot Area -Minimum Lot Width Minimum Front Yard -Minimum

Side Yard -Minimum Rear Yard Permitted Structures -2 Stories or 35 Feet, whichever is lower -2 tive, and efficient use of wind energy conversion systems to reduce the on-site consumption of utility-supplied electricity. In addition, this ordinance provides a permitting process for wind energy systems to ensure compliance with the provisions of the requirements and standards established or referenced herein. The provisions of this ordinance shall not guarantee wind rights or establish access to the wind

Table 3. WECS Setback Requirements: Wind Turbines and Meteorological Towers

-Non-Commercial & Micro WECS -Commercial WECS....

......Meteorological Towers Property Line of Participating Landowner -1.1 times the total height of the tower or the distance of the fall zone plus 10 feet -1640 feet The fall zone, as certified by a professional engineer plus 10 feet or 1.1 times the total tower height Property Line of Non-participating Landowner -1.1 times the total height of the tower or the distance of the fall zone plus 10 feet -1800 feetThe fall zone, as certified by a professional engineer plus 10 feet or 1.1 times the total tower height Natural Resource Protection & Preservation -NA -Shall not be permitted on highly productive soils where 25% or more of the parcel of land has been rated at 70 CSR or above....

. Shall not be permitted on highly productive soils where 25% or more of the parcel of land has been rated at 70 CSR or above.

Public conservation lands manas grasslands -600 aged feet -Shall follow State Fish and Wildlife Agency and DNR Environmental Review recommendations but shall at a minimum maintain a 2640 ft (1/2 mile) setback. Shall follow State Fish and Wildlife Agency and DNR Environmental Review recommendations but shall at a minimum maintain a 2640 ft (1/2 mile) setback. Total Height -65' feet -262' feet to-

tal height as defined above Y(2) (13). ...262' feet total height as defined

above Y(2)(13) Noise -NA -40 dBa. N/A

reduction, but in no case shall it be

*Setbacks may be reduced with a waiver among adjoining property owners who agree to said setback

reduced to 4x the total height of the tower.

Z. Solar Energy Standards Purpose

1. The purpose of this Section is to provide a regulatory means for the construction and operation of solar energy installations that are small (50 kW or less) or large (50 kW or greater) in Butler County, subject to reasonable restrictions, which will preserve the public health. safety. and welfare. Butler County adopts these provisions to promote the efficient use of the County's solar energy resources.

SECTION XXI ZONING CERTIFICATES

A. Zoning Certificate Required Zoning Certificates shall be required in accordance with the following, except that no permit shall be required for agricultural uses in accordance with Section II of this Ordinance.

lowing:

1. A sketch, drawing, or plat, in duplicate, drawn to scale, showing the actual dimensions of the lot to be built upon or used, the size, shape and location of the building to be erected, the dimensions of the required yards, parking and open spaces, and a vicinity map of the lot to be built upon or used. Such information as may be nec-

essary to provide for the enforcement of this Ordinance. SECTION XXIII.

VIOLATION AND PENALTY A. It shall be unlawful to locate,

erect, construct, reconstruct, enlarge, change, maintain or use any building, structure or land in violation of any regulation in or any provisions of this Ordinance, or any amendment or supplement thereto adopted by the Board of Supervisors of Butler County. Any person, firm or corporation violating any regulation or any provision of this Ordinance, or any amendment or supplement thereof, shall be deemed a separated County infraction.

Enforcement of this provision shall be pursuant to Section 331.307 of the Code of Iowa, Acts of the 71s General Assembly, and the "Administrative Rules for Citing County Infraction", or any amendments thereof. Seeking a civil penalty does not preclude seeking alternative relief from the court in the same action, including criminal prosecution.

B. In addition, any person, firm or corporation violating any regulation or any provision of the Ordinance, or of any amendment or supplement thereto, may also be deemed guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of at least Seven Hundred Fifty Dollars (\$750.00) per day but not more than One Thou-sand Dollars (\$1,000.00) per day or by imprisonment of not more than thirty (30) days. Each day said violation continues shall be considered a separate offense.

C. In case any land, building or structure is or is proposed to be located, erected, constructed, reconstructed, enlarged, or used in violation of this Ordinance or any amendment or supplement thereto, the Board of Supervisors, the County Attorney, or the County Zoning Administrator or designee may institute injunction, mandamus, abatement, or any other appropriate action, abate or remove such lawful location, erection, construction, reconstruction, enlargement.

D. Notwithstanding penalties imposed by the Court, the penalties set for a County infraction are a civil offense punishable by the maximum penalty, as set in the Code of lowa.

E. Failure to obtain the proper permits, including zoning and flood plain permits, special exceptions, variances, prior to erection, construction reconstruction enlarge ment change, or use of any building, structure, or land; and/or prior to commencement of development as defined in Section V. Definitions. will result in a penalty. The penalty shall be equal to the amount of the required permit application fee(s),

2. Variance application fee 3. Special exception application fee.

4. Zoning compliance permit application fee.

5. Home occupation and home industry permit fees.

6. Appeal of Staff Interpretation. SECTION XXV.

REPEALER AND VALIDITY A. Repealer

All ordinances, including Number 28. of Title VI of the Butler County Code of Ordinances, and all amendments thereto, and resolutions, or any part thereof, in conflict with all or any part of this Ordinance are hereby repealed.

B. Validity Should any section or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, that decision shall not affect the validity of the Ordinance as a whole or any part thereof, other than the part so declared to be

invalid SECTION XXVI.

EFFECTIVE DATE

This Ordinance, Ordinance Title VI Number 28, as adopted, shall be in full force and effect upon publication.

The Butler County Planning and Zoning Commission, after a public hearing, recommended this Ordinance for approval on October 6th, 2022.

The Butler County Board of Supervisors took the following action: Public Hearing and First Consideration: October 18th, 2022

Second Hearing and Consideration: October 25th, 2022

Third Hearing and Consideration: November 1, 2022

Passed and adopted this 1st day of November, 2022.

Chairperson Butler County Board of Supervisors

ATTEST Butler County Auditor TJ/CS - 48

CITY OF CLARKSVILLE • MINUTES AND CLAIMS 11.21.2022

CITY OF CLARKSVILLE **CITY COUNCIL DEPARTMENT** MEETING

November 21, 2022 The Clarksville City Council met in regular session on November 21, 2022 in the City Council Chambers at 6:30 p.m. with Mayor Michael Grantham presiding and Council Members Roger Doty, Wendy Brooks, Brock Lodge, Taran Sherburne, and Jennifer Kielman. The following Department Heads and employees were in attendance: Molly Bohlen, City Clerk, Kristen Clark, librarian, Matt Behrends, Maintenance and Barry Mackey, Police Chief, Members of the pub lic present were: Rhonda Landrum, Lucas of Fehr-Graham Engineering, John Wehling, and Paul Miller. Mayor Topics: Leasing Properties and Downtown Revitalization. Committee set up consisting of council members Brooks and Kielman. Motion Kielman, Brooks to approve and adopt the items contained in the Consent Agenda and Minutes (11/07/2022) Ayes: Doty, Brooks, Sherburne Kielman and Lodge. Nays: None. Absent: None. MC. Department Head Reports: Kristen Clark provided report for library including programs offered in October, events in November, upcoming events in December and annual report. Chief Mackey gave a report with calls for police service totaling 141 calls for the month of October. Mackey also discussed his vacation time and the lack of time off in order to be able to use this time. Council and Mayor discussed vacation and comp time at length. Fire Department update provided by Mayor who attended the annual meeting last week and gave updates. Ambulance update: John Wehling present. Paul Miller presented survey results from Butler County Emergency Medical Services Association and dis-

cussed options that the county/ cities are looking into to help with EMS services. Maintenance provided updates of: lift stations were all cleared/cleaned by Municipal, lowa Pump Works met with Matt regarding needing to do repairs on the lift stations and will be putting quotes together for those, water main break was repaired, and Christmas lights will be going up this week.

Building permits: Chris Miller 321 N Adams St. for a storage shed. Motion Sherburne, Doty to approve building permit as submitted to the City Council. Ayes: Doty, Brooks, Sherburne, Kielman an

17.05 APPOINTMENTS/APPROVAL. The Council shall appoint the following officials listed under #1 and #2 and prescribe their powers, du-ties, compensation, and term of office and also approve the following officials listed under #3 and #4.

1. City Clerk/Treasurer 2. Deputy City Clerk

3. Fire Chief

4. Ambulance Crew Chief RCV: Ayes: Sherburne, Lodge, Doty, Brooks, Kielman Nays: None. Absent: None. MC.

Motion Kielman, Brooks to waive 2nd and 3rd readings of Ordinance Amendment 303 Council Appoint-

journ the regular City Council Meeting at 8:54 p.m. Michael Grantham, Mayor Attest: Molly Bohlen. City Clerk

CITY OF CLARKSVILLE

CLAIMS REPORT 21-Nov VENDOR -REFERENCE -AMOUNT WALLIN, BILL -AMBULANCE SUPPLIES/BATTERIES.... \$11.40 IA STATE BANK -ACH FEE

\$15.00 BACKER'S SERVICE STATION -TRAILER TIRE REPAIR .. \$20.00 BUTLER COUNTY COMPUTERS -COMPUTER SUPPORT..\$20.00 RERICHS. HEAVEN -AMBU

BUTLER-BREMER COMM -PHONES. .\$458.04 AMERICAN TEST CENTER BOOM TRUCK INSPECTION

.\$475.00 CLARKSVILLE AMBULANCE CALLS & FEES. ..\$480.00 MID-AMERICA -PUBLICATIONS... PUBLISHING .. \$526.10 PCC -AMBULANCE BILLING ...

\$601.39 REBECCA NEAL -CONTRACT **UCT -MEDICAL SUPPLIES** ..\$84 INGRAM LIBRARY SERVICES -BOOKS.....\$894.56 KLINGHAMMER, RYAN -FIRE\$894.56 TION DUES \$1,000.00 PEOPLESERVICE, INC -WATER/ WASTEWATER TREATMENT..... BUTLER-GRUNDY DEVELOP

JENDRO SANITATION SERVICE -GARBAGE PICKUP... \$6.854.60 WELLMARK BCBS -GROUP IN-SURANCE.....\$7,306.68 PAYROLL CHECKS -TOTAL PAY-ROLL CHECKS \$20,294.93 \$84,857.25 TOTAL EXPENDITURES FOR

-OCTOBER BY FUND

GENERAL FUND FUND

LOST-RECREATION FUND

ROAD USE TAX FUND ... \$9,895.99 EMPLOYEE BENEFITS FUND \$4,523.18 LOST (35%) PROPERTY IMPRO

Lodge. Nays: None. Absent: None. MC. Health Insurance update-Eric Wil-

lis, insurance agent will attend the December 5th meeting and provide options to discuss.

Lucas, engineer with Fehr-Graham was present to answer questions surrounding Church Street project. Council had many questions regarding this project and previous projects that did not get completely finished. Council would like more time to look line by line through the proposed project and Lucas was going to look at the engineering numbers to see if he could tighten down at this time.

Motion Brooks, Kielman to approve Agreement from Fehr-Graham for Design, Admin & Construction related to Church Street project, Aves; Kielman, Brooks, Nays: Sherburne, Lodge, Doty. Absent: None. Motion Not Carried.

Motion Sherburne, Lodge to table discussion of Fehr-Graham Agreement pending more information. Ayes: Sherburne, Lodge, Doty Kielman. Nays: Brooks. Absent: None, MC Discussion of Ordinance Amend-

ment 303.

Motion Sherburne, Kielman to adopt first reading of Ordinance No. 303-Council Appointments. ments. Ayes: Doty, Brooks, Sherburne Kielman and Lodge. Nays: None. Absent: None. MC.

Discussion of Ordinance Amendment of Chapter 75 All Terrain Vehicles and Snowmobiles.

Motion Brooks, Sherburne to adopt first reading of Ordinance No. 305- Ordinance Amendment Chapter 75-All Terrain Vehicles and Snowmobiles Amendment of Ordinance No. 305 Permit Fee Section modified the wording of the Ordinance to "For the persons who wish to operate golf carts as mode of transportation within the City, the

following shall apply." Following much discussion surrounding this change a decision was made by the council to rescind their vote to adopt the first reading of Ordinance No 305.

Motion Brooks, Kielman to re-scind incorrect vote on first reading of Ordinance No 305. Ayes: Doty, Brooks, Sherburne Kielman and Lodge. Nays: None. Absent: None. MC.

Motion Sherburne, Kielman to approve October monthly expenditures and financial reports as presented by City Clerk. Ayes: Doty, Brooks, Sherburne Kielman and Lodge. Nays: None. Absent: None. MC

Motion Brooks, Sherburne to ad-

LANCE SUPPLIES. ..\$44.46 WEDEKING, CINDY -MILEAGE \$68.32

HEUER CONSTRUCTION -LI-BRARY BUILDING REPAIRS ..

.....\$75.00 IOWA ONE CALL -LOCATE SER-VICE.....\$78.30 LEROY'S REPAIR -CHAINSAW IOWA PRISON INDUSTRIES -CEMETERY SIGNS \$129.00 LYNCH-DALLAS, P.C. -ATTOR-NEY FEES\$132.00 US CELLULAR -CELL PHONES ...\$146.04 CLIA LABORATORY PROGRAM -CERTIFICATE FEE.......\$180.00 BOY SCOUT TROOP 53 -RECY-CLING STATION\$220.00 US POST OFFICE - POSTAGE .

HAWKEYE FIRE & SAFETY -FIRE EXTINGUISHER INSPECTION.

....\$279.00 CLARK, KRISTEN -MILEAGE RE-IMBURSEMENT.....\$290.08 FISHER, BEN -SUPPLIES

\$320.99 DEPOSIT REFUNDS -REFUND DATE 10/31/2022 DATE 10/31/2022.....\$333.95 MICRO MARKETING LLC -BOOKS.....\$387.05 EDJE WEB DESIGN LLC -WEB-SITE.....\$390.44

CASEY'S BUSINESS MASTERCD -GASOLINE, FUEL......\$1,302.03 IMWCA -INSTALL 4-WORK COMP INS.....\$1,632.0 VISA -POSTAGE, SUPPLIES\$1,632.00 SANDRY FIRE SUPPLY LLC -2022 ANNUAL SERVICE\$1,919.36 IOWA DEPART. OF REVENUE -SALES TAX.....\$1,969.25 IOWA PUMP WORKS -LIFT STA-TION SERVICE WORK\$2,020.00

NORTON TREE SERVICE -TREE REMOVAL \$3,350.00 MIDAMERICAN ENERGY -UTILI-TIES.....\$3,679.32 ALL FLAGS -FLAG POLES. .. \$4,482.00 EFTPS -FED/FICA TAX..\$6,154.09

WATER UTILITY FUND..\$8,134.00 CUSTOMER DEPOSIT FUND FUND......\$333.95 SEWER UTILITY FUND .. \$9,207.80 DEBT SERVICE GARBAGE UTILITY FUND.

.....\$11,536.89 STORM WATER DRAINAGE UTIL FUND......\$22.05 RECEIPTS -OCTOBER

GENERAL FUND....... \$141,111.92 ROAD USE TAX FUND\$14,558.99 EMPLOYEE BENEFIT FUND \$46,183.40 LOST-PROPERTY IMP .. \$1,813.95 LOST RECREATION \$2,116.27 LOST GENERAL TAX ... \$2,116.27 DEBT SERVICE......\$41,849.39 EMERGENCY LEVY\$6,591.34 ARPA FUND PERPETUAL CARE\$130.00 WATER UTILITY......\$13,603.03 CUSTOMER DEPOSIT FUND\$1,340.00 WATER TOWER LEASE ...\$302.50 SEWER UTILITY\$9,958.28 GARBAGE UTILITY\$13,475.08 STORM WATER DRAINAGE \$4,429.42 TOTAL REVENUE FOR: -OCTO-

BER \$299,579.84 Attest: Molly Bohlen City Clerk

TJ/CS - 48

CLARKSVILLE CSD • MINUTES AND CLAIMS 11.21.2022

CLARKSVILLE COMMUNITY SCHOOL BOARD OF EDUCATION **Regular Meeting November** 21, 2022

A regular board meeting was called to order by President Justin Clark at 5:30 p.m. in room #109. Board members present were Tim Backer, Phil Barnett, Justin Clark, Brandon Kampman and Shelley Maiers, along with Superintendent Mark Olmstead, Business Manager/Board Secretary Shellee Bartlett. Kristi Hannemann. Bob Bartlett, Heather Foster, Lisa Allen and Greg Barnett.

Moved by Kampman. seconded by Barnett, to approve the agenda. Carried unanimously. Moved by Barnett, seconded by

Kampman, to approve minutes from October 18, 2022 board meeting. Carried unanimously.

Moved by Backer, seconded by Maiers, to approve the October 2022 financial reports and the November 2022 bill listing. Carried

unanimously. Moved by Maiers, seconded by Barnett, to approve the following personnel recommendations: Candice Lemon, nutrition @ \$13.50 & associate @ \$14.00 per hour; Kaitlyn Aguon, associate @ \$14.00 per hour: Kristen Clark, drill team @ \$620 (5%, step 6): the following volunteers: Justin Clark & Shirley Clark, junior high girls basketball. Ayes - Barnett, Maiers, Backer, Kampman; Clark abstained from votina.

Greg Barnett address the Board regarding when a varsity track coach would be hired. He also talked about the danger of the carbon pipeline.

Moved by Backer, seconded by Kampman, to appoint Board Secretary Shellee Bartlett as president pro-tem until the new board elects a new president. Carried unanimously. Moved by Barnet, seconded by

Clark, to adjourn at 5:40 p.m. Carried unanimously.

Organizational Meeting The annual board meeting was

called to order by Business Manager/Board Secretary Shellee Bartlett at 5:40 p.m. in Room #109. Board members present were Tim Backer, Phil Barnett, Justin Clark, Brandon Kampman and Shellev Maiers. along with Superintendent Mark Olmstead, Business Manager/Board Secretary Shellee Bartlett, Kristi Hannemann, Bob Bartlett, Heather Foster, Lisa Allen and Greg Barnett.

Nominations were received for Justin Clark for the office of board president. Moved by Barnett, seconded by Backer, to cease nominations and approve Justin Clark as School Board President, Roll call for Justin Clark, School Board President: Ayes - Maiers, Kampman, Barnett, Clark, Backer; Nays - none.

Nominations were received for Phil Barnett for the office of board vice president. Moved by Kampman, seconded by Backer, to cease nominations and approve Phil Barnett School Board Vice-President. Roll call for Brandon Kampman, School Board Vice-President: Aves - Clark, Backer, Barnett, Kampman, Maiers; Nays - none.

Moved by Backer, seconded by Maiers, monthly board meetings will be held the third Monday of the month at 5:30 p.m.

Moved by Kampman, seconded by Barnett, to appoint Ahlers Cooney Attorneys as the school attorney. Carried unanimously.

Moved by Barnett, seconded by Kampman, to appoint Iowa State Bank with a \$15 million limit and IS-JIT with a \$1 million as the official depositories. Carried unanimously. Moved by Maiers, seconded by Backer, to approve the Clarksville Star as the official publications. Carried unanimously.

Moved by Backer, seconded by Maiers, to approve the following committees/delegates were appointed: Backer & Barnett, negotiations; Barnett & Maiers, curriculum/ technology: Kampman & Backer, facilities/transportation; Kampman & Maiers, activities/extra curriculars: Clark & Maiers. SIAC/community outreach; Clark, Butler County Conference Representative. Carried unanimously.

Moved by Kampman, seconded by Maiers, to approve the SBRC application for additional allowable growth for the 2022-23 fiscal year in the amount of \$23,721.60 for increased enrollment and \$28,908.00 for increased open enrollment out. Carried unanimously. Moved by Backer, seconded by Barnett, to the application to the SBRC in the amount of \$1,310.36 for special education administrative costs associated with the Lied Center Consortium program for the 2023-24 school year. Carried unanimously.

Moved by Kampman, seconded by Maiers, to approve early graduation request from Skylar Smith contingent upon each student completing all state and local requirements for graduation. Carried unanimously. Moved by Barnett, seconded by Kampman, to approve 1st reading of the following board policies: 401.14, 408.1, 602.1, 605.2, 605.3, 605.3E1, 605.3E2, 605.3E3, 605.3R1. Carried unanimously.

Backer, to authorize the athletic director to sign officiating contracts. Carried unanimously. The board reviewed the 2021-22 district equity report. Moved by Backer, seconded by

Moved by Maiers, seconded by

Barnett, to approve the fundraiser requests from the Drama Club and Beta Club. Carried unanimously. Moved by Kampman, seconded by Maiers, to adjourn at 6:32 p.m. Carried unanimously.

The tentative date for the next regular board meeting is December 14, 2022, at 4:15 p.m.

Clarksville Community School November 2022 Vendor Report Vendor -Description -Amount

Ahrenholz, Taylor -Ticket Taker

Amazon -Supplies 169.20 Anderson Erickson Dairy -Dairy......1.607.13 ASPI Solutions Inc -Supplies ... Butler-Bremer Communications ...265.90 Casey's Business MasterCard Casey's General Store Inc -Fuel. for Excellence in -Registration..

... 125.00 Central Rivers AEA -Registration

CenturyLink -Telephone36.46 City Of Clarksville -Water/Sewer...1,430.88 Clarksville CSD - General -Payroll Clarksville Lumber - Supplies ...

. 165.71 .. 304.75 Culver-Hahn Electric Supply -Sup-Department of Education -Bus In--Window Covers2.300.00 EAI Educatiom - Supplies.. 1,405.10 Ecolab Pest Elimination Svcs -Pest Control84.58 EMS Detergent Services -Deteraent..... Farmer's Coop -Supplies....143.36 Farmers Win Coop -Diesel Follett School Solutions, Inc. -Supplies638.58 Gopher -Supplies433.44 Gordon Flesch Co -Supplies Hanwalt & Son Lumber, LLC -Supplies250.00 College Hawkeye Community -Concurrent Courses ... 12,556.20 Huisman Automotive -Repairs.... .2,838.83 Iowa Central Cheer -Registration.. ...80.00 Iowa Communications Network Iowa Girls Coaches Association Association - Membership .. 300.00 Iowa Sports Supply Company -Supplies495.00 Jendro - Waste Removal 32.00 Josten's Diploma Division -Sup Josten's, Inc -Supplies.....1,688.70 Marco Inc -Copier Lease/Staples .

...7,896.35

Mid-America Publishing Co - Publi-.215.33 NAPA Auto Parts -Supplies..... NASSCO -Supplies1,960.86 Norby's Farm Fleet -Supplies Playscripts, Inc -Supplies16.99 Rapids - Supplies 139.59 Redline Auto -Vehicle Repairs/ pairs/Maintenance.....500.63 School Specialty Inc -Supplies... ... 17.66 TC Networks Inc -IT Support..... 907.06 Trane US Inc -Repairs 431.50 U.S. Cellular -Cell Phone67.10 University of Dubuque -Registration University of Iowa -Registration -Classroom Furniture ... 27,913.00 ..680.20 West Music -Supplies ...8.95 Report Total:.....\$96,997.99 Approved by Board of Education Board President 11/21/22 11/21/22 Board Secretary TJ/CS - 48