

# Legals

## FAYTHE L FOX ESPR017384

### THE IOWA DISTRICT COURT FOR BUTLER COUNTY IN THE MATTER OF THE ESTATE OF FAYTHE L. FOX, Deceased CASE NO. ESPR017384 NOTICE OF APPOINTMENT OF ADMINISTRATOR AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Faythe L. Fox, Deceased, who died on or about December 10, 2022:

You are hereby notified that on December 27, 2022, the undersigned was appointed administrator of the estate.

Notice is hereby given that all persons indebted to the estate are requested to make immediate 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 four months from the date of the second publication of this notice or one month from the date of the mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred. Dated on . Sally Grutz, Administrator of the Estate 310 N. 14<sup>th</sup> Street Bellevue, IA 52031 David A. Kuehner, ICIS#: 0004469 Attorney for the Administrator Shepard, Gibson, Lievens & Kuehner 503 N Main St. PO BOX 158 Allison, Iowa 50602-0158 Date of second publication January 18, 2023 Probate Code Section 230 TJ/CS - 2, 3

## RUTH CUVELIER ESPR017370

### THE IOWA DISTRICT COURT FOR BUTLER COUNTY IN THE MATTER OF THE ESTATE OF RUTH CUVELIER, Deceased CASE NO. ESPR017370 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Ruth Cuvelier, Deceased, who died on or about October 18, 2022:

You are hereby notified that On December 8, 2022, the Last Will and Testament of Ruth Cuvelier, deceased, bearing date of August 9, 2016, was admitted to probate in the above named court and that Roxa Lee Clarke was appointed Executor 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 th 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 for-

ever barred. Notice is further given that all persons 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 date of 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 Roxa Lee Clarke, Executor 919 McManus St. Dumont, IA 50625 /s// David A. Kuehner David A. Kuehner, ICIS#: AT0004469 Attorney for Executor Shepard, Gibson, Lievens & Kuehner 503 N Main St. PO BOX 158 Allison, IA 50602 Date of second publication January 18, 2023 TJ/CS - 2, 3

## BUTLER CO PLANNING & ZONING COMMISSION

### BUTLER COUNTY PLANNING & ZONING COMMISSION NOTICE OF WORKGROUP MEETING

Date of Meeting: Thursday, January 19, 2023  
Time of Meeting: 1:30 p.m.  
Place of Meeting: Butler County Courthouse, Basement Meeting

Room, Allison, IA  
The tentative agenda for said meeting is as follows:  
1. Consideration of Agenda  
2. Election of Officers  
3. Workgroup session to discuss hazardous pipeline ordinance  
4. Adjourn  
TJ/CS - 2

## PAULINE VAN MILL ESPR017385

### THE IOWA DISTRICT COURT FOR BUTLER COUNTY IN THE MATTER OF THE ESTATE OF Pauline Van Mill, DECEASED PROBATE NO. ESPR017385 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Pauline Van Mill, Deceased, who died on or about December 27, 2022:

You are hereby notified that on January 5, 2023, the Last Will and Testament of Pauline Van Mill, deceased, bearing date of September 26, 2016, was admitted to probate in the above named court and that Michael D. Van Mill was appointed executor 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 persons 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 date of 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 January 5, 2023. Michael D. Van Mill, Executor of Estate 27754 Temple Ave. Shell Rock, IA 50670 John C. Larsen, ICIS#: AT0004541 Attorney for Executor Redfern, Mason, Larsen & Moore, P.L.C. 415 Clay Street, P.O. Box 627, Cedar Falls, IA 50613 Date of second publication 18<sup>th</sup> day of January, 2023 Probate Code Section 304 TJ/CS - 2, 3

## CITY OF ALLISON • MINUTES 1.4.2023

### CITY OF ALLISON SPECIAL COUNCIL MEETING WEDNESDAY JANUARY 4TH, 2023

Special Meeting: Mayor Henrichs opened the special meeting of the Allison City Council at 5:45 pm. Council members present were: Bangasser, Carlson, Henning, Heuer, and Stirling. Also present were Trent Stirling, Coby Bangasser, Chris Graser, and John Cork. Motion by Henning with a second by Bangasser to approve the agenda. Ayes: All. Nays: None. Motion carried.

New Business: Council held a discussion with John Cork who represented Allan Industrial Coatings in regards to their water bill proposal. This stems from the issue that was found with the water usage in September of 2022 which has now been corrected. The issue on the City side was that the meter reading was being multiplied by 100 when it should have been multiplied by 1000; which resulted in a large increase in their water bill. Going forward, the issue on Allan Industrial Coatings side was that their paint tanks have to stay at 72 degrees and in order to maintain this, water needs to be pumped and dumped. That being said, there was a malfunction with their thermostat and they were not alerted. This caused the system to run continuously which lead to large amounts of water being continuously ran through their system. To help fix their issue they are shutting the valves off when not in use to help control that amount of water that is being used.

John Cork from Allan Industrial Coatings proposed to pay \$18,000 for the usage in the months of August, September, and October; and then pay \$6,000 a month going forward or their actual consumption if that amount is less than \$6,000. This ultimately would provide a cap on the amount that would be paid.

After further discussion, Council decided that they would propose that Allan Industrial Coatings would pay \$30,000 in full for usage in the months of August, September, and October. Then, they would pay their current bill going forward. However, if the full \$30,000 is not received by the end of January, they will pay \$6,000 per month which will include the balance of the current billing with any additional amount up to the \$6,000 going towards the \$30,000 balance that is still owed. For example, if their bill is \$5,000, the additional \$1,000 would be applied to the \$30,000 balance. Another example would be that if their bill is 8,000 they owe us the \$8,000 and nothing would be applied to the \$30,000 balance. It was also noted that they will not forgive any further usage.

Motion by Stirling with a second by Carlson to approve the above proposal. Ayes: All. Nays: None. Motion Carried.

Adjournment: Motion by Bangasser with a second by Stirling to adjourn at 7:40 p.m. Ayes: All. Nays: None. Motion Carried. Scot Henrichs – Mayor Attest: Alexis Wiegmann – City Clerk TJ/CS - 2

## BUTLER CO • MINUTES 12.27.2022

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON DECEMBER 27, 2022. MEETING CALLED TO ORDER AT 9:01 A.M. BY CHAIRMAN RUSTY EDDY WITH MEMBERS GREG BARNETT AND TOM HEIDENWIRTH PRESENT IN PERSON. MOVED BY BARNETT SECOND BY HEIDENWIRTH TO APPROVE THE AGENDA. ALL AYES. MOTION CARRIED.

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

During public comment Tom Heidenwirth thanked everyone he has worked with during his 12 years as County Supervisor and said he will miss the people to most.

The Board swore-in Rusty Eddy who was re-elected during the 2022 General Election to serve as County Supervisor - District 3.

Board considered the Compensation Board FY24 salary recommendations for Elected Officers. Leslie Groen, County Auditor, stated she explained to the Compensation Board that the Board of Supervisors will consider the recommendations during the budgeting process and determine approved salaries at that time. Bar-

nett reviewed the recommended wage increases which were approximately a 10% increase for Auditor, Treasurer, Recorder and Attorney with the Sheriff recommendation being approximately a 14% increase. Discussions were held regarding the Compensation Board minutes which noted their recommendations would increase salaries to a level that is comparable, but still below other counties of similar size and Sheriff increase also considered the Back the Blue Initiative. Motioned by Barnett, second by Heidenwirth to direct County Officials to consider these recommendations when budgeting for FY24 and decisions will be made during the FY24 budgeting process. All ayes. Motion carried.

John Riherd, County Engineer, reviewed the project associated with Resolution 1058. Motioned by Heidenwirth, second by Barnett to approve Resolution 1058 – Payment from Capital Projects. The roll was called and Resolution 1058 was adopted as follows: RESOLUTION 1058 Payment from Capital Projects WHEREAS, the Butler County Board of Supervisors does hereby approve and authorize the County Auditor to pay \$104,261.39 from Capital Projects Fund 1500 to Iowa Regional Utilities Association. WHEREAS, the payment is for

relocation of 12" water main - utility relocation for project RC-C012(112)--9A-12

THEREFORE, a motion was made by Heidenwirth and seconded by Barnett stating such payment.

UPON Roll Call the vote thereon was as follows: AYES: Greg Barnett

Rusty Eddy  
Tom Heidenwirth  
NAYS: None  
ABSENT: N/A

WHEREUPON, The Resolution was declared duly adopted this 27<sup>th</sup> day of December, 2022.

Rusty Eddy  
Board of Supervisors, Chairperson  
Attest: Leslie Groen, County Auditor  
Sheriff Jason Johnson and IT Director Sara Trepp explained the lease agreement paperwork with Motorola Solution, Inc, for E911 equipment. Motioned by Barnett, second by Heidenwirth to approve the lease agreement and complete the required documents. All ayes. Motion carried.

A date and time of January 17, 2023, was set for an FY23 Budget Amendment public hearing. Auditor Groen explained the amendment is needed for the APRA project allocations approved last fall and Secondary Roads may also have some budget changes.

Motioned by Heidenwirth, second by Eddy to go into a closed session for IT Director, Sara Trepp's annual performance review. All ayes. Motion carried.

Motioned by Barnett, second by Heidenwirth to go back into open session at 9:36 A.M. All ayes. Motion carried. Motioned by Eddy, second by Heidenwirth to approve an increase in the FY24 IT Director salary to \$90,000. All ayes. Motion carried.

Motioned by Barnett, second by Heidenwirth to approve claims. All ayes. Motion carried. Board acknowledged receipt of Manure Management Plan Short Form Annual Updates for Markley Koop #58426, Schrage Finisher Farm #58230, RB Mulder Finisher #59488

Motioned by Heidenwirth, second by Barnett to adjourn the regular meeting at 9:38 A.M. to January 3, 2023 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 adjourned meeting of the Board of Supervisors of Butler County, Iowa on December 27, 2022.

Attest: Leslie Groen, Butler County Auditor

Rusty Eddy, Chairman of the Board of Supervisors

TJ/CS - 2

## CITY OF CLARKSVILLE • CLAIMS 12.19.2022

### CITY OF CLARKSVILLE CLAIMS REPORT 19-Dec

VENDOR-REFERENCE -AMOUNT  
IA STATE BANK -ACH FEE.. \$15.00  
BOHLEN, MOLLY -MILEAGE REIMBURSEMENT..... \$34.22  
WAVERLY HEALTH CENTER -JARED DRUG SCREEN.. \$35.00  
MICRO MARKETING LLC -BOOKS..... \$39.19  
UNITY POINT CLINIC -DRUG SCREEN-JARED..... \$42.00  
DOUG'S HEATING & COOLING -LIBRARY FURNACE CHECKS.. \$102.00  
IOWA SURVEILLANCE TEAM -SERVICE & REPAIR..... \$120.00  
REBECCA NEAL -CONTRACT SERVICES..... \$123.52  
BUTLER COUNTY COMPUTERS -COMPUTER SUPPORT... \$124.00  
US CELLULAR -CELL PHONES .. \$146.04

EMERGENCY MEDICAL PRODUCT -MEDICAL SUPPLIES..... \$157.17  
MCCULLY, RYAN -TRAINING & EQUIPMENT-FOG MAC.. \$165.83  
GROUND SPECIALTIES INC -GROUND HEATER-CEMENTERY..... \$180.00  
BOY SCOUT TROOP 53 -RECYCLING STATION..... \$220.00  
NELSON & TOENJES -ATTORNEY FEES..... \$227.50  
US POST OFFICE -POSTAGE..... \$270.16  
CLARKSVILLE AMBULANCE -CALLS & FEES..... \$276.00  
STOREY KENWORTHY -RECEIPT BOOKS/SUPPLIES..... \$292.46  
SCHUMACHER ELEVATOR CO -ELEVATOR INSPECTIONS..... \$294.39  
HAWKEYE ALARM & SIGNAL -ANNUAL ALARM MONITORING..... \$300.00

MARCO TECHNOLOGIES LLC -COPIER MAINTENANCE..... \$399.29  
BLACKHAWK SPRINKLERS INC -5yr annual fire inspection..... \$422.50  
BUTLER-BREMER COMM. -PHONES..... \$465.04  
EUROFINS -LAB TESTS.. \$486.00  
MID-AMERICA PUBLISHING -PUBLICATIONS..... \$559.39  
INGRAM LIBRARY SERVICES -BOOKS..... \$757.94  
PCC -JULY-AUG BILLING..... \$806.42  
MAJEWSKI TIRE -TIRES FOR PUMPER..... \$986.22  
FARMERS WIN COOP -BULK OIL..... \$1,029.82  
PEOPLESERVICE, INC -WATER/WASTEWATER TREATMENT..... \$1,050.00  
VISA -POSTAGE, SUPPLIES..... \$1,099.07  
CASEY'S BUSINESS MASTERCARD

-GASOLINE/FUEL..... \$1,102.88  
CLARKSVILLE FOOD PANTRY -DONATION..... \$1,600.00  
LEHVAC -LUKE LODGE..... \$1,608.90  
IOWA DEPART. OF REVENUE -SALES TAX..... \$1,745.89  
MUNICIPAL SUPPLY, INC -NURSING HOME WATER METER..... \$1,937.26  
MIDAMERICAN ENERGY -UTILITIES..... \$3,390.42  
GWORKS -COMPUTER SOFTWARE SUPPORT..... \$3,922.00  
IPERS -IPERS..... \$4,045.96  
BUTLER CO SOLID WASTE -LANDFILL..... \$4,424.00  
EFTPS -FED/FICA TAX.. \$5,668.81  
WELLMARK BCBS -GROUP INSURANCE..... \$7,306.68  
MOSQUITO CONTROL OF IOWA -SERVICES..... \$7,900.00  
PAYROLL CHECKS -TOTAL PAYROLL CHECKS..... \$18,855.93  
CLAIMS TOTAL..... \$74,734.90

### TOTAL EXPENDITURES FOR November BY FUND

GENERAL FUND FUND..... \$40,236.95  
LOST-RECREATION FUND ROAD USE TAX FUNDS .. \$6,593.92  
EMPLOYEE BENEFITS FUND..... \$4,523.19  
LOST (35%) PROPERTY IMPROVEMENT FUND..... \$55.00  
WATER UTILITY FUND..... \$10,204.05  
CUSTOMER DEPOSIT FUND SEWER UTILITY FUND .. \$8,472.45  
DEBT SERVICE GARBAGE UTILITY FUND..... \$4,682.29  
STORM WATER DRAINAGE UTIL FUND..... \$22.05  
RECEIPTS November GENERAL FUND..... \$19,409.72

ROAD USE TAX FUND .. \$13,747.87  
EMPLOYEE BENEFIT FUND..... \$2,405.94  
CITY HALL FIRE..... \$150.00  
DEBT SERVICE..... \$2,180.16  
EMERGENCY LEVY..... \$202.80  
EQUIPMENT PROJECTS..... \$145,025.00  
PERPETUAL CARE..... \$55.00  
WATER UTILITY..... \$12,291.39  
CUSTOMER DEPOSIT FUND..... \$150.00  
WATER TOWER LEASE.. \$302.50  
SEWER UTILITY..... \$9,319.14  
GARBAGE UTILITY ... \$13,154.93  
STORM WATER DRAINAGE..... \$4,305.53  
TOTAL REVENUE FOR:

November..... \$222,699.98  
Attest: Molly Bohlen  
City Clerk

TJ/CS - 2