

# CS Legals

## NOTICE

### THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF GERTRUDE J BIENEMANN, DECEASED CASE NO. ESPR017287

To All Persons Interested in the Estate of Gertrude J Bienemann, Deceased, who died on or about February 25, 2022:

You are hereby notified that on March 3, 2022, the Last Will and Testament of Gertrude J Bienemann, deceased, bearing date of November 1, 2006, was admitted to probate in the above named court and that Janola J Fordyce 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 March 4, 2022.  
Janola J Fordyce, Executor of Estate 5231 Ashlar Dr  
Bloomington, MN 55437  
Karl A. Nelson, ICIS#: A T0005659 Attorney for Executor Nelson & Toenjes  
PO 230  
Shell Rock, IA 50670  
Date of second publication the 17th of March 2022

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## PROCEEDINGS

### CITY OF CLARKSVILLE CITY COUNCIL SPECIAL MEETING MARCH 28, 2022

The Clarksville City Council met in special session on March 28, 2022, in the City Hall, Clarksville, Iowa, at 6:30 p.m. with Mayor Michael Grantham in the Chair and Council Members Wendy Brooks, Taran Sherburne, Roger Doty, Brock Lodge and Jennifer Kielman present. Also in attendance were Attorney David Skilton, Chief Barry Mackey, Officer Robert Landrum and Molly Bohlen, City Clerk.

Call to order by Mayor Michael Grantham. Roll Call for all council members that were present.

Mayor Michael Grantham opened up public forum, but no one from the public was present.

New Business to be discussed Termination of Employee.

David Skilton stated that on his way to the council meeting tonight he received a request for a continuance and thought about it because the employee wanted to speak to council but could not because he was at work and couldn't get free. Employee asked if they could be

present by phone and unfortunately it would be difficult to verify the person's identity by phone.

Employee was asked by attorney David Skilton to provide 3 days that they would be available at 6:30 pm to attend a council meeting regarding this issue. Attorney David Skilton stated that he would let the council know of those dates when they are made available to him by the employee.

Skilton did some review of cases similar to this and what he feels is appropriate due to a person's rights is to recommend a continuance and allow the employee to make a statement.

Recommendation by David Skilton, City Attorney is to not proceed further until employee is available to make a statement to the council. Skilton stated we need to be careful of people's rights.

Motion Lodge, Sherburne to close and adjourn meeting at 6:32 pm.

Michael Grantham  
Mayor  
Attest: Molly Bohlen  
City Clerk

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## NOTICE

### THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF KATHLEEN E. JONGEDYK, DECEASED CASE NO. ESPR 017288

To All Persons Interested in the Estate of Kathleen E. Jongedyk, Deceased, who died on or about February 11, 2022:

You are hereby notified that on March 22, 2022, the Last Will and Testament of Kathleen E. Jonge-

dyk, deceased, bearing date of November 24, 2018, was admitted to probate in the above named court and that Holly K. Jongedyk 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 March 19, 2022.  
Holly K. Jongedyk, Executor of Estate  
609 2<sup>nd</sup> Street  
Parkersburg, IA 50665  
Attorney:  
Douglas A. Krull, ICIS#: 000008531  
Attorney for Executor  
Krull Law Office  
714 Central Avenue  
PO Box 200  
Northwood, IA 50459  
Date of second publication 14<sup>th</sup> of April 2022.

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## PROCEEDINGS

### TIFICATION OF TAXES

Fiscal Year July 1, 2022 – June 30, 2023

At the meeting of the Board of Supervisors of this County, held after public hearing as required by law on March 22, 2022, the proposed budget for July 1, 2022 to June 30, 2023, was approved and adopted as summarized and tax levies were approved for all taxable property of this County.

The property tax levies on the adopted budget will be levied as follows:

General Basic 3.50000  
General Supplemental 1.21000  
Debt Service 0.57351  
Rural Services 3.75000

THEREFORE, be it resolved that the motion was carried. Upon Roll call the vote thereon was as follows:

AYES: Tom Heidenwirth NAYS: None

Rusty Eddy  
Greg Barnett  
Said FY2023 Butler County Budget was duly adopted this 22<sup>nd</sup> day of March 2022.

Rusty Eddy Leslie Groen  
Rusty Eddy, ATTEST:  
Chairman, Board of Supervisors  
Leslie Groen, Butler County Auditor

The board considered a utility permit for Dumont Telephone Company for buried fiber optic along Orchid Lane and Railroad St. County

Engineer, John Riherd provided a description of the permit and recommended the approval of the utility permit. Barnett moved to approve the utility permit for Dumont Telephone Company, second by Heidenwirth. All ayes. Motion carried.

A utility permit for Butler County REC was considered to extend 3 phase overhead power to a new transformer location at 23787 Oak Ave. Heidenwirth moved to approve the utility permit for Butler County REC, second by Eddy. All ayes. Motion carried.

A utility permit for Butler County REC was considered to bore a new line under the road near 28556 270<sup>th</sup> St. Riherd mentioned that there has been an intent to build in this area and this serves as an indication that they are moving forward. Heidenwirth moved to approve the utility permit for Butler County REC, second by Eddy. All ayes. Motion carried.

The board reviewed an application for a Class C Liquor License with Outdoor and Sunday Services for Clarksville Area Recreational Development (CARD), Clarksville, IA. Barnett moved to approve the Class C Liquor License for Clarksville Area Recreational Development (CARD), second by Heidenwirth. All ayes. Motion carried.

The board reviewed an application for a Class A Liquor Li-

cence for Tack-Barnett Post 268 of The American Legion, Greene, IA. Heidenwirth moved to approve the Class A Liquor License for Tack-Barnett Post 268 of The American Legion, second by Barnett. All ayes. Motion carried.

A residential fireworks request was discussed for Memorial Day weekend at 25461 Birch Avenue, Ackley IA. The board was in agreement that an application process needs to be outlined for instances like this. The requester, Katie Savago, suggested the application be available on our website as Butler County does not currently have a fireworks process outside of the Fourth of July.

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

Motioned by Barnett, second by Heidenwirth to adjourn the regular meeting at 9:19 A.M. to March 29, 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 adjourned meeting of the Board of Supervisors of Butler County, Iowa on March 22, 2022.

Attest: Leslie Groen  
Butler County Auditor  
Rusty Eddy  
Chairman of the Board of Super-

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# TJ Legals

## NOTICE

**THE IOWA DISTRICT COURT BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF BERNETA JEAN PETERSON, DECEASED. PROBATE NO. ESPR017292**  
To All Persons Interested in the Estate of BERNETA JEAN PETERSON, Deceased, who died on or about March 16, 2022:  
You are hereby notified that on the 23<sup>rd</sup> day of March, 2022, the last will and testament of BERNETA JEAN PETERSON, deceased, bearing date of the 21<sup>st</sup> day of April, 2015, was admitted to probate in the above named court and that DANIEL J. PETERSON and DENNIS L. PETERSON 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 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 re-

quested 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 24<sup>th</sup> day of March, 2022. DENNIS L. PETERSON 17518 Douglas Avenue Dumont, IA 50625 DANIEL J. PETERSON 906 Walnut Street Bristow, IA 50611 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 6<sup>th</sup> day of April (Date to be inserted by publisher) Probate Code Section 304 TJ - 13, 14

## NOTICE

**THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF KATHLEEN E. JONGEDYK, DECEASED CASE NO. ESPR 017288**  
To All Persons Interested in the Estate of Kathleen E. Jongedyk, Deceased, who died on or about February 11, 2022:  
You are hereby notified that on March 22, 2022, the Last Will and Testament of Kathleen E. Jongedyk, deceased, bearing date of November 24, 2018, was admitted to probate in the above named court and that Holly K. Jongedyk 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.  
You are hereby notified that on March 29, 2022, the Last Will and

Testament of LeRoy William Junker, deceased, bearing date of August 24, 2021, was admitted to probate in the above named court and that Judith Ann Junker 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 April 7<sup>th</sup>, 2022. Judith Ann Junker, Executor of Estate 327 2<sup>nd</sup> St. Box 88 Dumont, IA 50625 Randy D Johansen, ICIS#: AT0003864  
Attorney for Executor Johansen Law Firm 1562 200<sup>th</sup> St. Sheffield, IA 50475 TJ - 14, 15

## NOTICE

**THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF LEROY WILLIAM JUNKER, DECEASED CASE NO. ESPR017293**  
To All Persons Interested in the Estate of LeRoy William Junker, Deceased, who died on or about March 12, 2022:  
You are hereby notified that on March 29, 2022, the Last Will and

Testament of LeRoy William Junker, deceased, bearing date of August 24, 2021, was admitted to probate in the above named court and that Judith Ann Junker 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 April 7<sup>th</sup>, 2022. Judith Ann Junker, Executor of Estate 327 2<sup>nd</sup> St. Box 88 Dumont, IA 50625 Randy D Johansen, ICIS#: AT0003864  
Attorney for Executor Johansen Law Firm 1562 200<sup>th</sup> St. Sheffield, IA 50475 TJ - 14, 15

## PROCEEDINGS

**CITY OF ALLISON REGULAR COUNCIL MEETING MONDAY, MARCH 28TH, 2022**  
Regular Meeting:  
Mayor Pro-tem Ron Davis opened the regular meeting of the Allison City Council at 5:55 p.m. Council members present: Bangasser, Carlson, Davis, Henning, Heuer. Also present was Zeb Stanbrough, Melaine Brandt, Mark Anderson, Kasi Koehler, Coby Bangasser, Trent Stirling, Glenda Miller and Travis Fisher. Bangasser made a motion to approve the agenda with a second by Heuer. Ayes: All. Nays: None. Motion carried.  
Open Forum:  
There was nothing brought up during open forum.  
Consent Agenda:  
Motion by Carlson with a second by Henning to approve the minutes from the meeting held on 03/28/2022. Ayes: All. Nays: None. Motion carried.  
New Business:  
Discussion with Ryan Henrichs in regards to Allison Days and informing the businesses of street closure times was tabled.  
Melaine Brandt came in and introduced herself as she is running for the Butler County Board of Supervisors as a Republican.  
Mayor Henrichs entered the meeting at 6:00 p.m.  
Mark Anderson who recently purchased the agency of Bill Tjaden and Kasi Koehler of ICAP insurance company came to discuss the cities general liability and property insurance. The premium for the renewal policy will be \$33,874; which includes cyber coverage.  
Zeb Stanbrough who is with Clapsaddle-Garber Associates came to discuss the streets in Allison. After looking at the streets it was decided that we would go out for bids for 3<sup>rd</sup> street which would cover Birch to Locust and Elm to Walnut, and also 2 blocks of 4<sup>th</sup> street which includes Locust to Spruce. Zeb will put a publication in the paper for bids and the bid opening will be at 1:00 p.m. on April 25<sup>th</sup>. The council will then make a deci-

sion on the bids the evening of April 25<sup>th</sup> at the Council Meeting. With this, the project is set to be completed by October 1<sup>st</sup>, 2022.  
The Jendro fuel increase was tabled.  
Motion by Carlson with a second by Davis to approve Resolution #22-03.4 – Resolution to approve the transfer of funds for the repayment of the rehabilitation housing loan in the amount of \$4,724 into the storm water fund from the general fund. Ayes: All. Nays: None. Motion carried.  
The Council chose to not make a donation to Butler County Visions of Wellbeing at this time.  
Motion by Heuer with a second by Davis to stay with ICAP for the city's property and liability insurance. Ayes: All. Nays: None. Motion carried.  
We will let ICAP know that Council wants to reevaluate the building coverage and possibly change our deductible.  
Motion by Bangasser with a second by Carlson to not pay out Glenda Miller's sick leave upon retirement. Ayes: All. Nays: None. Motion carried.  
Motion by Bangasser with a second by Carlson to approve Hugh and Deb Lore's building permit to add on to their deck at 302 5<sup>th</sup> St. Ayes: All. Nays: None. Motion carried.  
Motion by Davis with a second by Bangasser to approve purchasing 12, 4ft Snowflake Christmas displays for Main Street at \$530 per display. Ayes: Bangasser, Davis, Heuer, Henning. Nays: Carlson. Motion carried.  
Old Business:  
The action for discussing the Safety Manual was tabled.  
Adjournment:  
Motion by Davis with a second by Bangasser to adjourn at 7:45 p.m. Ayes: All. Nays: None. Motion carried.  
Scot Henrichs - Mayor  
Attest: Alexis Wiegmann – City Clerk TJ - 14

## NOTICE

**ORIGINAL NOTICE IN THE IOWA DISTRICT COURT IN AND FOR BUTLER COUNTY UPON THE PETITION OF ROBIN LEE SHAHAN, PETITIONER, AND CONCERNING MEGAN MARIE LAKERS, RESPONDENT. CASE NO. DRCV021849**  
TO THE ABOVE-NAMED RESPONDENT:  
YOU ARE HEREBY NOTIFIED that there is now on file in the office of the Clerk of the above Court, a Petition to Establish Sole Legal Custody, Primary Physical Care, Visitation, and the Allocation of Tax Credits/Exemptions in the above-entitled action. The Petitioner's attorney is John J. Wood of BEECHER, FIELD, WALKER, MORRIS, HOFFMAN & JOHNSON, P.C., 620 Lafayette Street, P.O. Box 178, Waterloo, Iowa 50704; Telephone: 319/234-1766; Fax: 319/234-1225.  
YOU ARE FURTHER NOTIFIED that (A) you must file an Answer or a Motion with the Clerk of Court in the above county by May 11, 2022. If you do not file an Answer or Motion by May 11, 2022, the court may enter judgment giving Petitioner what he or she asked for in the Petition. (B) For help in your divorce case, and for forms that you must use if you choose to represent

yourself without an attorney, visit the Iowa Judicial Branch website at http://www.iowacourts.gov/ and click on "Court Rules and Forms" or on "For the Public." (C) If you received Petition Form 201, you may use Answer Form 215. (D) This case has been filed in a county that uses electronic filing. You must register to e-File through the Iowa Judicial Branch website at https://www.iowacourts.state.ia.us/Efile and obtain a log in and password for filing and viewing documents in your case and for receiving service and notices from the court. For general rules and information on electronic filing, refer to Iowa Court Rules Chapter 16 Pertaining to the Use of the Electronic Document Management System, available on the Iowa Judicial Branch website. For court rules on the Protection of Personal Privacy in court filings, refer to Division VI of the Iowa Court Rules Chapter 16. If you are unable to proceed electronically, you must receive permission from the court to file in paper. Contact the clerk of court in the county where the petition was filed for more information on being excused from electronic filing. (E) If you electronically file your Answer or Motion, it will be served automatically on Petitioner or on Petitioner's attorney(s). A No-

tice of Electronic Filing (NEF) will tell you if the court has excused Petitioner from electronic filing. If the court has excused Petitioner from electronic filing, you must mail a copy of your Answer or Motion to Petitioner.  
Important Notice to Respondent  
You should talk to an attorney at once to protect your interests  
If you need assistance to participate in court due to a disability, call the disability coordinator at (641) 421-0990. Persons who are hearing or speech impaired may call Relay Iowa TTY at 1-800-735-2942. Disability coordinators cannot provide legal advice.  
Iowa Judicial Branch Case No. DRCV021849  
County Butler  
Case Title ROBIN LEE SHAHAN VS MEGAN MARIE LAKERS  
You must file your Appearance and Answer on the Iowa Judicial Branch eFile System, unless the attached Petition and Original Notice contains a hearing date for your appearance, or unless the court has excused you from filing electronically (see Iowa Court Rule 16.302). Register for the eFile System at www.iowacourts.state.ia.us/Efile to file and view documents in your case and to receive notices from the court.

For general rules and information on electronic filing, refer to the Iowa Rules of Electronic Procedure in chapter 16 of the Iowa Court Rules at www.legis.iowa.gov/docs/ACOCourtRulesChapter16.pdf.  
Court filings are public documents and may contain personal information that should always be kept confidential. For the rules on protecting personal information, refer to Division VI of chapter 16 of the Iowa Court Rules and to the Iowa Judicial Branch website at www.iowacourts.gov/for-the-public/representing-yourself/protect-personal-information/.  
If you need assistance to participate in court due to a disability, call the disability access coordinator at (641)421-0990. Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). For more information, see www.iowacourts.gov/for-the-public/ada/. Disability access coordinators cannot provide legal advice.  
Date Issued 03/28/2022 01:51:47 PM  
District Clerk of Court or/ by Clerk's Designee of Butler County /s/ Stephanie Schueth TJ - 14, 15

## NOTICE

**THE REHABILITATION CENTER OF ALLISON AND ELM SPRINGS INDEPENDENT & ASSISTED LIVING:**  
Internal activities, admissions, employment, and housing are not based on race, color, creed, age, sex, sexual orientation, gender

identity, national origin, religion, pregnancy, veteran status, or disability, in compliance with the Title VI of Public Law 88-352 the Civil Rights Act of 1964, and 1991, as amended, and section 216 Code of Iowa, as amended. TJ - 14

## PROCEEDINGS

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON MARCH 22, 2022.**  
Meeting called to order at 9:03 A.M. by Chairman Rusty Eddy with members Tom Heidenwirth and Greg Barnett present. Moved by Heidenwirth, second by Barnett to approve the agenda. All ayes. Motion carried.  
Minutes of the EMS meeting held on March 14<sup>th</sup> were read. Motioned by Barnett, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried. Minutes of the previous Board of Supervisors meeting were read. Motioned by Heidenwirth, second by Barnett to approve the minutes as read. All ayes. Motion carried.  
No public comment received.  
Barnett motioned to open a Public Hearing for FY23 Proposed Budget, second by Heidenwirth. All ayes. Motion carried. Barnett commented that after all changes, we are essentially flat from last year. No additional comments were received. Barnett moved to close the Public Hearing, second by Heidenwirth. All ayes. Motion carried.  
Barnett motioned to approve Resolution 1025 adopting the FY23 Proposed Budget, second by Heidenwirth. All ayes. Motion carried.  
RESOLUTION #1025 ADOPTION OF BUDGET & CER-

TIFICATION OF TAXES  
Fiscal Year July 1, 2022 – June 30, 2023  
At the meeting of the Board of Supervisors of this County, held after public hearing as required by law on March 22, 2022, the proposed budget for July 1, 2022 to June 30, 2023, was approved and adopted as summarized and tax levies were approved for all taxable property of this County.  
The property tax levies on the adopted budget will be levied as follows:  
General Basic 3.50000  
General Supplemental 1.21000  
Debt Service 0.57351  
Rural Services 3.75000  
THEREFORE, be it resolved that the motion was carried. Upon Roll call the vote thereon was as follows:  
AYES: Tom Heidenwirth NAYS: None  
Rusty Eddy  
Greg Barnett  
Said FY2023 Butler County Budget was duly adopted this 22<sup>nd</sup> day of March 2022.  
Rusty Eddy Leslie Groen  
Rusty Eddy, ATTEST:  
Chairman, Board of Supervisors Leslie Groen, Butler County Auditor  
The board considered a utility permit for Dumont Telephone Company for buried fiber optic along Orchard Lane and Railroad St. County

Engineer, John Riherd provided a description of the permit and recommended the approval of the utility permit. Barnett moved to approve the utility permit for Dumont Telephone Company, second by Heidenwirth. All ayes. Motion carried.  
A utility permit for Butler County REC was considered to extend 3 phase overhead power to a new transformer location at 23787 Oak Ave. Heidenwirth moved to approve the utility permit for Butler County REC, second by Eddy. All ayes. Motion carried.  
A utility permit for Butler County REC was considered to bore a new line under the road near 28556 270<sup>th</sup> St. Riherd mentioned that there has been an intent to build in this area and this serves as an indication that they are moving forward. Heidenwirth moved to approve the utility permit for Butler County REC, second by Eddy. All ayes. Motion carried.  
The board reviewed an application for a Class C Liquor License with Outdoor and Sunday Services for Clarksville Area Recreational Development (CARD), Clarksville, IA. Barnett moved to approve the Class C Liquor License for Clarksville Area Recreational Development (CARD), second by Heidenwirth. All ayes. Motion carried.  
The board reviewed an application for a Class A Liquor Li-

cense for Tack-Barnett Post 268 of The American Legion, Greene, IA. Heidenwirth moved to approve the Class A Liquor License for Tack-Barnett Post 268 of The American Legion, second by Barnett. All ayes. Motion carried.  
A residential firework request was discussed for Memorial Day weekend at 25461 Birch Avenue, Ackley IA. The board was in agreement that an application process needs to be outlined for instances like this. The requester, Katie Savago, suggested the application be available on our website as Butler County does not currently have a fireworks process outside of the Fourth of July.  
Motioned by Barnett, second by Heidenwirth to approve claims. All ayes. Motion carried.  
Motioned by Barnett, second by Heidenwirth to adjourn the regular meeting at 9:19 A.M. to March 29, 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 adjourned meeting of the Board of Supervisors of Butler County, Iowa on March 22, 2022.  
Attest: Leslie Groen  
Butler County Auditor  
Rusty Eddy  
Chairman of the Board of Supervisors TJ - 14

## NOTICE

**NOTICE OF PUBLIC HEARING ON PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST FOR 2022 STREET RESURFACING FOR THE CITY OF ALLISON, IOWA; AND NOTICE TO CONTRACTORS OF THE RECEIVING OF BIDS FOR THE CONSTRUCTION OF SAID IMPROVEMENTS.**  
Notice of Public Hearing and Letting for this Construction in and for the City of Allison, Iowa.  
NOTICE IS HEREBY GIVEN:  
Sealed bids will be received by the City of Allison, Iowa, at CGA, 739 Park Ave., Ackley, Iowa 50601 until Noon, on the 25<sup>th</sup> day of April, 2022 for the above stated project as described in detail in the plans and specifications now on file in the office of the City Clerk. Bids received will be opened and tabulated in Allison City Hall by the City Clerk and Project Engineer at 1 PM on the 25<sup>th</sup> day of April, 2022 at Allison City Hall. The proposals will be presented to the City Council and considered at its meeting to be held at 5:45 PM on the 25<sup>th</sup> day of April, 2022, or at such later time and place as may then be fixed.  
The City Council of Allison, Iowa, will hold a public hearing on the proposed plans, specifications, form of contract and estimate of cost for the construction of said improvements in accordance with the provisions of Chapter 384, Code of Iowa, at 5:45 P.M., on the 25<sup>th</sup> day of April, 2022, at City Hall in Allison, Iowa. At said hearing any interested person may appear and file objections to the project and cost thereof.  
The work is shown in detail on the construction specification and plans on file with the City Clerk.  
This project consists of street repairs at various locations in town. This consists of approximately 1,966 tons of HMA pavement, 3,538 tons of granular subbase, pavement removal, and other related work to complete this project. This work is shown in detail on the

construction plans on file with the city clerk. Funding for the project is by cash on hand from the City's budget and possibly bonds as may be required. There are no State or Federal monies or grant funds involved. There are no MBE, WBE or SBE requirements. Davis-Bacon provisions do not apply.  
The project consists of three divisions with add alternates.  
All bids must be filed on or before the time and date deadline previously stated. All bids shall be made on forms furnished by the City, and must be enclosed in a separate sealed envelope and plainly identified. Each proposal shall be accompanied by a bid bond, cashier's or certified check, or a credit union certified share draft, in a separate sealed envelope in an amount equal to ten percent (10%) of the total amount of the proposal. The certified or cashier's check shall be drawn on a bank in Iowa or a bank chartered under the laws of the United States or said certified share draft should be drawn on a credit union in Iowa or chartered under the laws of the United States; and such check or share draft shall be made payable to the City Clerk, City of Allison, Iowa, as a security that if awarded a contract, the Bidder will enter into a contract at the prices bid and furnish the required performance and payment bond and certificate of insurance. The certified or cashier's check or certified share draft may be cashed, or the bid bond redeemed, if the Contractor fails to enter into a contract, or fails to provide a certificate of insurance within ten (10) days after the acceptance of his proposal by resolution of Council. No bidder may withdraw a bid within sixty (60) days after the date set for opening bids.  
The City reserves the right to reject any and all bids, to waive informalities and technicalities. The Council reserves the right to defer acceptance of any proposal for a period not to exceed forty (40) calendar days after the date bids are

to be received. If awarded, one (1) contract will be awarded to the lowest responsible, responsive bidder based on the amount of work and type of materials selected by the City for Division 1, Division 2 and Division 3, or any combination thereof along with any add alternates.  
Time is of the essence for this project. Therefore, liquidated damages in the amount of \$500 per calendar day will be assessed for each day that work remains substantially uncompleted for the entire project after the deadline set below. Contractor may begin work within ten days of the Owner's Notice to Proceed, and all work within the Right of Way shall proceed continuously until completed. Work for Divisions 1, 2 and 3 must be completed by October 1, 2022.  
The successful bidder shall furnish a Performance Bond in an amount equal to one hundred percent (100%) of the contract price, said bond to be issued by a responsible surety and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall guarantee the prompt payment for all materials and labor and protect and save harmless the City from claims and damages of any kind caused by the operation of the Contractor. In addition, the bond shall guarantee against defects in materials or workmanship for a period of two years after completion and acceptance by the City.  
By virtue of statutory authority, preference will be given to products and provisions grown and coal produced within the State of Iowa and to Iowa domestic labor to the extent lawfully required under Iowa statutes.  
Payments will be made to the Contractor based on monthly estimates in amounts equal to ninety-five percent (95%) of the contract value of the work completed, and will be based upon an estimate prepared on the twenty-fifth (25<sup>th</sup>) day of each

the approval of the Engineer. Such monthly payment will in no way be construed as an act of acceptance for any part of the work partially or totally completed. The balance of the five percent (5%) due the Contractor will be paid not earlier than thirty-one (31) days from the date of final acceptance of said work by the City, subject to the conditions and in accordance with the provisions of Chapter 573 of the Code of Iowa, as amended. No such partial or final payment will be due until the Contractor has certified to the City that the materials, labor, and services involved in each estimate have been paid for in accordance with the requirements stated in the specifications. Payments shall be made in cash from funds on hand; money from the sale of Bonds; or other monies which can be legally used for this work.  
Plans and specifications governing the construction of the proposed improvements have been prepared by CGA, 739 Park Avenue, Ackley Iowa; phone 641-847-3273. Copies of the plans and specifications for this project can be downloaded at no charge from www.cgaplanningroom.com or a printed copy can be obtained by contacting Beeline + Blue at 2507 Ingersoll Ave., Des Moines, IA 50312 or by phone at 515-244-1611. A \$50 refundable deposit is required for all printed plan sets and specifications. The fee is REFUNDABLE, provided the following conditions are met: 1) The plans and specifications are returned to CGA complete and in good usable condition and 2) they are returned to the above address within fourteen (14) calendar days after the award of the project.  
Published upon order of the City Council of Allison, Iowa.  
CITY OF ALLISON, IOWA  
ATTEST: Lexi Wiegmann  
City Clerk TJ - 14