

NOTICE

NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET				
CLARKSVILLE School District Fiscal Year July 1, 2021 - June 30, 2022				
The CLARKSVILLE School District will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2022				
Meeting Date/Time: 5/16/2022 04:30 PM	Contact: Shellee Bartlett	Phone: (319) 278-4008		
Meeting Location: Room 109, Clarksville School, 318 N Mather, Clarksville, IA				
There will be no increase in taxes. Any residents or taxpayers will be heard for or against the proposed amendment at the time and place specified above. A detailed statement of: additional receipts, cash balances on hand at the close of the preceding fiscal year, and proposed disbursements, both past and anticipated, will be available at the hearing.				
EXPENDITURES	Total Budget as Certified or Last Amended	Amendment Increase	Total Budget After Current Amendment	Reason
Instruction	3,270,443	150,000	3,420,443	Retention pay
Total Support Services	1,490,882	0	1,490,882	
Noninstructional Programs	166,859	90,000	256,859	Increase food and supply cost
Total Other Expenditures	964,204	0	964,204	
Total	5,892,388	240,000	6,132,388	

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NOTICE

LEGAL NOTICE
PUBLIC NOTICE is hereby given in accordance with Chapter 52.35 of the Iowa Code that on Wednesday May 11, 2022 at 9:00 a.m., the Elections Department of the Butler County Auditor's Office will examine and test the vote tabulating machines to be used for the June 7th Primary Election. This certification test is open to the public. Leslie Groen, Butler County Auditor & Commissioner of Elections.

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PROCEEDINGS

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON APRIL 19, 2022.

Meeting called to order at 9:00 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 previous meeting were read. Motioned by Barnett, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.

During Public Comment Barnett mentioned an email they received from CR3 Connect regarding the Carbon Pipeline indicating they will be in the area again soon. Sheriff Johnson also relayed that the Iowa Code states that the Sheriff's office cannot remove them from landowners' property.

Board reviewed a new appointment to the Board of Adjustment. Barnett motioned, second by Eddy, to approve Carla Mulder as seat on the Board of Adjustment. All ayes. Motion carried.

Board reviewed a county Emergency Medical Services System Advisory Council. Barnett commented that he wanted to continue the momentum and keep moving forward with the process. After attending the county EMS meeting the previous week, Barnett was provided a list of names from EMS services within the county. Discussion was had about the number of individuals on the Advisory Council and the type of citizens that would be good to have on the council. Heidenwirth motioned to approve the provided Advisory Council with the acknowledgement of Shell Rock needing an appointment, second by Eddy. All ayes. Motion carried.

- EMS System Advisory Council
1, Keeling, Amy, Dumont EMS
2, Coates, Kari, New Hartford EMS
3, Miller Paul, Clarksville EMS
4, Luhning, Chris, Parkersburg EMS/City
5, Stirling, Jeff, Greene EMS
6, Jodi Bangasser, Allison EMS/ARNP @ Shell Rock/City
7, Will McCord, Aplington EMS
8, Shell Rock EMS
9, Greg Barnett, BOS per request of EMS Assoc.
10, Tammy Fleshner, Non-voting

Secretary

A Fireworks Display Application for Unincorporated Areas of Butler County was reviewed. The board discussed providing some leeway in the application date in order to provide for changes due to the weather. Barnett motioned to approve, with changes to reflect a window for weather issues, a Fireworks Display Application for Unincorporated Areas of Butler County, second by Eddy. All ayes. Motion carried.

Resolution 1027 was reviewed To Fix a Date of Public Hearing at which it is Proposed to Take Action on the Sale of Unused Real Property owned by Butler County, IA. Barnett motioned to set a date and time for a Public Hearing for May 10, at 9:00 A.M., second by Eddy. All ayes. Motion carried to adopt Resolution 1027 as follows:

Resolution No. 1027
To Fix A Date Of Public Hearing At Which It Is Proposed

To Take Action On The Sale Of Unused Real Property

Owned By Butler County, Ia.
WHEREAS, the Board of Supervisors of Butler County, Iowa, proposes to sell the following unused real property:

Lot Three Hundred Three (303) and the North Four Feet (N. 4 ft.) of Lot Three Hundred Four (304) in the Town of Allison, Butler County, Iowa.

WHEREAS, Iowa Code 331.361 requires proposals to dispose of interest in county-owned real property shall be set forth in a resolution;

WHEREAS, Iowa Code 331.361 further requires published notice of the time and place of a public hearing for any such proposals, in accordance with section 331.305;

WHEREAS, after the public hearing, the board may make a final determination on the proposal by resolution;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of Butler County, Iowa, as follows:

Section 1. This Board will meet at the Butler County Courthouse, Allison, Iowa on TIME/DATE, at which time and place a public hearing will be held in which any and all interested persons may submit in writing, or appear, and file an objection to the proposed plan to sell unused real property.

Section 2. The County Auditor is hereby directed to give notice on the proposed action for sale of un-

used real property setting forth the time when and place where the said meeting will be held, by publication at least once weekly, and of general circulation in the County. The Notice shall be in substantially the following form:

Legal Notice
Notice Of Proposed Action To Dispose Of
Unused Property Owned By Butler County, Ia

The Board of Supervisors of Butler County, Iowa, will hold a public meeting at 9:00 A.M. on May 10, 2022, at the Butler County Courthouse, Allison, IA for the purpose of considering a proposal to dispose of unused real property:

Lot Three Hundred Three (303) and the North Four Feet (N. 4 ft.) of Lot Three Hundred Four (304) in the Town of Allison, Butler County, Iowa.

At that time and place, oral or written objections may be filed or made to the proposal to dispose of unused real property. After receiving objections, the County may determine to sell the unused real property.

By order of the Board of Supervisors of Butler County, Iowa.
Leslie Groen
Butler County Auditor

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This resolution shall be in full force and effect immediately upon its approval and adoption, as provided by law.

UPON Roll Call the vote thereon was as follows: AYES: Tom Heidenwirth

NAYS: None
Rusty Eddy
Greg Barnett

WHEREUPON the Resolution was declared duly adopted this 19th day of April, 2022.

Rusty Eddy
ATTEST: Leslie Groen
Chairman, Board of Supervisors

Leslie Groen, County Auditor
Resolution 1029 – Allocating American Rescue Plan Act Funds

was reviewed. Auditor Groen explained the details of the resolution which allows for a one-time option to utilize a standard allowance for revenue loss of the county's total ARPA allocation of \$2,804,606. Heidenwirth moved to approve Resolution 1029, second by Barnett. All ayes. Motion carried to ap-

prove Resolution 1029 as follows:

Resolution #1029
Resolution Allocating American Rescue Plan Act Funds

WHEREAS, in March 2021, the federal government established the American Rescue Plan Act of 2021 (ARPA) which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide state, local and Tribal governments with the resources needed to respond to the pandemic and its economic effects; and

WHEREAS, the U.S. Department of the Treasury issued an Interim Final Rule (IFR) implementing the SLFRF program on May 10, 2021, which included a calculation for replacing lost revenue to County governments, and

WHEREAS, on January 6, 2022, the Treasury issued a final rule for the SLFRF program, including a standard allowance for revenue loss of up to \$10,000,000, allowing recipients to select between a standard amount of revenue loss or complete a full revenue loss calculation.

Recipients that select the standard allowance may use that amount for government services, with streamlined reporting requirements.

WHEREAS, the final rule takes effect on April 1, 2022;

NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors elects to use the standard allowance for identifying revenue loss for its total SLFRF allocation, in the expected amount of \$2,804,606, on government services.

Upon Roll Call the vote thereon was as follows: AYES: Rusty Eddy
NAYS: None
Greg Barnett
Tom Heidenwirth

WHEREUPON, the Resolution was declared duly adopted this 19TH of April, 2022

Rusty Eddy
ATTEST: Leslie Groen
Chairman, Board of Supervisors

County Auditor
Resolution 1030 – Municipal Solid Waste Sanitary Landfill Local Government Guarantee was reviewed.

Eddy briefly described the importance and reasoning of the resolution. Heidenwirth motioned to approve Resolution 1030, second by Barnett. All ayes. Motion carried.

Upon Roll Call the vote was as follows: AYES: Barnett, Eddy, Heidenwirth, NAYS: None, adopt-

ing Resolution 1030.

Resolution #1030
Municipal Solid Waste Sanitary Landfill

Local Government Guarantee
Guarantee made this 19th day of April by Butler County, Iowa, herein referred to as "Guarantor", which is a county organized under the laws of the State of Iowa. This guarantee is made by the Guarantor on behalf of the Rural Iowa Waste Management Association to the Iowa Department of Natural Resources, herein referred to as "IDNR", in an amount not to exceed five hundred thousand and no/100 dollars (\$500,000.00) lawful money of the United States.

WHEREAS, Section 455B.306 of the Code of Iowa requires financial assurance instruments for all sanitary disposal projects; and

WHEREAS, the Rural Iowa Waste Management Association has applied to the IDNR to operate a sanitary disposal project located within the State of Iowa, and is required pursuant to IAC 567 Chapter 113.14 to maintain financial assurance for closure and/or postclosure care in connection therewith; and

WHEREAS, IAC 567 Chapter 113.14(6)"h" provides for the "Local Government Guarantee" mechanism to be an acceptable financial assurance instrument, and Guarantor meets or exceeds the financial test criteria and agrees to comply with the requirements of said sub rule; and

WHEREAS, the Rural Iowa Waste Management Association owns and/or operates the following municipal solid waste sanitary landfill facility covered by this Guarantee: IDNR SDP Permit # 42-SDP-01-72P

Rural Iowa Sanitary Landfill
20488 M Avenue
Eldora, IA 50627

Closure Cost to be assured: \$171,755.00

Postclosure Cost to be assured: \$328,245.00

WHEREAS, the Guarantor guarantees to IDNR that in the event that the Rural Iowa Waste Management Association fails to perform closure and/or postclosure care of the above facility in accordance with the approved plan or other permit requirements, whenever required to do so, the Guarantor shall either perform closure and/or postclosure care, pay a third party to perform closure and/or post-

closure care, establish a fully funded secured trust fund as specified in IAC 567 Chapter 113.14(6)"a", or establish an alternate financial assurance instrument in the name of the Rural Iowa Waste Management Agency in the amount of the current closure and/or postclosure cost estimate, as required by Chapter 113.14(6).

WHEREAS, the Guarantor agrees to remain bound under this Guarantee for as long as the Rural Iowa Waste Management Association must comply with the applicable financial assurance requirements of Chapter 113, except when the Guarantor provides written notice, by certified mail, of intent to terminate Guarantee, at least 120 days prior to the date said Guarantee is to be terminated. When such notice is provided, the Rural Iowa Waste Management Association shall, within 90 days, provide IDNR proof of alternate financial assurance or the IDNR shall call upon the Local Government Guarantee.

WHEREAS, the Guarantor expressly waives notice of acceptance of this Guarantee by the Rural Iowa Waste Management Agency or by IDNR. Guarantor also expressly waives notice of amendments or modifications of the site closure plan and of amendments or modifications of the facility permit(s).

IN WITNESS THEREOF, the Guarantor executes this Local Government Guarantee under their respective hand and seal, this 19th day of April, 2022.

BUTLER COUNTY
Guarantor

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

Motioned by Heidenwirth, second by Barnett to adjourn the regular meeting at 9:33 A.M. to April 26, 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 April 19, 2022.

Attest: Leslie Groen
Rusty Eddy
Butler County Auditor

Chairman of the Board of Supervisors

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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. DR021849

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 June 1, 2022. If you do not file an Answer or Motion by June 1, 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 Notice 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.
TJ - 17, 18, 19

NOTICE

THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF CO-EXECUTORS, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF MARVIN D. SMITH, DECEASED CASE NO. ESPR017281

To All Persons Interested in the Estate of Marvin D. Smith, Deceased, who died on or about February 10, 2022:

You are hereby notified that on February 11, 2022, the Last Will and Testament of Marvin D. Smith, deceased, bearing date of September 21, 2021, was admitted to probate in the above named court and that Darwin W. Smith and Sarah M. Wade have been appointed Co-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 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 20, 2022.
Darwin W. Smith, Executor of Estate

18045 Superior
Clarksville, IA 50619
Sarah M. Wade, Executor of Estate
209 South Second Street
Greene, IA 50636
Gary J Boveia, ICIS#: AT0000987
Attorney for Executors
Boveia Law Firm
208 First Avenue SE
PO Box 691
Waverly, IA 50677-0691
Date of second publication 5th of May, 2022.
TJ - 17, 18

PROCEEDINGS

CITY OF ALLISON REGULAR COUNCIL MEETING MONDAY, APRIL 25TH, 2022

Public Hearing:
Mayor Henrichs opened the public hearing at 5:45 P.M. and said this is the public hearing to consider and approve the FY 2022 Budget Amendment as published in the Butler County Tribune Journal. Council members present: Bangasser, Carlson, Davis, Henning, Heuer. Also present was Coby Bangasser, Trent Stirling, Jay Schrage, Zeb Stanbrough, Dale and Daleth Pothast, Sheriff Jason Johnson, Glenda Miller, and Mark Steffes. Mayor Henrichs then asked if any written or oral comments were presented for or against the proposed Budget Amendment for FY 2022 as printed in The Tribune Journal or if any comments were received prior to the meeting. No comments were received from the audience and Alexis stated that none were received prior to the meeting. Motion by Henning with a second by Davis to close the public hearing. Ayes: All. Nays: None. Motion carried.
Regular Meeting:
Mayor Henrichs opened the regular meeting of the Allison City Council at 5:50 p.m. Council members present were Bangasser, Carlson, Davis, Henning, and Heuer. Also present was Coby Bangasser, Trent Stirling, Jay Schrage,

Zeb Stanbrough, Dale and Daleth Pothast, Sheriff Jason Johnson, Glenda Miller, and Mark Steffes. Bangasser made a motion to approve the agenda with a second by Davis. Ayes: All. Nays: None. Motion carried.
Open Forum:
No comments were made at this time.
Consent Agenda:
Motion by Bangasser with a second by Carlson to approve the Consent Agenda as follows:
Minutes from the meeting held on 04/11/2022
Approve Building Permit for Bobby Joe Miller - 203 Locust St. - Portable 8x12 metal building
Approve Variance and Building Permit for Paul Luecke - 928 7th St. - 16x30 single stall garage on West side of home
Approve Building Permit for John Renfrow - 720 3rd St. - Lawn/garden shed
Ayes: All. Nays: None. Motion carried.
New Business:
Jay Schrage came to discuss the background and uses of the Airport.
Motion by Bangasser with a second by Davis to approve selling 409 Pine St. to Dale and Daleth Pothast for \$10,000. They are going to build a 36x56 steel sided shop/man cave on the lot. Ayes: All. Nays: None.

Motion carried.
Motion by Bangasser with a second by Davis to approve the bid from Black Top Services to do division 1, 3rd St. from Birch to Locust at \$159,756.61 and division 3, 4th St. from Locust to Spruce at \$95,052.83 for the street project this year. With this, Zeb mentioned that division 1 will come in somewhat cheaper as one intersection has already been done and was inadvertently left in the old information. Ayes: All. Nays: None. Motion carried.
Motion by Henning with a second by Carlson to approve Resolution #22-04.1 - Resolution to approve the budget amendment for FY 2022. Ayes: All. Nays: None. Motion carried.
Motion by Bangasser with a second by Heuer to approve Resolution #22-04.2 - Resolution approving and awarding the bid contract for the 2022 street project. Ayes: All. Nays: None. Motion carried.
There was a discussion on the cleanup of Mercy One.
Motion by Davis with a second by Bangasser to approve paying the additional \$656.00 for the Darley high pressure pump to fix the issues occurring with the Tanker Truck out of the Fire Department budget; bringing the total to \$2,656.00. Ayes: All. Nays: None. Motion Carried.

Motion by Bangasser with a second by Henning to approve moving forward with the inspection and cleaning of the water tower for the proposed amount of \$3,400 by Liquid Engineering. Ayes: All. Nays: None. Motion Carried.
There was a discussion about the house that is located on the South end of Maple St. in which a letter will be written to the owner in regards to the intentions of fixing it up.
Old Business:
The action of discussing the Safety Manual was tabled.
The action of discussing the Employee Handbook was tabled.
The action of discussing the pool in regards to compliance - Estimates and fixes was tabled.
Motion by Carlson with a second by Henning to approve ordering 2 door closures for the City Hall doors at \$25.00 a piece from Iowa Falls Glass. Ayes: All. Nays: None. Motion Carried.
Adjournment:
Motion by Davis with a second by Bangasser to adjourn at 7:27 p.m. Ayes: All. Nays: None. Motion carried.
Scot Henrichs - Mayor
Attest: Alexis Wiegmann - City Clerk
TJ - 18

PROCEEDINGS

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON APRIL 19, 2022.

Meeting called to order at 9:00 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 previous meeting were read. Motioned by Barnett, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried.
During Public Comment Barnett mentioned an email they received from CR3 Connect regarding the Carbon Pipeline indicating they will be in the area again soon. Sheriff Johnson also relayed that the Iowa Code states that the Sheriff's office cannot remove them from landowners' property.
Board reviewed a new appointment to the Board of Adjustment. Barnett motioned, second by Eddy, to approve Carla Mulder as seat on the Board of Adjustment. All ayes. Motion carried.
Board reviewed a county Emergency Medical Services System Advisory Council. Barnett commented that he wanted to continue the momentum and keep moving forward with the process. After attending the county EMS meeting the previous week, Barnett was provided a list of names from EMS services within the county. Discussion was had about the number of individuals on the Advisory Council and the type of citizens that would be good to have on the council. Heidenwirth motioned to approve the provided Advisory Council with the acknowledgement of Shell Rock needing an appointment, second by Eddy. All ayes. Motion carried.
EMS System Advisory Council
1, Keeling, Amy, Dumont EMS
2, Coates, Kari, New Hartford EMS
3, Miller Paul, Clarksville EMS
4, Luhning, Chris, Parkersburg EMS/City
5, Stirling, Jeff, Greene EMS
6, Jodi Bangasser, Allison EMS/ARNP @ Shell Rock/City
7, Will McCord, Aplington EMS
8, Shell Rock EMS
9, Greg Barnett, BOS per request of EMS Assoc.
10, Tammy Fleshner, Non-voting Secretary
A Fireworks Display Application for Unincorporated Areas of Butler County was reviewed. The board discussed providing some leeway in the application date in order to provide for changes due to the weather. Barnett motioned to approve, with changes to reflect a window for weather issues, a Fireworks Display Application for Unincorporated Areas of Butler County, second by Eddy. All ayes. Motion carried.
Resolution 1027 was reviewed To Fix a Date of Public Hearing at which it is Proposed to Take Action on the Sale of Unused Real Property owned by Butler County, IA. Barnett motioned to set a date and time for a Public Hearing for May 10, at 9:00 A.M., second by Eddy. All ayes. Motion carried to adopt Resolution 1027 as follows:
Resolution No. 1027
To Fix A Date Of Public Hearing At Which It Is Proposed
To Take Action On The Sale Of Unused Real Property Owned By Butler County, Ia.
WHEREAS, the Board of Supervisors of Butler County, Iowa, proposes to sell the following unused

real property:
Lot Three Hundred Three (303) and the North Four Feet (N. 4 ft.) of Lot Three Hundred Four (304) in the Town of Allison, Butler County, Iowa,
WHEREAS, Iowa Code 331.361 requires proposals to dispose of interest in county-owned real property shall be set forth in a resolution;
WHEREAS, Iowa Code 331.361 further requires published notice of the time and place of a public hearing for any such proposals, in accordance with section 331.305;
WHEREAS, after the public hearing, the board may make a final determination on the proposal by resolution;
NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of Butler County, Iowa, as follows:
Section 1. This Board will meet at the Butler County Courthouse, Allison, Iowa on TIME/DATE, at which time and place a public hearing will be held in which any and all interested persons may submit in writing, or appear, and file an objection to the proposed plan to sell unused real property.
Section 2. The County Auditor is hereby directed to give notice on the proposed action for sale of unused real property setting forth the time when and place where the said meeting will be held, by publication at least once weekly, and of general circulation in the County. The Notice shall be in substantially the following form:
Legal Notice
Notice Of Proposed Action To Dispose Of
Unused Property Owned By Butler County, Ia
The Board of Supervisors of Butler County, Iowa, will hold a public meeting at 9:00 A.M. on May 10, 2022, at the Butler County Courthouse, Allison, IA for the purpose of considering a proposal to dispose of unused real property:
Lot Three Hundred Three (303) and the North Four Feet (N. 4 ft.) of Lot Three Hundred Four (304) in the Town of Allison, Butler County, Iowa.
At that time and place, oral or written objections may be filed or made to the proposal to dispose of unused real property. After receiving objections, the County may determine to sell the unused real property.
By order of the Board of Supervisors of Butler County, Iowa.
Leslie Groen
Butler County Auditor
Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.
Section 4. This resolution shall be in full force and effect immediately upon its approval and adoption, as provided by law.
UPON Roll Call the vote thereon was as follows: AYES: Tom Heidenwirth
NAYS: None
Rusty Eddy
Greg Barnett
WHEREUPON the Resolution was declared duly adopted this 19th day of April, 2022.
Rusty Eddy
ATTEST: Leslie Groen
Chairman, Board of Supervisors
Leslie Groen, County Auditor
Resolution 1029 - Allocating American Rescue Plan Act Funds was reviewed. Auditor Groen explained the details of the resolution which allows for a one-time option to utilize a standard allowance for revenue loss of the county's total ARPA allocation of \$2,804,606. Heidenwirth moved to approve Resolution 1029, second by Bar-

nett. All ayes. Motion carried to approve Resolution 1029 as follows:
Resolution #1029
Resolution Allocating American Rescue Plan Act Funds
WHEREAS, in March 2021, the federal government established the American Rescue Plan Act of 2021 (ARPA) which included the Coronavirus State and Local Fiscal Recovery Funds (SLFRF) to provide state, local and Tribal governments with the resources needed to respond to the pandemic and its economic effects; and
WHEREAS, the U.S. Department of the Treasury issued an Interim Final Rule (IFR) implementing the SLFRF program on May 10, 2021, which included a calculation for replacing lost revenue to County governments; and
WHEREAS, on January 6, 2022, the Treasury issued a final rule for the SLFRF program, including a standard allowance for revenue loss of up to \$10,000,000, allowing recipients to select between a standard amount of revenue loss or complete a full revenue loss calculation. Recipients that select the standard allowance may use that amount for government services, with streamlined reporting requirements.
WHEREAS, the final rule takes effect on April 1, 2022;
NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors elects to use the standard allowance for identifying revenue loss for its total SLFRF allocation, in the expected amount of \$2,804,606, on government services.
Upon Roll Call the vote thereon was as follows: AYES: Rusty Eddy
NAYS: None
Greg Barnett
Tom Heidenwirth
WHEREUPON, the Resolution was declared duly adopted this 19th of April, 2022
Rusty Eddy
ATTEST: Leslie Groen
Chairman, Board of Supervisors
County Auditor
Resolution 1030 - Municipal Solid Waste Sanitary Landfill
Local Government Guarantee
Guarantee made this 19th day of April by Butler County, Iowa, herein referred to as "Guarantor", which is a county organized under the laws of the State of Iowa. This guarantee is made by the Guarantor on behalf of the Rural Iowa Waste Management Association to the Iowa Department of Natural Resources, herein referred to as "IDNR", in an amount not to exceed five hundred thousand and no/100 dollars (\$500,000.00) lawful money of the United States.
WHEREAS, Section 455B.306 of the Code of Iowa requires financial assurance instruments for all sanitary disposal projects; and
WHEREAS, the Rural Iowa Waste Management Association has applied to the IDNR to operate a sanitary disposal project located within the State of Iowa, and is required pursuant to IAC 567 Chapter 113.14 to maintain financial assurance for closure and/or postclosure care in connection therewith; and

WHEREAS, IAC 567 Chapter 113.14(6)"h" provides for the "Local Government Guarantee" mechanism to be an acceptable financial assurance instrument, and Guarantor meets or exceeds the financial test criteria and agrees to comply with the requirements of said sub rule; and
WHEREAS, the Rural Iowa Waste Management Association owns and/or operates the following municipal solid waste sanitary landfill facility covered by this Guarantee: IDNR SDP Permit # 42-SDP-01-72P
Rural Iowa Sanitary Landfill
20488 M Avenue
Eldora, IA 50627
Closure Cost to be assured: \$171,755.00
Postclosure Cost to be assured: \$328,245.00
WHEREAS, the Guarantor guarantees to IDNR that in the event that the Rural Iowa Waste Management Association fails to perform closure and/or postclosure care of the above facility in accordance with the approved plan or other permit requirements, whenever required to do so, the Guarantor shall either perform closure and/or postclosure care, pay a third party to perform closure and/or postclosure care, establish a fully funded secured trust fund as specified in IAC 567 Chapter 113.14(6)"a", or establish an alternate financial assurance instrument in the name of the Rural Iowa Waste Management Agency in the amount of the current closure and/or postclosure cost estimate, as required by Chapter 113.14(6).
WHEREAS, the Guarantor agrees to remain bound under this Guarantee for as long as the Rural Iowa Waste Management Association must comply with the applicable financial assurance requirements of Chapter 113, except when the Guarantor provides written notice, by certified mail, of intent to terminate Guarantee, at least 120 days prior to the date said Guarantee is to be terminated. When such notice is provided, the Rural Iowa Waste Management Association shall, within 90 days, provide IDNR proof of alternate financial assurance or the IDNR shall call upon the Local Government Guarantee.
WHEREAS, the Guarantor expressly waives notice of acceptance of this Guarantee by the Rural Iowa Waste Management Agency or by IDNR. Guarantor also expressly waives notice of amendments or modifications of the site closure plan and of amendments or modifications of the facility permit(s).
IN WITNESS THEREOF, the Guarantor executes this Local Government Guarantee under their respective hand and seal, this 19th day of April, 2022.
BUTLER COUNTY
Guarantor
Motioned by Barnett, second by Heidenwirth to approve claims. All ayes. Motion carried.
Motioned by Heidenwirth, second by Barnett to adjourn the regular meeting at 9:33 A.M. to April 26, 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 April 19, 2022.
Attest: Leslie Groen
Rusty Eddy
Butler County Auditor
Chairman of the Board of Supervisors
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NOTICE

THE IOWA DISTRICT COURT FOR BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTORS, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF JAMES R. OLTMANN, DECEASED CASE NO. ESPR017306

To All Persons Interested in the Estate of James R. Oltmann, Deceased, who died on or about January 13, 2022:

You are hereby notified that on April 26, 2022, the Last Will and Testament of James R. Oltmann, deceased, bearing date of April 28, 2010 , Codicil to Last Will and Testament, dated May 23, 2014, was admitted to probate in the above named court and that Jon R. Oltmann and Mary J. Hall have been 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 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 29, 2022
Jon R. Oltmann, Executor of Estate
19385 - 240th Street
Allison, IA 50602
Mary J. Hall, Executor of Estate
23856 Liberty Ave.
Allison, IA 50602
/s/ David A. Kuehner
David A. Kuehner, AT0004469
Attorney for Executors
Shepard Gibson Lievens & Kuehner
503 N Main St. PO BOX 158
Allison, IA 50602-0158
Date of second publication 12th of May 2022
TJ - 18, 19

NOTICE

LEGAL NOTICE

PUBLIC NOTICE is hereby given in accordance with Chapter 52.35 of the Iowa Code that on Wednesday May 11, 2022 at 9:00 a.m., the Elections Department of the Butler County Auditor's Office will examine and test the vote tabulating machines to be used for the June 7th Primary Election. This certification test is open to the public. Leslie Groen, Butler County Auditor & Commissioner of Elections.

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