

**PUBLIC NOTICE**

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that the City Council of the City of Clarksville, Iowa, will conduct a public hearing on July 19, 2021, at 6:30 p.m. at City Hall, to receive comments and take possible action on the following items:

A proposal to renew for a twenty-five (25) year period a non-exclusive electric supply, operation and maintenance franchise with MidAmerican Energy Company, which may include franchise fees.

A proposal to renew for a twenty-five (25) year period a non-exclusive natural gas supply, operation and maintenance franchise with MidAmerican Energy Company, which may include franchise fees.

Any and all residents and interested property owners are invited and encouraged to attend this hearing at the time and place mentioned above and to submit comments either orally, in writing or both. For further information, please contact City Hall.

CS-27

**PROCEEDINGS**

**SPECIAL MEETING SHELL ROCK CITY COUNCIL JUNE 22, 2021.**

Mayor Larry Young called the special meeting to order in the City Hall at 6:00 p.m. with the Pledge of Allegiance. Council members Donald Bonzer, Robyn Holden, Michael Klinefelter, and Jared Krull were present. Council member Garrett Schuldt was absent. There were no other people in the audience.

Motion by Bonzer seconded by Holden to approve the agenda with any additions. Ayes-Bonzer, Holden, Klinefelter, and Krull. Nays-None. Absent-Schuldt. Motion carried.

Council member Garrett Schuldt arrived at 6:02 p.m. and was present for the remainder of the meeting. Motion by Klinefelter seconded by Holden to pay the bills presented. Roll Call Vote: Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Motion by Klinefelter seconded by Bonzer to approve the Beer Permit with an Outdoor Service Area and Sunday Sales for the Shell Rock 4th of July Committee. Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Mayor Young opened the public hearing at 6:03 p.m. with no one in the audience. The public hearing was on the proposed amendment to the Zoning Ordinance of the City of Shell Rock. There no oral or written comments and the hearing was closed at 6:04 p.m.

Ordinance No. 383 was introduced for its final reading by Holden seconded by Krull: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHELL ROCK, IOWA, BY ADDING OR AMENDING ZONING REGULATIONS, ACCORDING TO THE FOLLOWING SECTIONS, WHICH WERE ORIGINALLY ESTABLISHED IN ORDINANCE #364. Roll Call Vote: Ayes-Bonzer, Holden, Krull, and Schuldt. Nays-Klinefelter. Motion carried.

Mayor Young opened the public hearing at 6:10 p.m. with Rose Phillips from INRCOG in audience and no other persons in the audience. The public hearing was on: 1) Proposed activities of the Community Development Block Grant (CDBG) Housing Sustainability Grant Application to the Iowa Economic Development Authority for the purpose of establishing a housing rehabilitation program to assist low- to moderate-income homeowners with exterior home repairs; and 2) To receive comment on the community development and housing needs of low- to moderate-income persons. Rose Phillips from INRCOG read these statements: Nature and Location of Proposed Activities

1. The City of Shell Rock is considering submitting a Community Development Block Grant (CDBG)

application for the Exterior Home Improvements (EHI) component of the Housing Sustainability Program as administered by the Iowa Economic Development Authority (IEDA). If funded, the nature of the proposed activities includes exterior repairs and, if warranted, lead hazard reduction and radon mitigation for six (6) single-family, owner-occupied homes within the identified Project Location that are owned by low- and moderate-income households.

2. The Project Location consists of all areas within the city limits of Shell Rock that 1) are completely outside the 1% annual chance ("100-year") floodplain, also known as the Special Flood Hazard Area, 2) are connected to the City water and sewer systems, and 3) were developed for residential use before 2000. For the purposes of this project, the City will use the Federal Emergency Management Agency's (FEMA's) preliminary Flood Insurance Rate Maps (FIRMs) for Butler County.

How the Need for the Proposed Activities was Identified  
The City of Shell Rock approved a Housing Needs Assessment (HNA) for Butler County on January 7, 2020 (Resolution 2020-01). The HNA found that a 41.1% of Shell Rock's housing stock was built before 1940, compared to 26.3% statewide. A windshield survey found that 31% of housing was in fair condition, indicating moderate exterior maintenance needs, while another 5% of housing was moderately or severely deteriorated. Despite recent new housing developments such as the Willow Tree subdivision, local stakeholders reported that single-family homes and multifamily units in good condition are in short supply for potential buyers and renters. At the same time, floods in 2008 and 2016 removed homes from the City's housing stock. As a result, the HNA identified exterior home repairs as a high priority for the City of Shell Rock. Furthermore, local officials, in their interactions with citizens, have accumulated anecdotal knowledge that some homeowners have limited financial ability to invest in home repairs.

Project Cost and Funding Source  
Exterior Home Rehabilitation Hard Costs: \$24,999 per home, \$149,994 total (6 homes)

Lead Hazard Reduction Costs\*: \$6,000 per home, \$36,000 total (6 homes)

Temporary Relocation during Lead Hazard Reduction\*: \$2,000 per home, \$12,000 total (6 homes)

Technical Administrative Services: \$3,500 per home, \$21,000 (6 homes)

Lead/Radon Carrying Costs (inspections, testing, write-ups, related staff work): \$2,000 per home, \$12,000 total (6 homes)

General Administrative Services: \$18,000 total

Total Requested Amount of Federal Funds: \$248,994

\*Lead Hazard Reduction and Temporary Relocation expenses only as needed.

Source of Funds: Community Development Block Grant (CDBG)  
100% of project funds (\$248,994) will benefit persons of low and moderate income, per program requirements.

Plans to Minimize Displacement of Persons and Businesses and to Assist Persons Actually Displaced

No businesses or persons will be displaced as a result of the proposed activities. The only relocation that will take place will be the temporary relocation of households in order to comply with lead-based paint requirements. In the event of displacement, the City would follow the HUD Relocation and Displacement Policy.

Contact Information  
Contact person authorized to receive and respond to citizen proposals, questions and complaints concerning proposed and funded activities: Marilyn Hardee, City Clerk, City of Shell Rock, 802 N. Public Road, PO Box 522, Shell Rock, IA 50670.

Contact person available and able to provide technical assistance to groups representative of low- and moderate-income persons in preparing and presenting their proposals for the request and use of federal funds: Rose Phillips, Iowa Northland Regional Council of Governments, 229 E. Park Avenue, Waterloo, IA 50703.

Application Submission Date  
The project application will be submitted on or before July 31, 2021.

COMMUNITY DEVELOPMENT AND HOUSING NEEDS ASSESSMENT

Community Name: City of Shell Rock, Iowa

COMMUNITY DEVELOPMENT AND HOUSING NEEDS OF LOW- AND MODERATE-INCOME PERSONS

1. Promote the development and preservation of high-quality, privately owned housing affordable to low- and moderate-income (LMI) households.

2. Assist LMI homeowners with home repairs, energy efficiency improvements, and accessibility modifications to help them sustain homeownership, age in place, and upgrade the quality and amenities of the City's older housing stock.

3. Support efforts to create and preserve subsidized rental housing for cost-burdened renters.

4. Assist LMI first-time homebuyers with down payment/closing cost assistance and principal reduction.

5. Encourage developers to build homes in a range of sizes and styles, including townhomes and condominiums, to provide moderately priced housing with modern amenities.

6. Encourage employers with well-paying entry-level jobs to open, relocate, or expand in Shell Rock.

OTHER COMMUNITY DEVELOPMENT AND HOUSING NEEDS

1. Develop housing units in a range of sizes and styles to accommodate population growth and the changing housing needs and preferences of existing households, including single-family homes, townhomes, condominiums, apartments, and senior housing.

2. Preserve older housing stock, particularly homes with historic value.

3. Encourage businesses to convert their upper-story spaces to residential units or commercial office spaces.

4. Promote incentives to businesses to relocate to the central business district.

5. Continue upgrades to the wastewater treatment plant, streets, sewer lines, and other infrastructure.

6. Support the creation, expansion, or relocation of businesses that would provide high-quality jobs; new dining, retail, and service options; and other benefits to Shell Rock.

PLANNED OR POTENTIAL ACTIVITIES TO ADDRESS HOUSING AND COMMUNITY NEEDS

1. Monitor the availability of funds to expand affordable housing opportunities for LMI households, including but not limited to the Community Development Block Grant (CDBG), HOME, Federal Home Loan Bank (FHLB), the Iowa Northland Regional Housing Council (INRHC). As appropriate, apply for funds to support owner-occupied rehabilitation, home purchase assistance, and rental development and preservation for LMI households.

2. Market available lots in the Willow Tree subdivision.

3. As new housing developments supported by Tax Increment Financing (TIF) generate revenue, use LMI set-aside funds to support owner-occupied rehabilitation, home purchase assistance, rental development and preservation, or other housing initiatives benefiting LMI households. TIF funds may be used as matching funds for state, federal, and private grants.

4. Encourage nonprofit developers to develop and preserve affordable rental housing in Shell Rock.

5. Assist the owners and managers of the Shell Rock USDA rental complex with obtaining funds for preservation and maintenance, with priority given to funding sources that substantially extend the affordability period.

6. Tailor business incentives to prioritize businesses whose practices align with Shell Rock's economic development goals, including expansion of well-paid employment opportunities and downtown revitalization, including upper-story residential development.

7. Approve the proposed zoning

ordinance update, which expands provisions for Accessory Dwelling Units (ADUs) and tiny homes.

8. Maintain a capital improvements schedule that allows for infrastructure upgrades at an appropriate pace to match maintenance needs and demand changes.

Date and location of assessment: June 22, 2021, Shell Rock City Hall  
There were no oral or written comments and the hearing was closed at 6:24 p.m.

Resolution 028-2021 was introduced by Klinefelter seconded by Schuldt: A RESOLUTION OF THE CITY COUNCIL OF SHELL ROCK, IOWA, AUTHORIZING THE MAYOR TO SIGN A MEMORANDUM OF UNDERSTANDING WITH THE IOWA NORTHLAND REGIONAL COUNCIL OF GOVERNMENTS (INRCOG) FOR THE GENERAL ADMINISTRATION OF THE HOUSING SUSTAINABILITY PROGRAM CONTRACT WITH THE IOWA ECONOMIC DEVELOPMENT AUTHORITY. Roll Call Vote: Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Resolution 030-2021 was introduced by Bonzer seconded by Holden: A RESOLUTION OF THE CITY OF SHELL ROCK, IOWA, ADOPTING AN ADMINISTRATIVE PLAN FOR THE CITY OF SHELL ROCK HOUSING REHABILITATION PROGRAM. Roll Call Vote: Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Resolution 026-2021 was introduced by Holden seconded by Schuldt: A RESOLUTION REQUESTING FUNDING FROM THE AMERICAN RESCUE PLAN. Roll Call Vote: Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Resolution 027-2021 was introduced by Klinefelter seconded by Schuldt: A RESOLUTION TRANSFERRING FUNDS. Roll Call Vote: Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

Motion by Schuldt seconded by Bonzer to adjourn at 6:32 p.m. Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

|   |              |
|---|--------------|
| <b>Expenditures</b>                                   |              |
| Averhoff, Matthew – fire calls .....                  | 138.00       |
| Butcher, Dan – returned customer deposit .....        | 57.23        |
| Cardinal Construction – pool payment #18 .....        | 136,588.88   |
| Cornwell, Michael – fire calls .....                  | 20.00        |
| Fasse, Tom – fire calls .....                         | 55.00        |
| Feld Fire – Fire Dept. equipment .....                | 1,372.00     |
| Fidelity Security Life – vision insurance .....       | 88.44        |
| Gibbs, Nate – fire calls .....                        | 110.00       |
| Green, Michael – fire calls .....                     | 80.00        |
| IA DCI – background check .....                       | 15.00        |
| Internal Revenue Service – withholdings .....         | 3,732.76     |
| Iowa DNR – water main construction permit .....       | 100.00       |
| Keys, Blake – fire calls .....                        | 65.00        |
| Klobassa, Seth – fire calls .....                     | 24.00        |
| Lehman, Logan – fire calls .....                      | 90.00        |
| Lubben, Riley – fire calls .....                      | 35.00        |
| MidAmerican Energy Co. – electricity & gas .....      | 2,527.40     |
| Mohn, Matthew – fire calls .....                      | 126.00       |
| Oelmann, Shawn – fire calls .....                     | 75.00        |
| Payroll – employee wages .....                        | 12,870.87    |
| Phillips, Nick – fire calls .....                     | 138.00       |
| Postmaster – postage .....                            | 440.00       |
| Schuldt, Garrett – fire calls .....                   | 80.00        |
| Siems, Terry – fire calls .....                       | 85.00        |
| Sprole, Klayton – fire calls .....                    | 138.00       |
| UMB Bank NA – bonding fees .....                      | 500.00       |
| WalMart – pool supplies and equipment .....           | 320.54       |
| Waverly Health Center- testing .....                  | 35.00        |
| Waverly Tire Co. – Fire Dept. equipment .....         | 3,808.00     |
| Wellmark Blue Cross – health & dental insurance ..... | 2,762.86     |
| Willson, Tom – fire calls .....                       | 70.00        |
| Wilson Restaurant Supply – pool equipment .....       | 3,599.98     |
| Zoom Video Communications – video conferencing .....  | 14.99        |
| TOTAL EXPENDITURES .....                              | \$170,162.95 |
| <b>Expenditures by Fund</b>                           |              |
| General .....   | 20,850.54    |
| Road Use Tax .....                                    | 2,091.62     |
| Debt Service .....                                    | 500.00       |
| Emergency Services Building .....                     | 1,372.00     |
| 2018 Aquatic Center .....                             | 140,491.74   |
| Water Utility .....                                   | 1,758.03     |
| Water Deposits .....                                  | 57.23        |
| Sewer Utility .....                                   | 2,395.39     |
| Garbage Utility .....                                 | 646.40       |
| TOTAL EXPENDITURES BY FUND .....                      | \$170,162.95 |
| Larry Young - Mayor                                   |              |
| Attest: Marilyn Hardee                                |              |
| City Clerk  |              |

CS-27

## PROCEEDINGS

**MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JUNE 22, 2021.**

With social distancing guidelines being maintained at in-person meetings, an electronic participation option is made available. This complies with Iowa Code section 21.8 that outlines the guidelines to hold an electronic meeting when there are valid concerns that an in-person meeting is "impossible or impractical".

Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried.

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

Supervisor Barnett shared a COVID-19 update from Public Health which included a 14-day positivity rate of 1.6%. The total number of positive cases since March 2020 is 1,759 cases in Butler County. Barnett also shared Public Health has stopped scheduled vaccine clinics due to a lack of interest, but they are still offering walk-in clinics if the need arises. They have had 59 different volunteers helping with the clinics this year and Barnett wanted to express thanks to all those that assisted Public Health. Public Health will also be administering vaccine shots at the fair this week from 2-4 pm, Wednesday through Saturday.

Time set for Public Hearing to consider Resolution #987 Alternate Energy Production Facilities Permit. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. Several taxpayers were present in-person to

comment and Barnett offered each of them the opportunity to speak. Brian Benning, Grundy County resident, shared that he is not in favor of wind turbines because they are taking productive farm ground out of use. Barbara Dilly, Shell Rock, shared that she is a retired professor from Creighton University and is currently a board member for the Center for Rural Affairs organization. Dilly feels it is important to have more information available for the general public regarding wind farms and suggested bringing an expert in to share information regarding the health and economic effects with both negative and positive sides of the issue. Dilly explained the Center for Rural Affairs can be used as a free resource and she provided her contact information. Supervisor Heidenwirth clarified today's hearing and resolution are to consider a moratorium on alternate energy facilities permits until our zoning ordinances are completed and that the board is not here today to decide if wind turbines should or should not be in Butler County. Barnett reiterated that our zoning ordinances were already in the process of being updated in 2020, but were stalled due to COVID-19 and today's resolution would extend the time to update those ordinances before considering new alternate energy facility permits. Deb Nieman, Shell Rock, shared her personal story regarding a past wind farm possibility in Black Hawk County, which resulted in neighbors being divided and fighting about the issue and the negative effect it had on the sale of their acreage at that time. Doug Schueler, Allison, shared he is in favor of alternate energy and has a solar panel on his farm, but is against wind turbines. He is explained in his frequent travels he has spoke with producers who wish they had never done it because of the constant swishing. Schueler

also mentioned a wind turbine cemetery in Ellsworth that results after the wind turbines are no longer in use. Supervisor Eddy shared the wind turbines are only lasting 10 years and with no ability to break down the fiberglass blades, those blades are simply being stacked or buried in landfills. Eddy shared he will always remain against wind turbines in Butler County. Eddy also asked, by show of hands, who in the room was for and/or against wind farms and hog lots in Butler County. Dave Albrecht, Shell Rock, shared he felt hog lots were a business for profit vs. needing subsidies and hog lots also provided local employment, manure, etc. Albrecht shared his personal story of hunting in western Iowa and how much the landscape, roads, creeks, farm tile, etc. were tore up to accommodate wind farm infrastructure. He also described the constant noise that you can not get away from when residing close to a wind turbine. Crystal Klahsen, Aplington, shared her personal experience with the constant blinking because they reside within 8 miles of 8 wind turbines. Klahsen mentioned the Facebook page she started and the interest, information and stories shared from the page. Klahsen stated she is for alternate energy and mentioned a smaller wind turbine option available called a tulip turbine. Barnett commented he was concerned the wind farm companies did not contact or notify the county regarding their interest or intentions in Butler County. Ted Junker, New Hartford, shared a map with the room showing the area affected and the number of farms/residents that are against the wind farms. Junker also shared they have collected 303 signatures and 150 online signatures in favor of moratorium until ordinances are updated. Junker feels wind farms do not make sense because they are not self-sustaining without sub-

sidies but hog lots are. Junker feels hog lots are not as intrusive on the overall landscape and waste can be reused on crops used to feed the hogs who in turn feed us. Kim Junker, New Hartford, shared stories of a wind farm companies lack of transparency when speaking with land owners and not contacting the local county governments first to provide public information. Junker also shared information regarding the decommissioning part of these farms and how they are being abandoned all over the country. She also commented that current county ordinances across Iowa were originally created to consider building requirements but are now outdated because they were not created to consider 500-600-foot skyscrapers. Ted Junker also shared details regarding the contracts and contract provisions a wind farm company was passing out. Eddy commented that he would like to take the opportunity to address hog sites and the fact that he would also like to consider a moratorium on hog sites in the future in Butler County. Barnett thanked everyone for coming and sharing their opinions regarding the alternate energy facilities permit moratorium. Motioned by Heidenwirth, second by Eddy to close the public hearing. All ayes. Motion carried.

Motioned by Eddy, second by Heidenwirth to adopt Resolution 987 Alternate Energy Production Facilities Permit. All ayes. Motion carried.

**RESOLUTION 987 ALTERNATE ENERGY PRODUCTION FACILITIES PERMIT**

WHEREAS, the Butler County Planning and Zoning Commission are in the process of amending the Butler County Zoning Ordinance in that the proposed revisions have been drafted and are being reviewed; and

WHEREAS, the County has been

made aware of an interest in building one or more alternate energy production facilities; and

WHEREAS, the effects of alternate energy production facilities are not fully known at this time; and

WHEREAS, Butler County desires a consistent application of zoning regulations in order to protect the health, safety, and general welfare of the citizens of Butler County; and

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Butler County, Iowa, that Butler County now imposes a moratorium, effective immediately for the consideration and approval of any special use permits for alternate energy production facilities. This moratorium shall remain in effect for a period of one-hundred eighty days or until the approval of the amended Butler County Zoning Ordinance, whichever occurs first.

UPON Roll Call and the vote thereon was:

AYES: Tom Heidenwirth, Greg Barnett, Rusty Eddy

NAYS:

THEREFORE, be it resolved that the motion was carried.

WHEREUPON the Resolution was declared duly adopted this 22nd day of June, 2021

Greg Barnett  
Chair, Board of Supervisors

ATTEST:

Leslie Groen, County Auditor  
Moved by Barnett, second by

Heidenwirth to approve the Funding Agreement between Butler County and Northeast Iowa Area Agency on Aging. All ayes. Motion carried.

Moved by Eddy, second by Heidenwirth to approve the Funding Agreement between Butler County and Community Planning Group Visions of Well-Being, Inc. All ayes. Motion carried.

Moved by Heidenwirth, second by Eddy to approve the Funding Agreement between Butler County and Crisis Intervention Services. All

ayes. Motion carried.

Moved by Barnett, second by Heidenwirth to approve the First Amended and Restated 28E Agreement for County Social Services. All ayes. Motion carried.

Motioned by Eddy, second by Heidenwirth to award the DOT contract 12-C012(114) to Iowa Bridge and Culver and authorize the Chair to sign contract documents. All ayes. Motion carried.

Motioned by Barnett, second by Eddy to approve the Utility Permit for Corn Belt Power Cooperative. All ayes. Motion carried.

Chad Campbell, Campbell-Mellema Insurance, provided the anniversary review of the county's ICAP insurance. Campbell explained a combination of county claims, an increase in pooled severe weather claims from the derecho and a discontinuation of a voucher credit this year all contributed to this year's premium increase. Campbell explained he contacted County Auditor, Leslie Groen, during budgeting and the increased premium was budgeted for in the FY22 budget.

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

Board acknowledged receipt of Manure Management Plan Short Forms for Worley Pork #62358.

Motioned by Heidenwirth, second by Eddy to adjourn the regular meeting at 10:26 A.M. to June 30, 2021 at 9:00 A.M. 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 June 22, 2021.

Attest: Butler County Auditor  
Chairman of the Board of Supervisors

CS - 27

## PUBLIC NOTICE

**NOTICE OF PUBLIC HEARING BUTLER COUNTY PLANNING AND ZONING COMMISSION**

The Butler County Planning and Zoning Commission will meet on July 15, 2021, at 8 a.m. At this meeting the Commission will:

Hold a Public Hearing on Amling Minor Plat located in the NW¼ SW¼ of Section 9, Township 90N, Range 15W.

Hold a Public Hearing on a Long-

horn Acres Preliminary Plat in the NW¼ of Section 7, Township 90N, Range 15W.

All interested parties are encouraged to attend the meeting. Written or oral comments may be submitted to the Butler County Zoning Administrator at the Courthouse, P.O. Box 325, Allison, Iowa or via email mday@butlercoiowa.org.

Misty Day  
Butler County Zoning Administrator  
CS-27

PROBATE

**NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS CASE NO. ESPR017200**

THE IOWA DISTRICT COURT FOR BUTLER COUNTY IN THE MATTER OF THE ESTATE OF Kent L. Evans, Deceased. To All Persons Interested in the Estate of Kent L. Evans, Deceased, who died on or about June 6, 2021: You are hereby notified that on June 16, 2021, the Last Will and Testament of Kent L. Evans, deceased, bearing date of December 17, 2019, was admitted to probate in the above named court and that

Gina Leonard 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 June 25, 2021 Date of second publication: 7/8/2021 Gina Leonard, Executor of Estate 319 Lincoln St New Hampton, IA 50659 Karl A. Nelson, ICIS#: AT0005659 Attorney for Executor PO 230 Shell Rock, IA 50670

TJ-27

PROCEEDINGS

**NORTH BUTLER COMMUNITY SCHOOL DISTRICT BOARD OF EDUCATION SPECIAL MEETING, JUNE 28, 2021.**

A special board meeting was called to order by Board President Laurie Shultz at 6:00 p.m. in the Allison Media Center. Member present was Eric Bixby, John Endelman, Amanda Lund, Heather Shook and Laurie Shultz; other present were Business Manager/Board Secretary Shellee Bartlett and 5 visitors. Moved by Shook, seconded by Bixby, to approve the agenda. Carried unanimously. Moved by Bixby, seconded by Endelman, to approve the NIACC

agreement for concurrent courses. Carried unanimously. Moved by Bixby, seconded by Lund, to approve fund transfer from activity account to balance negative activity account balances due to lost revenue from COVID. Carried unanimously. Moved by Endelman, seconded by Bixby, to approve an election the 2nd Tuesday of September 2021 upon presentation of a signed petition requesting an election. Carried unanimously. Moved by Shook, seconded by Endelman, to approve the project scope as follows: to provide funds to contrast, furnish and equip an athletic competition facility; to remodel,

repair, improve, furnish and equip existing facilities, including replacement of mechanical and electrical systems at the elementary building. Carried unanimously. Moved by Endelman, seconded by Hewitt, to approve funding the renovation project with a projected \$19,305,000 general obligation bond issue. Carried unanimously. Item 6 Personnel recommendations were tabled. Moved by Bixby, seconded by Endelman, to adjourn at 6:30 p.m. Board President - June 14, 2021 Board of Secretary - June 14, 2021 TJ-27

PROCEEDINGS

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With social distancing guidelines being maintained at in-person meetings, an electronic participation option is made available. This complies with Iowa Code section 21.8 that outlines the guidelines to hold an electronic meeting when there are valid concerns that an in-person meeting is "impossible or impractical". Meeting called to order at 9:00 A.M. by Chairman Greg Barnett with members Rusty Eddy and Tom Heidenwirth present. Moved by Heidenwirth, second by Eddy to approve the agenda. All ayes. Motion carried. Minutes of the previous meeting were read. Motioned by Eddy, second by Heidenwirth to approve the minutes as read. All ayes. Motion carried. Supervisor Barnett shared a COVID-19 update from Public Health which included a 14-day positivity rate of 1.6%. The total number of positive cases since March 2020 is 1,759 cases in Butler County. Barnett also shared Public Health has stopped scheduled vaccine clinics due to a lack of interest, but they are still offering walk-in clinics if the need arises. They have had 59 different volunteers helping with the clinics this year and Barnett wanted to express thanks to all those that assisted Public Health. Public Health will also be administering vaccine shots at the fair this week from 2-4 pm, Wednesday through Saturday. Time set for Public Hearing to consider Resolution #987 Alternate Energy Production Facilities Permit. Motioned by Eddy, second by Heidenwirth to open the public hearing. All ayes. Motion carried. Several taxpayers were present in-person to

comment and Barnett offered each of them the opportunity to speak. Brian Benning, Grundy County resident, shared that he is not in favor of wind turbines because they are taking productive farm ground out of use. Barbara Dilly, Shell Rock, shared that she is a retired professor from Creighton University and is currently a board member for the Center for Rural Affairs organization. Dilly feels it is important to have more information available for the general public regarding wind farms and suggested bringing an expert in to share information regarding the health and economic effects with both negative and positive sides of the issue. Dilly explained the Center for Rural Affairs can be used as a free resource and she provided her contact information. Supervisor Heidenwirth clarified today's hearing and resolution are to consider a moratorium on alternate energy facilities permits until our zoning ordinances are completed and that the board is not here today to decide if wind turbines should or should not be in Butler County. Barnett reiterated that our zoning ordinances were already in the process of being updated in 2020, but were stalled due to COVID-19 and today's resolution would extend the time to update those ordinances before considering new alternate energy facility permits. Deb Nieman, Shell Rock, shared her personal story regarding a past wind farm possibility in Black Hawk County, which resulted in neighbors being divided and fighting about the issue and the negative effect it had on the sale of their acreage at that time. Doug Schueler, Allison, shared he is in favor of alternate energy and has a solar panel on his farm, but is against wind turbines. He is explained in his frequent travels he has spoke with producers who wish they had never done it because of the constant swishing. Schueler

also mentioned a wind turbine cemetery in Ellsworth that results after the wind turbines are no longer in use. Supervisor Eddy shared the wind turbines are only lasting 10 years and with no ability to break down the fiberglass blades, those blades are simply being stacked or buried in landfills. Eddy shared he will always remain against wind turbines in Butler County. Eddy also asked, by show of hands, who in the room was for and/or against wind farms and hog lots in Butler County. Dave Albrecht, Shell Rock, shared he felt hog lots were a business for profit vs. needing subsidies and hog lots also provided local employment, manure, etc. Albrecht shared his personal story of hunting in western Iowa and how much the landscape, roads, creeks, farm tile, etc. were tore up to accommodate wind farm infrastructure. He also described the constant noise that you can not get away from when residing close to a wind turbine. Crystal Klahsen, Aplington, shared her personal experience with the constant blinking because they reside within 8 miles of 8 wind turbines. Klahsen mentioned the Facebook page she started and the interest, information and stories shared from the page. Klahsen stated she is for alternate energy and mentioned a smaller wind turbine option available called a tulip turbine. Barnett commented the he was concerned the wind farm companies did not contact or notify the county regarding their interest or intentions in Butler County. Ted Junker, New Hartford, shared a map with the room showing the area affected and the number of farms/residents that are against the wind farms. Junker also shared they have collected 303 signatures and 150 online signatures in favor of moratorium until ordinances are updated. Junker feels wind farms do not make sense because they are not self-sustaining without sub-

sidies but hog lots are. Junker feels hog lots are not as intrusive on the overall landscape and waste can be reused on crops used to feed the hogs who in turn feed us. Kim Junker, New Hartford, shared stories of a wind farm companies lack of transparency when speaking with land owners and not contacting the local county governments first to provide public information. Junker also shared information regarding the decommissioning part of these farms and how they are being abandoned all over the country. She also commented that current county ordinances across Iowa were originally created to consider building requirements but are now outdated because they were not created to consider 500-600-foot skyscrapers. Ted Junker also shared details regarding the contracts and contract provisions a wind farm company was passing out. Eddy commented that he would like to take the opportunity to address hog sites and the fact that he would also like to consider a moratorium on hog sites in the future in Butler County. Barnett thanked everyone for coming and sharing their opinions regarding the alternate energy facilities permit moratorium. Motioned by Heidenwirth, second by Eddy to close the public hearing. All ayes. Motion carried. Motioned by Eddy, second by Heidenwirth to adopt Resolution 987 Alternate Energy Production Facilities Permit. All ayes. Motion carried. **RESOLUTION 987 ALTERNATE ENERGY PRODUCTION FACILITIES PERMIT** WHEREAS, the Butler County Planning and Zoning Commission are in the process of amending the Butler County Zoning Ordinance in that the proposed revisions have been drafted and are being reviewed; and WHEREAS, the County has been

made aware of an interest in building one or more alternate energy production facilities; and WHEREAS, the effects of alternate energy production facilities are not fully known at this time; and WHEREAS, Butler County desires a consistent application of zoning regulations in order to protect the health, safety, and general welfare of the citizens of Butler County; and NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Butler County, Iowa, that Butler County now imposes a moratorium, effective immediately for the consideration and approval of any special use permits for alternate energy production facilities. This moratorium shall remain in effect for a period of one-hundred eighty days or until the approval of the amended Butler County Zoning Ordinance, whichever occurs first. UPON Roll Call and the vote thereon was: AYES: Tom Heidenwirth, Greg Barnett, Rusty Eddy NAYS: THEREFORE, be it resolved that the motion was carried. WHEREUPON the Resolution was declared duly adopted this 22nd day of June, 2021 Greg Barnett Chair, Board of Supervisors ATTEST: Leslie Groen, County Auditor Moved by Barnett, second by Heidenwirth to approve the Funding Agreement between Butler County and Northeast Iowa Area Agency on Aging. All ayes. Motion carried. Moved by Eddy, second by Heidenwirth to approve the Funding Agreement between Butler County and Community Planning Group Visions of Well-Being, Inc. All ayes. Motion carried. Moved by Heidenwirth, second by Eddy to approve the Funding Agreement between Butler County and Crisis Intervention Services. All

ayes. Motion carried. Moved by Barnett, second by Heidenwirth to approve the First Amended and Restated 28E Agreement for County Social Services. All ayes. Motion carried. Motioned by Eddy, second by Heidenwirth to award the DOT contract 12-C012(114) to Iowa Bridge and Culver and authorize the Chair to sign contract documents. All ayes. Motion carried. Motioned by Barnett, second by Eddy to approve the Utility Permit for Corn Belt Power Cooperative. All ayes. Motion carried. Chad Campbell, Campbell-Mellema Insurance, provided the anniversary review of the county's ICAP insurance. Campbell explained a combination of county claims, an increase in pooled severe weather claims from the derecho and a discontinuation of a voucher credit this year all contributed to this year's premium increase. Campbell explained he contacted County Auditor, Leslie Groen, during budgeting and the increased premium was budgeted for in the FY22 budget. Motioned by Eddy, second by Heidenwirth to approve claims. All ayes. Motion carried. Board acknowledged receipt of Manure Management Plan Short Forms for Worley Pork #62358. Motioned by Heidenwirth, second by Eddy to adjourn the regular meeting at 10:26 A.M. to June 30, 2021 at 9:00 A.M. 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 June 22, 2021. Attest: Butler County Auditor Chairman of the Board of Supervisors TJ - 27

PROCEEDINGS

CITY OF ALLISON COUNCIL MEETING MONDAY, JUNE 28, 2021. Regular Meeting: Mayor Henrichs opened the regular meeting of the Allison City Council at 5:45 p.m. Council members present were: Bangasser, Carlson, Davis, Henning, Heuer. Also present was Matt Wilken – Tribune Journal, & Trent Stirling. Henning made a motion to approve the agenda with a second by Davis. Ayes: All. Nays: None. Motion carried. Open Forum: Council discussed the pool chlorinator with Trent and also trimming the low hanging trees especially those by stop signs. Consent Agenda: Davis made a motion approve the consent agenda with a second by Carlson. Those items approved were: Approve minutes from meeting on 6/14/2021 Approve the following cigarette permits: Casey's #2357 Dollar General #22279

J & C Grocery, Inc. Ayes: All. Nays: None. Motion carried. New Business: Bangasser made a motion to approve the dust control for Wilder Park with a second by Heuer. Ayes: All. Nays: None. Motion carried. Council asked that more information be given from the Park Board before they would allow Wilder Park to apply for a grant for the park trail. Motion by Davis with a second by Bangasser to reimburse life guards for one-half of the cost of their life-guarding certification class (LSI) & one-half of the cost of the red cross water safety instructor certification (WSI) if they work the whole season for the pool. Ayes: All. Nays: None. Motion carried. The City will continue to pay for the first swimming suit for first time guards when hired on at the pool as in the past. Motion by Davis with a second by Henning to approve Resolution #21-06.4 – Resolution establishing wages for the time period of 7/1/2021 to 6/30/2022. Ayes: All. Nays: None. Motion carried.

Motion by Davis, that the City of Allison, in recognition of her years of service and in appreciation for continued serviced beyond age 65, to provide Glenda Miller with a raise of \$1.88/hour effective September 1, 2021 and continuing until her retirement. Second by Carlson. Ayes: All. Nays: None. Motion carried. Motion by Bangasser with a second by Henning to approve the Mayor to sign the documents needed to attain American Rescue Plan monies. Ayes: All. Nays: None. Motion carried. Trent reported that he had called Heatland Asphalt and they should be coming the end of July or first part of August to do the street resurfacing project. Adjournment: Motion by Davis to adjourn at 6:30 p.m. with a second by Bangasser. Ayes: All. Nays: None. Motion carried. Scot Henrichs - Mayor Attest: Glenda Miller - City Clerk TJ-27

PUBLIC NOTICE

The Beth E. Reinhart Charitable Trust will be accepting Applications for grants during the period of July 1 to August 31. Charitable purposes for the benefit of children shall include educational activities, youth programs, delivery of health care services and any other charitable purpose benefitting children and acceptable to the Trustees within a fifty (50) mile radius of Mason City, Iowa. For complete procedure details, please contact: Beth E. Reinhart Charitable Trust c/o Sandy Benson P.O. Box 894 Mason City, Iowa 50401 Phone: 641-430-4563 Email: bethcharitabletrust@outlook.com Applicants must be a "public charity" within the meaning of Internal Revenue Code Section 501(c)(3) or Internal Revenue Section 170(c)(1). TJ-27

PUBLIC NOTICE

NOTICE OF PUBLIC HEARING BUTLER COUNTY PLANNING AND ZONING COMMISSION The Butler County Planning and Zoning Commission will meet on July 15, 2021, at 8 a.m. At this meeting the Commission will: Hold a Public Hearing on Amling Minor Plat located in the NW¼ SW¼ of Section 9, Township 90N, Range 15W. Hold a Public Hearing on a Long-

horn Acres Preliminary Plat in the NWfr¼ of Section 7, Township 90N, Range 15W. All interested parties are encouraged to attend the meeting. Written or oral comments may be submitted to the Butler County Zoning Administrator at the Courthouse, P.O. Box 325, Allison, Iowa or via email mday@butlercoiowa.org. Misty Day Butler County Zoning Administrator TJ-27