

Legals

BUTLER CO BOS • PUBLIC HEARING

NOTICE OF PUBLIC HEARING BUTLER COUNTY

The Butler County Board of Supervisors will meet at 9:00 A.M. on May 21, 2024, in the EOC Conference Room, Basement of the Butler County Courthouse, Allison, Iowa. At this meeting the Board will: Hold a Public Hearing on a proposed reclassification from an Area Level "B" to Area Level Service "C" that portion of Temple Ave (Established as J.R. Jones Road, Road Record Bk B, Page 28, June 6, 1870) com-

mencing at the center of Section 8, T-92N, R15W (Butler Twp) running South along the quarter section line to intersect with the Clarksville and Waverly Road (AKA County Road C33 or Superior Road)

Oral or written comments may be submitted to the Butler County Courthouse; PO Box 325, Allison, Iowa, or by calling the Butler County Engineer's Office at (319) 346-6558 or via email to engineer@butler-county.iowa.gov

Published in the Butler County Star Tribune on May 9, 2024

NOTICE OF PROOF OF WILL • NIXT ESPR017533

IN THE IOWA DISTRICT COURT FOR BUTLER COUNTY

IN THE MATTER OF THE ESTATE OF MARCELLA M. NIXT, Deceased CASE NO. ESPR017533

NOTICE OF PROOF OF WILL WITHOUT ADMINISTRATION

To All Persons Interested in the Estate of Marcella M. Nixt, Deceased, who died on or about on January 14, 2024:

You are hereby notified that on April 18, 2024, the last will and testament of Marcella M. Nixt, deceased, bearing date of November 18, 2022, was admitted to probate in the above-named court and there will be no present administration of the estate. Any action to set aside the will must be brought in the District Court of the county with-

in 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. Dated on April 18, 2024.

Curtis E. Nixt, Proponent
7008 NW 6th Drive
Ankeny, IA 50023
Attorney for estate:
Christine B. Long, ICIS#: AT0004696
666 Grand Avenue, Suite 2000
Des Moines, IA 50309
Christine.long@brownwinick.com
Date of second publication
May 9, 2024

Published in the Butler County Star Tribune on May 2 and 9, 2024

MARCELLA M. NIXT TRUST NOTICE

NOTICE TO CREDITORS, HEIRS, AND BENEFICIARIES OF MARCELLA M. NIXT, DECEASED, AND THE MARCELLA M. NIXT REVOCABLE TRUST

In The Matter Of:
Marcella M. Nixt Revocable Trust U/A/D November 18, 2022

To: All persons regarding Marcella M. Nixt, deceased, who died on or about the 14th day of January 2024

You are hereby notified that Ellen Hart-Beckwith, Linette Brauer, and Curtis E. Nixt are serving as Trustees of the Marcella M. Nixt Revocable Trust under agreement dated November 18, 2022.

Any action to contest the validity of the Trust must be brought in the District Court of Butler County, Iowa, within the later to occur of four (4) months from the date of the second publication of this Notice, or thirty (30) days from the date of mailing of this notice to all heirs of the Decedent and beneficiaries under the Trust whose identities are reasonably ascertainable. Any claim not filed within this period shall be forever barred.

Notice is further given that all persons indebted to the Decedent or to the Trust are requested to make immediate payment to the under-

signed Trustee. Creditors having claims against the Trust must mail them to the Trustee at the address listed below via certified mail, return receipt requested. Unless creditor claims are mailed by the later to occur of four (4) months from the date of the second publication of this Notice or thirty (30) days from the date of mailing of this Notice, a claim shall be forever barred, unless otherwise allowed or paid.

Dated this 18th day of April, 2024.
Marcella M. Nixt Revocable Trust U/A/D November 18, 2022
By: Ellen Hart-Beckwith, Trustee
2611 SE Freedom Drive
Grimes, IA 50111
Curtis E. Nixt, Trustee
7008 NW 6th Drive
Ankeny, IA 50023
Linette Brauer, Trustee
27382 110th
Greene, IA 50636
Christine B. Long, AT0004696
Brown, Winick, Graves, Gross & Baskerville, PLC
666 Grand Avenue, Suite 2000
Des Moines, IA 50309
Attorney for Said Trust and Trustee

Date of Second Publication:
May 9, 2024
Published in the Butler County Star Tribune on May 2 and 9, 2024

NORTH BUTLER CSD • MINUTES 5.3.2024

NORTH BUTLER COMMUNITY SCHOOL BOARD OF EDUCATION SPECIAL MEETING

May 3, 2024

A special meeting was called to order by Superintendent Mark Olmstead at 7:44 a.m. in District Office. Present were Superintendent Mark Olmstead, Business Manager/Board Secretary Shellie Bartlett, Jennifer Miller, Chase Stohr, Beth Trulson. Board members ab-

sent: Ty Crawford-Miller, Amanda Lund, Jordan Nolz, Heather Shook and Laurie Shultz.

The initial proposal from the North Butler Education Association for the 2024-2027 Master Contract. The proposal included \$6,450 base increase; 10.86% total package. The meeting was closed at 7:48 a.m.

Published in the Butler County Star Tribune on May 9, 2024

REINHART CHARITABLE TRUST

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 benefiting children and acceptable to the Trustees within 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).

Published in the Butler County Star Tribune on May 2, 9, 16 and 23, 2024

PROBATE FREERKS ESPR017534

THE IOWA DISTRICT COURT FOR BUTLER COUNTY

IN THE MATTER OF THE ESTATE OF GARY L. FREERKS, Deceased. CASE NO. ESPR017534

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

To All Persons Interested in the Estate of Gary L. Freerks, Deceased, who died on or about March 21, 2024:

You are hereby notified that on April 19, 2024, the Last Will and Testament of Gary L. Freerks, deceased, bearing the date of September 10, 2020, was admitted to probate in the above-named court and that Brent Freerks has been 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 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 23, 2024.
Brent Freerks
443 S Governor Street
Iowa City, IA 52240
Beau D. Buchholz, ICIS#: AT0009650

Attorney for Executor
Engelbrecht and Buchholz, PLLC
123 First Street SE
P.O. Box 59
Waverly, IA 50677
Date of second publication
May 9, 2024

Probate Code Section 304
* Designate Codicil(s) if any, with date(s).

Published in the Butler County Star Tribune on May 2 and 9, 2024

NOTICE OF PETITION • KAPPENMAN JVV001646

TO: CHAZ KAPPENMAN

You are notified that there is now on file in the office of the clerk of court for Butler County, a petition in case number JVV001646, which prays for a termination of your parent-child relationship to a child born on the 3rd day of September, 2014. For further details contact the clerk's office. The petitioner's attor-

ney is Brian D. Miller.

You are notified that there will be a hearing on the petition to terminate parental rights before the Iowa District Court for Butler County, at the Courthouse in Allison, Iowa, at 1:30 P.M. on the 22nd day of May, 2024. CLERK OF THE ABOVE COURT
Published in the Butler County Star Tribune on May 9 and 16, 2024

NOTICE OF PETITION • KAPPENMAN JVV001647

TO: CHAZ KAPPENMAN

You are notified that there is now on file in the office of the clerk of court for Butler County, a petition in case number JVV001647, which prays for a termination of your parent-child relationship to a child born on the 6th day of January, 2018. For further details contact the clerk's office. The petition-

er's attorney is Brian D. Miller.

You are notified that there will be a hearing on the petition to terminate parental rights before the Iowa District Court for Butler County, at the Courthouse in Allison, Iowa, at 1:30 P.M. on the 22nd day of May, 2024. CLERK OF THE ABOVE COURT
Published in the Butler County Star Tribune on May 9 and 16, 2024

PROBATE HEYENGA ESPR017530

THE IOWA DISTRICT COURT FOR BUTLER COUNTY

IN THE MATTER OF THE ESTATE OF KARL HEYENGA, A/K/A CARL W. HEYENGA, Deceased. CASE NO. ESPR017530

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

To All Persons Interested in the Estate of Karl Heyenga, a/k/a Carl W. Heyenga, Deceased, who died on or about February 10, 2024:

You are hereby notified that on April 4, 2024, the Last Will and Testament of Karl Heyenga, a/k/a Carl W. Heyenga, deceased, bearing date of January 11, 2024, was admitted to probate in the above named court and that Lisa Russell and Thomas Heyenga 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 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 24, 2024.
Lisa Russell
403 4th St.
Parkersburg, IA 50665
Thoams Heyenga
116 Devlin Cir.
Cedar Falls, IA 50613
Is// David A. Kuehner
David A. Kuehner, ICIS#: AT0004469
Attorney for Executors
Shepard, Gibson, Lievens & Kuehner
503 N Main St, PO BOX 158
Allison, IA 50602
Date of second publication
May 9, 2024
Published in the Butler County Star Tribune on May 2 and 9, 2024

BUTLER CO BOS • MINUTES 4.23.2024

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON APRIL 23, 2024.

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

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

No public comment was received. Motioned by Eddy, second by Barnett to open a Public Hearing for FY25 Proposed Budget. County Auditor, Leslie Groen, noted comments received by John Zimmerman prior to the public hearing. With no additional comments online or in the room, motioned by Eddy, second by Barnett to close the Public Hearing. All ayes. Motion carried.

Motioned by Eddy, second by Barnett to adopt Resolution 2003-2024. Roll was taken and resolution was adopted as follows:
RESOLUTION #2003-2024
ADOPTION OF BUDGET & CER-

TIFICATION OF TAXES Fiscal Year July 1, 2024 – June 30, 2025

At the meeting of the Board of Supervisors of this County, held after public hearing as required by law on April 23, 2024, the proposed budget for July 1, 2024, to June 30, 2025, 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.....	3.63000
General Supplemental.....	2.38494
Debt Service.....	0.47599
Rural Services.....	3.70318

THEREFORE, be it resolved that the motion was carried.
Upon Roll call the vote thereon was as follows:
AYES: Rusty Eddy, Wayne Dralle, Greg Barnett
NAYS: None
Said FY2025 Butler County Budget was duly adopted this 23rd day of April 2024.
Wayne Dralle, Chairman, Board of Supervisors
ATTEST: Leslie Groen, Butler County Auditor

Board considered Resolution 858-24. Auditor Groen reviewed the resolution and re-stated they were approving 50% of the compensation board recommendation for elected officials. Motioned by Barnett, second by Eddy to approve Resolution 858-24. Roll was called and the resolution was adopted as follows:
RESOLUTION #858-24
WHEREAS, the Butler County Compensation Board meets annually to recommend a compensation schedule for elected officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907, and

WHEREAS, the Butler County Compensation Board met on December 7, 2023, and made the following salary recommendations for the following elected officials for the fiscal year beginning July 1, 2024:
Elected Official, Current Salary,
Proposed Increase, Recommended Salary
Auditor, \$71729.00, 11.40%

.....	\$79906.00
County Attorney, \$100702.00, 11.40%	\$112182.00
Recorder, \$71729.00, 11.40%	\$79906.00
Sheriff, \$99131.00, 14.00%	

.....	\$113009.00
Supervisors, \$33721.00, 5.00%	\$35407.00
Treasurer, \$71729.00, 11.40%	\$79906.00

*See Compensation Board minutes for explanations regarding recommended salaries.
THEREFORE, BE IT RESOLVED that the Butler County Board of Supervisors approves the following salary adjustments for the following elected officials for the fiscal year beginning July 1, 2024:

Elected Official, Approved Salary, Approved Increase Auditor, \$75818.00	%5.70
County Attorney, \$106442.00	%5.70
Recorder, \$75818.00	%5.70
Sheriff, \$106070.00	%7.00
Supervisors, \$34564.00	%2.50
Treasurer, \$75818.00	%5.70

Approved this 23rd day of April, 2024
BUTLER County Board of Supervisors
ATTEST: Leslie Groen, Auditor
Wayne Dralle, Chairman of the Board
AYE: Rusty Eddy, Wayne Dralle, Greg Barnett
NAY: None

Board considered FY25 cost of living increase for non-elected, non-deputy employees. Motioned by Barnett, second by Eddy to approve an increase of 5.7% for all non-elected, non-deputy employees, including the IT Director. All ayes. Motion carried.

Board reviewed Sidwell Statement of Work for ArcGIS Online Development. Sara Trepp, IT Director, detailed the project. Motioned by Eddy, second by Barnett to approve the Sidwell Statement of Work for ArcGIS Online Development. All ayes. Motion carried.

Board considered request to close a Level B road. The Level B road in question is Temple Avenue east of Clarksville. John Riherd, Engineer, outlined the process to reclassify it as a level C gated road, which the County would not maintain. Motioned by Eddy, second by Barnett to set a Time and Date for a Public Hearing to consider closing the Level B road for May 21, 2024, at 9:00 a.m.

Riherd provided an Engineer's update including information regarding a subdivision near Shell Rock. He outlined the County's subdivision ordinance and the County's position

to have it remain a private road not maintained by the County. Culvert work will begin ahead of C-13 resurface project, will be hauling rock in early May, and Unverferth bridge paving approaches will be completed soon. The new Unverferth bridge could be opened in the next few weeks and then the contracted crew will begin removing the temporary structure.

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

Board acknowledged receipt of Manure Management Plan Short Form Annual Updates for Debnar Partners Farm #58831.

Motioned by Barnett, second by Eddy to adjourn the regular meeting at 9:25 A.M. to April 30, 2024 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 23, 2024.
Attest: Butler County Auditor
Chairman of the Board of Supervisors
Published in the Butler County Star Tribune on May 9, 2024

CITY OF CLARKSVILLE • AMENDMENT OF CURRENT BUDGET

NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET City of CLARKSVILLE Fiscal Year July 1, 2023 - June 30, 2024

The City of CLARKSVILLE will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2024

Meeting Date/Time: 5/20/2024 06:30 PM	Contact: Molly Bohlen	Phone: (319) 278-4531
--	------------------------------	------------------------------

Meeting Location: Clarksville City Hall
115 W Superior St.
Clarksville, IA 50619

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. Budget amendments are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult <https://dom.iowa.gov/local-gov-appeals>.

REVENUES & OTHER FINANCING SOURCES		Total Budget as Certified or Last Amended	Current Amendment	Total Budget After Current Amendment
Taxes Levied on Property	1	553,025	0	553,025
Less: Uncollected Delinquent Taxes - Levy Year	2	0	0	0
Net Current Property Tax	3	553,025	0	553,025
Delinquent Property Tax Revenue	4	0	0	0
TIF Revenues	5	0	0	0
Other City Taxes	6	103,982	0	103,982
Licenses & Permits	7	10,650	0	10,650
Use of Money & Property	8	4,100	0	4,100
Intergovernmental	9	175,888	0	175,888
Charges for Service	10	575,120	0	575,120
Special Assessments	11	0	0	0
Miscellaneous	12	1,300	0	1,300
Other Financing Sources	13	0	2,000	2,000
Transfers In	14	225,964	167,754	393,718
Total Revenues & Other Sources	15	1,650,029	169,754	1,819,783
EXPENDITURES & OTHER FINANCING USES				
Public Safety	16	261,904	0	261,904
Public Works	17	160,510	70,000	230,510
Health and Social Services	18	8,000	0	8,000
Culture and Recreation	19	237,695	11,100	248,795
Community and Economic Development	20	5,000	0	5,000
General Government	21	155,426	12,250	167,676
Debt Service	22	224,352	0	224,352
Capital Projects	23	201,258	156,000	357,258
Total Government Activities Expenditures	24	1,254,145	249,350	1,503,495
Business Type/Enterprise	25	454,503	35,000	489,503
Total Gov Activities & Business Expenditures	26	1,708,648	284,350	1,992,998
Transfers Out	27	225,964	167,754	393,718
Total Expenditures/Transfers Out	28	1,934,612	452,104	2,386,716
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out	29	-284,583	-282,350	-566,933
Beginning Fund Balance July 1, 2023	30	1,391,110	0	1,391,110
Ending Fund Balance June 30, 2024	31	1,106,527	-282,350	824,177

Explanation of Changes: Expenses: Unbudgeted road repair, unexpected lift station and water repair, increased cost of supplies due to inflation, increase in insurance premiums/claims and increase in amount of transfers to account for Ilgenfritz Storm Water Project. City Hall expenses include: generator and building repairs and purchase of new copier. Library received grant funds and will expense that for equipment.

Published in the Butler County Star Tribune on May 9, 2024

CITY OF ALLISON • AMENDMENT OF CURRENT BUDGET

NOTICE OF PUBLIC HEARING - AMENDMENT OF CURRENT BUDGET City of ALLISON Fiscal Year July 1, 2023 - June 30, 2024

The City of ALLISON will conduct a public hearing for the purpose of amending the current budget for fiscal year ending June 30, 2024

Meeting Date/Time: 5/20/2024 05:15 PM	Contact: Alexis Wiegmann	Phone: (319) 267-2245
--	---------------------------------	------------------------------

Meeting Location: Allison City Hall, 410 N Main St. Allison, Iowa 50602

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. Budget amendments are subject to protest. If protest petition requirements are met, the State Appeal Board will hold a local hearing. For more information, consult <https://dom.iowa.gov/local-gov-appeals>.

REVENUES & OTHER FINANCING SOURCES		Total Budget as Certified or Last Amended	Current Amendment	Total Budget After Current Amendment
Taxes Levied on Property	1	505,926	0	505,926
Less: Uncollected Delinquent Taxes - Levy Year	2	0	0	0
Net Current Property Tax	3	505,926	0	505,926
Delinquent Property Tax Revenue	4	0	0	0
TIF Revenues	5	0	0	0
Other City Taxes	6	105,637	0	105,637
Licenses & Permits	7	17,225	0	17,225
Use of Money & Property	8	54,875	0	54,875
Intergovernmental	9	294,885	0	294,885
Charges for Service	10	680,970	0	680,970
Special Assessments	11	0	0	0
Miscellaneous	12	163,200	0	163,200
Other Financing Sources	13	4,000,000	431,000	4,431,000
Transfers In	14	381,061	0	381,061
Total Revenues & Other Sources	15	6,203,779	431,000	6,634,779
EXPENDITURES & OTHER FINANCING USES				
Public Safety	16	156,834	23,150	179,984
Public Works	17	184,226	24,936	209,162
Health and Social Services	18	6,800	320	7,120
Culture and Recreation	19	328,591	108,034	436,625
Community and Economic Development	20	7,400	5,000	12,400
General Government	21	140,740	32,560	173,300
Debt Service	22	169,860	253,429	423,289
Capital Projects	23	4,315,485	424,532	4,740,017
Total Government Activities Expenditures	24	5,309,936	871,961	6,181,897
Business Type/Enterprise	25	590,830	391,158	981,988
Total Gov Activities & Business Expenditures	26	5,900,766	1,263,119	7,163,885
Transfers Out	27	381,061	0	381,061
Total Expenditures/Transfers Out	28	6,281,827	1,263,119	7,544,946
Excess Revenues & Other Sources Over (Under) Expenditures/Transfers Out	29	-78,048	-832,119	-910,167
Beginning Fund Balance July 1, 2023	30	2,904,202	0	2,904,202
Ending Fund Balance June 30, 2024	31	2,826,154	-832,119	1,994,035

Explanation of Changes: Other financing sources was amended due to loans that were taken out by the City for the Park and the 2023 Street project. Public Safety was amended due to a Fire Truck that needed repairs, and fuel increases for ambulance. Public Works was amended due to tree removal that was done for the City right of way, increase in price for supplies, and the new trucks that were purchased. Health and social services was amended for the senior citizen breakfast that the City contributes to as there was an increase in price due to the cost increase of items. Culture & recreation was amended starting with the Park for the new expansion that was added, the pool was amended due to the up keep costs of the pool. Community and Beautification was amended for the economic development plan that the City put into place. General Government was amended due by increasing the supplies cost for City Hall and tort liability insurance due to increasing costs. Debt Service was amended to include the first loan payments that were not in the original budget due to the timing of the loans. Capital projects was amended due to the street project payments that took place before the loan was received. Lastly, enterprise funds was increased due to water fixes that needed to be completed that were unexpected, engineering fees, and postage increases.

Published in the Butler County Star Tribune on May 9, 2024