

# PROCEEDINGS

## MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON AUG. 11, 2020.

With limited public access to the courthouse due to COVID-19, this meeting was held telephonically with the public able to participate on a limited basis. 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 a.m. by Chairman Tom Heidenwirth with members Greg Barnett and Rusty Eddy present.

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

No public comment received.

Auditor Williams reported 10 new cases since last Tuesday for a total of 125. There is one hospitalization. Age range was 23 to 77 years.

Board reviewed Northeast Iowa Workforce Area Chief Elected Officials Shared Liability Agreement. Moved by Barnett, second by Heidenwirth to approve the following:

### RESOLUTION No. 964

A RESOLUTION PROVIDING FOR COOPERATION WITH OTHER GOVERNMENTAL UNITS IN THE CREATION AND OPERATION OF THE SERVICE DELIVERY NORTHEAST IOWA WORKFORCE AREA CONSORTIUMS

WHEREAS, the Governor of Iowa determined that the counties of Allamakee, Black Hawk, Bremer, Buchanan, Butler, Cerro Gordo, Chickasaw, Clayton, Delaware, Dubuque, Fayette, Floyd, Franklin, Grundy, Hancock, Howard, Mitchell, Winnebago, Winneshiek and Worth shall comprise Local Workforce Development Northeast Iowa Workforce Area pursuant to the WIOA of 2014, and

WHEREAS, the WIOA of 2014 requires, and Chapter 28E, Code of Iowa (2019) allow, units of local government to indicate their joint participation in the WIOA, by executing a joint exercise of powers agreement in accordance with those laws and regulations, and

WHEREAS, the heretofore-named counties desire to participate in, and be a member of Northeast Iowa Workforce Area as designated by the Governor:

NOW, THEREFORE, BE IT RESOLVED BY the county of Butler, Iowa that it does hereby pledge its cooperation with the governing bodies of other cooperating governmental units in the creation and operation of the Chief Elected Official Northeast Iowa Workforce Area Board by adopting the Articles of Agreement of such Board which is attached hereto and by this reference made a part hereof.

UPON Roll Call the vote thereon was as follows:

AYES: Tom Heidenwirth, Rusty Eddy, Greg Barnett

NAYS: None

PASSED AND APPROVED THIS 11<sup>TH</sup> DAY OF August, 2020.

ATTEST:

Lizabeth Williams, County Auditor  
Josh Budke and Stacie Brass from the Accel Group discussed mid-year, pre-renewal numbers. Josh will meet with Insurance Committee in the near future to discuss possible plan changes.

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

Moved Barnett, second by Eddy to adjourn the meeting at 9:30 a.m.. to Tuesday, Aug. 18, 2020, at 9 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 Aug. 11, 2020.

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# PROCEEDINGS

**OFFICIAL PROCEEDINGS  
CLARKSVILLE COMMUNITY  
SCHOOL BOARD OF EDUCATION  
UNAPPROVED MINUTES  
AUGUST 17, 2020**

The regular board meeting was called to order by President Justin Clark at 5:30 p.m., in the Room #109. Board members present were Justin Clark, Phil Barnett, Brandon Kampman and Shelley Maiers; others present were Superintendent Joel Foster, Business Manager/Board Secretary Shellee Bartlett, Principal Keith Reuter, Bob Bartlett, Ashton Henningsen, Brenda Meyer and Bethany Carson. Board member absent: Tim Backer.

Moved by Barnett, seconded by Kampman, to approve the agenda. Carried unanimously.

Moved by Kampman, seconded by Maiers, to approve minutes from July 20, 2020 and July 27, 2020 meetings. Carried unanimously.

Moved by Barnett, seconded by Maiers, to approve July 2020 financial reports and August 2020 bill listing. Carried unanimously.

Moved by Maiers, seconded by Kampman, to approve the following resignations: Brenda Whiteside, associate; Julie Bluhm, media associate; the following personnel recommendations: Christina Cortez, concessions at \$1,671 (Step 0, 6 percent); Pam Folkerts, associate at \$12 per hour. Carried unanimously.

Moved by Barnett, seconded by Kampman, to approve the open enrollment application for Charlotte Wagoner to Nashua-Plainfield CSD. Carried unanimously.

Moved by Maiers, seconded by Barnett, to approve facility request from the Booster Club for tailgating before the football game on Oct. 9, 2020. Carried unanimously.

Moved by Barnett, seconded by Kampman, to approve the purchase of a 2020 Ford Escape at \$22,916 and 2020 Ford Transit Van all-wheel drive at \$35,153 from Bill Colwell Ford. The school will take bids on selling the 2010 Ford Fusion and 2010 Dodge Caravan with minimum bid for trade-in value. Carried unanimously.

Moved by Kampman, seconded by Barnett, to approve pouring concrete in front

of the concession stand at \$5,694 from Wordes Concrete. Carried unanimously.

Moved by Kampman, seconded by Maiers, to approve the following update to the Return to Learn plan: volleyball spectators will be required to wear face coverings when entering the building and in the common area. Face coverings may be removed when social distancing in the designated pods areas in the stands. Concession stand workers will be required to wear face coverings. Masks will be available to purchase when entering the building at the gate. Ticket takers are required to wear facing covers and gloves. Football spectators – social distancing and face coverings are highly recommended but not required. Ticket takers will be required to wear face coverings and gloves. Carried unanimously.

Moved by Maiers, seconded by Kampman, to adjourn at 6:24 p.m.

The tentative date for the next regular board meeting is Sept. 21, 2020 at 5:30 p.m.

**Clarksville Community School  
August 2020 Vendor Report**

Amazon, Supplies.....	897.33
Barnett Sandblasting & Paint, Goal Post Painting.....	950.00
Behrends, Sarah, Prom Supplies.....	211.01
Blick Art Materials, Art Supplies.....	1,719.75
Butler County Solid Waste, Waste Removal.....	495.00
Butler-Bremer Communications, Telephone.....	275.90
Casey's Business MasterCard, Fuel.....	816.62
City Of Clarksville, Water/Sewer.....	1,096.26
Clarksville CSD - General, Payroll.....	39.30
Endzone Camera LLC, Camera Repairs.....	225.00
Farmer's Coop, Grass Seed.....	1,048.00
Greene Recorder, The, Publications.....	57.38
Iowa Association of Track Coaches, Membership.....	50.00
Iowa Girls HS Athletic Union, SB Reg Gate.....	7,266.00
Iowa Schools Building & Grounds Association, Membership.....	300.00

Iowa Sports Supply Company, Supplies.....	990.00
Iowa State Bank Insurance Agency, Insurance.....	375.00
Jendro, Waste Removal.....	32.00
John Deere Financial, Supplies.....	52.06
Johnson Controls, Inspection.....	727.10
Kuta Software LLC, Supplies.....	233.00
Learning A-Z, Renewal.....	230.90
LeeAnn Hoodjer, Non Public Transportation.....	1,311.11
Marco Inc, Copier Lease.....	968.97
Maximum Sight & Sound inc., Speakers.....	5,776.90
Mid-America Publishing Co, Publications.....	327.98
MidAmerican Energy Co, Electric.....	1,404.06
Miller True Value Hardware, Supplies.....	42.53
One Source, Background Checks.....	202.50
Quill Corporation, Supplies.....	717.81
Redline Auto, Maintenance.....	684.36
Savvas Learning Co LLC, Curriculum.....	2,504.51
School Specialty Inc, Supplies.....	2,194.68
Stanley Roofing Inc, Roof Renovation.....	24,922.00
Strauser, Deb, Non Public Transportation.....	473.49
Symmetry Energy Solutions LLC, Natural Gas.....	1,271.23
Teaching Strategies, Supplies.....	376.20
U.S. Cellular, Cell Phone.....	60.28
Victory Paddle Co, Inc., Supplies.....	113.55
VISA, Rooms/Shields/Supplies.....	5,215.13
Vogel Irrigation Company, Repairs.....	165.95
Waste Management, Waste Removal.....	77.81
Weber Paper Company, Supplies.....	109.14
Wilken Welding & Repair, Moving Goal Post & Repairs.....	2,474.10
<b>REPORT TOTAL.....</b>	<b>\$69,481.90</b>
Approved by Board of Education Board President Board Secretary	

# PUBLIC NOTICE

## NOTICE OF SHERIFF'S LEVY AND SALE

STATE OF IOWA

IOWA DISTRICT COURT

BUTLER COUNTY

CASE NUMBER: EQCV021667

CIVIL NUMBER: 20-000229

SPECIAL EXECUTION

United State of America acting through  
Rural Housing Service, United States  
Department of Agriculture

vs.

Scot S. Dralle, Sarah M. Dralle, ABCM  
Corp., D/B/A Allison Therapy Center, and  
Morts Plumbing and Heating

As a result of the judgment rendered in  
the above referenced court case, an ex-  
ecution was issued by the court to the  
Sheriff of this county. The execution or-  
dered the sale of defendants' Real Estate  
to satisfy the judgment. The property to  
be sold is described below:

Lot Seventeen (17) and the west twen-  
ty-five (W. 25) feet of Lot Eighteen (18) in  
High School Addition to Greene, Butler  
County, Iowa

Judgment in REM

Property Address: 2 High School Blvd.,  
Greene, IA 50636

The described property will be offered  
for sale at public auction for cash only as  
follows:

Date of Sale: Sept. 17, 2020

Time of Sale: 10 a.m.

Place of Sale: Butler County Sheriff's  
Office, 428 Sixth St., Allison, IA 50602

This sale not subject to redemption.

Judgment Amount: \$65,715.57

Costs: \$8,082.44

Accruing Costs: PLUS

Interest: \$466.76

Sheriff's Fees: Pending

Attorney: Mitchell Taylor

420 N. Roosevelt Ave., Ste

Burlington, IA 50601

Date: Aug. 3, 2020

/s/Jason S. Johnson

Butler County Sheriff

TJ-34, 35

# PUBLIC NOTICE

## NOTICE OF SHERIFF'S LEVY AND SALE

STATE OF IOWA

IOWA DISTRICT COURT

BUTLER COUNTY

CASE NUMBER: EQCV021710

CIVIL NUMBER: 20-000233

SPECIAL EXECUTION

Citibank, N.A., As Trustee for CMLTI As-  
set Trust

vs.

Ryan S. Klinghammer, and Kali L. Kling-  
hammer, A.K.A., Kali L. Jensen

As a result of the judgment rendered in  
the above referenced court case, an ex-  
ecution was issued by the court to the  
Sheriff of this county. The execution or-  
dered the sale of defendants' Real Estate  
to satisfy the judgment. The property to  
be sold is described below:

North fifty-nine feet (N. 59 ft.) of Lot Six  
(6), in Block Twenty-six (26), King's Addi-  
tion to Clarksville, Iowa

Judgment in REM

Property Address: 508 N. Elizabeth St.,  
Clarksville, IA 50619

The described property will be offered  
for sale at public auction for cash only as  
follows:

Date of Sale: Sept. 17, 2020

Time of Sale: 11 a.m.

Place of Sale: Butler County Sheriff's  
Office, 428 Sixth St., Allison, IA 50602

This sale not subject to redemption.

Judgment Amount: \$78,330.42

Costs: \$4,813.57

Accruing Costs: PLUS

Interest: \$969.47

Sheriff's Fees: Pending

Attorney: Janelle G. Ewing

925 E. Fourth St.

Waterloo, IA 50703

Date: Aug. 3, 2020

/s/Jason S. Johnson

Butler County Sheriff

TJ-34, 35

# PROBATE

## NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTORS, AND NOTICE TO CREDITORS

**CASE NO. ESPR017091**

THE IOWA DISTRICT COURT BUTLER  
COUNTY

IN THE MATTER OF THE ESTATE  
OF MARLENE J. VANDERWERF, De-  
ceased.

To All Persons Interested in the Estate  
of Marlene J. Vanderwerf, Deceased,  
who died on or about July 25, 2020:

You are hereby notified that on the 10<sup>th</sup>  
day of August, 2020, the last will and tes-  
tament of Marlene J. Vanderwerf, de-  
ceased, bearing the date of the 19<sup>th</sup> day  
of April, 1984, was admitted to probate in  
the above named court and that Randy  
(Randall) Vanderwerf and Jeffrey Van-  
derwerf were appointed executors of  
the estate. Any action to set aside the  
will must be brought in the district court  
of said county within the later to occur of  
four months from the date of 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 rea-  
sonably 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 un-  
dersigned, and creditors having claims  
against the estate shall file them with the  
clerk of the above named district court,  
as provided by law, duly authenticated,  
for allowance, and unless so filed by the  
later to occur of four months from the  
second publication of this notice or one  
month from the date of mailing of this no-  
tice (unless otherwise allowed or paid) a  
claim is thereafter forever barred.

Dated this 13<sup>th</sup> day of August, 2020

Randy (Randall) Vanderwerf

4290 Queen Ave. S

Minneapolis, MN 55410

Jeffrey Vanderwerf

111 High Country Rd.

Decatur, TX 76234

Executors of Estate

Russell J. Hinze, #AT0003505

Attorney for Executors

Snow, Knock, Sevcik & Hinze

120 Hudson Rd., P.O. Box 607

Cedar Falls, IA 50613

Date of second publication 27<sup>th</sup> day of  
August, 2020.

TJ-34, 35

# PROBATE

**NOTICE OF PROBATE OF WILL,  
OF APPOINTMENT OF EXECUTORS,  
AND NOTICE TO CREDITORS  
CASE NO. ESPR017092**

THE IOWA DISTRICT COURT BUTLER  
COUNTY

IN THE MATTER OF THE ESTATE OF  
RANDALL G. SCHONEMAN, Deceased.

To All Persons Interested in the Estate  
of Randall G. Schoneman, Deceased,  
who died on or about July 23, 2020:

You are hereby notified that on the 10<sup>th</sup>  
day of August, 2020, the last will and tes-  
tament of Randall G. Schoneman, de-  
ceased, bearing the date of the 26<sup>th</sup> day  
of March, 2005, was admitted to probate  
in the above named court and that Dale  
Schoneman and Shane Schoneman  
were appointed executors of the estate.  
Any action to set aside the will must be  
brought in the district court of said coun-  
ty 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 ascer-  
tainable, or thereafter be forever barred.

Notice is further given that all persons  
indebted to the estate are requested  
to make immediate payment to the un-  
dersigned, and creditors having claims  
against the estate shall file them with the  
clerk of the above named district court,  
as provided by law, duly authenticated,  
for allowance, and unless so filed by the  
later to occur of four months from the  
second publication of this notice or one  
month from the date of mailing of this no-  
tice (unless otherwise allowed or paid) a  
claim is thereafter forever barred.

Dated this 13<sup>th</sup> day of August, 2020

Dale Schoneman  
602 Walnut St.  
Allison, IA 50602  
Shane Schoneman  
502 W Jefferson  
Clarksville, IA 50619  
Executors of Estate

Beau D. Buchholz, ICIS#: AT0009650  
Attorney for Executors  
Engelbrecht and Buchholz, PLLC  
123 First St. SE, P.O. Box 59  
Waverly, IA 50677

Date of second publication 27<sup>th</sup> day of  
August, 2020.

# **PUBLIC NOTICE**

## **PUBLIC HEARING NOTICE CITY OF SHELL ROCK**

Notice is hereby given that a public hearing will be held by the City Council of the City of Shell Rock, Iowa in the City Council Chambers located at 802 N Public Road in Shell Rock, Iowa at 7 p.m., on Sept. 8, 2020. The purpose of this hearing is to solicit citizen input on a proposed draft of AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SHELL ROCK, IOWA, BY AMENDING PROVISIONS IN CHAPTER 160 RELATING TO FLOOD PLAIN MANAGEMENT.

Any persons wishing to be heard on this matter will be afforded the opportunity to be heard. Written comments will be accepted through 1 p.m., the day of the public hearing. Comments may be sent to City Hall, P.O. Box 522, 802 N Public Rd., Shell Rock, IA 50670. Oral questions or comments can be directed to City Hall at 319-885-6555.

Marilyn Hardee, City Clerk

CS-35

# PROCEEDINGS

## OFFICIAL PROCEEDINGS CITY OF SHELL ROCK REGULAR MEETING MINUTES AUGUST 17, 2020

Mayor Larry Young called the regular meeting to order at 6 p.m., in the Hoyt Elliot Memorial Shelter House at 122 W. Water Street with the Pledge of Allegiance. Council members Donald Bonzer, Robyn Holden, Michael Klinefelter, Jared Krull, and Garrett Schuldt were present. City Attorney Bruce Toenjes, Public Works Director Mike Tellinghuisen, Brian Schoon of INRCOG, and Casey Reints were in the audience.

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

Brian Schoon from INRCOG discussed the current zoning districts and zoning ordinance with the council. Council will review the options for the addition of different zoning districts and decide on possible changes to the zoning ordinance at a future meeting and if changes are to be made, then sending the matter to the Planning and Zoning Committee.

West Water Street road and right of way width discrepancies between individual property owner's abstracts and the Butler County map overlay were discussed. Council member Holden will discuss these issues with the Butler County Auditor's Office to try to get these issues resolved.

Motion by Schuldt seconded by Holden to approve a change request for the Shell Rock Community Aquatic Center to add an additional family restroom onto the equipment building in the amount of \$30,390. The reason for this request is that there needed to be an additional urinal in the men's restroom due to the state requirements and USAquatics not having the additional urinal in the original plans. The cost for adding an additional urinal in the men's restroom would be \$17,560, therefore the council decided on an entire additional restroom. Ayes-Bonzer, Holden, Klinefelter, and Schuldt. Nays-None. Abstain-Krull, due to conflict of interest. Motion carried.

The council agreed to offer the use of the Boyd Building to the Butler County Court System, if needed during this COVID-19 pandemic.

Council expressed appreciation to Molly Muntefering and Patricia Franzen for volunteering in weeding some of the areas between the Shell Rock sign and the Kwik Star. There will be a community weed pulling day on Aug. 29 to pull more weeds in these areas. Please visit the city's website for more details.

Motion by Schuldt seconded by Bonzer to adjourn at 7:43 p.m. Ayes-Bonzer, Holden, Klinefelter, Krull, and Schuldt. Nays-None. Motion carried.

ATTEST:

Larry Young, Mayor

Marilyn Hardee, City Clerk