

# PROCEEDINGS

## MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON SEPT. 22, 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 member Rusty Eddy present. Greg Barnett was present telephonically.

Minutes of the two previous meetings were read. Moved by Barnett, second by Eddy to approve same. All ayes. Motion carried.

Public comment was Leslie Groen asking about grants and reimbursements opportunities for the County. Auditor Williams reported that elections did not qualify for the CARES Grant dollars and are looking at Center for Tech and Civic Life Grant. She also wondered if the polling places were staffed. Auditor Williams reported that they are.

Director of Public Health Jennifer Becker reported 17 positive case since last week at this time with 18 recovered and two hospitalized for 5.6 percent positivity rate. Department Heads will meet Friday to discuss opening the courthouse and will provide a recommendation to the Board of Supervisors on Tuesday, Sept. 29, 2020.

Board reviewed the REAP Report with Conservation Director Mike Miner.

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

Board acknowledged receipt of Manure Management Plan Annual Updates for Steere West Finisher Farm and Wessels Finisher Farm.

Moved by Eddy, second by Heidenwirth to adjourn the meeting at 9:18 a.m. to Tuesday, Sept. 29, 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 Sept. 22, 2020.

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# PUBLIC NOTICE

## CITY OF CLARKSVILLE

### EXPENDITURES: SEPTEMBER 2020

|  |            |
|--|------------|
| EFTPS, Fed/FICA Tax.....                                     | \$6,949.04 |
| Mackey, Barry, Supplies.....                                 | \$8.07     |
| Clarksville Ambulance, Calls & Fees .....                    | \$1,644.00 |
| Clarksville Lumber Co, Inc, Supplies .....                   | \$11.73    |
| US Post Office, Postage.....                                 | \$210.00   |
| Doug's Heating & Cooling, Building Repairs/Toilet Cover..... | \$201.32   |
| Kenny Bloker Masonry, Sidewalk Repairs.....                  | \$4,744.00 |
| Mike Molstead Motors, Inc, Ambulance Maintenance.....        | \$297.12   |
| Boy Scout Troop 53, Recycling Station..                      | \$220.00   |
| Butler-Grundy Development, Contribution.....                 | \$1,441.00 |
| Butler Co Solid Waste, Landfill.....                         | \$5,036.50 |
| Butler-Bremer Comm., Phones.....                             | \$441.87   |
| Emergency Medical Product, Medical Supplies.....             | \$2,176.20 |
| Hoppy's Auto Parts, Supplies.....                            | \$9.25     |
| Ingram Library Services, Books.....                          | \$610.64   |
| Iowa Depart. Of Revenue, State Tax .....                     | \$1,193.00 |
| Iowa Prison Industries, Stop Signs .....                     | \$378.95   |
| IPERS, IPERS.....  | \$4,075.83 |
| Jendro Sanitation Service, Garbage Pickup.....               | \$6,093.42 |
| Marco Technologies LLC, Copier Maintenance.....              | \$98.63    |
| Mid-America Publishing, Publications ...                     | \$281.04   |
| MidAmerican Energy, Utilities .....                          | \$3,839.74 |
| Ryan Exterminating, Inc, Exterminating Service .....         | \$45.00    |
| Sandry Fire Supply LLC, Equipment.....                       | \$814.50   |
| Roberts, Stevens &, Attorney Fees.....                       | \$500.40   |
| Superior Welding Supply, Oxygen .....                        | \$225.00   |
| The Library Store, Inc, Supplies.....                        | \$200.49   |
| US Cellular, Cell Phones .....                               | \$178.88   |
| Utility Equipment Company, Supplies .....                    | \$246.23   |
| Visa, Postage, Supplies.....                                 | \$512.69   |
| Waverly Health Center, Mutual Aid .....                      | \$700.00   |
| Wellmark Bcbs, Group Insurance .....                         | \$6,036.68 |
| Butler Co Visions, Contribution.....                         |            |

|   |                    |
|---|--------------------|
| .....   | \$100.00           |
| Waverly Newspapers, Maintenance Ad ..         | \$152.64           |
| MidAmerica Books, Books .....                 | \$188.50           |
| IA State Bank, Ach Fee .....                  | \$15.00            |
| BMC Aggregates L.C., Road Rock.....           | \$438.11           |
| Main Street Auto Repair, Car Repairs....      | \$152.51           |
| Casey's Business Mastercd, Gasoline...        | \$509.89           |
| Hoodjer, Bruce, Cemetery Headstone Maint..... | \$1,500.00         |
| PCC, Ambulance Billing .....                  | \$2,398.71         |
| Deposit Refunds, Refund Date 09/21/2020.....  | \$184.89           |
| Payroll Checks, Total Payroll Checks .....    | \$21,388.46        |
| <b>TOTAL.....</b>                             | <b>\$76,449.93</b> |

### EXPENDITURES BY FUNDS

|                                |                    |
|--------------------------------|--------------------|
| General Fund Fund.....         | \$38,974.69        |
| Road Use Tax Fund .....        | \$10,514.09        |
| Employee Benefits Fund.....    | \$5,567.15         |
| Water Utility Fund .....       | \$5,266.87         |
| Customer Deposit Fund Fund ... | \$184.89           |
| Sewer Utility Fund.....        | \$4,592.32         |
| Garbage Utility Fund.....      | \$11,349.92        |
| <b>TOTAL.....</b>              | <b>\$76,449.93</b> |

### RECEIPTS

|   |                     |
|---|---------------------|
| General Fund .....                      | \$50,379.29         |
| Road Use Tax Fund .....                 | \$20,436.25         |
| Employee Benefits Fund.....             | \$15,895.26         |
| Emergency Levy Fund.....                | \$0.00              |
| Lost (35%) Property Impr-Tax Fund ..... | \$3,445.69          |
| Lost (30%) Recreation-Tax Fund.....     | \$2,953.45          |
| Lost (35%) Tax Relief - Tax Fund .....  | \$3,445.69          |
| Economic Development Fund .....         | \$0.00              |
| 2016 Flood .....                        | \$0.00              |
| 2016 Housing Rehab .....                | \$0.00              |
| 2017 Buyout Program .....               | \$0.00              |
| 2017 City Hall Fire.....                | \$0.00              |
| Debt Service Fund.....                  | \$18,894.06         |
| Building Projects Fund.....             | \$0.00              |
| Equipment Projects Fund .....           | \$0.00              |
| Perpetual Care Fund .....               | \$0.00              |
| Water Utility Fund .....                | \$14,409.35         |
| Customer Deposit Fund.....              | \$300.00            |
| Water (Tower Lease) Fund .....          | \$302.50            |
| Sewer Utility Fund.....                 | \$11,118.73         |
| Garbage Utility Fund.....               | \$12,983.20         |
| Storm Water Drainage Util Fund .....    | \$4,350.78          |
| <b>TOTAL.....</b>                       | <b>\$158,914.25</b> |

Attest:

Lori A. Peterson, CMC  
City Clerk/Treasurer

# PROCEEDINGS

## OFFICIAL PROCEEDINGS CITY OF CLARKSVILLE UNAPPROVED MINUTES OCTOBER 5, 2020

The Clarksville City Council met in regular session on Oct. 5, 2020, in the City Council Chambers at 6:30 p.m., with Mayor Kenneth Smith in the chair and Council Members Roger Doty, Todd Fails, Brock Lodge, and Larry Voigts present.

Motion Voigts, Doty, to approve and adopt the items contained in the Consent Agenda: Motion to approve minutes (Sept. 8, 2020, and Sept. 21, 2020).

RCV – Ayes: Doty, Fails, Lodge, and Voigts. Nays: None. MC.

Motion Fails, Doty, to adopt Resolution 20-734: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLARKSVILLE, IOWA, TO APPROVE AMENDING BURIAL HOURS AT THE LYNWOOD CEMETERY.

BE IT RESOLVED, by the City Council of the City of Clarksville, Iowa:

A. The price of lots within the Lyn-Wood Cemetery:

1. The price of lots within the Lyn-Wood Cemetery shall be \$300 for each grave space within the lot.

2. The price of lots within the Babyland section of the Lyn-Wood Cemetery shall be \$200.00 for each grave space.

3. Price includes perpetual care set at ten percent (10%) of the cost per gravesite.

B. The fee set for opening and closing:

1. The fee for opening and closing shall be \$450 on weekdays and \$750 on Saturdays and after hours. Sundays, City observed holidays, and holiday weekends excluded. There will be an additional \$150 fee if the ground needs to be thawed.

2. The fee for opening and closing for infants or cremations shall be \$250 on weekdays and \$550 on Saturdays and after hours. Sundays, City observed holidays, and holiday weekends excluded. There will be an additional \$150 fee if the ground needs to be thawed.

C. Cemetery maintenance staff is available Monday-Friday from 8 a.m. to 3 p.m. and Saturdays from 8 a.m. to 12 p.m.

This resolution shall be effective Oct. 5, 2020.

PASSED and ADOPTED this 5<sup>th</sup> day of October, 2020.

RCV – Ayes: Doty, Fails, Lodge, and Voigts. Nays: None. MC.

Will Billington attended meeting due to nuisance letter he had received. Council agreed to let him keep the trampoline ring, and a wooden wire roll that is being used as a table.

Motion Lodge, Voigts, to table Agreement for Services with PeopleService, Inc., 209 S. 19<sup>th</sup> St., Suite 555, Omaha, NE 68102, for the operational oversight of the City of Clarksville's water and wastewater utility systems.

RCV – Ayes: Doty, Fails, Lodge, and Voigts. Nays: None. MC.

Motion Fails, Lodge, to approve driveway extension building permit for Ray Petersen, 423 W. Weare St.

RCV – Ayes: Doty, Fails, Lodge, and Voigts. Nays: None. MC.

Motion Doty, Voigts, to accept resignation from Lee Engel as Part-time Maintenance Help.

RCV – Ayes: Doty, Fails, Lodge, and Voigts. Nays: None. MC.

Motion Fails, to adjourn the regular City Council meeting at 7:14 p.m.

ATTEST:

Kenneth A. Smith, Mayor

Kayla Hinders, Deputy City Clerk

# PUBLIC NOTICE

## CITY OF CLARKSVILLE

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Attest:

Lori A. Peterson, CMC  
City Clerk/Treasurer

# PUBLIC NOTICE

## NOTICE OF SHERIFF'S LEVY AND SALE

STATE OF IOWA

IOWA DISTRICT COURT

BUTLER COUNTY

CASE NUMBER: EQCV021706

CIVIL NUMBER: 20-000278

SPECIAL EXECUTION

Amerhome Mortgage Company, LLC  
vs.

Josephy R. Hugill and Jenny L. Hugill  
also known as Jenny Hugill; Parties in  
Possession

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 19 in Wright's Addition to Parkers-  
burg, Iowa

Judgment in REM

Property Address: 211 Wright St., Park-  
ersburg, IA 50665

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

Date of Sale: Nov. 12, 2020

Time of Sale: 11 a.m.

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

This sale is not subject to Redemption.

Judgment Amount: \$130,870.65

Costs: \$12,222.51

Accruing Costs: PLUS

Interest: \$1,653.81

Sheriff's Fees: Pending

Attorney: Benjamin W. Hopkins

1350 NW 138<sup>th</sup> St., Ste 100

Clive, IA 50325

515-222-9400

Date: Sept. 24, 2020

/s/Jason S. Johnson

Butler County Sheriff

TJ-41, 42

# 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 3<sup>rd</sup> day of September, 2020

Dale Schoneman

620 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 15<sup>th</sup> day of  
October, 2020.

TJ-41, 42

# PROBATE

**NOTICE OF PROBATE OF WILL,  
OF APPOINTMENT OF EXECUTORS,  
AND NOTICE TO CREDITORS  
CASE NO. ESPR017109**

THE IOWA DISTRICT COURT BUTLER  
COUNTY

IN THE MATTER OF THE ESTATE OF  
JAMES SCALLON, Deceased.

To All Persons Interested in the Estate  
of James Scallon, Deceased, who died  
on or about Sept. 13, 2020:

You are hereby notified that on the 30<sup>th</sup>  
day of September, 2020, the last will  
and testament of James Scallon, de-  
ceased, bearing the date of the 11<sup>th</sup> day  
of July, 2020, was admitted to probate in  
the above named court and that Thom-  
as Scallon III and Thomas Scallon were  
appointed executors of the estate by Or-  
der of the Court dated Sept. 29, 2020.  
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 30<sup>th</sup> day of September, 2020.

Thomas Scallon III  
106 Justin Dr.  
San Francisco, CA 94112  
Thomas Scallon  
2104 NW 146<sup>th</sup> St.  
Clive, IA 50325  
Executors of Estate

Martin Petersen, ICIS#: AT0006109  
Attorney for the Executors  
Klinkenborg & Hansmann  
1201 Hwy. 57, P.O. Box 682  
Parkersburg, IA 50665

Date of second publication 15<sup>th</sup> day of  
October, 2020.