

Proceedings

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON AUGUST 22, 2017.

Meeting called to order at 9:00 a.m. by Chairman Tom Heidenwirth with member Greg Barnett present. Member Rusty Eddy was absent. Also present were Conservation Director Mike Miner, Greg Forbes, Parkersburg Eclipse and Fern Myers, Allison, Iowa.

Minutes of the previous meeting were read and approved as read.

Board reviewed REAP report with Conservation Director Mike Miner.

Board met with Engineer John Riherd to consider the following construction plans:

1) Moved by Heidenwirth, second by Barnett to accept the recommendation of Engineer Riherd and approve BROS-C012(102)--5F-12 ~ Bridge Replacement on 265th Street west of Sinclair Avenue. Eddy was absent. Motion carried.

2) Moved by Barnett, second by Heidenwirth to accept the recommendation of Engineer Riherd and approve BROS-C012(103)--8J-12 ~ Bridge Replacement on Forest Avenue north of Highway 57. Eddy was absent. Motion carried.

3) Moved by Barnett, second by Heidenwirth to accept the recommendation of Engineer Riherd and approve BROS-C012(104)--5F-12 ~ Triple Cell Box Culvert on Holly Avenue south of Aplington. Eddy was absent. Motion carried.

Board approved claims as submitted. Board acknowledged receipt of Manure Management Plan Annual Updates for Kramer Finisher Farm; RB/Schrage #2 Finisher Farm; RB/Knock Finisher Farm; Jefferson Finisher Farm; Quarry Finisher Farm; Jensen Finisher Farm; RB Sass Finisher Farm and Kampman Site.

Acknowledge withdrawal of Original Manure Management Plan and authorization to build for the Lovrien Site in Section 24-93-16 in Dayton Township.

Moved by Barnett, second by Heidenwirth to adjourn the meeting at 10:04 A.M. to Tuesday, August 29, 2017 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 August 22, 2017.

TJ/CS 36-1

PROBATE

THE IOWA DISTRICT COURT BUTLER COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF MARVIN M BUCHHOLZ, Deceased Probate No. ESPR016720

To All Persons Interested in the Estate of Marvin M Buchholz, Deceased, who died on or about June 30, 2017:

You are hereby notified that on August 22, 2017, the last will and testament of Marvin M Buchholz, deceased, bearing date of October 1, 2013, was admitted to probate in the above named court and that Karl A Nelson 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 August 22, 2017.
 Executor of the Estate
 Karl A Nelson
 P O Box 230
 Shell Rock IA 50670
 Karl A Nelson, #AT0005659
 Attorney for the Executor
 Nelson & Toenjes
 209 S Cherry St
 Shell Rock IA 50670-0230
 Date of second publication:
 September 7, 2017
 Probate Code Section 304

CS 35-2

Proceedings

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON AUGUST 15, 2017.

Meeting called to order at 9:00 a.m. by Chairman Tom Heidenwirth with members Rusty Eddy and Greg Barnett present. Also present were Engineer John Riherd, Treasurer Vicki Schoneman, Greg Forbes, Parkersburg Eclipse, Tom Newhall and Dennis Mennen, Dumont, Iowa and Fern Myers, Allison, Iowa.

Minutes of the previous meeting were read and approved as read.

Tax sale was held on abandoned railroad property in Dumont. Tax Sale Certificate of Purchase 94-629 went to Tom Newhall for \$1,000 plus \$10 Assignment Fee. Dennis Mennen bid \$800.

Moved by Barnett, second by Heidenwirth to accept recommendation of Engineer Riherd and approve DOT Detour Agreement for project on Hwy 14 north of C23. All ayes. Motion carried.

Staff meeting was held. Board approved claims as submitted. Acknowledge receipt of Original Manure Management Plans for RIG 2 West in the NW¼ of the SW¼ of Section 2-93-18 of Bennezette Township and RIG East in the SE¼ of the NW¼ of Section 2-93-18 of Bennezette Township.

Acknowledge receipt of Manure Management Plan Annual Update for Snow Rock Dairies.

Moved by Eddy, second by Heidenwirth to adjourn the meeting at 9:51 A.M. to Tuesday, August 22, 2017 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 August 15, 2017.

CS 36-1

Proceedings

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON AUGUST 22, 2017.

Meeting called to order at 9:00 a.m. by Chairman Tom Heidenwirth with member Greg Barnett present. Member Rusty Eddy was absent. Also present were Conservation Director Mike Miner, Greg Forbes, Parkersburg Eclipse and Fern Myers, Allison, Iowa.

Minutes of the previous meeting were read and approved as read.

Board reviewed REAP report with Conservation Director Mike Miner.

Board met with Engineer John Riherd to consider the following construction plans:

1) Moved by Heidenwirth, second by Barnett to accept the recommendation of Engineer Riherd and approve BROS-C012(102)--5F-12 ~ Bridge Replacement on 265th Street west of Sinclair Avenue. Eddy was absent. Motion carried.

2) Moved by Barnett, second by Heidenwirth to accept the recommendation of Engineer Riherd and approve BROS-C012(103)--8J-12 ~ Bridge Replacement on Forest Avenue north of Highway 57. Eddy was absent. Motion carried.

3) Moved by Barnett, second by Heidenwirth to accept the recommendation of Engineer Riherd and approve BROS-C012(104)--5F-12 ~ Triple Cell Box Culvert on Holly Avenue south of Aplington. Eddy was absent. Motion carried.

Board approved claims as submitted.

Board acknowledged receipt of Manure Management Plan Annual Updates for Kramer Finisher Farm; RB/Schrage #2 Finisher Farm; RB/Knock Finisher Farm; Jefferson Finisher Farm; Quarry Finisher Farm; Jensen Finisher Farm; RB Sass Finisher Farm and Kampman Site.

Acknowledge withdrawal of Original Manure Management Plan and authorization to build for the Lovrien Site in Section 24-93-16 in Dayton Township.

Moved by Barnett, second by Heidenwirth to adjourn the meeting at 10:04 A.M. to Tuesday, August 29, 2017 at 9:00 A.M. Motion carried.

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Sheriff's Sale

Notice of Sheriff's Levy and Sale IN THE IOWA DISTRICT COURT IN AND FOR BUTLER COUNTY STATE OF IOWA

BUTLER COUNTY Iowa District Court Butler County Case #: EQCV021227

Civil #: 17-000368 Special Execution WELLS FARGO BANK, N.A., BY GREEN TREE MORTGAGE LOAN TRUST 2005-HE1

VS. MARVIN F. HOMEISTER, PATRICIA L. HOMEISTER; PARTIES IN POSSESSION; GREEN TREE FINANCIAL SERVICING CORPORATION NKA KITECH FINANCIAL LLC, ET AL

As a result of the judgment rendered in the above referenced court case, an execution was issued by the court to the Sheriff of this county. The execution ordered the sale of defendant's Real Estate, Described Below

To satisfy the judgment. The Property to be sold is:

LOT NUMBER TWENTY-FOUR (24) IN SCHULD T ADDITION TO SHELL ROCK, IOWA, BUTLER COUNTY, IOWA

JUDGMENT IN REM Property Address: 1024 TRIANGLE DRIVE, SHELL ROCK, IA 50670

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

Sale Date: October 12, 2017

Sale Time: 11:00 a.m.

Place of Sale: BUTLER COUNTY SHERIFF'S OFFICE, 428 6TH ST., ALLISON, IA 50602

This sale not subject to Redemption.

Property exemption: Certain money or property may be exempt. Contact your attorney promptly to review specific provisions of the law and file appropriate notice, if acceptable.

Judgment Amount: \$41,826.25

Costs: \$9,380.88

Accruing Costs PLUS

Interest: \$10,880.97

Sheriff's Fees: Pending

Attorney: EMILY BARTEKOSKE

1401-50TH STREET STE, 100 WEST DES MOINES, IA 50266

Date: August 21, 2017

JASON S. JOHNSON BUTLER COUNTY SHERIFF

Public Notice

NOTICE OF PUBLIC HEARING

Notice is hereby given that the Iowa Northland Regional Transit Commission (RTC) and Iowa Northland Regional Transportation Authority (RTA) will hold public hearings at the INRCOG Center, 229 E. Park Ave., Waterloo, Iowa, on Thursday, September 21, 2017 at 10:30 am and 1:00 p.m.

The purpose of these hearings is to solicit public comment on the draft 2017 Public Participation Plan (PPP). This document outlines the ways public involvement is incorporated into RTC and RTA activities. RTC provides transportation services to persons in Black Hawk, Bremer, Buchanan, Butler, Chickasaw, and Grundy Counties. The RTA oversees transportation planning and programming for the same counties. The RTA does not include the Waterloo-Cedar Falls metropolitan area which is overseen by the Black Hawk Metropolitan Area Transportation Policy Board (MPO). Copies of the draft PPP are available at the INRCOG office, or can be viewed at www.inrcog.org.

It is your privilege to attend these hearings to express your views concerning the draft Public Participation Plan, or you may submit your written comments to the Iowa Northland Regional Council of Governments, 229 E. Park Ave., Waterloo, Iowa 50703, through the time and date of the hearings as specified above. Following the hearings, RTC and RTA will consider all oral and written comments before adopting the final PPP.

For additional information, you may contact Kyle Durant or Ed Holm at (319) 235-0311 between 8:00 a.m. and 4:00 p.m. weekdays or at kdurant@inrcog.org or eholm@inrcog.org.

Public Notice

PUBLIC NOTICE

NOTICE OF FARM TO LEASE

Bids will be taken on a lease of the City of Allison farm land for a 2 year term beginning with the 2018 crop year. The parcel consists of approximately 78 acres in Section 24, T92, R17, West Point, Butler County, Iowa.

Terms: Annual Cash Rent payable one-half on March 1st and the second half being payable on December 1st. Tenant will be responsible to maintain soil fertility. Sealed bids shall state the dollar amount per acre. Bids must be received by 4:15 p.m. on September 25, 2017. Bids will be opened at 5:50 p.m., September 25, 2017 at the special Allison City Council meeting. Anyone submitting a bid by the deadline shall have the option to raise their bid in increments of not less than \$5.00 if present at the time of opening. The Allison City Council reserves the right to reject any and all offers.

A copy of the proposed lease is available for review at Allison City Hall. Sealed bids and inquiries should be directed to Allison City Hall, Attention: Farm Lease, 410 North Main, PO Box 647, Allison, Iowa 50602

TJ 36-2

PROCEEDINGS: Allison

City of Allison Council Meeting Monday, August 28, 2017

Regular Meeting:

Mayor Henrichs opened the regular meeting at 5:45 p.m. Council members present: Blockhus, Davis, Henrichs, Platter. Absent: Cramer. Others present: Trent Stirling, Kim Miller, Joey & Alyssa Endelman, Cindy Knox – INRCOG, Bethany Carson – Butler County Tribune Journal, Lee Gallentine – City Engineer. Henrichs made a motion to approve the agenda with a second by Davis. Ayes: All. Nays: None. Motion Carried.

Open Forum:

Blockhus introduced Trent Stirling as the new Public Works Assistant. Trent began his employment with the City on Monday, August 28th.

Consent Agenda:

Henrichs made a motion to approve the consent agenda. Second by Platter. Those items approved were as follows:

Approve minutes from meeting on 8/14/2017

Approve Variance & Building Permit for Steven & Kathy Allan – 617 8th Street – Garage in back yard

Approve Building Permit for Robert Hoodjer – 902 7th Street – Fence in back yard

Approve Building Permit for Cover 2, LLC for cement pad & building to house equipment for antennas on water tower and fencing around the building

Ayes: All. Nays: None. Motion Carried.

New Business:

Cindy Knox of INRCOG was present at the meeting to explain subordination of housing rehab loans. She stated that the City is not at all responsible to pay back the grant money given for a housing rehab if the participant should fail to meet the 5 year requirement of the forgivable loan. She said she saw no problem in doing a subordination agreement. A lot of subordinations are done for refinancing of a loan. The loan company would be first in regards to an already recorded lien and when the cities lien would be recorded for the housing rehab project, they would automatically be second in line. So if a refinancing was being done, the new loan company would ask the City for a subordination agreement which means the City would stay second in line as they were before and the new loaning company would take the first lien.

Blockhus made a motion to approve the estimate from JBL Rentals, Ben Franken of Parkersburg, for cutting down 5 trees that are diseased or dead in the City Right of Way. Second by Platter. Ayes: All. Nays: None. Motion Carried.

Joey & Alyssa Endelman were present at the meeting to get a determination from City Council of the lot size they propose to build their plumbing and heating business on. Joev will check with his contractor to

see how much dirt needs to be brought in to make the lot buildable. Council will then make a decision on the lot size.

Davis made a motion to approve Resolution #17-08.5 – Resolution approving the Street Finance Report for FY 2017 with a second by Henrichs. Ayes: All. Nays: None. Motion Carried.

Blockhus made a motion to approve Resolution #17-08.6 – Resolution approving the Annual Financial Report for FY 2017 with a second by Davis. Ayes: All. Nays: None. Motion Carried.

Henrichs made a motion to approve Resolution #17-08.7 – Resolution approving the transfer of \$150,000 from TIF Funds into line item 301-210-4820 in order to pay expenses for the Farm to Market Project with a second by Davis. Ayes: All. Nays: None. Motion Carried.

Davis made a motion to approve Resolution #17-08.8 – Resolution approving the transfer of \$6,153 from the employee benefits fund into the general fund for payment of the workers comp policy premium of 7/1/2017 to 6/30/2018 with a second by Blockhus. Ayes: All. Nays: None. Motion Carried.

With the farm lease being up on March 1, 2018 – the farm rent will be up for bids. Ads will be placed in the Butler County Tribune Journal for the weeks of September 7 & 14, 2017. Bids must be received in City Hall by 4:15 p.m. on September 25, 2017. Bids will be opened at a Special Council Meeting on September 25, 2017 at 5:50 p.m. A copy of the proposed lease is available for review at City Hall. Sealed bids and inquiries should be directed to Allison City Hall, Attention: Farm Lease, 410 North Main, PO Box 647, Allison, Iowa 50602.

Blockhus made a motion to approve the purchase of Cemetery Software. Second by Platter. Ayes: All. Nays: None. Motion Carried.

No action will be taken on the complaint of the evergreen tree on the corner of 6th & Pine.

Council is considering painting the water tower. Lee Gallentine will check with a company that does a drone view of the inside and outside of the water tower to better determine the present condition of it to get an estimate of the cost to repaint.

Old Business:

Davis made a motion to approve the estimate of between \$1,600 to \$1,700 for repair of the slide at the pool. Second by Henrichs. Ayes: All. Nays: None. Motion Carried.

No action being taken on the complaint of junk at 261 Pine Street. Blockhus made a motion to adjourn at 6:52 p.m. Second by Davis. Ayes: All. Nays: None. Motion Carried.

Scot Henrichs – Mayor

Attest: Glenda Miller – City Clerk

TJ 36-1

TJ 36-1

TJ/CS 36-1

TJ-35-2

STATE OF IOWA 2017 FINANCIAL REPORT FISCAL YEAR ENDED JUNE 30, 2017		16201200100000 City Clerk PO Box 647 Allison, Iowa 50602		
CITY OF ALLISON, IOWA		ALL FUNDS		
Item description	Governmental (a)	Proprietary (b)	Total actual (c)	Budget (d)
Revenues and Other Financing Sources				
Taxes levied on property	475,775		475,775	490,519
Less: Uncollected property taxes-levy year	0		0	0
Net current property taxes	475,775		475,775	490,519
Delinquent property taxes	0		0	0
TIF revenues	64,826		64,826	71,316
Other city taxes	64,448	0	64,448	76,708
Licenses and permits	2,660	0	2,660	4,290
Use of money and property	52,829	1,017	53,846	42,430
Intergovernmental	252,641	7,967	260,608	923,351
Charges for fees and service	98,872	519,712	618,584	606,719
Special assessments	0	0	0	0
Miscellaneous	319,341	1,800	321,141	45,850
Other financing sources	107,892	54,598	162,490	447,424
Total revenues and other sources	1,439,284	585,094	2,024,378	2,708,607
Expenditures and Other Financing Uses				
Public safety	120,092	0	120,092	155,245
Public works	105,859	0	105,859	172,660
Health and social services	4,072	0	4,072	7,000
Culture and recreation	325,071	0	325,071	289,104
Community and economic development	95,850	0	95,850	116,414
General government	136,469	0	136,469	157,510
Debt service	234,294	0	234,294	234,466
Capital projects	124,981	0	124,981	985,994
Total governmental activities expenditures	1,146,688	0	1,146,688	2,118,393
Business type activities	0	329,111	329,111	510,920
Total ALL expenditures	1,146,688	329,111	1,475,799	2,629,313
Other financing uses, including transfers out	107,892	0	107,892	277,424
Total ALL expenditures/And other financing uses	1,254,580	329,111	1,583,691	2,906,737
Excess revenues and other sources over (under)				
Expenditures/And other financing uses	184,704	255,983	440,687	-198,130
Beginning fund balance July 1, 2016	1,517,561	752,829	2,270,390	2,270,390
Ending fund balance June 30, 2017	1,702,285	1,008,812	2,711,077	2,072,260
Note - These balances do not include				
	\$0	held in non-budgeted internal service funds;	\$0	
	\$0	held in Pension Trust Funds;	\$0	
		held in Private Purpose Trust Funds and		
		held in agency funds which were not budgeted and are not available for city operations.		
Indebtedness at June 30, 2017				
General obligation debt	\$516,250	Other long-term debt		\$0
Revenue debt	\$224,962	Short-term debt		\$0
TIF Revenue debt	\$202,180			
		General Obligation Debt Limit		\$2,321,072

TJ 36-1