

# LEGALS

## PUBLIC NOTICE City of Parkersburg • Minutes 1.25.2024

### CITY OF PARKERSBURG JANUARY 25, 2024 PARKERSBURG, IOWA

The City Council of the City of Parkersburg, Iowa met in special session on Monday, January 25, 2024 at 5:00 P.M. at the Parkersburg City Hall. Council members present: Bel-lows, Cuvelier, Manifold, Schneiderman, and Simon.

Mayor Mike Timmer called the meeting to order and led those in attendance in reciting the Pledge of Allegiance.

Engineer Lee Gallentine provided the most up-to-date punch list of the items remaining on the sanitary sewer lining project. He stated that HydroKlean continues to be unresponsive or slow to respond to many of the items on the punch list and to the additional problems that have become known as more

video of the sanitary sewer mains have been sent for review. The City Attorney provided an update of the conversations he has had with HydroKlean's attorney as well. He stated that there are two main categories of issues consisting of: (1) items that there is complete disagreement on and (2) items that HydroKlean acknowledges need repair but they have not completed them yet. Options were discussed on the best way to move forward to complete the work that needs to be done. There was also review and discussion about what needs to be done to close out the \$500,000.00 community development block grant awarded to do the project before the May, 2024 deadline. The City Attorney discussed the liquidated damages allowed per the contract documents and options moving forward

in the best interest of the City. There was discussion about the FY2025 budget. The budget calendar was reviewed as well as the projected one hundred percent and taxable valuations for the upcoming budget year. Information about the stability of total property taxes paid since fiscal year 2012 was provided as well as information about the distribution of property taxes paid to the other taxing bodies since 2010. The City Administrator provided information about the new budget forms required this budget year and the mailing that will be sent out to every property owner sometime in March. He stated the mailing will show the estimated percent change in the tax rate with an actual/assessed valuation of \$100,000.00 from the current fiscal year to the next fiscal year. Councilman Simon left the meeting

in progress. The estimated fiscal year 2025 debt service amounts were provided. The City Administrator gave information about the city's use of Local Option Sales Tax (LOST) funds received on an annual basis. He stated that LOST funds currently pay for nearly \$130,000.00 in debt service payments yearly; bonds taken out to repair and/or replace thousands of feet of water main, sanitary sewer main, and/or storm sewer pipe in the last five years. There was a motion by Cuvelier, seconded by Manifold to adjourn the meeting. Upon vote, all ayes. Mayor Mike Timmer: Attest: Christopher M. Luhring City Clerk/Administrator: *Published in the Eclipse News-Review on February 7, 2024*

## PUBLIC NOTICE City of New Hartford • Minutes 1.17.2024

### NEW HARTFORD CITY COUNCIL MINUTES JANUARY 17, 2024

ROLL CALL: Mayor Dennis Canfield, Tim Woods, Jerry Ragsdale, Randy Johnson, absent Cindy Brewer, Abbie Perez

Others Present: Jill Norton, Susan Parker, Julie Cuvelier, Brad Swarts, Steve Burrell, Miki Granberg  
Mayor Canfield opened the meeting leading with the Pledge of Allegiance at 5:30p  
Motion by Johnson 2nd by Rags-

dale to approve the agenda with vote being all ayes motion carries. Department heads from the Fire Department and Library met and discussed budget FY25. Clerk also presented the building blocks for this budget including House File 718 and the upcoming budget changes. Meeting adjourned on a motion at 8:45p.  
Attest: Shawna Hagen, City Clerk Signed: Mayor Dennis L. Canfield  
*Published in the Eclipse News-Review on February 7, 2024*

## PUBLIC NOTICE Butler Co BOS • Minutes 1.23.2024

### MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON JANUARY 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 on a request by Reints Farms LLC to rezone 140 acres from A-1 to M for expansion of Butler County Logistics Park on a parcel located in the SW1/4 of Section 34, Township 92 North, Range 15 West of the 5th P.M. Misty Day, Planning and Zoning, provided details regarding the parcel. The Zoning Commission recommended approval of the rezoning. Jeff Kolb and Jeff Reints both provided statements in favor of the rezoning as they prepare for growth adjacent to the Logistics Park. Motioned by Barnett, second by Eddy to close Public Hearing. All ayes. Motion carried.

Board considered Ordinance Title VI, Number 32 – An Ordinance Amending the Official Zoning Map. Barnett motioned to approve the first reading, second by Dralle. Roll Call: Ayes – Eddy, Dralle, Barnett. Nays – None. Motioned by Barnett, second by Eddy to waive the second and

third hearings. All ayes. Motion carried and the ordinance was adopted as follows:

ORDINANCE TITLE VI, NUMBER 32

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP, WHICH IS CONSIDERED PART OF BUTLER COUNTY, IOWA ZONING

ORDINANCE (ORDINANCE TITLE VI, NUMBER 28, ADOPTED ON NOVEMBER 1, 2022)

Section 1. RESCISSION. This Ordinance rescinds the current zoning designation, "A-1" Agriculture, on a parcel legally described as follows:

A parcel of land located in the SW1/4 of Section 34-92-15, Butler County, Iowa, described as follows:

Beginning at the Northwest corner of said SW1/4 of Section 34-92-15; thence S. 89°39'43" E. along the North line of said SW1/4 a distance of 2649.53 feet to the NE corner of said SW1/4; thence S. 00°10'20" E. along the East line of said SW1/4 a distance of 2109.46 feet; thence S. 89°50'14" W. a distance of 410.00 feet; thence S. 00°10'11" W. a distance of 245.00 feet; thence S. 52°49'32" W. a distance of 415.00 feet; thence S. 00°16'04" E. a distance of 63.00 feet to the South line of said SW1/4; thence S. 90°00'00" W. along said South line a distance of 1268.04 feet; thence N. 00°15'50" W. a distance of 377.70 feet; thence N. 60°21'03" W. a distance of 303.00 feet; thence N. 30°22'55" W. a distance of 467.50 feet; thence S. 89°31'35" W. a distance of 134.70 feet to the West line of said SW1/4; thence N. 00°23'03" W. along said West line a distance of 1754.43 feet

to the point of beginning; excepting therefrom all legal highways, together with the easements benefiting said property as set forth in the Memorandum of Agreement dated April 26, 1991, and filed May 17, 1991, in Book 135, pages 140-143, in the office of the Butler County Recorder.

The South line of the SW1/4 of Section 34-92-15 is assumed to bear S. 90°00'00" W.

on the Official Zoning Map as was originally adopted.

Section 2. ADOPTION. This Ordinance adopts in lieu thereof a new zoning designation "M" for the property legally described above, on the Official Zoning Map.

Section 3. INTEGRATION WITH CODE. Each section, provision or part of this Ordinance which is followed by a section number shall be inserted in the Butler County Zoning Ordinance (Ordinance No. Title VI, Number 28, adopted on November 1, 2022) as indicated by said section number and hereafter shall be cited by reference to said section number.

Section 4. REPEALER. All ordinances and resolutions, parts thereof or amendments thereto, in conflict with this Ordinance are hereby repealed.

Section 5. SEVERABILITY OF REPEALER. All ordinances and resolutions, parts thereof or amendments thereto, not directly affected by this Ordinance shall remain in full force and effect.

Section 6. SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such section,

provision, or part shall be severable from the rest of the Ordinance, and such adjudication shall not affect the validity of the ordinance as a whole, or any section, provision or part not adjudged invalid or unconstitutional.

Section 7. EFFECTIVE DATE. This Ordinance shall be in full force and effect after its final passage and publication as provided by law.

PUBLIC HEARING AND FIRST PASSAGE (READING) on JANUARY 23, 2024.

SECOND PASSAGE (READING) WAIVED on JANUARY 23, 2024.

THIRD AND FINAL PASSAGE (READING) WAIVED AND ADOPTION on JANUARY 23, 2024.

BUTLER COUNTY BOARD OF SUPERVISORS

BY: Wayne Dralle, Chair

Leslie Groen, County Auditor

Motioned by Eddy, second by Barnett to open a Public Hearing on a request by Jeremy Cole, Cole Excavating to rezone 8.2 acres from A-1 to C to relocate business shop-headquarters to a parcel described as that part of Lot 16N1/2 NW W of RD & N 295.3' lot 17 W of RD of Section 1, Township 93 North, Range 17 West of the 5th P.M. Dralle read a letter received by Matt Rust, who lives nearby and wanted to voice his concerns with rezoning this parcel. His main concerns were noise, water drainage, and large equipment on site. Day provided details and stated that the Planning and Zoning Commission did not see any concerns. Motioned by Eddy, second by Barnett to close Public Hearing. All ayes. Motion carried.

Board considered Ordinance Title

VI, Number 33 – An Ordinance Amending the Official Zoning Map. Motioned by Barnett, second by Eddy to approve the first reading. Roll call: Ayes – Eddy, Dralle, Barnett. Nays – None. Motioned by Barnett, second by Dralle to set the date and time for a second Public Hearing for February 6, 2024, at 9:00 A.M. All ayes. Motion carried.

Board reviewed Treasurer Semi-Annual Report. Motioned by Barnett, second by Eddy to approve the report. All ayes. Motion carried.

FY25 Budget Funding Requests: Scott Bruns, Butler Soil and Water Conservation District, provided the board with their 2023 budget details, thank the Board for past support, and requested the continued County funding of \$5,000 to continue with their planned 2024 events. The Board will make that decision during the budget process.

FY25 Budget Workshop

Treasurer – Roxie Nicolaus, stated that there were no major changes outside of salaries.

P & Z/Environmental Health – Misty Day, stated that there were no major changes outside of professional fees decreasing and salaries increasing. Ahlers and Cooney attorney fees for the pipeline were taken from this budget.

Veteran Affairs – Tom Heckman, stated no changes other than the salary increase.

IT – Sara Trepp, stated that some line items have gone up and others have gone down based upon recent changes made. Overall, the budget is down around 3%.

Public Health – Jennifer Becker,

stated that there were some areas that required changes. Referrals for home health has decreased. Costs associated with lower referrals have also been affected. They will be losing three staff members within the year and have decided to fill two of the three employees. It remains difficult to hire nurses as the Public Health wages are much lower than starting wages in competing nursing positions in the area.

John Riherd, County Engineer, provided an Engineer's Update. Riherd discussed their participation with the City of Shell Rock and a railroad funding grant. He is continuing to receive personal accounts regarding the importance of the Packard bridge to add to the RAISE grant application.

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

Motioned by Eddy, second by Barnett to adjourn the regular meeting at 10:18 A.M. to January 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 January 23, 2024.

Attest: Butler County Auditor Chairman of the Board of Supervisors

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