

Calmar Legals 9-13

BOARD PROCEEDINGS Winneshiek County

Board Minutes Monday August 29, 2022

The Board of Supervisors met at 9:30am August 29, 2022 with Vick, Beard, Langreck, Rustad and Vermace present.

Dan Marx, County Sheriff, met with the Board to introduce new Deputy Sheriff Cole Tweten. Moved by Rustad and seconded by Vick to adopt resolution 23-10, approving the appointment of Tweten. Motion carried unanimously by roll call vote.

Moved by Vick and seconded by Vermace to approve the minutes of the last meeting. Motion carried unanimously.

Lee Bjerke, County Engineer, met with the Board to discuss road matters.

Moved by Vick and seconded by Beard to approve the purchase of a CAT 140JOY Maintainer at a trade in price difference of \$364,500. Motion carried unanimously.

Moved by Vick and seconded by Rustad to set aside Ordinance 23-247 adopted at the previous meeting. Motion carried unanimously by roll call vote. Moved by Vick and seconded by Rustad to vacate Ordinance 23-247 due to a scrivener's error. Motion carried unanimously by roll call vote. Moved by Rustad and seconded by Vick to hold the first reading of Ordinance 23-248, the corrected version of the previously vacated ordinance. Motion carried with Vick, Beard, Langreck, and Rustad voting aye; and Vermace voting nay. The reading was held. Moved by Vick and seconded by Rustad to waive the additional readings. Motion carried with Vick, Beard, Langreck, and Rustad voting aye; and Vermace voting nay. Moved by Rustad and seconded by Vick to adopt Ordinance 23-248, approving the rezoning as requested with the agreed upon conditions, and correcting the scrivener's error. Motion carried by roll call vote with Vick, Langreck, and Rustad voting aye; and Beard and Vermace voting nay. Ordinance will be on file in the County Auditor's and Recorder's offices and will be published as required.

The Board reviewed the RFP for the Job Descriptions Update and Salary Study project. Moved by Vermace and seconded by Beard to distribute the RFP to potential HR and Legal firms. Motion carried unanimously.

Moved by Vick and seconded by Beard to adjourn to 9:30am Tuesday, September 6, 2022. Motion carried unanimously.

ATTEST
Benjamin D Steines
County Auditor
Daniel Langreck, Chair
Board of Supervisors

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PUBLIC NOTICE Winneshiek County Zoning

Public Notice

The Winneshiek County Board of Supervisors has received a construction permit application for a confinement feeding operation, more specifically described as follows:

Name of Applicant: Nick Bohr
Location of the proposed construction: Section 5 of Lincoln Township.

Type of confinement feeding operation structure proposed: One new 200 head dairy calf bedding pack confinement building and one future 900 head dairy cattle free stall confinement building and a future milking parlor with holding area as part of an expansion to an existing dairy cattle confinement/open feed lot facility.

Animal Unit Capacity of the Confinement Operation after Construction: 2153 animal units. (1395 head of mature dairy cattle and 200 head of immature dairy cattle).

Examination: The application is on file at the County Sanitarian's Office and is available for public inspection during the following days: Monday through Friday and hours of 8:00 am to 4:00 pm.

Comments: Written comments may be filed at the County Sanitarian's Office, until the following deadline of 9-23-22.

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MINUTES • City of Fort Atkinson

Fort Atkinson City Council Minutes September 7, 2022

Mayor Paul Herold called the meeting of the Fort Atkinson City Council to order at 7:00 P.M. on September 7, 2022 at the Fort Atkinson Community Center. Present were: Glass, P. Schmitt, K. Schmitt and Schroeder. Absent: Leuenberger. Also present were Mayor Herold, Greg Barta, Michele Eisbernd, Tom Madden and Ashley Fischer.

No one wished to address the council, Ashley Fischer was attending as part of her Senior Career class.

Mayor Herold opened the public hearing on the proposal to enter into a Water Revenue Loan and Disbursement Agreement. There were no written or oral comments and Mayor Herold closed the hearing. Motion by Glass, second by Schroeder to approve Resolution # 351 authorizing and approving a Loan and Disbursement Agreement and providing for the issuance and securing the payment of \$ 424,000 water revenue bonds, Series 2022. Aye: Glass, P. Schmitt, K. Schmitt, Schroeder. Motion carried.

Tom Madden of SHE Engineering was present to explain J.B. Holland Pay Request # 4 for \$ 520,206.70 which he stated was all dirt work. Motion by K. Schmitt, second by P. Schmitt to approve pay request # 4 for \$ 520,206.70. Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried. Pay request # 5 for J.B. Holland for \$ 318,275.90 was submitted. Tom Madden stated that this request was more dirt work and the new outfall line installation. Motion by Schroeder, second by K. Schmitt to approve payment request # 5 in the amount of \$ 318,275.90. Aye: P. Schmitt, K. Schmitt, Schroeder, Glass. Motion carried. Contract Change Order # 3 in the amount

of \$7,216.00 was presented for approval. Tom Madden explained the reason for the change order and a motion was made by Glass and seconded by P. Schmitt to approve change order # 3 for \$ 7,216.00. Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried.

Tom Madden updated on progress of the Well # 2 project. He stated that Shawver was likely to drill the actual well yet this fall with the rest of the project work to be done next spring because of the large lead time on supplies. He also stated a change would have to be made to the well house building. He expects to have a pre-construction meeting yet in September. Mr. Madden presented his contract for engineering construction services for the well project. Motion by K. Schmitt, second by Schroeder to approve the contract as presented. Aye: Schroeder, K. Schmitt, P. Schmitt, Glass. Motion carried.

Motion by K. Schmitt, second by Glass to approve the consent items (August 3, 2022 minutes, clerks reports and claims for August). Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried.

Claims
Acentek phone.....271.70
Alliant elec.....2476.93
Badger serv.....286.32
Baker/Taylor books.....362.81
Bank Iowa has.....200.00
Bod. Impl blades.....112.60
Bruening rock.....269.10
Burt Lib books.....24.00
Citizens Svgs taxes.....2475.80
Croell concrete.....850.60
Decorah Chiro fd phy.....3123.00
Drillings Starter.....9.90
Fms. Union seed.....554.30
Forbin fees.....100.00
Fort Li printing.....11.50
Fort Nursery t shrubs.....230.00
Franzen's repair.....655.26
Hawkeye San garbage.....6582.49

Hawkins chemicals.....495.83
Hoopla books.....38.23
Huber's supplies.....372.98
la Dept Rev wet tax.....296.35
ldnr permit.....210.00
Ipers ipers.....1553.57
JD Finance bulbs cc.....221.84
L. Thomas mileage.....32.88
L. Betsinger book.....20.00
Luana Svgs int loan.....96.04
Marie Riha supp mus.....17.38
Marv Smith Ele servi call.....172.50
Mediacom internet.....283.85
Mick Gage restrooms.....285.00
Mid-Amer pub.....322.58
NE IA Hous fy22.....500.00
NE IA Dust dust.....400.00
Northern la seed mat.....80.00
Nationwide Ins bond.....123.00
Overdrive yearly.....365.52
Post Office postage.....88.00
Rausch Const. supplies.....412.15
Riley's toner.....612.96
Sherwin Will paint.....164.22
Iowa Code code.....1000.00
S. Kenworth supplies.....122.69
Superior Bldg supplies.....419.15
U.S. Cell cell.....115.61
UPERC admin.....1050.41
Wellmark insurance.....572.79
Payroll.....9202.09
Total.....38243.93

Claims by fund
General.....22565.26
Museum.....11.50
Road use.....3258.40
Benefits.....3895.79
water.....4544.70
2nd well.....24.26
Sewer.....2893.61
Lagoon.....1050.41
Total.....38243.93
Revenue by fund
General.....35530.17
Museum.....500.00
Road use.....2809.19
Benefits.....458.37
Emergency.....70.05
Lost.....3363.13
Debt serv.....1449.61
water.....7028.11

Sewer.....17423.06
68631.69
There were no building permits submitted.

Motion by K. Schmitt, second by Schroeder to approve the second reading of Ordinance # 29 changing the monthly improvement fee for water. Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried.

Motion by Glass, second by P. Schmitt to approve the first reading of Ordinance # 30 charging the sewer service charge by dwelling unit. Aye: Glass, Schroeder, P. Schmitt, K. Schmitt. Motion carried.

A new lease agreement with NICC has been signed with the new monthly rate as previously discussed.

Mayor Herold explained why an exchange of property between Paul & James Herold and the city was necessary. This would correct the alley between Fifth and Fourth Street to its proper location. The city will need to take action on this process in the future.

Information was shared with council regarding the Libraries Vanguard trust account.

Motion by P. Herold, second by Glass to set a date for a public hearing on the status of Funded Activities for the City of Fort Atkinson Wastewater Treatment Facility Improvement Project. Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried.

Motion by K. Schmitt, second by Schroeder to adjourn. Aye: P. Schmitt, K. Schmitt, Glass, Schroeder. Motion carried. Meeting adjourned at 8:10 p.m.

ATTEST:
Paul Herold, Mayor
Michele Eisbernd, City Clerk

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MINUTES • City of Calmar

MINUTES CALMAR CITY COUNCIL September 5, 2022

Mayor Frana called the meeting to order at 5:30 P.M. on September 5, 2022 at the Calmar Fire Station. The meeting was opened with the Pledge of Allegiance. Present were: Schissel, Sabelka, Kirkeberg, Kleve and Gerlich. Also present were: Mayor Frana, Sheila Bullerman, Junior Boyer, Don Wurtzel, and Bill Klimesh.

Motion by Kirkeberg, second by Kleve to approve the consent agenda (agenda, minutes of August 1, 2022, clerk/treasurer reports, claims for August 2022). Aye: Kirkeberg, Kleve, Sabelka, Schissel and Gerlich. Motion carried.

Claims August 2022
Acco Corp chlorinating.....714.00
Acentek pool internet.....94.80
Alliant monthly utility.....22,188.57
Bailee Frana lifeguard cert 1/2 (guyer).....87.50
BH monthly utility bill.....1,792.70
Decorah Imp sewer plant generator-bat.....775.92
Book Look books.....81.95
Brueing 3/4 rock 9.77.....3,550.15
Calmar Motors joe 15 ford-oil change.....45.95
Center Pointe Lg books.....45.54
Centurylink sewer phone-alarm.....191.83
Christi Meyer lifeguard cert-carly 1/2.....90.00
Cindy Hageman lifeguard cert-josie 1/2.....45.00
City Laundry uniforms.....512.67
Copy Systems lib-office.....88.93
Croell bike trail.....3,673.25
Culligan fd-seasonal.....59.85
Decorah Tech pool and joe.....318.75
Decorah Tire lawn mower (2) tires.....82.00
Donlon Brothers pp1.....75,446.15
Drillings grasshopper-sheave, bearing.....291.68
Farmers Coop diesel.....911.40
Fisk Farm (12)adult \$29.99,(4) kids.....508.79
Fort Nursery freedom rock.....200.00
Hawkins Inc azone,freight.....533.52
Heather Engel lifeguard cert liz/katie.....106.95
Heather Ward lifeguard cert 1/2.....40.00
Kristin Herman webster street.....1,020.00
Superior Building fire station doors (2).....2,866.74
Howard Co Envir pool inspection.....288.00
Ingram books.....169.68
Irs Fed/Fica Tax.....7,826.24
Iowa Dept of Rev monthly sales tax-water.....1,584.89
Iowa One Call monthly bill...27.90
Ipers 3PERS.....4,878.22
Kahn Tile grass repair curbs.....460.00
Kathy Becker lifeguard cert-gabby 1/2.....45.00
Kay Park 2000 dog bags .07 ea.....135.00

Keltek Inc wifi router-new police tk.....2,897.08
Microbac Lab monthly testing.....125.00
Kim Schmelzer lifeguard cert-kalissa 1/2.....40.00
Kristi Holien lifeguard cert-nick 1/2.....45.00
Kwik Star fuel.....3,181.83
Linda Crossland 3 x 13.....39.00
Malcom gb and gf.....7,864.87
Marv Smit Electric water meter @ fire station.....889.15
Micromarketing books.....383.00
Mid-America Pub zoning,convey, minutes.....307.34
Mienergy lighting 17th.....64.72
NE Iowa Task 7/1/22-6/30/23 dues.....550.00
Ossian Bee 1 yr.....48.99
Postmaster 553 x .372 waterbills.....205.72
SEH maple st utilities...13,371.07
Sheila Bullerman lifeguard cert kaden-kiara.....175.00
Snappy Popcorn (4)butter burst \$18 each.....72.00
Stivers Midwest P labor to install equip-new tk.....3,650.00
Storey Kenworthy matt(2)toners \$122.47.....230.18
Eurofins Env sewer testing.....919.00
The Warrior Wash joe.....71.25
Total Tree storm damage.....2,300.00
Treasurer State of STATE TAXES.....1,162.00
Utility Equip meter.....914.31
Verizon cell phone and office.....787.58
Visa my fax (aug bill).....12.00
Capital One pool concession, supplies.....882.22
Wellmark monthly premium.....7,233.76
Winn Co Sheriff 28e, verizon minus 15 Ford.....35,836.12
Payroll August.....28,956.45
Total.....244,994.16

Claims by Fund
General.....109,097.22
Road Use.....6,350.62
Benefits.....6,591.07
Water.....57,683.65
Sewer.....65,235.39
Total.....244,957.95
Revenue by Fund
General.....49,599.00
Road Use.....11,477.84
Benefits.....1,112.81
Emergency.....131.32
Tif.....12,832.87
Debt.....717.21
Water.....26,526.22
Sewer.....110,586.94
Total.....212,984.21

Tom Madden could not attend the meeting, so we had him on speaker phone.

Motion by Schissel, second by Sabelka to approve Change Order #1 (Revised) for Maple Street Utility Improvement Project. Aye: Schissel, Sabelka, Kleve, Schissel and Gerlich. Motion carried.

Motion by Kirkeberg, second by Gerlich to approve Change Order #2 for Maple Street Utility Improvement Project. Aye: Kirkeberg, Ger-

lich, Sabelka, Kleve and Schissel. Motion carried.

Motion by Schissel, second by Sabelka to approve Pay Request #2 (\$185,033.01) for Maple Street Utility Improvement Project. Aye: Schissel, Sabelka, Kleve, Kirkeberg and Gerlich. Motion carried.

Motion by Kirkeberg, second by Schissel to approve Pay Request #2 (\$59,217.47) for West Clark Street Utility Replacement Project. Aye: Kirkeberg, Schissel, Kleve, Sabelka and Gerlich. Motion carried.

There were no comments or questions from the public.

Motion by Kirkeberg, second by Kleve to approve building permit for Steve and Jackie Harless at 304 S Washington Street (driveway and sidewalk). Aye: Kirkeberg, Kleve, Schissel, Gerlich, and Sabelka. Motion carried.

Motion by Kirkeberg, second by Sabelka to approve building permit for Fauntson LLC at 306 W Clay Street (sidewalk and railing) railing is pending approval of Junior and not interfering with city equipment. Aye: Kirkeberg, Sabelka, Schissel, Kleve and Gerlich. Motion carried.

Motion by Schissel, second by Kirkeberg to approve building permit for Ma's Building LLC at 118 E Main Street (changing overhang). Aye: Schissel, Kirkeberg, Sabelka, Kleve and Gerlich. Motion carried.

Motion by Kirkeberg, second by Schissel to approve building permit for Dave and Kelly Bollman at 107 E Clay Street (replace driveway and sidewalk goes through driveway). Aye: Kirkeberg, Schissel, Kleve, Sabelka, and Gerlich. Motion carried.

Motion by Kirkeberg, second by Kleve to approve building permit for Barb Kirkpatrick at 508 W Clark Street (replace storm damage fence to vinyl in same location). Aye: Kirkeberg, Kleve, Schissel, Sabelka and Gerlich. Motion carried.

Motion by Kirkeberg, second by Schissel to approve building permit for Jack's LLC (2 signs). Aye: Kirkeberg, Schissel, Sabelka, Kleve and Gerlich. Motion carried.

Motion by Schissel, second by Kirkeberg to approve building permit for Chad Wurtzel at 307 Railroad Street (storage shed on skids-pending variance 9/14/22). Aye: Schissel, Kirkeberg, Sabelka, Gerich and Kleve. Motion carried.

Motion by Kleve, second by Schissel to approve building permit for Brad Eisbernd at 301 E Maple Street (garage-variance already approved). Aye: Kleve, Schissel, Sabelka, Gerlich and Kirkeberg. Motion carried.

Motion by Kirkeberg, second by Schissel to approve building permit for John Mann at 104 E Clark Street (driveway, deck w/ stairs). Aye: Kirkeberg, Schissel, Sabelka, Kleve and Gerlich. Motion carried.

Motion by Kirkeberg, second by Schissel to approve building per-

mit for Tyler and Jennifer Frana at 606 W Main Street (extend cement patio). Aye: Kirkeberg, Schissel, Sabelka, Kleve and Gerlich. Motion carried.

Motion by Schissel, second by Kirkeberg to approve building permit for Dan Wiltgen at 409 S Washington Street (wood fence blown down from storm). Aye: Schissel, Kirkeberg, Kleve, Sabelka and Gerlich. Motion carried.

If a resident is REPLACING CEMENT EXACTLY the same way and it doesn't need a variance or have set backs and it is not new construction, Junior Boyer can approve the work on their project (the council will also approve at their next board meeting).

Motion by Sabelka, second by Schissel to approve the Annual Street Financial Report (SFR) (7/1/21-6/30/22). Aye: Sabelka, Schissel, Kleve, Kirkeberg and Gerlich. Motion carried.

The Outstanding Obligation Report was reviewed (as of 6/30/22). The Fire Department report was in the packet. There were two paged calls for August.

The Police Department report was in the packet.

Junior Boyer was present to give the Street Department Report. The council reviewed the fuel barrels information and requested more info for the next council meeting (rent or purchase-amount of gas and diesel purchased yearly at Kwik Star).

A spread sheet was prepared showing the number of hours our pool staff put in at the pool. The council would like Heather Engelhardt, our 2022 pool manager to come to the next council meeting to recap our pool season; They would also like to reward a few pool employees for their extra efforts. Sheila was told to put in a bid of \$1,000 for a slide no longer used at a pool in the City of Hubbard.

Don Wurtzel, Economic Development, announced the Train Station being sold and bought as an investment. A splash pad rep, Cole Moeller came to Calmar to review our options. Don will invite him to the next meeting.

Mayor Frana discussed building permits after we went through all of them earlier; There was some aphids found in our beautiful flowers.

Motion by Kleve, second by Schissel to adjourn. Aye: Kleve, Schissel, Sabelka, Kirkeberg and Gerlich. Motion carried and meeting adjourned at 6:50 p.m.

ATTEST:
Keith Frana, Mayor
Sheila Bullerman

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