

**ORDINANCE NO. 451**

**ORDINANCE NO. 451**  
**An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the April, 2022 Addition to the 2015 Calmar Commercial Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa**

WHEREAS, the City Council of the City of Calmar, Iowa (the "City") previously enacted an ordinance entitled "An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the 2015 Calmar Commercial Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa"; and

WHEREAS, pursuant to that ordinance, certain taxable property within the 2015 Calmar Commercial Urban Renewal Area in the City was designated a "tax increment district"; and

WHEREAS, the City Council now desires to increase the size of the "tax increment district" by adding additional property;

BE IT ENACTED by the Council of the City of Calmar, Iowa:

Section 1. Purpose. The purpose of this ordinance is to provide for the division of taxes levied on the taxable property in the April, 2022 Addition to the 2015 Calmar Commercial Urban Renewal Area of the City of Calmar, Iowa, each year by and for the benefit of the state, city, county, school districts or other taxing districts after the effective date of this ordinance in order to create a special fund to pay the principal of and interest on loans, moneys advanced to or indebtedness, including bonds proposed to be issued by the City of Calmar to finance projects in such area.

Section 2. Definitions. For use within this ordinance the following terms shall have the following meanings:

"City" shall mean the City of Calmar, Iowa.

"County" shall mean Winneshiek County, Iowa.

"Urban Renewal Area Addition" shall mean the April, 2022 Addition to the 2015 Calmar Commercial Urban Renewal Area of the City, the legal description of which is set out below, approved by the City Council by resolution adopted on April 4, 2022:

Lot 1 of 1 of 2 of 1 of 3 in the E 1/2 - SW 1/4 of Section 26 - T9N - R9W, City of Calmar, Winneshiek County, Iowa.

"Urban Renewal Area" shall mean the entirety of the 2015 Calmar Commercial Urban Renewal Area as amended from time to time.

Section 3. Provisions for Division of Taxes Levied on Taxable Property in the Urban Renewal Area Addition. After the effective date of this ordinance, the taxes levied on the taxable property in the Urban Renewal Area Addition each year by and for the benefit of the State of Iowa, the City, the County and any school district or other taxing district in which the Urban Renewal Area Addition is located, shall be divided as follows:

(a) that portion of the taxes which would be produced by the rate at which the tax is levied each year by or for each of the taxing districts upon the total sum of the assessed value of the taxable property in the Urban Renewal Area Addition, as shown on the assessment roll as of January 1 of the calendar year preceding the first calendar year in which the City certifies to the County Auditor the amount of loans, advances, indebtedness, or bonds payable from the special fund referred to in paragraph (b) below, shall be allocated to and when collected be paid into the fund for the respective taxing district as taxes by or for said taxing district into which all other property taxes are paid. For the purpose of allocating taxes levied by or for any taxing district which did not include the territory in the Urban Renewal Area Addition on the effective date of this ordinance, but to which the territory has been annexed or otherwise included after the effective date, the assessment roll applicable to prop-

erty in the annexed territory as of January 1 of the calendar year preceding the effective date of the ordinance which amends the plan for the Urban Renewal Area Addition to include the annexed area, shall be used in determining the assessed valuation of the taxable property in the annexed area.

(b) that portion of the taxes each year in excess of such amounts shall be allocated to and when collected be paid into a special fund of the City to pay the principal of and interest on loans, moneys advanced to or indebtedness, whether funded, refunded, assumed or otherwise, including bonds issued under the authority of Section 403.9(1), of the Code of Iowa, incurred by the City to finance or refinance, in whole or in part, projects in the Urban Renewal Area, and to provide assistance for low and moderate-income family housing as provided in Section 403.22, except that taxes for the regular and voter-approved physical plant and equipment levy of a school district imposed pursuant to Section 298.2 of the Code of Iowa, taxes for the instructional support program levy of a school district imposed pursuant to Section 257.19 of the Code of Iowa and taxes for the payment of bonds and interest of each taxing district shall be collected against all taxable property within the taxing district without limitation by the provisions of this ordinance. Unless and until the total assessed valuation of the taxable property in the Urban Renewal Area Addition exceeds the total assessed value of the taxable property in such area as shown by the assessment roll referred to in subsection (a) of this section, all of the taxes levied and collected upon the taxable property in the Urban Renewal Area Addition shall be paid into the funds for the respective taxing districts as taxes by or for said taxing districts in the same manner as all other property taxes. When such loans, advances, indebtedness, and bonds, if any, and interest thereon, have been paid, all money thereafter received from taxes upon the taxable property in the Urban Renewal Area Addition shall be paid into the funds for the respective taxing districts in the same manner as taxes on all other property.

(c) the portion of taxes mentioned in subsection (b) of this section and the special fund into which that portion shall be paid may be irrevocably pledged by the City for the payment of the principal and interest on loans, advances, bonds issued under the authority of Section 403.9(1) of the Code of Iowa, or indebtedness incurred by the City to finance or refinance in whole or in part projects in the Urban Renewal Area.

(d) as used in this section, the word "taxes" includes, but is not limited to, all levies on an ad valorem basis upon land or real property.

Section 4. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 5. Saving Clause. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 6. Effective Date. This ordinance shall be effective after its final passage, approval and publication as provided by law.

Passed and approved by the City Council of the City of Calmar, Iowa, on April 4, 2022.

*Mayor*  
*Attest:*  
*City Clerk*

There being no further business to come before the meeting, it was upon motion adjourned.

*Mayor*  
*Attest:*  
*City Clerk*

Published in The Calmar Courier on Tuesday, April 12, 2022

**OFFICIAL COUNCIL PROCEEDINGS: City of Calmar**

**MINUTES CALMAR CITY COUNCIL**

**April 4, 2022**

Mayor Frana called the meeting to order at 5:30 P.M. on April 4 2022 at the Calmar Fire Station. The meeting was opened with the Pledge of Allegiance. Present were: Kleve, Schissel, Sabelka, Kirkeberg and Gerlich. Also present were: Mayor Frana, Don Wurtzel, Sheila Bullerman, Junior Boyer, Mike Hohenbrink, Bill Klimesh, 2 representatives from Soo Green (Lisa Agrmonti, Rajan Raj), 1 Kwik Star representative (Chris Nutini), Bridget Adam, Caylie Adam and Logan Breitsprecher

Motion by Gerlich, second by Sabelka to approve the consent agenda (agenda, minutes of March 7, 2022, clerk/treasurer reports, claims for March 2022). Aye: Sabelka, Schissel, Kleve, Kirkeberg and Gerlich. Motion carried

**Claims March 2022**

Acentek-sewer internet.....	34.90
Alliant-monthly utility.....	6,748.52
BH-monthly utility bill.....	3,030.45
Decorah Imp-parts for broom.....	116.91
Book Look-books.....	231.83
Bruening-east st-3/4 rock.....	879.15
Calmar Dev-1st gr 1/22-3/22.....	1,750.00
Troy Lensing-joe oil change.....	46.20
Center Pt Lg Pri-books.....	45.54
Centurylink-sewer phone -alarm.....	174.37
City Laundry-uniforms.....	411.06
City of Calmar-reim postage.....	37.28
Copy Systems-2/8/22-3/7/22 office.....	83.81
Croell-electronic sign.....	118.50
Culligan-fd-seasonal.....	59.85
Decorah Electric-portable generator.....	33,905.51
Decorah Tech-joe and matt.....	540.00
Demco-labels,tape.....	302.65
Elsbernd Pest-city hall,fire dept,lib.....	64.20
Fisk Farm-latch firestation door.....	119.99
HACH-water, deionized.....	320.64
Heying Manf-depot restroom, shop.....	1,290.11
Infao-benefitted mem.....	50.00
Ingram-books.....	354.48
IRS-Fed/Fica Tax.....	6,077.13
IA Dept Justice-10% forfeitures.....	40.60
IA Dept Public-pool,wading pool.....	70.00
Iowa Workforce-qtir unemployment.....	320.44
lpers-lpers.....	4,327.63
Keystone Lab-monthly testing.....	48.50

Kwik Star-fuel.....	816.61
L&R Manf-c for calmar sign.....	76.00
Malcom-gb and gf.....	6,941.84
Marv Smith Elec-watertower, lib.....	1,360.42
McDonald Suply-depot -bathroom.....	254.63
Micromarketing-books.....	128.29
Mid-America P-Soo green, lib.....	325.42
Mienergy-lighting 175th.....	64.53
Postmaster-553 x .335 waterbills.....	185.26
Sandry Fire-(4)scba.....	33,333.41
SEH-clark st-utility.....	5,989.32
Sheila Bullerman-reim ins.....	2,500.00
Eurofins-sewer testing.....	1,171.80
Warrior Wash-joe.....	29.75
Treasurer-state taxes.....	1,072.00
Truck Country-button for sweeper.....	27.24
Ups-bolt.....	16.36
Utility Equip-(3)radio read.....	847.85
Verizon-cell phone and office.....	652.80
Vernelle Holthau-library conf in waterloo.....	78.88
Visa-flashlight-joe.....	243.22
Capital One-lib supplies.....	149.80
Warehouse Flo-depot floor bathroom.....	75.00
Wellmark-monthly premium.....	7,233.76
Payroll March.....	19,963.47
Total.....	145,137.91

**Claims by Fund**

General.....	71,519.13
Road Use.....	2,760.52
Benefits.....	8,436.71
Water.....	16,401.04
Sewer.....	46,020.55
Total.....	145,137.95

**Revenue by Fund**

General.....	70,374.47
Road Use.....	7,025.94
Benefits.....	5,799.86
Emergency.....	674.40
Lost.....	24,784.06
Debt.....	3,939.54
Water.....	23,710.66
Sewer.....	40,486.31
Total.....	176,795.24

Mayor Frana announced this was the time and place set for a public hearing to approve Ordinance #449 Electronic Franchise. There were no comments written or oral received. The Mayor declared the hearing closed.

No motion was made by the council. Because the voting procedure was incomplete, a vote will occur at a future city council meeting.

Mayor opened the public hearing again so Soo Green could address the council regarding their concerns. Soo Green received feed back from the council and came

back with a proposal. The Mayor declared the hearing closed

Caylie Adam was present to address the council regarding the 5K taking place Saturday, June 11, 2022. This is a 4-H leadership project (1/2 of the money will go towards their mission trip and other 1/2 towards Calmar Lutheran's parking lot).

Mayor Frana announced this was the time and place set for a public hearing to approve Resolution #663 voluntarily annexing certain real estate to the City of Calmar (Corey and Christi Meyer-driveway only). There were no comments written or oral received. The Mayor declared the hearing closed.

Motion by Kleve, second by Schissel to approve Resolution #663. Aye: Kleve, Schissel, Kirkeberg, Gerlich and Sabelka. Motion carried.

Mayor Frana announced this was the time and place set for a public hearing to approve Resolution #664 voluntarily annexing certain real estate to the City of Calmar (Hopp Storage, LLC). There were no comments written or oral received. The Mayor declared the hearing closed.

Motion by Sabelka, second by Kirkeberg to approve Resolution #664. Aye: Sabelka, Kirkeberg, Schissel, Gerlich and Kleve. Motion carried.

Mayor Frana announced this was the time and place set for a public hearing to approve proposed amendment to the 2015 Calmar Commercial Urban Renewal Area. There were no comments written or oral received. Don Wurtzel gave a brief explanation. The Mayor declared the hearing closed.

Motion by Schissel, second by Kirkeberg to approve Resolution #661 to declare necessity and establish an Urban Renewal Area, pursuant to Section 403.4 of the Code of Iowa and approve Urban Renewal Plan Amendment for the 2015 Calmar Commercial Urban Renewal Area. Aye: Schissel, Kirkeberg, Schissel, Gerlich and Sabelka. Motion carried.

Motion by Kleve, second by Schissel to approve Ordinance #451 providing for the division of taxes levied on taxable property in the April, 2022 addition to the 2015 Calmar Commercial Urban Renewal Area, pursuant to section 403.19 of the Code of Iowa and waiving the 2 nd and 3 rd readings. Aye: Kleve, Schissel, Sabelka, Gerlich and Kirkeberg. Motion carried.

Chris Nutini was present to discuss (Kwik Star 817 Calmar) the most current proposed building addition.

Logan Breitsprecher was present to discuss the crosswalks in Calmar, especially down by the Fire Station (DOT). He also addressed his concerns regarding a couple of nuisance properties.

Motion by Sabelka, second by Kirkeberg to approve building permit for Lori Golka at 804 W Clark St (kitchen/dining addition). Aye: Sabelka, Schissel, Gerlich, Kleve and Kirkeberg. Motion carried.

Motion by Schissel, second by Kirkeberg to approve building permit for Angela Gullickson at 601 W Maple St. with no structures possible allowed on these (driveway extension, patio, new front steps). Aye: Kirkeberg, Kleve, Schissel, Sabelka and Gerlich. Motion carried.

Motion by Schissel, second by Gerlich to set a public hearing for 2021-2022 budget amendment (May 2, 2022). Aye: Schissel, Kirkeberg, Kleve, Sabelka and Gerlich. Motion carried.

There was discussion regarding going out for quotes for trash and recycling hauling services. This has been tabled.

The Fire Department report was in the packet.

The Police Department report was in the packet.

Junior Boyer was present to discuss the street patcher that the county is replacing.

There is a total of 7 lifeguards and 2 cashiers who have applied for our 2022 pool season; Applications have been forward to our Pool Manager.

Don Wurtzel, Economic Development, informed the council we received a grant of \$7,293.79 from the Winneshiek County Community Foundation for Fire Department - Equipment Update (apparatus). The new restaurant (Smoky Dough) will be opening soon after Easter.

Mayor Frana informed the council that it was time to review our sidewalks again.

Motion by Kleve, second by Gerlich to adjourn. Aye: Kleve, Sabelka, Schissel, Kirkeberg and Gerlich. Motion carried and meeting adjourned at 7:05 p.m.

*Keith Frana, Mayor*  
*ATTEST:*  
*Sheila Bullerman*  
 Published in Calmar Courier on Tuesday, April 12, 2022

**OFFICIAL PROCEEDINGS: Winneshiek County Board of Supervisors**

**WINNESHIEK COUNTY BOARD OF SUPERVISORS Board Minutes Monday March 28, 2022**

The Board of Supervisors met at 9:30am March 28, 2022 with all members present.

Moved by Rustad and seconded by Beard to open the public hearing on the proposed FY23 Budget. Motion carried. Auditor Steines gave an overview of valuations, levy rates, revenues, and expenses; along with several years of history. No written or verbal comments were received. Moved by Vick and seconded by Beard to close the public hearing. Motion carried unanimously. Moved by Beard and seconded by Vermace to adopt resolution 22-47, approving the FY23 Budget as published. Motion carried unanimously by roll call vote. Moved by Rustad and seconded by Beard to adopt resolution 22-48, approving the Compensation Board recommendations with no increase for the Board of Supervisors. Motion carried unanimously by roll call vote.

Moved by Vick and seconded by Vermace to approve the consent agenda which includes the minutes of the last meeting, the claims filed with the Board, and the Class C liquor license for Silvercrest Golf & Country Club. Motion carried unanimously.

Tara Hoffert, Community Insurance of Iowa, reviewed several insurance options for buildings and equipment on the County's property insurance renewal. The Board will meet to discuss the options and then have Tara return to report the decisions of changes. Moved by Rustad and seconded by Beard to add \$10,000 deductible collision coverage to non-passenger vehicles valued over \$50,000, to be implemented as soon as possible. Motion carried unanimously.

Brenda Kreitzer, County Treasurer, met with the Board to present an updated Resolution Naming Depositories. Moved by Vick and seconded by Vermace to approve resolution 22-49 as presented by Kreitzer. Motion carried unanimously by roll

call vote.

Tony Phillips met with the Board to discuss the contract with Luther College to gather public input related to Resource Protection Overlay Zones. Phillips recommended the Board cancel the previous Board's directive to the Planning & Zoning Commission to collect data, and to rescind their directive to develop these overlay zones. Wendy Stevens, P&Z Chair, distributed handouts that outlined the history of the project and requested the Board not take any action on the directive until the P&Z Commission could meet to give a recommendation. Moved by Vick to rescind the directive by the Board to research and develop Resource Protection Overlay Zones. Motion failed for lack of a second. Moved by Rustad and seconded by Vick to include further discussion of this topic at the next Board meeting. Motion carried with Vick, Langreck, and Rustad voting aye; and Beard and Vermace voting nay.

Lee Bjerke, County Engineer, met with the Board to discuss road matters. The Board instructed Bjerke to start the public notice process for removal of the closed bridge in Fort Atkinson.

Andy Van Der Maaten, County Attorney, met with the Board to discuss county issues.

Moved by Vick and seconded by Beard to adjourn to 9:30am Monday, April 4, 2022. Motion carried unanimously.

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

**Claims 03-28-2022**

**General Basic Fund**

Alice Abbott -Reimbursement.....	73.80
Ability Networks Inc -Services.....	380.59
Alliant Energy-Utilities.....	1975.84
Amazon Capital Services -Supplies.....	93.83
Anderson Law Office-Legal Services.....	787.50
Black Hills Energy-Natural Gas Service.....	4237.74
John Burke-Transport.....	60.00

Busch Systems-Equipment.....	4958.98
CEC-Services.....	1176.00
CLIA Laboratory Program -Certificate Fee.....	180.00
DALCO-Supplies.....	797.48
Decorah Chevrolet-Cadillac -Services.....	195.60
Decorah Electric Inc -Services.....	89.15
Decorah Heating & Plumbing LLC -Services.....	341.92
Decorah Newspapers -Publications.....	1821.25
decorahnews.com -Advertising.....	70.00
Dentons Davis Brown-Legal Services.....	485.50
Flags! Geography-Supplies.....	125.25
Hawkeye Sanitation, Inc -Services.....	200.00
P.J. Herold-Services.....	70.00
Heron Consulting, Inc. -Services.....	1500.00
Faith Hlubek -Reimbursement.....	172.10
Byron Hook -Reimbursement.....	507.68
IA Dept of Public Safety -Services.....	980.25
Inspire(d) Media, LLC -Advertising.....	425.00
IROC Web Design Services -Services.....	16.00
ISACA-Membership.....	225.00
John Deere Financial -Supplies.....	423.46
Brenda Kreitzer -Reimbursement.....	448.60
LetterWerks Sign City, LLC -Supplies.....	396.00
LiftOff, LLC-Software Licences.....	140.00
Dr. Kevin Locke -Services.....	875.00
Jon Lubke-Reimbursement.....	34.99
Luther College-Printing.....	156.25
Mail Services-Services.....	604.73
Anna Mark M.D.-Services.....	75.00
Marta Gardner Architecture -Services.....	392.61
Midwest Group Benefits -Fees.....	240.00
MIEnergy Cooperative -Utilities.....	652.15
Mihm Brothers, Inc. -Services.....	250.00
Mississippi Welders-Supplies.....	25.00
Mary Moen-Reimbursement.....	145.77
National Business Furniture -Furniture.....	772.00
Netsmart Technologies, Inc.-Maintenance Agreement.....	1310.40
OmniForm Inc.-Supplies.....	350.00
Pakor, Inc-Supplies.....	291.75
Perry Novak Electric, Inc -Services.....	589.29
Chip Peterson-Services.....	370.00
Pitney Bowes-Services.....	80.74
Carrie Quandahl-Services.....	290.00
Renaissance Restoration, Inc. -Services.....	1500.00
Ricoh USA Inc-Maintenance Agreement.....	30.47
Roger's Lock & Key-Services.....	2.50
Lacey Rogers-Services.....	60.00
Schilling Supply Company -Supplies.....	1045.55
Jayne Schultz -Reimbursement.....	637.75
Corey Sims-Services.....	595.00
State Medical Examiners Office -Services.....	2047.72
Storcy Kenworthy-Supplies.....	114.00
Sunset Law Enforcement -Equipment.....	520.20
SYNCB/Amazon-Supplies.....	1674.49
Deb Thronstenson-Transport.....	20.00
John Troendle-Transport.....	30.00
University of Iowa -Services.....	13971.35
Upper Explorerland RPC -Services.....	253.28
UpToDate-Services.....	5289.00
US Cellular-Cell Service.....	244.97
Krista Vanden Brink -Reimbursement.....	76.94
Verizon Wireless-Cell Service.....	1784.57
Shirley Vermace -Reimbursement.....	624.49
W.C.A.A -Exhibit Space.....	150.00
WellSky-Services.....	149.00
WHKS & Co.-Services.....	6783.04
Windstream-Telephone Service.....	318.18
Winn Co Agricultural Asscocc. -Rental.....	300.00
Winn Co Auditor-Rent.....	7614.75
Winneshiek Medical Center -Services.....	330.00
Workspace-Supplies.....	2864.80

State Hygienic Laboratory -Services.....	196.00
<b>Rural Services Basic Fund</b>	
Alliant Energy-Utilities.....	25.80
Anundsen Publishing -Printing.....	109.00
Allen Dahlen-Meeting.....	45.00
James Ehrie-Meeting.....	45.00
Davis Hanson-Meeting.....	45.00
Larry Iverson-Meeting.....	45.00
Waldon Johnson-Meeting.....	45.00
Paul Korsness-Meeting.....	45.00
Kwik Trip Inc-Fuel.....	70.42
Danny Leidahl-Meeting.....	45.00
James Neuzil-Meeting.....	45.00
Dave Nienhaus-Meeting.....	45.00
Jeff Ode-Meeting.....	45.00
Mikkel Paulson-Meeting.....	45.00
Jeff Ryan-Meeting.....	45.00
Carl Schmitt-Meeting.....	45.00
Mark Schmitt-Meeting.....	45.00
Gary Smorstad-Meeting.....	45.00
Ron Stika-Meeting.....	45.00
Verizon Wireless-Cell Service.....	40.85
Winn Co Landfill-Fees.....	1371.75
<b>Secondary Road Fund</b>	
Agvantage FS Inc -Propane.....	16471.73
All States Ag Parts, LLC -Parts.....	53.50
Alliant Energy-Utilities.....	355.59
Anderson Law Office-Legal Services.....	427.50
Aramark Uniform Services -Services.....	816.72
Best Western Plus-Lodging.....	108.53
Lee Bjerke -Reimbursement.....	1244.40
Black Hills Energy-Natural Gas Service.....	1395.67
BMC Aggregates LC -Materials.....	247.28
Brown Supply Co-Supplies.....	4550.00
Calmar Courier-Publications.....	4.19
City of Ossian-Utilities.....	44.78
Ossian Bee-Publications.....	8.43
Iowa Prison Industries -Signs.....	479.42
John Deere Financial -Supplies.....	74.14
K Construction-Services.....	27839.00
Jeffrey Kuboushek -Reimbursement.....	98.82
Marv Smith Electric, LLC -Services.....	336.83
MIEnergy	

## ADVERTISEMENT FOR BIDS

**Section 00 11 13  
Advertisement for Bids  
West Clark Street Utility Re-  
placement Project  
City of Calmar  
SEH No. CALMA 166042**

Notice is hereby given that the City Council of the City of Calmar will conduct a public hearing on the plans, specifications, form of contract and estimate of cost for the construction of the West Clark Street Utility Replacement Project at the regular City Council meeting on May 2, 2022, at 7 p.m., at the Calmar Fire Station, Calmar, Iowa. Any interested person may appear and file objections to the proposed plans, specifications, form of contract or estimated cost. After hearing objections, the City of Calmar shall, by resolution, enter its decision on the plans and specifications.

Notice is hereby given that sealed Bids will be received by the City of Calmar City Clerk until 2 p.m. April 21, 2022, at the City of Calmar City Hall, at which time and place they will be publicly opened and read aloud, for the furnishing of all labor and material for the construction of the West Clark Street Utility Replacement Project.

On May 2, 2022, at 7 p.m., at the Calmar Fire Station, the City Council of the City of Calmar shall consider the construction bids received and either award a contract, reject all bids, or adjourn action thereon to a subsequent meeting of the City Council.

Major components of the Work include:

All necessary labor, supervision, equipment, tools, and materials for the installation of manholes, gravity sewer piping and service, water-main, hydrants, valves, and service. Approximate quantities are as follows:

Manholes: ..... 3 EA  
Sewer: ..... 811 LF  
Sewer Service: ..... 230 LF  
Watermain: ..... 835 LF  
Water Service: ..... 223 LF  
Hydrant ..... 1 EA

The Work shall be constructed along West Clark Street, west of Hilma Street in the City of Calmar, Winneshiek County, Iowa.

Bids shall be on the form provided for that purpose and according to the Bidding Requirements prepared by Short Elliott Hendrickson Inc. (SEH) dated March 31, 2022.

Electronic and paper copies of the Bidding Documents may be obtained from the Issuing Office of SEH located at:

Short Elliott Hendrickson, Inc.  
215 North Adams  
Mason City, Iowa 50401  
641.424.6344

A refundable deposit of \$100.00 will be required for the Plans and Project Manual. In order to receive a refund, both Plans and Project Manual must be returned in complete and re-useable condition. In addition, they must be returned in said condition within fourteen days after award of the project. Failure to comply with either requirement will result in forfeiture of the deposit. ....  
Complete digital image (.pdf)

copies of the Bidding Documents, Contract Documents, and Plans and Specifications are available for download at no cost at <https://www.questcdn.com>. These documents may be viewed or downloaded by entering eBidDocTM Number 8173899 on the QuestCDN Search Projects page. For assistance and free membership registration, contact QuestCDN at 952.233.1632 or [info@questcdn.com](mailto:info@questcdn.com). Website registration is necessary to ensure that prospective bidders remain informed of addendum and other essential communications prior to the bid date.

Work under the proposed contract shall be completed within the following time requirements:

Work shall commence upon the issuance of a written notice to proceed. Work shall be substantially complete by no later than Oct. 15, 2022. All work shall be completed and ready for final acceptance by November 15, 2022.

Substantial completion is defined as follows: All work is complete except for finish grading of turf restoration areas, seeding and minor clean up.

The contract times noted are subject to any extension, which may be granted by the City Council of Calmar, Iowa.

Each bid must be made out on a Bid Form furnished in the Project Manual and obtained from SEH or on a computerized Bid Form furnished by the bidder. Bid Forms furnished by the bidder shall replicate the Bid Form furnished in the Project Documents Manual. Each bid shall be sealed in an envelope marked "Bid for the West Clark Street Utility Replacement Project". Each bid must be accompanied in a separate envelope by a bidding check or bid bond in an amount equal to five percent (5%) percent of the bid price, said check being either a certified or cashier's check, drawn on a bank in Iowa, or a bank chartered under the laws of the United States, or a Certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, and made payable to the City of Calmar, Iowa, as security that the bidder will furnish the required bonds and enter into a contract within ten (10) working days, excluding Saturday, Sunday, and holidays, after the award of the contract to him.

Bidders shall not be permitted to withdraw their bids for a period of thirty (30) days after the same are opened.

By virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the State of Iowa and to Iowa domestic labor.

Pursuant to Chapter 73 of the Code of Iowa, out-of-state bidders are hereby advised of the Iowa Bidding Preference Law extending to Iowa firms any preference which may be (a) strict preference, (b) reciprocal preference, or (c) combination preference and reciprocal. Application of such preference will be extended from any "public im-

provement" as defined in Chapter 73A of the Code of Iowa.

Bidders shall be expected to comply with Chapters 91C and 103A of the Code of Iowa concerning the registration and bonding of construction contractors and the successful bidder shall be required to supply the City of Calmar with proof of said compliance.

Payment for said "West Clark Street Utility Replacement Project," will be made from the General Funds of the City of Calmar, or from such other funds as may be legally used for such purposes. Monthly estimates will be submitted to the ENGINEER and payment will be made to the CONTRACTOR in the amount of ninety-five percent (95%) of said estimate on or about the twentieth of the following month. Final payment will be made not sooner than thirty (30) days following final acceptance of the work by the City of Calmar.

The bidder's attention is called to the prompt payment to the subcontractors under Chapter 573.12 of the Code of Iowa.

Plans and specifications governing the construction of the proposed improvements have been prepared by SEH, 215 North Adams, Mason City, Iowa, which plans and specifications, and also prior proceedings of the Calmar, Iowa, City Council referring to and defining said proposed improvements, are hereby made a part of this notice and the proposed contract by reference, and the proposed contract shall be executed in compliance therewith.

Copies of said plans and specifications are now on file in the office of the City Clerk, for examination by bidders.

The City encourages bids from qualified minority and female contractors.

All bids shall NOT include Iowa Sales Tax for materials used in the project. Upon award, the successful bidder shall immediately provide a listing of subcontractors and associated Federal ID or Social Security Numbers for both the contractor and subcontractors. The City will register the contractor and subcontractors with the Iowa Department of Revenue and will provide appropriate certificates to the contractor for distribution and use.

The City of Calmar, Iowa reserves the right to reject any and all bids and to waive technicalities and irregularities.

Bids shall be directed to the City Clerk, securely sealed and endorsed upon the outside wrapper, "BID FOR THE WEST CLARK STREET UTILITY REPLACEMENT PROJECT." The City of Calmar reserves the right to reject any and all Bids, to waive irregularities and informalities therein and to award the Contract in the best interests of the City of Calmar.

Sheila Bullerman  
City Clerk  
101 South Washington Street,  
PO Box 268  
Calmar, IA 52132  
Published in Calmar Courier  
on Tuesday, April 12 2922

## Public Notice

**NOTICE OF INTENTION TO  
VACATE  
PORTION OF ALLEY  
TO WHOM IT MAY CONCERN**

You are hereby given notice that a public hearing will be held in the City Council Chambers at the Calmar Fire Station in Calmar, Iowa, May 2, 2022 on the question of whether the City Council of the City of Calmar, Iowa, should vacate a portion of an alley within the City of Calmar. The portion of alley being considered for vacation is described as follows:

The entire alley platted as 30' wide lying in between and adjacent to Lot 1 and Lot 6, Block 39, City of Calmar, Winneshiek County, Iowa.

The owners of the real estate that adjoin the alley are as follows:

1) Daniel Timp

The alley is being vacated by the City of Calmar because the alley to be vacated is not needed for the use of the public, and therefore, its maintenance at public expense is no longer justified.

The proposed vacation will not deny owners of property abutting on the alley reasonable access to their property.

The hearing on the proposed vacation of a portion of the alley will be conducted in the City Council Chambers at the Calmar Fire Station in the City of Calmar, Iowa, on Monday, May 2, 2022 at 5:30 p.m.

A. That the City Clerk is hereby authorized and directed to publish notice of the time and place of said public hearing.

B. Any interested party may attend said hearing and object thereto, or may file written objections prior to said hearing with the City Clerk of the City of Calmar, Iowa.

*Sheila Bullerman, City Clerk*  
Published in Calmar Courier  
on Tuesday, April 12 2022

## OFFICIAL COUNCIL PROCEEDINGS: City of Fort Atkinson

### MINUTES FORT ATKINSON CITY COUNCIL

**APRIL 6, 2022**

Mayor Paul Herold called the meeting of the Fort Atkinson City Council to order at 7:00 P.M. on April 6, 2022, at the Fort Atkinson Community Center. Present: Leuenberger, Glass, Schroeder, K. Schmitt and P. Schmitt. Also present were Raj Rajan and two other representatives of SOO Green Project.

Rajan explained the project and showed a short video. The underground transmission line is intended to provide electricity from the Midwest to the eastern part of the United States. The line would provide electricity to 1 1/2 million homes. There are 24 cities in Iowa the project affects, and SOO Green is asking for a franchise from each one of them. Raj and the other representatives answered questions regarding the project and how it would impact the City of Fort Atkinson. All work would be within the railroad right-of-way. Slight changes will be made to the franchise to state that SOO Green would be responsible for any damages to city property during the project.

Mayor Herold opened the public hearing at 7:45 for the first reading of the SOO Green Franchise Ordinance. There were no comments from the public and he declared the meeting closed. Motion by K. Schmitt, second by Glass to approve the first reading of Ordinance #27 subject to the required changes. Roll call vote: Aye: K. Schmitt, P. Schmitt, Luenberger, Schroeder and Glass. Motion carried. SOO Green will be on the June agenda for the second reading of the ordinance and consideration to adopt.

Motion by K. Schmitt, second by Schroeder to approve Resolution #337 Adopting and Approving Tax Compliance Procedures relating to tax exempt bonds. All Aye: Motion carried.

Motion by P. Schmitt, second by Glass to approve the first reading of Ordinance #26 changing the water connection fee outside the city limits to \$ 100.00. All aye, motion carried. Motion by K. Schmitt, second by P. Schmitt to waive the subsequent readings of Ordinance #26. All aye, motion carried. Motion by Glass, second by K. Schmitt to adopt Ordinance #26. All aye, mo-

tion carried.

Council reviewed and discussed the applications for the summer help position. Motion by Schroeder, second by Glass to offer the position to Earl Lensing at a wage of \$ 15.00 per hour. All aye, motion carried.

The city has not had a reply from the DNR regarding the Fort mowing proposal. The City Campground was discussed, and it was the consensus of the council that due to all the flooding problems the campground would only be available for primitive camping in the future. Electric boxes will be removed and sold.

Motion by Glass, second by K. Schmitt to approve the consent agenda including minutes from the March 17, 2022, meeting, clerks report, claims for March and the ABD license for Lickety Split and the ABD license for Hubers Store (pending receipt of paperwork from Huber's Store). All aye, motion carried

### CLAIMS REPORT

Acentek-phone bil.....252.68  
Albertson Const-repair shop  
door.....1800.45  
Alliant-monthly electric.....2107.19  
Allrecipes-subscription lib.....7.00  
Badger Meter-meter read  
serv .....46.32  
Baker & Taylor-books .....404.98  
Bank Iowa-HAS  
contribution .....200.00  
Bell's Fire Stop-service fire  
ext .....211.50  
Better Home & Gardens  
-subscription.....9.00  
Capital One-supplies .....1194.90  
Citizens Svgs. Bank-taxes .2555.10  
Consolidated Energy  
-propane.....1320.34  
Darin Barta-rental fee .....70.00  
Decorah Chiropractic-drug test  
consortium .....240.00  
Des Moines Stamp-stamps ..93.65  
Driftless Media-storm water  
discharge .....14.95  
EMS Detergent-dishwasher  
cc .....179.80  
Farmers Union-battery.....136.72  
Forbin-tablet setup.....189.29  
Fort Atkinson Rentals-rental  
fee .....90.00  
Franzen Sales & Services  
-ship samples.....22.06  
Good Housekeeping  
-subscription.....15.97  
Gworks-annual fee .....3067.50  
Hawkeye Sanitation-garbage

hauling .....2121.33  
lamu-dues.....620.00  
Iowa Lib Assn-dues .....65.00  
Ipers-ipers.....2013.26  
Keystone Laboratories  
-testing .....45.00  
Laura Thomas-supplies lib .177.25  
Lee's Repair-snow removal..251.00  
Lickety Split-fuel .....3940.04  
Marv Smith Elec-repair .....191.38  
Mediacom-internet serv .....280.11  
Mid-American Publishing  
-publishing.....782.29  
Midwest Geographical-map  
updates .....2628.75  
Midwest Living-subscription..12.00  
Olgsgard Auto-repair .....680.12  
US Post Office-postage .....196.00  
Secretary of State-notary.....30.00  
SHE-eng. Services .....2299.66  
Taste of Home-subscription..20.00  
US Cellular-cell phone.....208.80  
Upper Explorerland-admin sewer  
/water .....886.65  
Wellmark-insurance .....572.79

### Payroll

March.....10028.78  
Total.....42279.61

### Expenses by fund

General.....22028.30  
Road Use.....4910.75  
Benefits.....1012.79  
Water .....5891.60  
2nd Well .....2633.07  
Sewer .....4829.49  
Sewer Lagoon .....973.61  
Total .....42279.61

### Revenue by fund

General.....29861.34  
Road Use.....1713.27  
Benefits.....2533.16  
Emergency .....381.73  
Lost.....6495.20  
Debt Serv.....1940.27  
Water .....5595.37  
Sewer .....10217.87  
Total.....58738.21

Open burning was discussed, and the council consensus is to leave the ordinance as is and not have a time when open burning is allowed. Violation of the Open Burning Ordinance is a Municipal Infraction with a fine of \$ 750.00 for the first offense and \$ 1,000.00 for the second offense.

Discussed the need for a ground mounted solar ordinance. A permit would be required prior to installation of any ground mounted solar system within the Fort Atkinson City limits.

Motion by K. Schmitt, second by Schroeder to approve the first reading of Ordinance #24 revising

the maximum size requirements for accessory buildings and adding a section with regulations and the requirement for a permit for a ground mounted solar system. All aye, motion carried.

Motion by K. Schmitt, second by Glass to approve the second reading of Ordinance #25 pertaining to service charges for sewer. The fee would raise from \$ 25.00 to \$ 55.00 monthly. All aye, motion carried. Motion by Schroeder, second by P. Schmitt to waive the third reading of Ordinance #25 and have it become effective upon posting. All aye, motion carried.

Motion by Glass, second by K. Schmitt to approve Resolution #336 authorizing the clerk to write off as uncollectible past due utility account balances totaling \$1718.93. All aye, motion carried.

Community Center rental fees were discussed due to the operating costs exceeding the revenue. There is a need to raise rates for each event \$ 50.00. Auctions will no longer be allowed due to the damage to the property.

ICAP insurance rate adjustments were discussed, they will increase 4-8%. The lost control audit from ICAP indicated that the city needs an agreement with the little league and the Mallards for use of the ballfield and concession stand. Discussed getting their signed waivers as proof of the City not having liability when they are using.

A speed camera to slow traffic down coming thru Fort Atkinson was discussed in length. This will be discussed again after more research.

Discussed donation to the City of Fort Atkinson from Bob Humpal, of a replica of Fort Atkinson businesses he would like to donate. The council consensus was to accept the donation and display in the room below the library that joins to the museum. Discussed a proposal from Dave Nienhaus regarding a portion of Oak Street. The council agreed they were not in favor.

Motion by K. Schmitt, second by Schroeder to adjourn. All aye, motion carried, meeting adjourned at 8:53 P.M.

*Paul Herold, Mayor*  
*Attest: Michele Eisbernd, City Clerk*  
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