

Calmar Legals 11-14

APPLICATIONS FOR APPOINTMENTS Winneshiek County BOS

PUBLIC NOTICE

The Winneshiek County Board of Supervisors will be accepting applications for appointments to several Boards and Commissions including the following: Pioneer Cemetery Commission, Board of Health, Historic Preservation Commission, Conservation Board, Upper Explorerland Regional Planning Commission, Compensation Commission for Eminent Domain, and others as needed. Interested citizens should complete an application which is available at winneshiekcourt.iowa.gov or at the County Auditor's office. Applications are due to the County Auditor's office by December 8th. Published in the Calmar Courier on November 7, 14, and 21, 2023

ORDINANCE NO. 23-249 Winneshiek County Zoning

ORDINANCE AMENDING THE COUNTY ZONING ORDINANCE TO CHANGE THE ZONING CLASSIFICATION FROM M-2 GENERAL INDUSTRIAL DISTRICT TO C-1 HWY COMMERCIAL DISTRICT FOR THE HEREIN DESCRIBED PROPERTY.

WHEREAS, a request for amendment to the zoning ordinance of Winneshiek County was submitted to the Planning and Zoning Commission, said request having been acted upon by the Planning and Zoning Commission following a public hearing; and,

WHEREAS, the request for amendment of the zoning ordinance pertains to the following described real estate:

Lots 2 of 1 of 1 of 1 of 1 in 1 of 1 of 1 of 3 and 2 of 1 of 1 of 1 of 1 of 1 in 1 of 1 of 1 of 3 in the Northeast Quarter of the Northwest Quarter, of Section 36, of Township 97 North, Range 9 West of the 5th P.M. Winneshiek County, Iowa.

WHEREAS, the said zoning request requested that the property be rezoned from M-2 General Industrial District to C-1 Hwy Commercial District; and,

WHEREAS, a notice of the time and place of a public hearing on said request was published pursuant to law; and,

WHEREAS, a public hearing as required has been conducted by the Winneshiek County Board of Supervisors.

WHEREAS, the Winneshiek County Board of Supervisors has considered the Winneshiek County Comprehensive Plan in their review of the Applicant's request and does find that the request is consistent with the policies and goals set out in the Winneshiek County Comprehensive Plan; and,

NOW, THEREFORE, BE IT RESOLVED BY THE WINNESHIK COUNTY BOARD OF SUPERVISORS:

1. That the zoning classification as to the following described real estate:

Lots 2 of 1 of 1 of 1 of 1 in 1 of 1 of 1 of 3 and 2 of 1 of 1 of 1 of 1 of 1 in 1 of 1 of 1 of 3 in the Northeast Quarter of the Northwest Quarter, of Section 36, of Township 97 North, Range 9 West of the 5th P.M. Winneshiek County, Iowa.

is hereby changed from M-2 General Industrial District to C-1 Hwy Commercial District.

2. That the zoning map of Winneshiek County, Iowa, be modified to reflect this change.

Repealer. All ordinances or parts of ordinances in conflict with this zoning ordinance or inconsistent with the provisions of this Ordinance, are hereby repealed to the extent necessary to give this Ordinance full force and effect.

Severability Clause. If any section, part or provision 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.

Effective Date. This Ordinance shall be in full force and effect after its passage and publication as provided by law.

PASSED AND ADOPTED this 30th day of October 2023.

WINNESHIK COUNTY BOARD OF SUPERVISORS
Daniel Langreck
Chairman

Attest:
Benjamin D. Steines
Winneshiek County Auditor

Published in the Calmar Courier on November 14, 2023.

BOARD PROCEEDINGS 10.30.2023 Winneshiek County BOS

BOARD MINUTES MONDAY OCTOBER 30, 2023

The Board of Supervisors met at 9:30am October 30, 2023 with all members present. The Pledge of Allegiance to the Flag was recited, and the meeting was called to order.

The Board discussed the property in Freeport associated with Iowa Rotocast Plastic's request to sell some property for installation of a solar field. Vick confirmed with the DNR about the repayment terms for the seed contract. The Board will work with the County Attorney to set up the procedure to proceed with the sale.

The Board reviewed the contract terms with Andrew Gettler to serve as County Engineer. Moved by Vick and seconded by Kelsay to approve the contract with the start date yet to be determined, and to approve Gettler's hire should he accept and sign the contract. Motion carried unanimously.

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

Moved by Faldet and seconded by Vermace to open the public hearing on the re-zoning request by Tanner Baumler. Motion carried unanimously. Tony Phillips, Planning and Zoning Administrator reported the P&Z Commission held a public hearing and unanimously recommended approval. No written or verbal comments were received.

Moved by Vick and seconded by Faldet to close the public hearing. Motion carried unanimously. Moved by Vermace and seconded by Faldet to hold the first reading of the proposed re-zoning ordinance. Motion carried unanimously and the reading was held. Moved by

Vermace and seconded by Vick to waive the additional readings. Motion carried unanimously. Moved by Vermace and seconded by Faldet to adopt ordinance 23-249, approving the re-zoning as requested by Baumler. Motion carried unanimously by roll call vote. Complete Ordinance will be on file in the County Recorder's and Auditor's Offices and will be published as required.

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

Moved by Faldet and seconded by Vermace to open the Public Hearing on the vacation of Right-of-Way along Conover Road near the property of Devin and Kristi Creek. Motion carried unanimously. No written or verbal comments were received. Moved by Vick and seconded by Faldet to close the public hearing. Motion carried unanimously. Moved by Vick and seconded by Kelsay to adopt resolution 23-20, approving the vacation of the property and authorizing Langreck to sign the quit claim deed. Motion carried unanimously by roll call vote. Complete resolution will be on file in the County Auditor's Office and the deed will be on file in the County Recorder's Office.

Nick Rissman, Interim County Engineer, met with the Board to give updates on road projects.

Moved by Vick and seconded by Faldet to adjourn to 9:30am Monday, November 6, 2023. Motion carried unanimously.

ATTEST
Benjamin D Steines
County Auditor

Daniel Langreck, Chair
Board of Supervisors

Published in the Calmar Courier on November 14, 2023.

MINUTES-CLAIMS 11.06.2023 • CITY OF CALMAR

MINUTES CALMAR CITY COUNCIL NOVEMBER 6, 2023

Mayor Frana called the meeting to order at 5:30 P.M. on November 6, 2023 at the Calmar Fire Station. The meeting was opened with the Pledge of Allegiance. Present were: Kieve, Sabelka, Kirkeberg, Schissel and Gerlich. Also present were: Mayor Frana, Sheila Bullerman, Junior Boyer, Matt Bullerman, Don Wurtzel, Bill Klimesh, Chad Schissel, Steve Kelsay, Marta Kelsay, Mike Hohenbrink, Gary Barnes, Nicholas Wallin, Lester Timp, Dan Christopher, Christina (SEH) and Janelle Kuhn.

Motion by Kieve, second by Sabelka to approve the consent agenda (agenda, minutes of October 2, 2023, clerk/treasurer reports, claims for October 2023, ABD License for The Smoky Dough). Aye: Kieve, Sabelka, Kirkeberg, Gerlich and Kirkeberg. Motion carried.

Claims October 2023

Acentek sewer,depot,pool. 124.85
Albertson Concrete by car wash curb/gutter 3,738.67
Alliant monthly utility 6,967.10
Becker Hardware pool-m18 transfer pump 229.99
Black Hills monthly utility bill 361.66
Bruening 3/8 chips \$14.80. 166.20
Center Point Print books 46.74
Centurylink sewer phone alarm 2 187.36
Chris Schirmer 6 months x 35-calmar sign 210.00
City Laundry uniforms 444.87
City of Calmar reim postage 36.70
Copy Systems 8/25/23-9/24/23 lib & off 93.85
Country Home 1 yr sub 20.00
Culligan fd-seasonal 64.64
Decorah Electric city shop generator 7,173.10
Decorah Rental trencher-ev charging stat 75.00
Decorah Tech zoom joe, clean sheila.joe 225.00
Decorah Tire gang lawn mower 233.00
Don's Towing herolds-3 vehicles removed 325.00
Drillings grass hopper 2.92
Driveway Specialist henry street-patch 1,100.00
E&D Repair alvin herold manhole 510.00
Farmers Union grass seed 260.00
GIS Workshop annual license 4,895.00
Hawkins azone,ipc,freight 2,351.69
Kristin Herman herolds 8,646.99
Superior Building

fd doors,pool,street 126.13
Howards Tire dump tk tire ... 50.00
IAMU oct-dec 2023 471.00
Ingram books 38.87
Irs fed/fica tax 5,906.25
Iowa DOT oil asphalt 1,510.00
Iowa DNR annual water use fee 2024 115.00
Iowa League of Cities budget workshop 50.00
Iowa One Call monthly bill ... 34.20
Iowa Outdoor 3 years 25.00
Iowa Rural Water membership dues 355.00
Iowa Workforce Dev qtr unemployment 67.70
Ipers ipers 4,335.47
JD Financial pool,flags 137.74
Microbac Lab monthly testing 88.00
Kwik Star fuel 1,612.22
Malcom gb,gf,recy 7,996.75
Marv Smith Electric pool-glue-sealant 133.78
McDonald Supply pool-pvc 33.50
Micromarketing books 283.06
Mid-American Pub sept min, afr 308.72
Mienergy lighting 175th 70.93
Napa pool antifreeze,pickup beam 362.45
Lee Fischer pool leak,herolds,water br 1,855.00
NE IA Metalworks gear box-bush hog 437.50
Our Iowa 2 yr sub 39.98
Perry Novak Electric storm drain-tom wards 1,809.00
Postmaster 561 x .404 waterbills .. 226.65
Racom service labor-calmar sirens 187.50
Mathy Construction hot mix-henry st 733.72
Shimak Surveying railroad street .. 100.00
Skyline Const herolds house 13,702.65
Terry Linderbaum painted door frames @fire d 460.22
Eurofins Envir sewer testing 773.00
The Iowan Sub 1 yr sub 24.00
The Warrior Wash joe 45.75
Treasurer State of IA state taxes 831.23
USA Blue Book pool pvc,adapter 158.88
Utility Equip coupling 1,293.26
Verizon cell phone and office 326.94
Visa my fax,jr hotel,microsoft 410.79
Voss Signs no parking temporary police 202.50
Capital One pool and library 62.36
Wellmark monthly premium 7,971.36
Winn Co Landfill

herolds house 2,471.60
Payroll October 20,200.32
Total 116,926.31
Claim by Fund
General 78,925.44
Road Use 3,781.01
Benefits 6,112.91
Water 14,681.24
Sewer 13,425.75
Total 116,926.35
Revenue by Fund
General 131,681.88
Road Use 12,630.46
Benefits 23,883.14
Emergency 2,647.95
Lost 14,507.55
Debt 14,281.12
Water 23,713.77
Sewer 39,073.39
Total 262,419.26

Gary Barnes was present to discuss the property next to them; They want to be notified if anyone is coming on their property.
Dan Christopher was present to discuss the City of Calmar's garbage rates and a proposed increase; Tabled until the next meeting.

Matt Bullerman and Christina (from SEH) proposed the Henry Street Utility and Street Replacement Project for 2024 (4 blocks). It would loop in 2 different spots (remove clay tile), milling not included in the bid and hoping to be done September 2024.

Motion by Kirkeberg, second by Kieve to approve SEH's proposal for design, permitting and bidding the Henry Street Utility Project. Aye: Kirkeberg, Kieve, Sabelka, Schissel and Gerlich. Motion carried.

Janelle Kuhn informed the council that she received a Notice to Abate to move her abandon vehicle and she would have it moved in two weeks.

Motion by Schissel, second by Sabelka to approve the dividing up of the alley between Jefferson and Meldon Street (between 2, maybe 3 residents). Aye: Schissel, Sabelka, Kirkeberg, Kieve, and Gerlich. Motion carried.

Motion by Sabelka, and no second to approve solar with Marv Smith Electric and Plumbing and Heating. Motion denied.

Motion by Schissel, second by Kirkeberg to approve Dedication to the Public for Street Purposes (Revised) (Railroad Street). Aye: Schissel, Kirkeberg, Sabelka, Kieve and Gerlich. Motion carried.

Motion by Schissel, second by Gerlich to delay the sale of the 911 building until January requiring bids to be submitted by February 1 (opened at the February 5, 2024

council meeting). Aye: Schissel, Gerlich, Kieve, Kirkeberg, and Sabelka. Motion carried.

There were no building permits/ abatements submitted.

Motion by Schissel, second by Kirkeberg to sell property at 501 W Main Street; Bids need to be submitted by February 1, 2024 and will be opened at the council meeting February 5, 2024.

Motion by Schissel, second by Sabelka to approve Ordinance #452 Floodplain Management. Aye: Schissel, Sabelka, Kieve, Kirkeberg and Gerlich. Motion carried.

Motion by Kirkeberg, second by Gerlich to approve Return-To-Work Policy (Temporary Modified Assignment) and Agreement (IMWCA) for City of Calmar Employee Handbook.

Motion by Sabelka, second by Kieve to approve the Annual Urban Renewal (TIF) Report. Aye: Sabelka, Kieve, Schissel, Kirkeberg and Gerlich. Motion carried.

Motion by Schissel, second by Sabelka to approve the Annual Street Financial Report (SFR) 7/1/22-6/30-23. Aye: Schissel, Sabelka, Kirkeberg, Kieve and Gerlich. Motion carried.

The council also reviewed the Preliminary Draft Audit (July 1, 2022-June 30, 2023).

The Fire Department report was in the packet. There was 1 paged call with 72.5 volunteer hours donated for the month.

The Police Department report was in the packet.

Junior Boyer and Matt Bullerman were both present for the Water/wastewater and Street Department Report; Looking into tree planting grant (Trees for Kids Program run by the Iowa DNR) for our pool area and Lion's Park.

Don Wurtzel, Economic Development gave an update regarding Hawkeye Telephone.

Nuisance properties were discussed.

Continuing to work on Iowa Department of HSEMD.

The Mayor reported on the Wellmark Health Insurance increase.

Steve Kelsay commented on the training center (in Decorah) and looking for an engineer.

Motion by Kieve, second by Schissel to adjourn. Aye: Kieve, Schissel, Kirkeberg, Sabelka, and Gerlich. Motion carried and meeting adjourned at 7:00 p.m.

Keith Frana, Mayor

ATTEST:
Sheila Bullerman
Published in the Calmar Courier on November 14, 2023.

BOARD PROCEEDINGS 11.06.2023 Winneshiek County BOS

BOARD MINUTES MONDAY NOVEMBER 6, 2023

The Board of Supervisors met at 9:30am November 6, 2023 with all members present. The Pledge of Allegiance to the Flag was recited, and the meeting was called to order.

Mike Ashbacher, Fire Department Chief, met with the Board to discuss the Fire Training Facility. Moved by Vick and seconded by Kelsay to approve the Amendment to the 28E Agreement for the facility to allow entities from outside the county to use the facility for training. Motion carried unanimously. Ashbacher also discussed whether the Board would consider adding additional land to the lease for expansion of the facility. The Board will discuss this at a future meeting.

Moved by Vick and seconded by Faldet to appoint Holly Ingles as the Board representative to the Compensation Board for a four year term. Motion carried unanimously.

Langreck reported that Andrew Gettler declined the County Engineer position. The Board discussed options to proceed. Kelsay and Faldet will meet with Allamakee County to see if they will consider a sharing agreement for a Permanent Shared County Engineer. Moved by Faldet and seconded by Vick to open up the application period again through November 22nd. Motion carried unanimously.

Moved by Vick and seconded by Vermace to approve the consent agenda which includes the minutes

of the last meeting and to accept and file the monthly report of the County Recorder. Motion carried unanimously.

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

Moved Faldet and seconded by Vermace to open the public hearing on the vacation of a portion of Happy Hollow Road. Motion carried unanimously. Nick Rissman, Interim County Engineer, showed a map and explained the vacation. Comments were received from the public encouraging the vacation. Moved by Vick and seconded by Faldet to close the public hearing. Motion carried unanimously. Moved by Kelsay and seconded by Faldet to adopt resolution 24-21, vacating a portion of Happy Hollow Rd. Motion carried unanimously by roll call vote. Complete resolution will be on file in the County Auditor's and Recorder's Offices.

Nick Rissman, Interim County Engineer, met with the Board to give an update on road projects and to discuss options for the vacation of a portion of 360th Street.

Moved by Vick and seconded by Faldet to adjourn to 9:30am Monday, November 13, 2023. Motion carried unanimously.

ATTEST
Benjamin D Steines
County Auditor

Daniel Langreck, Chair
Board of Supervisors

Published in the Calmar Courier on November 14, 2023.

