

Butler County Courthouse News

Births

Elias Orth, Shell Rock, born on December 23, 2017 to Jami-son and Emily Orth.

Deaths

Wayne Rohlwing, 89, Clarks-ville, died on February 22.

Bennie Fank, 85, Allison, died on February 24.

Roger Negen, 74, Clarksville, died on March 1.

Harold Fulks, 71, Clarksville, died on February 27.

Traffic Court

Speeding 55 or Und Zone (1 thru 5 over): Kathy Miller, Ackley; Mary Szynalski, Ames; Carol Blythe, Holland.

Speeding 55 or Und Zone (6 thru 10 over): Heather Gray Grunke, Cedar Rapids; Blake Bierman, Plainfield; Labint Gashi, Waterloo.

Speeding 55 or Und Zone (11 thru 15 over): Brian Schmidt, Greene.

Speeding 55 or Und Zone (16 thru 20 over): Robert Babcock, Grosse Pointe Park MI.

Speeding 55 or Und Zone (21 or over): Camille Colen, Waverly.

Failure to Maintain or Use Safety Belts – Adu: Kandy Quass, New Hampton; Dave Bucknell, Ionia.

Fail to Obey Stop Sign and Yield Right of Way: Justin Jacobs, Bristow.

Fraudulent Use of Registration: Jeremy Brocka, Dumont.

Maximum Width of Vehicle: Jameson Oldenburger.

Stopping, Standing or Parking Where Prohibited: Ashley Quario, Allison.

District Court

The court handled one probation revocation.

Michael Steiner, 29, Janesville, pled guilty to Public Intoxication. Steiner was sentenced to a \$100 fine and must pay \$60 in court costs and a \$35 surcharge.

Kirstin Baker, 27, Janesville, pled guilty to Possession of

Controlled Substance – second offense. Baker was sentenced to a \$625 suspended fine, two years of suspended prison and two years of probation. Baker must pay \$116 in local sheriff's fees, a \$125 fine and \$100 in court costs.

Brittany White, 28, Clarks-ville, received a deferred judgment on a church of unauthorized use of credit card under \$1000. White was sentenced to a year of probation and must pay a \$125 law enforcement surcharge, \$35 in local sheriff's fees, and \$140 in court costs.

Abby Gomez, 30, Clarks-ville, pled guilty to carrying weapons. Gomez was sentenced to 10 days of jail, a \$625 suspended fine, and \$100 in court costs.

Civil Court

North American Specialty Insurance Company vs. Butler County Lumber and Hardware, Falcon Resources, Hansel Construction Services, Angela Hansel, HS Investments and Prairie Construction Services. Judgment for the plaintiff on March 1 in the amount of \$296,044.83 with pre-judgment interest at 3.35 percent plus court costs.

Small Claims

Midland Funding LLC vs. Patricia Whitlatch, Parkersburg. Judgment for the plaintiff on March 1 in the amount

of \$1236.65 with pre-judgment interest at 3.5 percent plus court costs.

Cavalry SPV I, LLC vs. Kenrick Schares, Shell Rock. Judgment for the plaintiff on March 1 in the amount of \$1918.85 with pre-judgment interest at 3.5 percent plus court costs.

Midland Funding LLC vs. Joy Swinton, Waverly. Judgment for the plaintiff on March 1 in the amount of \$544.30 with pre-judgment interest at 3.5 percent plus court costs.

Cavalry SPV I, LLC vs. Suzanne Geerdes, Aplington. Judgment for the plaintiff on March 6 in the amount of \$1786.06 with pre-judgment interest at 3.5 percent plus court costs.

Collection Professionals Inc. vs. Brianna Smith, Parkersburg. Judgment for the plaintiff on March 1 in the amount of \$793 with pre-judgment interest at 3.5 percent plus court costs.

Hauge Associates vs. Theo

PROBATE Butler County

NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR AND NOTICE TO CREDITORS

CASE NO. ESPR016778
IN THE IOWA DISTRICT COURT IN AND FOR BUTLER COUNTY
IN THE MATTER OF THE ESTATE OF STAUFFER JOHNSON, Deceased.

To All Persons Interested in the Estate of Stauffer Johnson, Deceased, who died on or about February 14, 2018: You are hereby notified that on the 23rd day of February, 2018, the Last Will and Testament of Stauffer Johnson, deceased, bearing the date of the 28th day of March, 2014, was admitted to probate in the above-named court and that Jeffrey Johnson and Diane Buss were appointed Executors 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 second publication of this Notice or one month from the date of mailing 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 mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred.

Dated 23rd day of February, 2018
Jeffrey Johnson
Executor of Estate
28063 Liberty Ave.
Parkersburg, IA 50665
Diane Buss
Executor of Estate
303 Miners St.
Parkersburg, IA 50665
Gregory M. Lievens
Attorney for Executor
503 N Main St., PO Box 158
Allison, IA 50602
Date of second publication: 21st day of March, 2018

Published in the Eclipse News-Review on Wednesday, March 14 and Wednesday, March 21, 2018

MINUTES Board of Supervisors

MINUTES AND PROCEEDINGS OF A REGULAR MEETING OF THE BUTLER COUNTY BOARD OF SUPERVISORS HELD ON FEBRUARY 27, 2018.

Meeting called to order at 9:00 a.m. by Chairman Greg Barnett with member Rusty Eddy present. Member Tom Heidenwirth was present telephonically. Also present were Engineer John Riherd, Virgil Goodrich, Parkersburg, Iowa, Jim Rewerts, Allison, Iowa and Bethany Carson, Mid America Publishing.

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

Board met with Connie Rottink, Butler County Wellness Committee to hear request for a blood draw for employees and spouses on County insurance. Moved by Eddy, second by Heidenwirth to approve with a tentative date of April 5, 2018 from 6:00 A.M. to 8:00 A.M. All ayes. Motion carried. It was further moved by Eddy, second by Heidenwirth that all County employees be eligible. The cost is \$25 for women and \$35 for men. All ayes. Motion carried.

Minutes of Service Awards were presented by their respective Department Heads to the following:

John Riherd – 10 years
Wendy Dralle – 20 years
Lonna Debner – 25 years
Jim Rewerts – 40 years
Not present were: Donis Dralle – 15 years, Collin Freeseemann and Kiley Winterberg – 20 years and Martin Petersen and Kendall Siems – 25 years.

Orchid Lane in Parkersburg was discussed during public comment. A work session to discuss further will be March 27, 2018. Stop signs near Vilmar Church were also discussed. Engineer Riherd does not feel stop signs will improve safety and suggested other signage that would be more effective.

Board approved claims as submitted. Board acknowledged receipt of Manure Management Plan Annual Updates for Roose South Finisher Farm; Quail Finisher Farm; Winkowitsch Finisher Farm; Kuper Finisher Farm; Brad Finisher Farm; McCandless #2 Finisher Farm and Marton/Butler Finisher Farm.

Moved by Barnett, second by Eddy to adjourn the meeting at 9:48 A.M. to Tuesday, March 6, 2018 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 February 27, 2018.

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Eden, New Hartford. Case dismissed without prejudice on March 3.

Property Transfer

Warranty Deed: Scott Leff 401 K Trust, Scott Leff Trustee to Strategic Land Investment Company LLC; SW Cor Lt 5 Subd E1/2 NE SW 18-92-15; 2018-0462.

Quit Claim Deed: Glenda Timmer to Glenda Timmer Revocable Trust and Lincoln Savings Bank; W1/2 SW 9-91-16, S1/2 NW 1-91-16, W1/2 SW 1-91-16, SE SE 25-92-17; 2018-0468.

Warranty Deed: Strategic Land Investment Company LLC, James Hagen Member/Manager to Gerald and Denise West; SW Cor Lt 5 Subd E1/2 NE SW 18-92-15; 2018-0469.

Misc Deed: Jeffrey and Michelle Reints COTR to Michelle Reints Trust Agreement; S1/2 NW 1-90-15, N1/2 N1/2 SW

1-90-15, NW SE 19015, NWFR NWFR 1-90-15; 2018-0481.

Warranty Deed: Denise Jensen to Dorothy Daiker; Greene Original Town Lot: 20 Block: 15; 2018-0483.

Warranty Deed: Mary Toebe and Eric Becker to Degroote Farming Company LLLP; W1/2 NE 14-90-16; 2018-0492.

Court Off Deed: Culver Klinkenborg Estate, DaleHansmann Ex to Samuel Klinkenborg; Beg E1/4 Cor SE 36-91-17, Exc Comm S1/4 Cor and jExc Comm S1/4 Cor SE 36-91-17, S1/2 Exc Parcel F NE 36-91-7; 2018-0494.

Joint Ten Deed: Barbara Steen to Lester and Caryn Schipper; S1/4 NW 32-91-17, Exc SW 32-91-17; 2018-0505.

Joint Ten Deed: Elvin and Sandra Popkes to Lester and Caryn Schipper; S1/4 NW 32-91-17, Exc SW 32-91-17; 2018-0506.

Joint Ten Deed: Robert and

Linda Popkes, to Lester and Caryn Schipper; S1/4 NW 32-91-17, Exc SW 32-91-17; 2018-0507.

Joint Ten Deed: Roland and Christy Popkes to Lester and Caryn Schipper; S1/4 NW 32-91-17, Exc SW 32-91-17; 2018-0509.

Warranty Deed: Cedar Valley Lubes, Scott Parks Pres to Tammy Krull; E1/2 Exc Clarks-ville Poivals Add Lot: 5 Block: 3, Exc W63Ft Clarks-ville Poivals Add Lot: 8 Block: 3; 2018-0515.

Joint Ten Deed: Agnes Benning to Kevin and Julie Benning; Exc SW 26-93-15; 2018-0518.

Court Off Deed: Culver Klinkenborg Estate, Dale Hansmann Ex to Sam Klinkenborg; Beg E1/4 Cor SE 36-91-17, Exc Comm S1/4 Cor and Exc Comm S1/4 Cor SE 36-91-17, S1/2 Exc Parcel F NE 36-91-7; 2018-0522.

MINUTES City of New Hartford

Mediacom, Internet.....	\$209.85	Motion made by Bass 2nd by Mobley to approve maintenance on lawnmower in the amount of \$1100 to be transferred from LOST to General Fund. Aye 5 Nay 0 Motion Carried.
Midamerican Energy, Electric.....	\$2,811.86	Burrell explains the RFP for the new Fire Department tanker truck proposal made from Farmers State Bank.
MiD America Publishing, Publications.....	\$112.75	Motion to move forward on the RFP's for tanker truck with Peoples Savings Bank, Midwest One and Farmers State Bank made by Latwesen 2nd by Bass. Aye 5 Nay 0. Motion Carried.
Miller Window Service, Ch Bldg Maint.....	\$200.00	Mayor explains the Well House #1 closing vs rebuilding.
Napa Auto Parts, Vehicle Maint.....	\$17.21	Motion made by Mobley to hire Cahoy to close Well House #1. Maintenance Dept will cap and remove Well House #1 building 2nd by Ragsdale. Aye 5 Nay 0. Motion Carried.
National Flood Insurance, Flood Ins.....	\$6,110.00	Motion made by Mobley to hire Cahoy to close Well House #1. Maintenance Dept will cap and remove Well House #1 building 2nd by Ragsdale. Aye 5 Nay 0. Motion Carried.
Office Auditor Of State, Fees.....	\$1,200.00	Motion to approve Darla Payne as one of the Librarian Assistants moved by Bass 2nd by Latwesen. Aye 5 Nay 0. Motion Carried.
Office DepOT, Office Supplies.....	\$125.81	Motion made by Bass 2nd by Ragsdale to approve Mosquito Control of Iowa for this season's mosquito control. Aye 5 Nay 0. Motion Carried. Motion made by Ragsdale 2nd by Mobley to hire Madyson Hagen to paint a mural on the City Hall building. Aye 5 Nay 0. Motion Carried.
Parkersburg Hardware, Various Supplies.....	\$181.14	With circumstances beyond the control of the city, the budget hearing has been moved and deadline extended. With this being said the new hearing will be held on March 21st at 5:30p. Motion made by Bass 2nd by Ballhagen Aye 5 Nay 0. Motion Carried.
Peoples Savings Bank-Card, City Cc.....	\$809.26	Motion made by Bass 2nd by Latwesen to hold fy2018 budget amendment hearing on April 4th at 5:30p. Aye 5 Nay 0. Motion Carried. There were no further discussions regarding budgets or amendments.
Printthis, Safety CLOTHES.....	\$184.00	Motion to approve Municipal Pipe Tool Co. 5 year contract as presented made by Latwesen 2nd by Bass. Aye 5 Nay 0. Motion Carried. Mobley discussed his 514 Water Street renovation project.
Stokes Welding, Lawnmower Maint.....	\$2.50	Latwesen questions the shutdown of the city gas tank used by the Fire Dept after hours. It was decided this tank will remain active. Motion made by Bass 2nd by Latwesen to adjourn at 7:45p. Aye 5 Nay 0. Motion Carried.
Test American, Testing.....	\$278.25	Attest: Shawna Hagen, City Clerk Signed: Mayor John Anderson
Treas. State Of Iowa, Feb Uv Sales Tax.....	\$287.00	
Ubben Building Supplies, Various Supplies.....	\$30.63	
United States Post Office, Postage.....	\$91.00	
Waverly Tire Co, LawNMOWER MAINT.....	\$568.00	
Payroll, Wages.....	\$9,072.83	
Motion made by Bass 2nd by Ragsdale to approve agenda, minutes and bills. Aye 5 Nay 0 Motion Carried.		
Blake described alley running beside her residence explaining it has issues year around. After discussions, Mayor asks Maintenance to look into situation.		
Motion made by Bass 2nd by Latwesen to approve Billy Ackerson's building permit. Aye 5 nay 0. Motion Carried. Dahlstrom explains the future development plans.		
City Maintenance Reports: Coates: Greta from Fehr Graham installed and trained city employees how to use GIS System; Removal and replacement of trees; Main Street Overrun Project brought discussions of moving the parking from the middle of the road to the side, completing right-of-way on the south side of Beaver Creek Bar followed with a suggestion for Maintenance to put a plan together for this project. Cole: Lawnmowers need maintenance prior to mowing season; also explains with help from Engineer the new permit requiring the WWFT disinfection system to be come activated.		
Motion made by Bass 2nd by Mobley to approve Overrun Parking Lot Project. Aye 5 Nay 0. Motion Carried.		

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MINUTES City of Parkersburg

CITY OF PARKERSBURG MARCH 5, 2018 PARKERSBURG, IOWA

The City Council of the City of Parkersburg, Iowa met in regular session on Monday, March 5, 2018 at 7:00 P.M. at the Parkersburg Civic Center. Council members present: Knock, Schuck, Thorne, and Timmer. Absent: Bruns.

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

Motion by Timmer, seconded by Schuck to approve the minutes. Upon vote, all ayes.

Motion by Thorne, seconded by Schuck to approve the bills. Upon vote, all ayes.

Rod Luhring provided a public works update. There was discussion about snow removal and the difficulty of deciding when to plow snow based on the amount of precipitation, timing, and temperature.

There was a motion by Schuck, seconded by Thorne to open the public hearing on the submission of a CDBG Application for the Railroad Street

waterline project. Upon vote, all ayes. There were no written or oral objections by the public to the project. Mayor Bernard read and answered the public hearing announcements regarding the project which included:

Explain how the need for the activities was identified. The need for the proposed Railroad Street Water Main project is due to the age and condition of water main piping between Miners Street and N. Johnson Street. The existing water main is at the end of its useful life and causing the City and residents numerous expensive repairs and loss of service due to the age and condition of the pipe.

Explain how the proposed activities will be funded and the sources of funds: The project will be funded with a combination of CDBG funds and General Obligation Bond revenues. It is estimated that total project costs will be \$1,153,809.

Announce the date the CDBG application will be submitted to the State: The grant application will be submitted to the Iowa Economic Development Authority no later than March 31, 2018 at midnight.

Announce the requested amount of federal funds: The City is requesting \$500,000 in CDBG funds for the proposed project.

Announce the estimated portion of funds that will benefit low-and-moderate income persons: The project will result in target neighborhood benefit and based on the recent survey, 61.25% of the residents living in the survey area are of low-and-moderate income.

Announce where the proposed activities will be conducted: The proposed project

activities will take place on Railroad Street between Miners Street on the west side of town and N. Johnson Street on the east of town.

Announce plans to minimize displacement of persons and businesses resulting of funded activities: The proposed project will not result in the displacement or relocation of any persons or businesses.

Announce plans to assist persons actually displaced: No persons will be displaced by the proposed project.

Announce the nature of the proposed activities: The nature of the proposed project involves disconnection and abandonment of the existing water main and connection of a new eight-inch water main. The project will also provide for looping of the water mains in the project area to provide water quality benefits.

There was a motion by Schuck, seconded by Thorne to close the public hearing. Upon vote, all ayes.

There was a motion by Schuck, seconded by Timmer to adopt Resolution #972 endorsing the application for CDBG funding. Upon vote, all ayes.

There was a motion Timmer, seconded by Schuck to approve Liquor Licenses for Brothers Market subject to ABD approval. Upon vote, all ayes.

Katie LaBree provided an update on recent economic development activities.

Mayor Bernard commended those currently taking the EMT class locally and passing their recent testing. He thanked those in training for stepping up to help out the community in this way.

Mayor Bernard also stated that the legal case against Blake Simon has now been settled out of court for \$9,500.00 paid to the city.

April Bovy, Library Cleaning..... \$268.00
Pburg Fire Auxiliary, Fire Cleaning..... \$500.00

Amazon, Library DVDs..... \$159.36
Baker & Taylor, Library Books..... \$1,048.22
Blazek Corporation, Repairs..... \$342.27
Bound Tree Medical, Supplies..... \$161.98
Brown Supply, Repairs..... \$1,306.14
Cody Brown, Ded diff..... \$108.35
Butler Co Solid Waste, Gb/Recycling..... \$6,545.00

Cargill, Salt..... \$4,266.63
Century Link, Phone..... \$753.52
Channing Bete Company, Equipment..... \$1,000.00

Chicago Central & Pacific, Rent..... \$383.00
City Sanitary, Gb/Recycling..... \$4,848.00
Dumont Telephone, Internet..... \$30.00

Hach, Testing Kit..... \$124.58
Harken Lumber, Supplies..... \$204.62
IA Dept Of Public Safety, Online Services..... \$300.00

IACP, Dues..... \$150.00
JBL Rentals, Rental..... \$165.00

Johnsons Plumbing, Repairs... \$3,634.00
Metering & Technology Solution, Equipment..... \$1,956.00
Midamerican Energy, Utilities... \$8,039.30
Mid-America Publishing, Publications..... \$391.85
Miller Window Service, Windows..... \$24.70
NAPA Auto, Repairs..... \$472.00
Office Express, Supplies..... \$194.91
Pburg Hardware, Equipment... \$1,391.84
Paul Niemann Const., Rock..... \$660.73
Petty Cash, Supplies..... \$48.80
Professional Claims, Billing..... \$1,064.34
Rich Usa, Copier Expense..... \$25.10
Sirchie Fingerprint Labs, Supplies..... \$56.07
Stanley Fire Dept, Equipment... \$760.00
Stirling Lawn Care, Snow Removal..... \$100.00
Truax Insurance, Bond..... \$255.00
U.S. Post Office, Postage..... \$123.45
USA Cellular, Phone..... \$290.49
USA Bluebook, Signs..... \$134.06
Westrum Leak Detection, Leak Detection..... \$650.00
IPERS, Withholding..... \$4,923.76
IA Depart Of Revenue, Withholding..... \$1,468.00
Clapsaddle-Barber Assoc, Engineering-Sewer Lining..... \$4,220.00
Clapsaddle-Barber Assoc, Engineering-Watermain..... \$21,506.00
Fire Service Training Bureau, Training..... \$50.00
Kwik Trip, Fuel..... \$1,493.27
Superior Welding, Oxygen..... \$6.20
Century Link, Phone..... \$753.52
Galls, Equipment..... \$27.99
Heartland Asphalt, Construction..... \$1,320.00
Verizon Wireless, Phone..... \$80.02
Whelen, Repairs..... \$393.75
Wages, February..... \$24,778.25
EFTPS, Withholding..... \$4,958.17
EFTPS, Withholding..... \$2,272.57
Deposit Refund, Water..... \$27.41
Report Total..... \$110,586.82
General Fund..... \$48,230.23
Special Revenue Fund..... \$8,112.94
Capital Projects Fund..... \$27,046.00
Water Fund..... \$15,479.56
Sewer Fund..... \$11,718.09
Revenues..... \$42,824.57
General..... \$27,513.86
Tax Increment Financing..... \$2,208.52
Debt Service..... \$1,008.01
Water..... \$35,951.41
Sewer..... \$21,036.79
Motion by Timmer, seconded by Schuck that the meeting adjourns. Upon vote, all ayes.

Mayor Perry Bernard
Attest: Christopher M. Luhring
City Clerk/Administrator

Published in the Eclipse News-Review on Wednesday, March 14, 2018



a word to the wise

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