

**PROBATE ESPR502600**

**THE IOWA DISTRICT COURT FOR CALHOUN COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE MATTER OF THE ESTATE OF HAROLD HEINS, Deceased. CASE NO. ESPR502600**

To All Persons Interested in the Estate of Harold Heins, Deceased, who died on or about October 21, 2022:

You are hereby notified that on January 26, 2023, the Last Will and Testament of Harold Heins, deceased, bearing date of October 8, 1993, was admitted to probate in the above named court and that Deborah R. Sattgast was appointed Executor(s) 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 the second publication of this notice or one month from the date of mailing of 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 date of mailing of this notice (unless otherwise allowed or paid) a claim is thereafter forever barred. Dated February 24, 2023.

Deborah R. Sattgast, Executor of Estate  
20723 396th Avenue  
Huron, South Dakota  
57350

Colin L. Hendricks, ICIS#: AT0013776  
Attorney for Executor  
Kersten Hendricks PLLC  
408 Fifth Street  
Rockwell City, IA 50579  
Date of second publication:  
5/8/2023  
Probate Code Section 304  
Published in the Graphic Advocate on  
March 1, 8 2023

**LAKE CITY 2023 MOWING BIDS**

The City of Lake City will accept 2023 seasonal mowing bids for the Lake City Cemetery and Go-ins Memorial Park located within the City of Lake City, Iowa. Bids shall include the minimum information:  
1. Proposed cost of service.  
2. Years of mowing/yardwork experience  
3. Total number of employees avail-

able to mow the park and cemetery. Bids shall be submitted to City Hall 105 N Center St Lake City, IA 51449 and shall be received no later than March 17, 2023 at 4pm. Electronic bids will be accepted at cityadmin@lakecityiowa.com. THE CITY OF LAKE CITY RESERVES THE RIGHT TO ACCEPT OR REFUSE ANY OR ALL BIDS.

Published in The Graphic Advocate on *Wednesday*, March 8, 2023

**PROBATE ESPR502591**

**THE IOWA DISTRICT COURT FOR CALHOUN COUNTY NOTICE OF PROOF OF WILL WITHOUT ADMINISTRATION IN THE MATTER OF THE ESTATE OF PAUL D WETTER, Deceased**

Probate No. ESPR502591  
To All Persons Interested in the Estate of Paul D Wetter, Deceased, who died on or about on November 20, 2022:

You are hereby notified that on December 9, 2022, the last will and testament of Paul D Wetter, deceased, bearing date of September 13, 2022, was admitted to probate in the above-named court and there will be no present administration of the estate. Any action to set aside the will must be brought in the dis-

trict court of the county within the later to occur of four months from the date of the second publication of this notice or one month from the date of mailing of this notice to all heirs of the decedent and devisees under the will whose identities are reasonably ascertainable, or thereafter be forever barred.

Dated February 8, 2023.  
Cynthia L. Wetter,  
Proponent

Attorney for estate:  
Colin L. Hendricks,  
ICIS#: AT0013776  
408 Fifth Street  
Rockwell City, IA 50579  
chendricks@khlaw.net

Date of second publication  
15 day of March  
Probate Code Section 305

Published in The Graphic Advocate on *Wednesday*, March 8 & 15, 2023

**TREE TRIMMING BID 2023**

The City of Lake City will accept sealed bids for:

-Annual tree trimming above all city streets and sidewalks per city code- for the 2023 calendar year, until 4:00 pm on Friday, March 31, 2023:

For questions please contact:  
City Hall 105 N Center St  
Lake City, IA 51449 712-640-6401  
Electronic bids will be accepted, send to: cityadministrator@lakecityiowa.com  
THE CITY OF LAKE CITY RESERVES THE RIGHT TO ACCEPT OR REFUSE ANY OR ALL BIDS  
City of Lake City is an EOE.

Published in The Graphic Advocate on *Wednesday*, March 8, 2023

**TREE REMOVAL BID 2023**

The City of Lake City will accept sealed bids per tree for:

-Removal, disposal, stump grinding and cleanup of dead and/or diseased trees- until 4:00 pm on Friday, March 31, 2023:

For questions please contact:  
City Hall 105 N Center St  
Lake City, IA 51449 712-640-6401  
Winning bidder will coordinate with public works on identifying suspect trees  
Electronic bids will be accepted, send to: cityadministrator@lakecityiowa.com  
THE CITY OF LAKE CITY RESERVES THE RIGHT TO ACCEPT OR REFUSE ANY OR ALL BIDS  
City of Lake City is an EOE.

Published in The Graphic Advocate on *Wednesday*, March 8, 2023

**CALHOUN COUNTY BOS MINUTES 2.21.23**

**BOARD OF SUPERVISORS CALHOUN COUNTY COURTHOUSE**

**ROCKWELL CITY, IOWA TUESDAY, FEBRUARY 21, 2023**

The Board of Supervisors of Calhoun County met with the following members present: Jacobs, Becker and Legore.

Kristi Johnson, HR Director was present for the entire meeting.

Everyone present stood and said the Pledge of Allegiance.

Agenda additions: None.

Motion by Legore and seconded by Becker to approve the agenda as is with no changes. Ayes all. Motion carried.

The minutes of the last meeting were read. It was moved by Becker and seconded by Legore to approve the minutes. Ayes all. Motion carried.

Public comments: No one was present for public comment.

Nick Buse, Calhoun/Sac County Engineer presented Secondary Road Updates. Mike Moeller, Assistant to the Engineer, Safety Officer/Zoning and Flood Plain Administrator and BJ Musselman, Maintenance Supervisor were also present.

Motion by Legore seconded by

Becker to approve Johnson Engineering Group as the architectural firm for a shop building for Secondary Roads Project P2023-04. Ayes all. Motion carried.

Motion by Becker seconded by Legore to accept the low bid from Rognes Bros. Excavating, Inc. for \$484,847 on project LFM-JA0170—7X-13. Ayes all. Motion carried.

Discussed the funding of the DOT Rise money received for the street at Calhoun County Business Park should not be in conflict with the use of ARPA Funds for the low pressure sewer project.

No drainage claims were presented.

Motion by Legore seconded by Becker to set the Precinct Election Official and Election Night Runner pay at \$14.00 per hour. The Precinct Election Official Chairperson pay at \$15.00 per hour. Mileage is reimbursed at \$0.50 per mile. Cell phone usage is reimbursed at \$5.00 per election. Ayes all. Motion carried.

Motion by Becker seconded by Legore to approve Transfer Resolution 2023-06. Ayes all. Motion carried.

TRANSFER RESOLUTION 2023-

06 NOW THEREFORE, Be it resolved by the Board of Supervisors of Calhoun County, Iowa, that on this 21<sup>st</sup> day of February 2023 that transfer #668 in the amount of \$2,994.47 be transferred from General Basic Fund to the Conservation Trust Fund. Interest earned from June 1, 2022 through November 30, 2022.

Motion by Becker seconded by Legore to approve Transfer Resolution 2023-07. Ayes all. Motion carried.

TRANSFER RESOLUTION 2023-07

NOW THEREFORE, Be it resolved by the Board of Supervisors of Calhoun County, Iowa, that on this 21<sup>st</sup> day of February 2023 that transfer #669 in the amount of \$1,280.79 be transferred from General Basic Fund to the R.E.A.P. Fund. Interest earned from June 1, 2022 through November 30, 2022.

Motion by Legore seconded by Becker to approve budget amendments for the following departments:

Auditor's-General Basic Funds-Part time increased hours, extra copier fees

General Basic Supplemental Funds-FICA and IPERS for in-

creased hours

Sheriff-ARPA Funds- Cyber Crime Conservation-General Basic Funds-hire new tech

General Basic Supplemental Funds-FICA, IPERS, Health Insurance tech

HR-General Basic Funds-Increase HR legal consultant costs

Director of Facilities-ARPA Funds-Annex I Basement

IT-General Basic Funds-Tier 3 costs

Non Departmental-General Basic Funds-Transfer-Business Park and DOT Rise

ARPA Funds-Transfer Sewer Project

Ayes all. Motion carried.

Motion by Becker seconded by Legore to approve budget amendment for EMS-ARPA Funds-Power Load for ambulance/EMR class and EMT class. Ayes all. Motion carried.

Brittany Rice, Community and Family Resources presented the Gambling Awareness Proclamation. Motion by Legore seconded by Becker to approve the Chairman to sign the Problem Gambling Awareness Proclamation naming March as Problem Gambling Awareness Month. Ayes all. Motion

carried.

Lori Erkenbrack, Calhoun County Treasurer presented a public bidder tax compromise. Motion by Legore seconded by Becker to approve public bidder tax compromise to Public Bidder Certificate Number 89015, 110204, and 130304. Ayes all. Motion carried.

Joan Wagner requested the use of Courthouse grounds. Motion by Legore seconded by Becker to approve use of Courthouse Grounds for Rockwell City Revitalization on 6/2/23, 6/23/23, 7/14/23, 8/4/23, and 8/25/23 from 4:00PM-10:00PM. Ayes all. Motion carried.

Motion by Legore seconded by Becker to approve the request from Rockwell City Revitalization to place a flag retirement box at the Freedom Rock. Ayes all. Motion carried.

Dewey Snyder, Director of Facilities presented an update on the basement repairs at Annex I. Motion by Legore seconded by Becker to approve the quote from Iowa Epoxy Flooring to epoxy the exterior courthouse restroom floor. Ayes all. Motion carried.

Motion by Becker seconded by Legore to approve probationary pay increase for Amanda Martz in facil-

ities department effective 2/22/23. Ayes all. Motion carried.

Motion by Becker seconded by Legore to award the contract to Peterson Construction for Opportunity Living Housing Rehabilitation Project and approve Chairman to sign the contract. Ayes all. Motion carried. Leah Henkelman was also present.

Kerrie Hull, EMS Director presented the EMR structure, discussed the Farnhamville and Lohrville Ambulance Affiliate Agreement and discussed the physicians' claims billing costs. Also present were Linda Hammen, Stephanie Cunningham, Diane Kirby and Jolene Beenen. No decisions were made.

Motion by Becker seconded by Legore to adjourn until Tuesday, February 28<sup>th</sup>, at 9:00 A.M. for their next regularly scheduled meeting. Ayes all. Motion carried.

Scott Jacobs, Chairman

Scott Becker, Vice Chairman

Carl Legore, Member

Robin D. Batz, Auditor

**LAKE CITY COUNCIL MINUTES & CLAIMS 2.20.23**

**LAKE CITY COUNCIL PROCEEDINGS FEBRUARY 20, 2023**

These minutes are as recorded by the City Administrator/Clerk and are subject to council approval at the next regular council meeting.

The City Council of Lake City, Iowa met in regular session at 5:00 pm with Mayor Pro Tem Bellinghausen presiding and the following members present: Bellinghausen, Bruns, Gorden, Daniel, Wilson.

Consent Agenda: Motion by Bruns, and second by Gorden to approve the consent agenda items consisting of the agenda, minutes from the 2-6-2023 regular meeting, claims list, Pheasants Forever liquor license and Treasurer's Report. All Ayes. Nays-none. MC.

Mayor Pro Tem Bellinghausen opened the public hearing for the Proposal to Enter Into A Water Revenue Loan and Disbursement Agreement at 5:01 pm There were no written or oral objections. Motion-Brun, second-Wilson, to close the public hearing at 5:02 pm. All Ayes. Nays-none. MC.

Mayor Pro Tem Bellinghausen opened the public hearing for the Max Tax Levy for Employee Benefits & City Insurance for Liability, and General Fund at 5:04 pm. There were no written objections. Discussion followed and a resident voiced concern regarding the increase and encouraged council to minimize the increase. Motion-Wilson, second-Gorden, to close the

public hearing at 5:11 pm. All Ayes. Nays-none. MC.

Citizens to Address the Council: Tami Green with the Community Building Foundation Board informed the council of several grants that the board is applying for. The board/city received a grant for window replacement and would like council's consideration for the city paying for the windows with the grant money and the board will pay for the difference between the actual bid amount and the grant amount. Council gave direction to add to next agenda for consideration.

Due to illness, the Oath of Office was not administered to Jacob Matthews.

Motion-Brun, second-Wilson to approve Resolution 2023-10 - Taking additional action with respect to a Water Revenue Loan and Disbursement Agreement and authorizing, approving, and securing the payment of a \$255,000 Water Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement. Roll Call Vote: Ayes: Gorden, Daniel, Bellinghausen, Wilson, Bruns. Nays-none. MC.

Motion-Daniel second-Gorden to approve Resolution #2023-11 – 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 2013 Lake City Urban Renewal Area. Roll Call Vote: Ayes-Wilson, Bellinghausen, Bruns, Gorden, Daniel. Nays-none. MC.

Motion-Brun, second-Daniel, to approve Resolution #2023-12 – Setting a Date Of Meeting At Which Is Proposed to Approve a

Development Agreement with Dobson Pipe Organ Builders, LTD, Including Annual Appropriation Tax Increment Payments. Roll Call Vote: Ayes-Daniel Wilson, Gorden, Bruns, Bellinghausen. Nays-none. MC.

Motion-Daniel, second-Gorden, to table the approval of Resolution 2023-13 pending review and approval of the job description for the Community Building Manager. All Ayes. Nays-none. MC.

Motion-Gorden, second-Brun, to approve the first reading of Ordinance # 400 - Providing For The Division of Taxes Levied On Taxable Property in the February 2023 Addition to the 2013 Lake City Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa. Roll Call Vote: Ayes-Bellinghausen, Gorden, Daniel, Wilson, Bruns. Nays-none. MC.

Council held discussion regarding a resident's request the rules of the community pool change so that an adult only (18+) pool nights (Tuesday and Thursday 6pm to 7pm) families may use the kiddie pool, while adults retain exclusive use of the main pool area. Upon further discussion and input, there was a Motion-Daniel, second-Gorden to keep schedule as is. All Ayes. Nays-none. MC.

Council reviewed and discussed the potential to consider contracting with Dorsey to update the City's Urban Revitalization Residential Tax Abatement (changing Lake City's residential Tax Abatement to mirror Rockwell City's tax abatement). CA will be having discussion with legal counsel and will bring more information to council for consideration at a later date.

In the CA's absence Utility Clerk provided council with an update regarding sign up for automatic with-

drawal of utility payments. A reminder of signing up was recently posted on the city's Facebook page and there has been a nice increase in the numbers signing up. Each sign up saves the utility clerk time overall and allows additional time for other work.

Police Chief Schaffer advised council that applications for GTSB grants will be opening in the near future. GTSB will not pay for traffic counters as had been discussed by council at an earlier council meeting for consideration and wondered if council would be interested in applying for a GTSB grant for an in car video system for the new police vehicle. Council member Bellinghausen inquired about speed signs that use batteries and would be portable for consideration as well. Discussion followed and council gave direction for CA to work with Police Chief on this.

Public Works Supervisor Hungate advised the council that he had had discussion with CA and that the council will need to consider pay schedule for pool employees and that advertisement for employees and for the cemetery mowing should be scheduled in the near future. CA and PWS will work together on this. Well project is moving forward and more information should be forthcoming.

Motion-Daniel, second-Gorden, to adjourn the meeting at 5:40 pm. All Ayes. Nays-none. MC.

Next Meeting: The next council meeting is scheduled for March 6, 2023 at 5:00 p.m. in the City Hall Chambers.

Tyler Holm, Mayor  
Jacob Matthews,  
City Administrator/Clerk

**CLAIMS REPORT 02-20-2023 COUNCIL MEETING Vendor.....Reference**

..... Amount	
Access ..... Library Maintenance	\$12.82
..... \$165.85	
Acco Unlimited Corp .....	
..... Water Supplies	\$873.64
Al's Corner Oil Company .....	
.....Police Supplies	\$12.82
Amazon Capital Services, Inc. ....	
..... Library Materials	\$56.03
Baker & Taylor ...Library Materials	\$329.99
Bruner, Bruner, Reinhart & Mor....	
..... Derelict Property	\$110.00
Cengage Learning - Gale .....	
..... Library Materials	\$283.79
Center Point Large Print .....	
..... Library Materials	\$7.00
Collection Services Center .....	
.....Child Support	\$200.00
Community Oil Fleet Program .....	
..... Fuel	\$2,773.75
Daisy Hauling .....	
..... Jan 2023 - Hauling	\$165.00
Deluhery Michele .....	
.....Library Reimbursement	\$368.32
Eftps .....	
.....Fed/Fica Tax	\$4,627.76
Electric Pump .....	
..... Water Pump Repair	\$600.00
Ipers .....	
.....Ipers	\$7,046.30
Ken's Phone Store, Llc .....	
..... Admin Phone Repair	\$120.00
L.c. Public Library .....	
..... Library Postage	\$12.60
Lauver Law .....	
.....Admin Legal Fees	\$480.00

Maguire Iron .....	
..... Tower/Standpipe Maint.	\$30,576.00
The Messenger .....	
.....Library Materials	\$260.00
Mid Iowa Insurance .....	
..... C.b. Additional Charge	\$1,000.00
Mid America Publishing ....	
.....Legals	\$233.54
Midamerican Energy Company .....	
..... Utilities	\$8,671.80
Napa Auto Parts .....	
.....Supplies	\$283.40
The Office Stop ...Office Supplies	\$19.98
Pepsi .....	
..... C.b. Concessions	\$589.25
State Hygienic Laboratory .....	
..... Water Test	\$85.00
Ashley Thieszen .....	
.....Library Reimbursement	\$107.80
Treasurer State Of Iowa .....	
..... State Taxes	\$1,391.99
Tritech Software Systems .....	
..... Police Software	\$1,183.92
Wellmark .....	
..... Health Insurance	\$18,707.46
Clyde Westcott ....Mailbox Repair	\$17,804.46
..... \$150.00	
Western Ia Soft Water .....	
..... Library Maintenance	\$18.00
Zoobean Inc .....	
..... Library Program	\$895.00
Accounts Payable Total .....	
..... \$82,405.99	
Payroll Checks .....	
..... \$17,804.46	
**** Report Total **** .....	
..... \$100,210.45	

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**ROCKWELL CITY COUNCIL MINUTES & CLAIMS 2.21.23**

**FEBRUARY 21, 2023 5:30 P.M.**

Mayor Heinlen called the meeting to order with the following members present: Fowler, Porter, Fistler and Rokes. Absent: Gentry.

Motion by Rokes, second by Fistler, to approve the agenda, unanimous.

Motion by Porter, second by Fowler, to approve the consent agenda consisting of the February 6 minutes, and bills as submitted, unanimous.

This being the time and place, Mayor Heinlen opened the public hearing for discussion on the FY24 Max Levy. There were no written or oral comments. Motion was made by Rokes, second by Fistler, to close the public hearing, unanimous.

The Max Levy may have to be updated and the public hearing for the budget will have to be set at a later date due to legislation updates that were just released by the Depart-

ment of Management today.

Motion by Porter, second by Fistler, to approve an upgrade to Ferguson Software, unanimous.

Joan Wagner, Revitalization President, told the Council that almost all funds for the flag drop box had been raised and it will be placed next to the Freedom Rock on the Courthouse square. She also discussed obtaining railroad right-of-way between Lake Street and Court Street to possibly use for community recreation such as a trail and sand volleyball.

The Council agreed they would not pay any further fuel surcharges to Carroll Refuse until there are discussions with the solid waste provider.

The Council is going to compare phone/internet providers at one of the next meetings. City Hall is experiencing poor internet service

and needs faster and more reliable service.

Phil Hammen, Airport Manager, told the Council that one of the spray plane companies that uses the airport would like to pour a pad of cement at the airport. The Council is working with the City Engineer to determine if it can be done and whether usage fees can be charged at the airport.

The owner of 904 Main Street requested to remove her sidewalk. The Council asked Public Works Supervisor Hammen to evaluate the condition of the sidewalk and report back at the next meeting.

Motion by Rokes, second by Fistler, to approve Resolution 23-01 – FY24 Max Levy. Ayes - Fowler, Porter, Fistler and Rokes. Nays – none.

Motion by Rokes, second by Fowler, to approve payment in the

amount of \$1,162.50 (Inv. # 85791), \$1,162.50 (Inv. # 87252), \$5,320.63 (Inv. #88086) and \$5,713.76 (Inv. #89062) to ISG for engineering services on the Sewer Plant Project, unanimous.

Mayor Heinlen called for further business, and with none, motion by Rokes, second by Fowler to adjourn the meeting at 6:17PM, unanimous. Next meeting will be Monday, March 6, 2023 at 5:30 at City Hall.

Attest:  
Phil R. Heinlen, Mayor  
Kelly Smidt, City Clerk

**CLAIMS REPORT 02/21/2023**

Acco Unlimited Corporation .....	
.....chemicals	708.50
Agsources Laboratories .....	
..... lab Analysis	854.35

Brown Supply .....	
.....repairs	203.50
Calhoun Co Landfill Auth .....	
..... landfill Assessment	99.05
Calhoun County Reminder .....	
..... receipt Book	40.00
Collection Services Center .....	
..... child Support	412.50
Eftps .....	
.....fed/Fica Tax	4,939.41
Growmark Fs .....	
..... fuel	551.14
Hildreth Compony Inc. ....	
..... grave Openings	330.00
Ia Law Enforcement Academy.....	
.....academy-Mmpi	150.00
Iowa Prison Industries .....	
..... solar	3,898.50

Joe's Tire & Auto .....	
..... vehicle Repair	725.19
Mid-America Publishing Corp .....	
..... legal Publications	30.20
Napa Rockwell City .....	
.....repairs	170.99
Office Elements ...office Supplies	12.00
Phil Hammen .....	
..... clothing Allowance	141.20
State Hygienic Laboratory U I .....	
..... lab Analysis	510.00
Verizon .....	
..... phone	128.50
Total .....	13,905.03