

**PROBATE**

**IOWA DISTRICT COURT FOR WINNEBAGO COUNTY NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE OF CREDITORS IN THE MATTER OF THE ESTATE OF ALLAN BOOK, Deceased. CASE NO. ESPR011056**

To All Persons Interested in the Estate of Allan Book, Deceased, who died on or about March 16, 2021:

You are hereby notified that on April 5, 2021, the last will and testament of Allan Book, deceased, bearing date of August 23, 2005, and First Codicil dated January 29, 2021 was admitted to probate in the above named court and that Floyd Book and Laura Schleusner 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 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 April 5, 2021.

Date of second publication: April 21, 2021  
 Floyd Book  
 Executor of the Estate  
 151 A Hwy 9  
 Fertile, IA 50434  
 Laura Schleusner  
 Executor of the Estate  
 2375 Hwy 69  
 Garner, IA 50438

Patrick B. Byrne,  
 ICIS#: AT0001396  
 Attorney for the Executor  
 Patrick B. Byrne, PLC  
 12 South 4th Street  
 Clear Lake, Iowa 50428  
 Probate Code Section 304  
 Published in Buffalo Center Tribune on Wednesday, April 14 and April 21, 2021

**OFFICIAL PROCEEDINGS: City of Lakota**

**City of Lakota Unapproved Minutes Regular Council Meeting Lakota Community Center April 5, 2021 7:00 p.m.**

Mayor Pro-tem Janssen called the meeting to order at 7:05 p.m by remote audio. Council members present were Meyer, Price and Steven. Mayor Heidecker was absent and Councilman Hagedorn. City Staff present were Pam Robb and Sue Kearney.

Steven moved; Price seconded to approve the agenda. All approved, motion carried.

Steven moved; Price seconded to approve the 03/01/2021 Regular Meeting/Public Hearing minutes. All approved, motion carried.

Price moved; Meyer seconded to approve payroll, payment of bills, bank statements and tax id reports presented. All approved, motion carried.

Public Forum- Lakota residents Gwen Good, Janet Chambers, Ginger Goldtrap, Rick Lampman and David Ley.

City Clerk provided City financial reports. Fire Dept. Breakfast fundraiser was successful.

**Old Business:**

No action taken on 102 Smith St or Well #2. No responses to Summer Rec Program ad for coaches.

**New Business:**

Steven moved. Meyer seconded to approve Resolution 2021-04-05, A Resolution Accepting 2018 Water Supply and Treatment System Improvements Project. Roll-call Vote; Janssen-aye, Meyer-aye, Price-aye, Steven-aye, Hagedorn-absent. Resolution carried.

Steven moved; Price seconded to approve WTP Project-Henkel Construction Pay Request Final Release, \$42,754.72. All approved, motion carried.

Price moved; Meyer seconded to Approve WTP SRF forms for Mayor's signature. All approved, motion carried.

Dave Ley reported that the Lakota Legion Post 652 combined with Buffalo Center Legion. Dave got permission from the council to erect a WWII statue in the Memorial Park like the one in Buffalo Center.

Ginger Goldtrap shared that the Memorial Day Program has most likely come to an end with the legion moving to Buffalo Center. Ginger asked that the city take care of the weeds in the memorial park and be responsible for purchasing of fu-

ture flags. Dave Ley said the legion would pay for some flags.

Steven moved; Meyer seconded to approve Maguire Iron 2021 bid in the amount of \$1,750.00 and 10-year contract to clean inside of water tower every three years. All approved, motion carried.

Steven moved; Price seconded to approve Geode proposal for Well Plugging and Site closure at former L & B Site. All approved, motion carried.

There is a disintegrated sewer line under the Library portion of the City Hall building. The sewer gas is causing health issues for staff. The concrete floor will need to be opened and a new sewer pipe laid. Royce Janssen will be the project leader and Rick Lampman is willing to help. City staff will also be given an opportunity to help.

Steven moved; Price seconded to set City wide Clean-up day for Monday May 3rd. All approved, motion carried.

Steven moved; Meyer seconded to approve Resolution 2021-04-06, A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection on the Unpaid Charges from Municipal Utility Services. Roll-call Vote; Janssen-aye, Meyer-aye, Price-aye, Steven-aye, Hagedorn-absent. Resolution carried.

Steven moved. Meyer seconded to approve Resolution 2021-04-07, A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection on the Unpaid Charges from Municipal Utility Services. Roll-call Vote; Janssen-aye, Meyer-aye, Price-aye, Steven-aye, Hagedorn-absent. Resolution carried.

Steven moved; Meyer seconded to approve Resolution 2021-04-08, A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection on the Unpaid Charges from Municipal Utility Services. Roll-call Vote; Janssen-aye, Meyer-aye, Price-aye, Steven-aye, Hagedorn-absent. Resolution carried.

Steven moved; Meyer seconded to approve Resolution 2021-04-09, A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection on the Unpaid Charges from Municipal Utility Services. Roll-call Vote; Janssen-aye, Meyer-aye, Price-aye, Steven-aye, Hagedorn-absent. Resolution carried.

Meyer moved; Price seconded to

adjourn the meeting at 8:00 pm. All approved, motion carried.

Pamela Robb, City Clerk  
 Attest:  
 Royce Janssen, Mayor Pro-tem  
**City of Lakota March 2021 Claims**

Agsource-Water Route	
Charge	51.00
Alex Air Apparatus-Thermal	
Camera Kit	5005.00
Alliant Energy-City Elec	
/Gas	3305.83
City Of Lakota-Utility Bill	62.60
Colonial-Insurance	115.66
EFTPS-March Fed	
/FICA Tax	1873.59
Geode-Site Monitoring	1736.01
Hansen, Michael-Phone	
/Mileage	50.24
Hawkins Water Treatment	
-Water Valve	54.33
IPERS-March IPERS	1374.32
J.P. Cooke Co.-Animal Tags	55.50
K&H Coop Oil Company	
-Fuel	561.27
Lakota Agency-City Prop	
/Cas Ins	35815.00
Lentz James-Phone	20.00
Mid-America Publishing Co-Publish	
Legals/Subscrip	197.18
Midwest Building Material	
-Saw Blade	24.14
Murra Hardware-Supplies	29.43
Performant Recovery	
-Garnishment	263.94
Robb, Pamela-Phone	20.00
Storey Kenworthy	
-Utility Bills	257.18
Thompson Sewer & Drain	
-Clean Out Sewer Line	365.00
Treasurer-State Of Iowa	
-March State Taxes	243.00
USDA-March Sewer Loan	
Pmt	4455.00
WCTA-Tele/Internet	248.19
Claims Total	56183.41
General Fund	42232.46
Fire Dept Fund	5005.00
Ambulance Fund	42.67
Road Use Fund	1467.46
Water Fund	2171.04
Sewer Fund	5264.78

**CITY OF LAKOTA RECEIPTS MARCH 2021**

General Fund	\$6,485.12
Road Use Tax	\$991.10
Local Option Sales Tax	\$4,765.36
Property Tax	\$1,262.22
Water	\$6,827.04
Sewer	\$8,387.40
Interest	\$3.32
TOTAL	\$28,721.56

Published in Buffalo Center Tribune on Wednesday, April 14, 2021

**PROCEEDINGS: Winnebago County Board of Supervisors**

**WINNEBAGO COUNTY BOARD OF SUPERVISORS March 30, 2021**

The Winnebago County Board of Supervisors met in session at 9:00 A.M. March 30, 2021 adjourned from March 23, 2021.

Present: Supervisors Smith, Jensvold and Durby by phone  
 Absent:

The meeting is held today via You Tube and a conference call. This is due to COVID-19 and heightened public health risks.

On a motion by Jensvold and seconded by Smith the Supervisors moved to approve the minutes for the March 23, 2021 Board Meeting and amend the agenda for March 30, 2021 to include reversing a transfer. All voted aye. Motion carried.

Julie Sorenson, Public Health gave a Covid-19 immunization update. The website for information for Winnebago County is www.winnebagoiowa.gov.

On a motion by Durby and seconded by Jensvold the Supervisors moved to approve signing the contract for the Re-roof Project. All voted aye. Motion carried.

On a motion by Durby and seconded by Jensvold the Supervisors moved to open the Public Hearing for the FY 2021-2022 Budget. All voted aye. Motion carried. Present at the meeting was Supervisors Jensvold and Smith, Supervisor Durby by phone, Karla Weiss, Auditor. There was no public comment. On a motion by Jensvold and seconded by Durby the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Durby the Supervisors moved to approve the following budget resolutions. All voted aye. Motion carried.

**COUNTY BUDGET RESOLUTION Resolution 03-30-2021-01-01**

WHEREAS, the Winnebago County Board of Supervisors held a Public Hearing on March 30, 2021 on the proposed Winnebago County Budget for the 2021-2022 F.Y. and the Intent to Levy General Basic and Rural Basic Property Tax Rates Which Exceed Statutory Maximums and

THEREFORE, the Winnebago County Board of Supervisors has approved final adoption of the County Budget for 2021-2022 F.Y. as follows: Public Safety & Legal Services \$2,900,585; Physical Health & Social Services \$1,708,102; Mental Health, Intellectual Disability, & Developmental Disabilities \$517,737; County Environment & Education \$1,097,793; Roads & Transportation \$4,298,770; Government Services to Residents \$767,068; Administration \$1,465,620; Non Program \$19,000; Capital Projects \$2,699,651; Debt Service

\$1,647,104; Transfers \$3,088,883. Total County Budget Expenditures are \$20,210,313.

The vote on the final adoption of the budget was as follows:  
 Voting Aye: Jensvold, Smith & Durby  
 Voting Nay:

Approved by the Winnebago County Board of Supervisors this 30th day of March 2021.  
*Terry Durby, Chairman*  
*Attest: Karla Weiss, Auditor*  
**COUNTY BUDGET RESOLUTION Resolution 03-30-2021-01-02**

BE IT REMEMBERED that on the 30th day of March, 2021 the Board of Supervisors of Winnebago County, Iowa met in session for the purpose of a hearing upon the budget estimate as filed with this Board along with the intent to levy general basic and rural basic property tax rates which exceed statutory maximums. Thereupon, the Board investigated and found that the notice of the time and place of hearing had according to law and as directed by the Board, been published on the 17th day of March 2021, in the Buffalo Center Tribune and Lake Mills Graphic, official newspapers published in said County, and that the affidavits of Publication thereof were on file with the County Auditor. The Public Hearing on the budget was held on March 30, 2021. Thereafter on March 30, 2021 the estimate was taken up and considered. The Auditor and Board of Supervisors reviewed the budget. There were zero objections to the proposed budget.

THEREAFTER, and after hearing all taxpayers desiring to be heard, the Board took up the estimate for final consideration and after being fully advised the Board determined that said estimate be completed so that when completed it should be in words and figures as follows:

County levy against city property of 7.55140/\$1000 valuation  
 County levy against rural property of 13.27246/\$1000 valuation  
 Total County Budget tax asking is \$7,265,448 F.Y. July 1, 2021-June 30, 2022.

The vote on final adoption of the budget was as follows:  
 Voting Aye: Durby, Smith & Jensvold  
 Voting Nay:

Approved by the Winnebago County Board of Supervisors this 30th day of March 2021.  
*Terry Durby, Chairman*  
*Attest: Karla Weiss, Auditor*  
 Scott Meinders, Engineer discussed Secondary Road matters including blading has started.

On a motion by Durby and seconded by Jensvold the Supervisors moved to approve the FY 2022 Secondary Roads Budget and County Five-Year Program. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Durby the Supervisors moved to approve the resolution for awarding contract. All voted aye. Motion carried.

**RESOLUTION 03-30-21-20-001**

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the Project No. L-CO95(F18N1)—73-95, hereafter referred to as "the project" is in the best interest of Winnebago, Iowa, and the residents thereof. The project is defined as precast concrete box culvert materials; and

WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notification, hearings, and bidding/letting; and

WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Winnebago County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and

IT IS THEREFORE RESOLVED by Board to accept the bid from Forterra Pipe & Precast in the amount of \$64,249.00 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and

BE IT FURTHER RESOLVED by the Board of Supervisors of Winnebago County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Scott Meinders, the County Engineer for Winnebago County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project. Passed and approved this 30th day March, 2021.

Recommended: Scott Meinders, County Engineer Board of Supervisors of Winnebago County, Iowa  
*Terry Durby, Chair*  
*Attest: Karla Weiss, Auditor*

On a motion by Jensvold and seconded by Durby the Supervisors moved to approve the Utility Permit for Prairie Energy cooperative to

install overhead electric in Sections 33 and 34 of Grant Township. All voted aye. Motion carried.

On a motion by Smith and seconded by Durby the Supervisors moved to approve the Utility permit for Alliant Energy to install overhead and underground electric service. All voted aye. Motion carried.

On a motion by Durby and seconded by Jensvold the Supervisors moved to approve the use of the Courthouse grounds by Brick Street Theatre. All voted aye. Motion carried.

Kris Oswald, Drainage Clerk discussed drainage district matters including DD 6 Lat 1. A preliminary report was given by Jacobson-Westergard for a project John Ofstead will be doing. An informational hearing will be set for landowners in the district.

On a motion by Durby and seconded by Jensvold the Supervisors moved to approve the Pay Estimate #8 for DD 11 Main Tile project for \$53,925.12. All voted aye. Motion carried.

On a motion by Durby and seconded by Jensvold the Supervisors moved to approve the Pay Estimate #9 for DD 11 Main Tile project for \$168,890.80. All voted aye. Motion carried.

The discussion was tabled on health insurance reimbursement for Sandy Mireles until next week.

The discussion regarding the cell phone policy was tabled until next week.

On a motion by Jensvold and seconded by Smith the Supervisors moved to approve the payroll claims. All voted aye. Motion carried.

On a motion by Jensvold and seconded by Smith the Supervisors moved to approve the following Auditor's transfer: #3827 from Secondary Roads to Health Benefits in the amount of \$134.82. All voted aye. Motion carried.

The following Manure Management plans were received by the Auditor's office: #70016 F160 Christensen Farms Midwest LLC, #69845 Grant 8, #71166 Eden 27, #61118 F119, #68923 Holland Pork LLC Site 2, #63740 Holland Pork LLC Site 1, and Eagle Pork 15, Winnebago County, Iowa.

There was a FEMA flood plain meeting. See www.iowafloodmaps.org and FEMA flood map changes viewer at https://www.arcgis.com/apps/webappviewer/index.html?id=e7a7dc3ebd7f4ad39b-b8e485bb64ce44

The session was adjourned until 9:00 A.M. April 6, 2021.  
 Susan Smith, Vice Chairperson  
 Attest: Karla Weiss, Auditor  
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