

BOARD PROCEEDINGS

Wright County Board of Supervisors • Feb. 12, 2024

February 12, 2024

Chairman Helgevoid called the regular meeting of the Wright County Board of Supervisors to order at 9:00 a.m. Members present were Kluss and Helgevoid with Rasmussen present via zoom.

Motion by Kluss and seconded by Helgevoid to approve the tentative agenda. Motion carries.

Minutes of the regular meeting of February 5, 2024 were read and approved.

Approved claims for payment. Adam Clemons, Wright County Engineer, gave an update on the Secondary Roads. There were 5 work orders completed last week. Blades were out working intersections, railroad crossings, bridge approaches and isolated corrugations with the warmer temperatures last week. Crews began picking up brush piles from when the brush cutting was completed.

Raejean Chapman, Wright County Trails, gave an update on the trails. The Clarion Greenway section has successfully been transferred for the Wright County Trails connecting Clarion to the Lake Cornelia black-top. Kluss voiced his concern about the crossing that will need to be placed over White Fox Creek. Lisa Russell has stepped down from the trails committee and they would like to have Teresa Sadler, Eagle Grove, be appointed. Motion by Kluss and seconded by Helgevoid to appoint Teresa Sadler to the Wright County Trails Committee. Motion carries.

Brian Jensen, Denny Bowman, and David Stanton with Clarmond Country Club is seeking to resolve the property taxes for parcel #0709451002. In 2014, Wright County Conservation contacted the State of Iowa for ownership on another parcel. This would then show the old sovereign lake bed, which the State owns. Clarmond Country Club continued to receive property tax statements from this

parcel. They are seeking a refund of \$12,000 for past taxes and interest over the years. The Iowa DNR spoke in regards to the initial survey that was completed and is in the jurisdiction of the State of Iowa. The survey showed where the rivers and lakes are set. The Board will discuss with the Wright County Attorney and reach out to a board member from Clarmond Country Club.

The Wright County Board of Supervisors, acting as drainage district trustees, met to discuss the Drainage Ditch Brush & Weed Control Service Contract and take action. Morris stated that a contract has not been used previously and why it would be beneficial to implement one in Wright County. She stated that the contract requires the contractor to provide a Certificate of Insurance, matching the same requirements as Drainage Contractors, and a Commercial Pesticide Applicator License (Annually). Trees will be handled separately from the contract with a Petition for Repair to be filed by the contractor.

Motion by Kluss and seconded by Rasmussen to approve the Drainage Ditch Brush & Weed Control Service Contract and put it out for bid. Motion carried.

Motion by Kluss and seconded by Rasmussen to publish the bid notice in the newspapers for two consecutive weeks, as soon as possible, and post notice on the County website. Bid letting deadline set for Friday, March 8th, 2024 at 3:00PM with bids being opened Monday, March 11th, 2024 at 9:30AM in the Board of Supervisors room. Motion carried.

Motion by Rasmussen and seconded by Kluss to adjourn the meeting. Motion carries.

*Karl Helgevoid, Chairman,
Wright County Board of Supervisors
Betty Ellis, Wright County Auditor*

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

SHERIFF'S SALE

EQCV025182

NOTICE OF SHERIFF'S LEVY AND SALE IN THE IOWA DISTRICT COURT FOR WRIGHT COUNTY STATE OF IOWA WRIGHT COUNTY

Docket No. (Sale No.) 24-0125(1)
Court No. EQCV025182
SPECIAL EXECUTION

PLAINTIFF: IOWA FALLS STATE BANK
vs.

DEFENDANT: SCOTT DAVID COLLINS, MARDA LEE FIBIKAR F/K/A MARDA LEE COLLINS, SPOUSE OF SCOTT DAVID COLLINS (IF ANY), SPOUSE OF MARDA LEE FIBIKAR F/K/A MARDA LEE COLLINS (IF ANY), STATE OF IOWA AND UNKNOWN PARTIES IN POSSESSION - IN REM

As a result of the judgment rendered in the above referenced court case, an execution was issued by the court to the Sheriff of this county. The execution ordered the sale of defendant(s) rights, title, and interest in Real Estate Property to satisfy the judgment. The Property to be sold is:

COMMENCING AT A POINT ON THE SOUTH LINE OF OUTLOT "A" OF THE COUNTY AUDITOR'S PLAT OF PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER (SE 1/4 NW 1/4) OF SECTION THIRTY-ONE (31), TOWNSHIP NINETY (90) NORTH, RANGE TWENTY-FIVE (25) WEST OF THE 5TH P.M., WOOLSTOCK, WRIGHT COUNTY, IOWA, THAT IS AT THE POINT OF INTERSECTION WITH THE WEST LINE OF MCARTHUR STREET IN SAID CITY OF WOOLSTOCK; THENCE WEST 76.0 FEET, ALONG

THE SOUTH LINE OF SAID OUTLOT "A", BEING ALSO THE NORTH LINE OF CECILIA STREET IN SAID CITY, TO THE POINT OF BEGINNING; THENCE WEST 74.0 FEET, ALONG THE NORTH LINE OF SAID CECILIA STREET; THENCE N.0 DEGREES 14'10"W., 150.0 FEET, PARALLEL WITH THE WEST LINE OF SAID MCARTHUR STREET; THENCE EAST 74.0 FEET; THENCE S.0 DEGREES 14'10"W., 150.0 FEET, TO THE POINT OF BEGINNING, SUBJECT TO PLATTED ALLEY ON THE WEST 10.0 FEET, THEREOF
Street Address 203 CECILIA ST, WOOLSTOCK, IA 50599

The described property will be offered for sale at public auction for cash only as follows:

Date of Sale 05/07/2024
Time of Sale 10:00 AM
Place of Sale WRIGHT COUNTY SHERIFF'S OFFICE
719 2ND ST SW
CLARION, IA 50525

This sale not subject to Redemption.

Property exemption: Certain money or property may be exempt. Contact your attorney promptly to review specific provisions of the law and file appropriate notice, if applicable.

Judgment Amt \$54,495.68
Costs \$255.00
Accruing Costs \$1,549.32
Interest \$6.94 per day for 207 days from 10/13/2023 TO 5/7/2024 = \$3589.86

Attorney CRAIG, SMITH & CUTLER, LLP (641) 939-5475
Date 02/09/2024
Sheriff Jason Schluttenhofer
Deputy BRENDA MAJERUS

Published in the Eagle Grove Eagle on Thursday, Feb. 22 and Feb. 29, 2024

PUBLIC NOTICE

Summary of Ordinance No. 2024-03

SUMMARY OF ORDINANCE NO. 2024-03

AN ORDINANCE AMENDING THE ZONING CLASSIFICATION TO BUSINESS B-2 DISTRICT OF CERTAIN PARCELS THAT WERE RECENTLY ANNEXED INTO THE CITY OF EAGLE GROVE. On February 20, 2024, the City Council of Eagle Grove, Iowa passed an ordinance, and a summary is as follows: SECTION 1: The purpose of this ordinance is to amend the zoning classification of the following parcel descriptions: The Water Reclamation Facility owned by the City of Eagle Grove with a Parcel ID of 0934326002 and a Parcel ID of 0934326003. The Water Reclamation Facility is located in Section 34, Township 91, with Range 26 on the Southwest portion of the City of Eagle Grove. SECTION 2. Amendment. The City's Zoning Ordinance and accompanying map are

amended insofar as they relate to the above-described properties by changing the zoning classification thereof from Residence R-1 District to Business B-2 District. SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4: 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 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after

its final passage, approval, and publication as provided by law.
Bryce Davis, City Clerk

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

PUBLIC NOTICE

City of Eagle Grove vs Ruby E. Etherton

E-FILED 2024 FEB 08 12:17 PM WRIGHT - CLERK OF DISTRICT COURT
IN THE IOWA DISTRICT COURT FOR WRIGHT COUNTY THE CITY OF EAGLE GROVE, IOWA.)
Petitioner,
-VS.-
RUBY E. ETHELTON a/k/a RUBY E. MATTHEWS a/k/a RUBY E. GROSS, THE UNKNOWN HEIRS, GRANTEES) REPRESENTATIVES, SUCCESSORS, AND ASSIGNS OF RUBY E. ETHELTON a/k/a RUBY E. MATTHEWS a/k/a RUBY E. GROSS, WILLIAM JAMES GROSS,

PARTIES IN POSSESSION, WRIGHT COUNTY, IOWA IOWA DEPARTMENT OF REVENUE) & INTERNAL REVENUE SERVICE, Respondents.

TO RUBY E. ETHELTON a/k/a RUBY E. MATTHEWS a/k/a RUBY E. GROSS AND THE UNKNOWN HEIRS, GRANTEES, REPRESENTATIVES, SUCCESSORS AND ASSIGNS OF RUBY E. ETHELTON a/k/a RUBY E. MATTHEWS a/k/a RUBY E. GROSS: You are hereby notified that there is now on file in the office of the clerk of the above court, a petition in the above-entitled action, which petition prays for possession of and title to the property located at 922 N. Iowa Avenue, Eagle Grove, Iowa 50533, which is legally described as:

All that part of the North Half of Lot 2 in Block 22 of Wright's 3rd Addition to the Town of Eagle Grove, Wright County, Iowa, lying East of the Road.

The Plaintiff's attorney is Brett D. Legvold, whose address is 520 Sumner Avenue, P. O. Box 644, Humboldt, Iowa 50548; phone number is 515-332-4093; facsimile is 515-332-4642.

E-FILED 2024 FEB 08 12:17 PM WRIGHT - CLERK OF DISTRICT COURT

You are further notified that unless, on or before March 20, 2024, you serve, and within a reasonable time thereafter file a motion or answer, in the Iowa District Court for Wright County, at the courthouse in Clarion, Iowa, judgment by default will be rendered against you for the relief demanded in the petition.

You are further notified that the above case has been filed in a county that utilizes electronic filing. Please see Iowa Court Rules Chapter 16 for information on electronic filing and Iowa Court Rules Chapter 16, division VI regarding the protection of personal information in court filings.

Published in the Eagle Grove Eagle on Thursday, Feb. 15, Feb. 22 and Feb. 29, 2024

COUNCIL PROCEEDINGS

City of Eagle Grove • Feb. 20, 2024

TIONAL, EE RANDOM-BUHR 42.00
USCELLULAR, POOL TABLET..... 102.68

BLUE CROSS & BLUE SHIELD, HEALTH INSURANCE39,306.98
WR CO LANDFILL AUTHORITY, ANNUAL CLOSURE COSTS 6,207.27
ZIEGLER INC., WINDOW 98 CAT LOADER.....469.05
Library..... 1732.54
Accounts Payable Total.....226,329.20
GENERAL 70,546.69
ROAD USE TAX 16,344.11
EMPLOYEE BENEFITS ...30,858.64
GARBAGE.....20,872.95
CAPITAL IMPROVEMENT RESV .. 854.00

2023 STREET IMPROV RESERV . 2,310.71
2022 BOND SALE40,000.00
WATER22,670.85
SEWER21,871.25
Beer/Liquor Licenses:

Jalapeno Bar and Tavern, LLC (305 W. Broadway) -Class C
Valentina Mexican Food Truck, LLC (223 W. Broadway) - Special Class C

Presentation of Eagle Scout Project
A motion was made by Vandewater and seconded by Pamperin to approve Eagle Scout Project. Roll Call: all ayes

The 2023 Annual Report from the Eagle Grove Fire Department was discussed and placed on file. The 2023 Annual Report from the

Eagle Grove Police Department was discussed and placed on file. The 2023 Annual Report from the Eagle Grove Emergency Services Department was discussed and placed on file.

A motion was made by Pamperin and seconded by Limerick to approve Second Reading on Ordinance 2024-01: An Ordinance Calling for the Collection of Tax Increment Financing Revenues from Certain Parcels. Roll call Vote: All ayes.

A motion was made by Limerick and seconded by Pamperin to Waive Third and Final Reading on Ordinance 2024-01: An Ordinance Calling for the Collection of Tax Increment Financing Revenues from Certain Parcels. Roll call Vote: All ayes.

A motion was made by Vandewater and seconded by Axtell to approve Resolution 2024-21: A Resolution Authorizing a Code of Conduct Policy. Roll Call Vote: all ayes

A motion was made by Lorenzen and seconded by Pamperin to approve the following: Equal Opportunity Policy, Excessive Force Policy, Residential Anti Displacement and Relocation Assistance Plan, Updating the City's Fair Housing Policy. Roll Call Vote: all ayes

Discussed 1004 N. Arthur property. A motion was made by Axtell and seconded by Lorenzen to approve Resolution 2024-22: A Resolution

PUBLIC NOTICE

Summary of Ordinance No. 2024-02

PUBLIC NOTICE

City of Eagle Grove
SUMMARY OF
ORDINANCE NO. 2024-02

AN ORDINANCE VACATING PUBLIC RIGHT-OF-WAY IN BLOCK 3, COX'S ADDITION, WRIGHT COUNTY, IOWA. On February 20, 2024, the City Council of Eagle Grove, Iowa passed an ordinance, and a summary is as follows:

SECTION 1: Purpose. 20' of the alleyway located between Lots 7-8 and Lots 9-10, Block 3, Cox's Addition, Wright County, Iowa is hereby vacated and closed from public use. SECTION 2. The Council may by resolution convey the aforementioned vacated Public Right-of-Way to abutting property owners in a

manner directed by the City Council. SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 4: 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 5. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.
Bryce Davis, City Clerk

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

BOARD PROCEEDINGS

Utility Board • Feb. 13, 2024

Utility Board Meeting Minutes Tuesday February 13th 2024 at 7:00 AM

The meeting was called to order with trustees Peterson, Ryerson, Bisson and Rethman. Also present: City Administrator Davis, Water Superintendent Baker and Waste Water Superintendent Brockman.

A motion was made by Bisson and seconded by Ryerson to approve January 17th, 2024 minutes and claims Roll Call: all ayes

BLACK HILLS ENERGY, NATURAL GAS-PRESTAGE LIFT 75.85
BOLTON & MENK INC, ENGINEERING SVC-PRESTAGE/LEGAL..... 25,231.00
CAMPBELL'S INC, PRESSURE SPRAYER PARTS239.40
CENTRAL IOWA DISTRIBUTING, SUPPLIES.....2,021.24
CHOSEN VALLEY TESTING INC, CHEMICAL BLDG TESTING 2,144.50

CINTAS, SAFETY SUPPLIES.....59.70
DAKOTA SUPPLY GROUP, DISTRIBUTION INVENTORY546.42
EOSI, EQUIP RENTAL2,254.84
VISUAL EDGE IT, 78323 COPIER LEASE SEWER..... 119.01
HACH CO., TESTING SOLUTIONS/SUPPLIES.....1,263.10
HAWKINS INC, CHEMICALS..... 5,130.31

HENNIGAR'S AIR CARE, HVAC OLD WATER PLANT 1,214.57
inCTRL SOLUTIONS CORP., MONITOR PLATFORM LICENSE .. 6,291.00

INLAND ENVIRONMENTAL RESOURCES, GLYCEROL.....12,243.46
MICROBAC LABORATORIES INC, TESTING-WRF.....7,463.88
N.C. LABORATORIES, LAB SUPPLIES 630.60
POK-A-DOT PLUMBING & WELDING, GARAGE HEATER MOTOR .. 423.20

PRAIRIE ENERGY COOPERATIVE, ELECTRICITY-PRESTAGE LIFT STA..... 2,497.40
SEWER REVENUE BOND SINKING, MONTHLY TSF 110,000.00
SHUTTLEWORTH & INGERSOL PLC, LEGAL FEES-PRESTAGE 11,167.00

STATE HYGIENIC LABORATORY, TESTING SVCS 79.00
TRI-CITY ELECTRIC CO OF IA, ELECTRICAL WORK 948.29
UPS, SHIPPING CHARGES.....108.74
VAN-HOF TRUCKING INC, HAULING QUICKLIME 2,425.03
VESSCO INC., PENN VALLEY PUMP SERVICE CALL..... 1,050.00
WOOLSTOCK MUTUAL TELEPHONE, INTERNET,PHONE 278.52

THOMAS FAUGHT, UB Refund 148.66
Will J Feucht, UB Refund 124.86
GUSTAVO M MENDEZ, UB Refund 0.48
CHARLOTTE RASMUSSEN, UB Refund..... 11.29

OLVIN ROSALES, UB Refund 242.27
Postmaster, Postage for utility bills, 522.58
Treasurer St of IA, 012024 wet tax, 3990.92
Treasurer St of IA, 12-2023 sales tax..... 12021.32

Fund Totals
GENERAL 130.00
WATER 15370.10
METER DEPOSIT FUND 527.56
SEWER 152107.28
SEWER CAPITAL IMPROVEMENT 31,134.00
SEWER - CDBG 1,123.00
SEWER SYSTEM IMPROV PRJ.... 12,576.50

Discussed Water and Sewer Operation Expenditures for the month of January
A motion was made by Ryerson and seconded by Rethman to approve Resolution UB2024-05: A Resolution Setting a Date for Public Hearing to Consider Rates for Water and Sewer Usage. Roll Call Vote: all ayes

A motion was made by Peterson and seconded by Ryerson to TABLE Resolution UB2024-02: A Resolution Establishing Fees for Water and Sewer Usage. Roll Call Vote: all ayes

A motion was made by Ryerson and seconded by Bisson to TABLE Resolution UB2024-03: A Resolution Amending the Policies and Procedures for the Utilities Board of Trustees pertaining to the Water Utility System. Roll Call Vote: all ayes

Discussed the Wastewater Service Agreement between Daybreak Foods, Inc. and the City of Eagle Grove

A motion was made by Ryerson and seconded by Rethman to TABLE Resolution UB2024-04: A Resolution Authorizing a Wastewater Service Agreement between Daybreak Foods, Inc. and the City of Eagle Grove. Roll Call Vote: all ayes

Department Reports were given
A motion was made by Bisson and seconded by Rethman to approve Entering Closed Session at 7:30am per Iowa Code 21.5(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.. Roll Call: all ayes

A motion was made by Ryerson and seconded by Rethman to Exit closed Session at 10:15am per Iowa Code 21.5(c). Roll Call: all ayes

No action taken on discussion from Closed Session.

A motion was made by Bisson and seconded by Rethman to Adjourn at 10:17am.
Secretary

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

PUBLIC NOTICE

NOTICE OF INTENT TO MODIFY A PERMIT AUTHORIZING THE USE OF WATER FOR AGRICULTURAL PURPOSES IN WRIGHT COUNTY, IOWA

Notice is hereby given that pursuant to Iowa Code Chapter 455B, there is now on file with the Iowa Department of Natural Resources, Water Supply Engineering Section, 502 E gin Street, Des Moines, Iowa 50319-0034 the application as described below.

Iowa Cage-Free, LLP (Log No. 33,084) requests a permit authorizing withdrawal of water from three existing and one proposed Mississippian Limestone wells, one about 380 feet deep and three about 185 feet deep, in the 5 ½ of the NW ¼, of Section 19, T92N, R26W, Wright County, Iowa, in the maximum quantity of 32.0 million gallons per year at a maximum rate of 1,380

gallons per minute throughout each year for use in watering birds and other miscellaneous uses at an approximately 1.1 million bird, egg production facility, on said land. The permit modification request entails the addition of a new production well, as outlined above. The department has determined that this use of water conforms to the relevant criteria (Iowa Code Chapter 455B and Iowa Administrative Code Chapter 567) and recommends the permit be granted. A copy of the summary report for the application is available upon a request to the Department at the address listed above. Comments on the report and on this use of water must be received by March 04, 2024, and should be addressed "ATTN: Jim Neleigh" and should specify the applicant's log number.

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

PUBLIC NOTICE

PUBLIC HEARING NOTICE

The City Council for the City of Eagle Grove, Iowa, is hereby serving as Public Notice that on Monday, March 4, 2024, at 6:30 p.m. in the Council Chambers located at 210 E. Broadway in Eagle Grove, Iowa, the City Council will review and consider an ordinance amending the Official Zoning Map for the City of Eagle Grove. The Council will meet in-person at the Eagle Grove Council Chambers located at 210 E. Broadway, Eagle Grove, Iowa 50533.

For any written comments, questions or to request assistance, please contact Eagle Grove City Hall at (515) 448-4343, by visiting 121 N. Commercial, Eagle Grove, Iowa, or by emailing cityhall@eagle-groove.gov.

By Order of the City Council,
*Bryce Davis
City Administrator*

Published in the Eagle Grove Eagle on Thursday, Feb. 29, 2024

PUBLIC NOTICE

Drainage Ditch Brush & Weed Control Service Contract

Wright County will be taking bids for Drainage Ditch Brush & Weed Control for a two-year contract. Full details of the contract may be obtained from the Wright County Auditor's Office.

Deadline for bids is 3:00PM on Friday, March 8, 2024. All bids must be sealed and marked on the outside with name, phone number, and "Drainage Ditch Brush & Weed Control". They may be dropped off or mailed to the Wright County Auditor's Office.

For more information call 515-532-2771 or email drainage@wrightco.iowa.gov

Published in the Eagle Grove Eagle on Thursday, Feb. 22 and Feb. 29, 2024