

**PUBLIC NOTICE  
CLAYTON COUNTY BOARD OF SUPERVISORS**

**JUNE 7, 2022**

Meeting of the Clayton County Board of Supervisors at 600 Gunder Road NE, Elkader, Iowa.

Present: Steve Doepcke, Sharon Keehner and Ray Peterson.

Guests: Mike Tschirgi, Steve Holst, Sue Meyer, Rafe Koopman, Brittany Hubanks, and Jennifer Garms

Keehner moved, Doepcke seconded to approve the minutes of the May 31, 2022 meeting. Ayes: Doepcke, Keehner, Peterson. Motion carried

Doepcke moved, Keehner seconded to approve the claims as presented totaling \$97,047.98. Ayes: Doepcke, Keehner, Peterson. Motion carried

The was discussion on adding cement to an existing machine shed located at the Sheriff's Office. There were two bids received (B&R Construction, Inc - \$17,600 and Bacon Concrete LLC - \$20,700).

Doepcke moved, Keehner seconded to approve the bid from B&R Construction, Inc. for \$17,600 to be

paid with ARPA funds. Ayes: Doepcke, Keehner, Peterson. Motion carried.

Keehner moved, Doepcke seconded to approve an amendment to the 2022 Secondary Roads Five-Year Program adding Golden Ave Pleasant Ridge Overlay. Ayes: Doepcke, Keehner, Peterson. Motion carried.

There was discussion on Secondary Roads employee wages.

The Board received an update regarding public health concerns relating to COVID-19 and the Visiting Nurses' Association.

Keehner moved, Doepcke seconded to appoint Adam Weigand to the Upper Explorerland Revolving Loan Board. Ayes: Doepcke, Keehner, Peterson. Motion carried.

/s/ Ray Peterson,  
Board of Supervisors Chair

Attest: Jennifer Garms,  
Clayton County Auditor

Published June 22, 2022 in The Outlook, Monona.

**MAY 31, 2022**  
Meeting of the Clayton County Board of Supervisors at 600 Gunder Road NE, Elkader, Iowa.

Present: Steve Doepcke, Sharon Keehner and Ray Peterson.

Guests: Andy Loan, Patti Ruff, Sarah Moser, Julie Meyers, Dave Meyers, LaVon Amundson, Kim Klocke, Forrest Whitford, Thomas Klingman, and Jennifer Garms

Chairperson Peterson chose to abstain from the public hearing. Vice-Chairperson Doepcke opened the public hearing regarding rezoning from Agricultural to Commercial for a campground located at 30195 Acre Road owned by Dan Sage. Health and Zoning Administrator Patti Ruff shared with the Board that the proposed project is a multi-phase campground located on approximately 258 acres and that on May 10, 2022, the Planning and Zoning Commission voted 7-3 in denial of the rezoning request. The Board was given minutes from the meeting and notes from the neighbors dating back to 2020 when water retention and dirt work was occurring to prevent erosion. It was stated that a denied plan can be brought back in a different form or can be sent through the appeal process with the Board of Adjustment. Discussion of an economic impact was or feasibility survey was not done with the application.

Several members made comments relating to: dirt work done prior to rezoning request, prior owners may not have wanted a campground or they would have done it themselves, the area may not be ideal for a 300 site campground and that a lagoon (later confirmed that other alternatives are options) and shelters may not be sufficient, excessive noise, well capacity (monitoring systems are available and may need two systems because of the plan crossing a road), business plan, economic impact study, disruption of the natural beauty, cultural concerns, tree removal, excessive smoke, and asking if a smaller project may be considered. The subdivision process was also explained.

A phone call was received during the public hearing stating that Dan Sage withdrew his rezoning request. The Board allowed those remaining to speak. The public hearing was closed. No action was taken.

Doepcke moved, Keehner seconded to approve the minutes of the May 24, 2022 meeting. Ayes: Doepcke, Keehner, Peterson. Motion carried

Doepcke moved, Keehner seconded to approve the claims as presented totaling \$114,581.29. Ayes: Doepcke, Keehner, Peterson. Motion carried

Keehner moved, Doepcke seconded to approve the destruction of records in the Auditor's Office per Iowa Code Sections 48A.32, 50.19, and 331.323(2d) including: 2021 City Run-Off Election records. Ayes: Doepcke, Keehner, Peterson. Motion carried.

The Pikes Peak Radio Tower Agreement was reviewed. No action taken.

The Board discussed appointments to the Veterans Affairs Commission and the Upper Explorerland Revolving Loan Board.

The Board reviewed projects to be paid with American Rescue Plan Act funds. Keehner moved, Doepcke seconded to move forward with Three Phase Line Extension at Osborne Conservation Center for an amount of \$82,112.67 as estimated by Allamakee-Clayton Electric Cooperative. Ayes: Doepcke, Keehner, Peterson. Motion carried.

Chairperson Peterson opened the public hearing regarding the FY2022 Clayton County Budget Amendment. Auditor Jennifer Garms explained the

items listed. The public hearing was closed.

Doepcke moved, Peterson seconded to approve resolution #17-2022 "FY2022 County Budget Amendment". Roll Call Vote: Doepcke-aye, Keehner-aye, Peterson-aye. Motion carried.

**RESOLUTION #17-2022  
FY2022 COUNTY BUDGET AMENDMENT**

WHEREAS, the Clayton County Board of Supervisors has considered the proposed Fiscal Year 2022 county budget amendment, and WHEREAS, a public hearing concerning the proposed county budget amendment was held on May 31, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Clayton County Board of Supervisors that the proposed county budget amendment for Fiscal Year 2022, as published in the county's official newspapers on May 18, 2022, be approved and adopted as published.

BE IT FURTHER RESOLVED that the Chairperson and the County Auditor are hereby authorized to sign the approved Fiscal Year 2022 county budget amendment and that the Clayton County Auditor is directed to make the all appropriation changes which include these expenditures/transfers:

Department	Fund	Change
Board of Supervisors	American Rescue Plan	\$100,000
Auditor	General Basic	-\$23,000
Auditor	General Supplemental	\$10,000
Treasurer	General Basic	\$9,000
Treasurer	General Supplemental	\$1,000
Secondary Roads	Secondary Roads	\$250,000
Public Health	General Basic	\$20,000
Medical Examiner	General Basic	\$10,000
Health & Zoning	Rural Services Basic	\$8,000
Non-Departmental	General Basic	\$103,930
Non-Departmental	General Supplemental	\$55,000
	Total:	\$543,930

The Board attended the countywide safety meeting.

The Board attended the department head/cybersecurity meeting.

/s/ Ray Peterson,  
Board of Supervisors Chair

Attest: Jennifer Garms,  
Clayton County Auditor

Published June 22, 2022 in The Outlook, Monona.

**PUBLIC NOTICE  
IOWA DISTRICT  
COURT FOR CLAYTON  
COUNTY**

**THE IOWA DISTRICT  
COURT FOR CLAYTON COUNTY  
EQUITY NO. EQCV011010  
ORIGINAL NOTICE UNDER  
IOWA CODE §649.3**

**(QUIET TITLE TO REAL ESTATE)  
RYAN J. KOOPMANN AND  
LYNNETTE M. KOOPMANN,  
PLAINTIFFS,**

**VS.  
CHRISTINA MEGGARREY,  
SHEILA VANDUSEN, DAVID  
AMES, UNKNOWN HEIRS OF  
LEMUEL G. COLLINS**

**(AKA L.G. COLLINS) AND ALL  
OTHER PERSONS CLAIMING AN  
INTEREST IN THE REAL ESTATE  
DESCRIBED HEREIN,  
DEFENDANTS.**

To the Aforesaid Defendants:

You are hereby notified that Plaintiffs' Petition is now on file in the office of the clerk of the Court, stating in substance that Plaintiffs own title in fee simple to the following described real estate: Lot One (1) of Lot Two (2) of Government Lot Two (2); all in Section Twenty-six (26), Township Ninety-five (95) North, Range Four (4), West of the 5th P.M. in Clayton County, Iowa, according to the Plat recorded in Book 48, Plats, Page 79 (Instrument No. 2022R00799). Such ownership is claimed by reason of facts fully stated in the Petition which also alleges that Defendants Christina Meggarrey, Sheila Van Dusen, David Ames, unknown heirs of Lemuel G. Collins, aka L.G. Collins and other individuals, may claim some interest therein, but any such claim is without right and constitutes a cloud on any such title which it is desired be removed. The Petition prays that Plaintiffs' title to the premises be established as an absolute title in fee simple, and quieted and confirmed against all Defendants, each of whom be forever barred and estopped from having or claiming any right, title, lien or interest in said property; and for other equitable relief. For further particulars see the Petition on file.

The name and address of the attorney for the plaintiff(s) is Gregory J. Schiller, 105 West Center Street, Monona, Iowa 52159. The attorney's phone number is (563) 539-2175; facsimile number: (563) 539-2175.

You are further notified that the above case has been filed in a county that utilizes electronic filing. You must serve a motion or answer on or before July 18, 2022, and within a reasonable time thereafter file your motion or answer in the Iowa District Court for Clayton County, at the courthouse in Elkader, Iowa. If you do not, judgment by default will be rendered against you for the relief demanded in the petition. 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.

If you require the assistance of auxiliary aids or services to participate in court because of a disability, immediately call your district ADA coordinator at 319-833-3332. (If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942).

**IMPORTANT: YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS**

Dated this 31st day of May, 2022.

/s/ Gregory J. Schiller  
P.O. Box 418  
Monona, Iowa 52159  
(563)539-2175  
Attorney for the Petitioners

Published June 8, June 15, and June 22, 2022 in The Outlook, Monona.

**PUBLIC NOTICE CITY OF FARMERSBURG**

**MINUTES OF FARMERSBURG  
CITY COUNCIL REGULAR  
MEETING ON SUNDAY,  
JUNE 12, 2022**

Call to Order: Mayor Radloff called the regular meeting of the Farmersburg City Council to order at 6:00 p.m., Sunday, June 12, 2022, at City Hall (208 South Main Street).

Roll Call/Attendance: Council members present: Fischer, Scherf, Torkelson, and Watson. Council member absent: Bennett. Also in attendance was Deputy City Clerk-Treasurer Linda Sedlmayr.

Agenda: Motion by Torkelson, 2nd by Watson to approve the agenda as posted. Voting "Yes": Fischer, Scherf, Torkelson, and Watson; no "No" votes. Motion carried.

Consent Agenda: Motion by Scherf, 2nd by Fischer to approve the consent agenda. Voting "Yes": Fischer, Scherf, Torkelson, and Watson; no "no" votes. Motion carried.—a) Minutes of the May 8, 2022, public hearing; b) Minutes of the May 8, 2022, regular meeting; c) May 2022 report of the treasurer; d) May 2022 Summary of Revenue and Expenditure Activity; e) Claims: \$63,490.67; f) Cigarette permit JR'S Bar & Grill; g) Building permit of Randall and Diane Wiedenman (roofing, siding addition, cement work).

Communications & Correspondence: a) Chip-level in park is at low level. b) Croell will increase cement prices beginning July 1, 2022.

c) Farmersburg Public Library has been rated "Tier Three." d) No persons to address council. e) Council to extend its appreciation to Ruth Streicher for painting the park merry-go-round & the message board.

Water/Sewer Department: a) Resolution 2022-26—Motion by Torkelson, 2nd by Scherf to adopt Resolution No. 2022-26, increasing the hourly wage rate of water and sewer certified operators by fifty (50) cents per hour beginning with the paycheck dated July 5, 2022. Voting "Yes": Fischer, Scherf, Torkelson, and Watson; no "No" votes. Motion carried. Whereupon, Mayor Radloff declared Resolution No. 2022-26 duly adopted. b) The Sanitary Sewer Capital Project awaits final inspection. c) Resolution 2022-27—Motion by Torkelson, 2nd by Fischer to adopt Resolution No. 2022-27, authorizing payment of

three invoices to Fehr Graham for professional personnel & for part of the construction phase of the sanitary sewer capital project. Voting "Yes": Fischer, Scherf, Torkelson, and Watson; no "No" votes. Motion carried. Whereupon, Mayor Radloff declared Resolution No. 2022-26 duly adopted. d) Ordinance No. 2022-02 Amending Title VI Physical Environment Chapter 3 Water Services Section 17 Sub/Section/Paragraph 1c (2) & Section 25 Billing Periods Sub-Section/Paragraph 4b of the 2017 Code of Ordinances [for the] City of Farmersburg, Iowa. Council member Scherf introduced and moved that Ordinance No. 2022-02 be read the first time. Council member Torkelson seconded the motion. Roll Call Vote: Bennett (absent), Fischer (yes), Scherf (yes), Torkelson (yes), Watson (yes). No "no" votes. Whereupon, Mayor Radloff declared the motion carried and Ordinance No. 222-02 was read the first time. Council member Torkelson moved that the second-meeting rule be dispensed with and that Ordinance No. 2022-02 be read the second time. Council member Fischer seconded the motion. Roll Call Vote: Bennett (absent), Fischer (yes), Scherf (yes), Torkelson (yes), Watson (yes). No "no" votes. Whereupon, Mayor Radloff declared the motion carried and Ordinance No. 222-02 was read the second time. Council member Fischer moved that the third-meeting rule be dispensed with and that Ordinance No. 2022-02 be read the third time. Council member Scherf seconded the motion. Roll Call Vote: Bennett (absent), Fischer (yes), Scherf (yes), Torkelson (yes), Watson (yes). No "no" votes.

Whereupon, Mayor Radloff declared the motion carried and Ordinance No. 222-02 was read the third time. Council member Scherf moved that the third-meeting rule be dispensed with and that Ordinance No. 2022-02 be read the third time. Council member Scherf seconded the motion. Roll Call Vote: Bennett (absent), Fischer (yes), Scherf (yes), Torkelson (yes), Watson (yes). No "no" votes. Whereupon, Mayor Glenn Radloff declared Ordinance No. 2002-02 duly adopted. Ordinance No. 2022-02. [A summary of the ordinance is published/posted separate of the regular meeting minutes.] e) Bush Obstruction of Water Shut-off: Discussion centered around a problem (a water main must be shut off to

all residences on that main if the residence in question has a broken valve causing flooding) when the water shut-off to any property is not accessible. Motion by Watson, 2nd by Fischer, that the city remove the obstructing bush from the right-of-way abutting 103 South Russell Street allowing the City access to the water shut-off. Voting "Yes": Fischer, Scherf, Torkelson, Watson. No "No" votes. Whereupon, Mayor Radloff declared the motion carried.

PARK: a) The Council will have "townman" Loren Scherf order the purchase & delivery of chips to the equipment areas of the park. b) & d) The shelter in the park cement will be removed once the starting date of replacement has been determined. c) No action was taken regarding the outdoor fountain. d) Damaged Tree in Park: No action was taken at this time regarding the tree in the park that was de-barked. Future consideration remains. f) Ball Diamond Trash Receptacle: A padlocked trash can has been placed at the ball diamond.

Nuisances: No action.

Agenda Items for Next Meeting: No special items at this time.

Adjournment: Motion by Torkelson, 2nd by Fischer, that the meeting be adjourned. Voting "Yes": Fischer, Scherf, Torkelson, Watson. No "No" votes. Mayor Radloff declared the motion carried and adjourned the meeting at 7 p.m. The next regular meeting of the Farmersburg City Council is July 10, 2022, at 6 p.m.

**---Claims for the June 12, 2022, Meeting Total \$63,490.67---**

Claims Paid May 9-31, 2022, \$5,239.13: Iowa Dept of Revenue 86.00; IRS 862.61; IPERSS 601.12; Alpine Communications 34.90; Radloff, Glen 46.12 (50.00 gross); Fischer, Beau 27.67 (30.00 gross); Scherf, Kim 27.68 (30.00 gross); Torkelson, Dan 27.68 (30.00 gross); Watson, Steve 27.68 (30.00 gross); USPS 232.00; Waste Management 2,381.99; Mid-America Publishing 183.74 & 111.37; Hawkins, Inc. 283.38; Baker & Taylor 6.59; Woodward Public Library 15.00; Black Hills Energy 283.60. Claims Paid June 1-12, 2022, \$58,251.54: Iowa Finance Authority—Debt Services (a) General Obligation Bonds (re 2004 water project) 6,225.00 & (b) Revenue Bonds (re 2004 water project) 19,877.50 & (c) Revenue

Bonds (re 2021 sanitary sewer project) 23,905.77; Eurofins Environment Testing North Central 186.90; Northeast Iowa Telephone Company 186.76 & 44.95 (library internet donated as credit applied); Torkelson, Travis (reimbursement for EMR registrations) 165.00; Keystone Laboratories 29.75; Echard, Dale 72.29 (gross 84.00); Evanson, Randy 1,215.52 (gross 1,569.00); Landt, Heidi 451.17 (gross 524.25); Schissel, Heather 534.43 (gross 621.00); Scherf, Loren 163.51 (190.00 gross); Scherf, Randy 252.21 (310.50 gross); Sedlmayr, Linda 389.32 (589.50 gross); Wiedenman, Randall 94.88 (110.25 gross); Alliant Energy 1,633.27; Fisk Farm & Home 119.90; Evanson, Randy 16.00; AllaClay Pharmacy, Inc 176.13; Waste Management (June) 2,452.28; Iowa Dept of Revenue 59.00.

**---Revenues for May 2022 by Fund/Accounts \$21,625.13.**

GENERAL FUND—General Account \$3,061.29: corporation taxes 1,825.53 & for insurance 547.39; utility replacement taxes 379.92 & for insurance 122.10; copies 2.70; interest 5.81; rentals 140.00; Alliant Energy (regional transmission refund) 37.84. Library Board Regular Account \$46.38: NEITC internet donation 44.95; interest 3.13 & -1.70 (negative balance interest of ARPA grant). Library Board Memorial Account \$231.18; interest 06.18; memorial 225.00. Librarian's Monthly Report \$2.50: donations 00.55; copies 1.95. Library ARPA Grant 3,993.84: Treasurer State Iowa 3,992.14; re interest on deficit balance assumed by Library Regular Account \$241.02: interest 1.02; donations/memorials 240.00. Fire Department New Building Account \$00.97 (interest). EMS Account \$00.21 (interest). Solid Waste Account \$1,281.43: Collections 1,281.40; interest 00.03. LOCAL OPTION SALES TAX FUNDS—Community Center Account \$882.28: State payment 860.62; interest 1.00; Alliant Energy (regional transmission refund) 20.66. Fire Account \$882.86: State payment 860.62; interest 1.58; Alliant Energy (regional transmission refund) 20.66. Street Maintenance Account \$483.35: State payment 467.19; interest 0.66; Alliant Energy (regional transmission refund)

15.50 OSHA Account \$246.42: State payment 245.89; interest 0.53. Property Tax Relief Account \$24.64: State Payment 24.60; interest .04. TAXES FOR EMPLOYEE BENEFITS FUNDS—Corporation Taxes for Workers Compensation Account \$155.83: corporation taxes 155.82; interest 00.01. Utility Replacement Tax for Workers Compensation Account \$34.76: utility replacement taxes 34.76. ROAD USE TAX FUND \$1,021.08 (State for street construction payment). WATERWORKS FUND—Water Account \$4,664.23: collections 4,622.25; interest 3.89; Alliant Energy (regional transmission refund) 38.09. Utility Deposit Account \$163.70: Deposit 163.60; interest 00.10. Water Reserve Account \$1.18 (interest). SANITARY SEWER FUND \$3,873.01: collections 3,847.85; interest 3.05; Alliant Energy (regional transmission refund) 22.11. DEBT SERVICE GENERAL OBLIGATION BONDS FUND \$332.91: corporation taxes 271.99; utility replacement taxes 60.67; interest 00.25. RESTRICTED CITY HALL-LIBRARY BUILDING FUND: \$00.06 (interest).

/s/ Linda Sedlmayr, Deputy City Clerk-Treasurer

**CITY OF FARMERSBURG, IOWA,  
SUMMARY OF ORDINANCE  
NUMBER 2022-02**

Ordinance No. 2022-02 Amending Title VI Physical Environment Chapter 3 Water Services Section 17 Sub/Section/Paragraph 1c (2) & Section 25 Billing Periods Sub-Section/Paragraph 4b of the 2017 Code of Ordinances [for the] City of Farmersburg, Iowa, "If payment as stipend on [the] . . . quarterly utility-fees-due mailing is not received in the office of the City Clerk . . . on or before the seventh(7th) day of the month, any previous unpaid balance, the amount due for the entire current quarter, and administrative charge(s) . . . will be due [as stated in the 'Notice of Violation, Subsequent Discontinuance of Water Supply] . . ."

/s/ Linda Sedlmayr, Deputy City Clerk-Treasurer

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