

TRUST NOTICE: RANDALL R. SPOTTS

TRUST NOTICE IN THE MATTER OF THE TRUST: Randall R. Spotts Revocable Trust dated March 13, 2001, as amended

To all persons regarding Randall R. Spotts, deceased, who died on or about Jan. 21, 2023. You are hereby notified that the trustee listed below is the trustee of the Randall R. Spotts Revocable Trust dated March 13, 2001, as amended.

Notice is further given that any person or entity possessing a claim against the trust must mail proof of the claim to the trustee at the address listed below via certified mail, return receipt requested, by the later to occur of four (4) months from the second publication of this notice or thirty (30) days from the date of mailing this notice to all heirs of the decedent settlor whose identities are reasonably ascertainable.

Dated on Aug. 14, 2023. Steve Spotts Successor Trustee 520 Fairing Ave. Sac City, IA 50583 Kodi A. Brotherson Attorney for Trustee Becker & Brotherson Law Office PO Box 38 Sac City, Iowa 50583 Date of second publication: Aug. 30, 2023

Published in Ida County Courier on Wednesday, Aug. 23 and Aug. 30, 2023

PROBATE: EDNA M. PHILLIPS

THE IOWA DISTRICT COURT FOR IDA COUNTY IN THE MATTER OF THE ESTATE OF EDNA M. PHILLIPS, Deceased CASE NO. ESPR009699 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTORS, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Edna M. Phillips, Deceased, who died on or about Jan. 7, 2021:

You are hereby notified that on Aug. 21, 2023, the Last Will and Testament of Edna M. Phillips, deceased, bearing date of July 14, 2017, was admitted to probate in the above named court without present administration. 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: August 16, 2023 Stuart William Eise Co-Executor 1377 Eagle Ave. Holstein, IA 51025 Arnold Grant Eise Co-Executor 1284 Indian Ave. Holstein, IA 51025 Ted Brown ICIS#: AT0001211 Attorney for the Co-Executors Mack, Hansen, Gadd, Armstrong & Brown, P.C. 316 E. 6th St. Storm Lake, IA 50588 Date of second publication: Aug. 30, 2023

Published in Ida County Courier on Wednesday, Aug. 30 and Sept. 6, 2023

PROBATE: PEGGY L. ELSE

THE IOWA DISTRICT COURT FOR IDA COUNTY IN THE MATTER OF THE ESTATE OF PEGGY L. ELSE, Deceased CASE NO. ESPR009697 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTORS, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Peggy L. Else, Deceased, who died on or about Aug. 8, 2023:

You are hereby notified that on Aug. 16, 2023, the Last Will and Testament of Peggy L. Else, deceased, bearing date of Feb. 28, 2022, was admitted to probate in the above named court and that Stuart William Else and Arnold Grant Else have been appointed Co-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: August 16, 2023 Stuart William Eise Co-Executor 1377 Eagle Ave. Holstein, IA 51025 Arnold Grant Eise Co-Executor 1284 Indian Ave. Holstein, IA 51025 Ted Brown ICIS#: AT0001211 Attorney for the Co-Executors Mack, Hansen, Gadd, Armstrong & Brown, P.C. 316 E. 6th St. Storm Lake, IA 50588 Date of second publication: Aug. 30, 2023

Published in Ida County Courier on Wednesday, Aug. 23 and Aug. 30, 2023

PROCEEDINGS: IDA GROVE CITY COUNCIL • AUG. 21 MINUTES

CITY OF IDA GROVE COUNCIL MEETING MINUTES MONDAY, AUG. 21, 2023 5:30 p.m. TEMPORARY CITY HALL 311 BARNES STREET

1. Call to Order: Mayor Protem, Gregor Ernst, called the meeting to order at 5:31 p.m.

2. Roll Call: Present: Gregor Ernst, Jeff Miesner, Jason Schable, Attorney, Justin Reininger, was also present. Ange Johnson and Jared Bogue were absent at this time. Mayor, Nathan Weill, was also absent.

3. Approval of Agenda: Motion by Schable, second by Miesner to approve. Motion carried 3-0.

4. Danny Sturm - Moorehead Avenue Bridge Pay App #11 (Final) \$25,404.04: Sturm explained this is the final bridge payment, including retainage and a deduction credit of \$4,600 for uneven windows (determined by IDOT). The IDOT audit has been finalized and approved. The City will now apply for the final \$50,000 reimbursement from the \$1 million IDOT grant that was received and the project will be considered final. Motion by Miesner, second by Schable to approve the final pay application as stated. Motion carried 3-0.

5. Kelsey Vetter - City Hall Change Orders: Motion by Ernst, second by Miesner to approve change order #7, adding four fire dampers in the amount of \$3,637. Motion carried 3-0. Motion by Ernst, second by Miesner to approve change order #8 for water & sewer line changes in the amount of \$7,951. Motion carried 3-0. Motion by Miesner, second by Ernst to approve a deduction (credit) of \$13,000 for electrical changes, including an additional TV hookup in the council chambers. Motion carried 3-0. Bogue arrived at the meeting at this time, 5:48 p.m.

6. Henry Jessen - Ida Grove Golf & Country Club Water: Henry Jessen and Mike Ray explained the Country Club is looking to expand their irrigation system, which they estimate will require about double their current water use. Jessen & Ray questioned if the City's water system is capable of supplying ample water or if the City would allow the Country Club a private well. Reininger explained the current city code would need to be amended to allow this, but could be

done if council so chooses. Council requested a financial impact analysis as well as information from public works and will continue discussion of this topic at a future meeting.

7. Sheriff Harriman - Countywide Law Update: Was not in attendance.

8. Consent Agenda: Motion by Ernst, second by Bogue to approve the following: clerk's report, claims in the amount of \$139,003.16, financials, minutes of the 8/7/2023 meeting, Class C retail alcohol renewal for Sportsman's (effective 9/1/2023), tobacco permit for Family Dollar, permits and correspondence. Motion carried 4-0.

9. Asphalt/Crack Sealing Bid Award: Motion by Bogue, second by Schable to approve asphalt bid items #2 (6th St. from Taylor to Burns), #5 (2nd St. from Rohwer to Warren) & #8 (800 block of Valley View Drive) and all items included on the crack seal bid, totaling \$111,740. Motion carried 4-0.

10. Sportsman's, Outdoor Service Liquor License, Street Closure 9/16/2023-9/17/2023: Motion by Ernst, second by Bogue to approve Sportsman's outdoor service liquor license & street closure request (2nd Street directly in front of Sportsman's to the intersection of 2nd/Taylor, beginning at 5 p.m.) on Sept. 16, with the stipulation that the band stop by midnight and the street be reopened by 6 a.m. on the 17th. Motion carried 4-0.

11. Davey's LLC, Outdoor Service Liquor License, Street Closure 9/23/2023-9/24/2023: Motion by Miesner, second by Ernst to approve Davey's outdoor service liquor license and street closure request as follows: 2nd St. from Main to Moorehead St. from 11 a.m. to 11 p.m. on Sept. 23 with the stipulation that the section from Burns to Moorehead St. reopen after conclusion of the car show at 2 p.m., while leaving a single lane open for traffic into Lewis Family Drug's drive-through until 1 p.m., including Davey's outdoor service area not to be set up until Lewis Family Drug's closure. Motion carried 4-0.

12. Resolution 2023-37 Authorizing Transfer of Local Option Sales Tax: Motion by Bogue, second by Schable to approve. Motion carried 4-0.

13. Resolution 2023-38 FY23 Street Finance Report: Motion by Ernst, second by Miesner to approve. Motion carried 4-0.

14. CDBG Downtown Facade Project: To assist commercial business owners with funding to complete building facade repairs/improvements, in April 2022 Ida County Economic Development's Rita Frahm submitted an application to the State of Iowa, with the City of Ida Grove as the sponsor, requesting grant funding. The City was awarded \$400,000 to complete the improvements with the owners also contributing a 10% construction match. Three business owners on the 500 block of Second Street are taking advantage of this awesome opportunity. 504 Second Street, Austin & Karissa Drey of Drey Digital & More, 512 & 516 Second Street, Brian & Shelley Malcom of Malcom's Hardware (2 buildings) and 518 Second Street, Jeremiah Crosby of Old Glory Roofing (front and side). In order to make the project a great success, the City has also received generous contributions from many private donors: United Bank of Iowa, MidAmerican Energy, Shelby County State Bank, North Star Community Credit Union, Amazon and Ida County and Ida Grove Economic Development. The following items were presented to council:

a. Resolution 2023-39 Accepting Bid and Awarding Contract for the Ida Grove Facade Improvement Project: Motion by Bogue, second by Schable to approve Resolution 2023-39, accepting and awarding contract to Cornerstone Commercial Contractors in the amount of \$421,023. Motion carried 4-0.

b. CDBG Downtown Facade Owner/Contractor Agreement: Motion by Ernst second by Miesner to approve. Motion carried 4-0.

c. Construction Contract General Conditions: Motion by Miesner, second by Bogue to approve. Motion carried 4-0.

15. Scantron - Security Operations Center Agreement: Additional information was requested; no decisions were made.

16. Tess Crist - Request for Sewer Forgiveness: Motion by Bogue, second by Miesner to approve the request using 4,400 gallons as the baseline average.

Motion carried 4-0.

17. Move into Closed Session as per: Section 21.5 (1) Closed Session 1. A governmental body may hold a closed session only by affirmative public vote of either two-thirds of the members of the body or all of the members present at the meeting. A governmental body may hold a closed session only to the extent a closed session is necessary for any of the following reasons: 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. Motion by Miesner, second by Bogue to enter closed session at 7:34 p.m. Ayes: Ernst, Miesner, Schable, Bogue. Motion carried 4-0.

18. Closed Session. 19. Move into Open Session: Motion by Miesner, second by Bogue to move into open session at 8 p.m. Ayes: Ernst, Miesner, Schable, Bogue. Motion carried 4-0.

20. City Council Member News & Notes: Sweeden reported she was contacted by Judy Uhl in regards to Uhl's attendance at the Aug. 7 meeting. Uhl requested the record show that she, on behalf of the Ida County Historical Society, did ask for council consideration of purchasing the old Harold Hughes house, currently owned by Tom Monroe near the Catholic Church. No formal action was taken on the suggestion. Sweeden noted election paperwork is ready for anyone seeking election. The council has the following positions on the Nov. 7 ballot: Mayor, 2-year to fill a vacancy; Council Ward I, 4-year term; Council Ward III, 4-year term; two council-at-large, one of which is a 2-year to fill a vacancy and the other is a 4-year term. Schable discussed sewer issues along Moorehead Avenue possibly due to root infiltration from trees in the median. Council voiced concerns regarding a pool on 5th/ Court Street; Sweeden reported City Hall is aware and addressing it.

21. Adjournment: Motion by Schable, second by Bogue to adjourn. Motion carried 4-0. Meeting adjourned at 8:16 p.m. Heather Sweeden, City Clerk Gregor Ernst, Mayor Protem