

PROCEEDINGS: ARTHUR CITY COUNCIL • NOV. 4 MINUTES / CLAIMS

11-4-2024 The Arthur City Council met in regular session on the above date with Mayor Chase presiding. Council members present: Anderson, Argo, Fried, Kristy Arbogast. Absent- Lampman.

Motion to approve the agenda and Consent agenda was made by Kristy Arbogast, second by Fried. All ayes. Motion carried.

Consent Agenda: Receipts, Expenditures, Minutes of 10-7-2024. Guest: Wade Harriman.

Table listing bills and their amounts: Al's Corner Oil Co., Diesel & Gas, Amazon Capital Services, Books, Clear Labels, Bomgaars, Antifreeze, Tordon, Carlye Tire, LLC, ATV Tubes, Chad's Plumbing INC, Sewer Main Repair, City of Arthur, Water Bill, Column Software PBC, October Minutes, Deb Ulrich, Reimb. Fundraiser Food, EFTPS, Fed/ Fica tax, Electric Pump, Reset Overload Switch, Fire Service Training Bureau, Fire Truck Payment, Foodpride, Fundraiser Food, Foundation Analytical Lab, Coliforms, Hoefling Lawn Service, Fall Spraying, Ida Bowl, Soup Supper, Ida County Sanitation, Garbage Contract.

Table listing disbursements and receipts: Iowa Rural Water Association, Water Dues, IPERS, JBE, LLC, Cont. Serv., Kailey Childers, Reimb. for Halloween Stuff, MBW Products, Truck Light Bracket, Cut Pipes, MidAmerican Energy, Electric Bill, Midwest Wheel, Plow chains, Paul Arbogast, Reimb. for truck lights, Postmaster, Stamps, Sac County Mut. Tel., Phone/ Internet, SCSB, Water Loan, Treasurer State of Iowa, WET Tax, Vetter Equipment, Air Filters, West Central IA Rural Water, Purchased Water.

DISBURSEMENT SUMMARY - General - 5,310.50; Garbage - 1,938.70; Road Use - 2,590.42; Water - 3,130.83; Sewer - 10,069.11; Debt Service- 7,500.00.

RECEIPT SUMMARY - General - 36,246.88; Garbage - 2,318.69; Road Use - 2,156.52; LOST - 3,053.03; Water - 5,964.60; Sewer - 8,634.44.

RESOLUTION # 12-2024: A motion was made by Kristy Arbogast to approve the Urban Renewal Report. Second by Anderson. All ayes motion carried.

RESOLUTION # 13-2024: Argo made a motion to approve the Annual Finance Report. Second by Anderson. All ayes motion carried.

SHERIFF'S REPORT: Wade ex-

plained a resolution regarding the amendment of article V11 of the intergovernmental agreement for the Ida County Public Safety and Communications Commission.

LIBRARY REPORT: No Report. FIRE REPORT: No Report. EMR REPORT: No Report.

MAINTENANCE REPORT: They winterized the park, put up snow fence. Repaired the sewer main hole on 2nd Ave. Called Cherokee Rehab to come down and cut the roots out of that main. Ordered wheel chains for the snowplow. Burnt weeds off the infield and drug it. Had three new tubes put in the tires on the ATV, also took the battery out of it. Started the community center generator. Serviced the old snowplow, and skid loader. Burned the dump. Turned the circulating pump on the water tower, turned the heater on in the water intake hole. Took the flags down.

COUNCIL CONCERNS: Discussed what everybody can bring to the Christmas party when Santa comes to town in December. Discussed the dog nuisance ordinance.

CITIZEN'S CONCERNS: None BUILDING PERMITS: 0 DELINQUENT ACCOUNTS: 2 There being no further business the council adjourned.

Mayor Chase ATTEST: City Clerk / Manager Paul Arbogast

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PUBLIC NOTICE: CITY OF ARTHUR • 2024 FINANCIAL REPORT

Table with financial report details: STATE OF IOWA 2024 FINANCIAL REPORT FISCAL YEAR ENDED JUNE 30, 2024 CITY OF ARTHUR, IOWA DUE: December 1, 2024

NOTE - The information supplied in this report will be shared by the Iowa State Auditor's Office, the U.S. Census Bureau, various public interest groups, and State and federal agencies.

Table showing ALL FUNDS with columns: Governmental (a), Proprietary (b), Total Actual (c), Budget (d). Rows include Revenues and Other Financing Sources, Expenditures and Other Financing Uses, and Ending Fund Balance.

NOTE - These balances do not include the following, which were not budgeted and are not available for city operations:

Table showing Non-budgeted Internal Service Funds, Private Purpose Trust Funds, and Indebtedness at June 30, 2024.

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PROCEEDINGS: IDA GROVE CITY COUNCIL • NOV. 4 MINUTES

City of Ida Grove Council Meeting Minutes Monday, Nov. 4, 2024 • 5:30 p.m. City Hall, 403 3rd Street

Call to Order: Mayor Nathan Weill called the meeting to order at 5:30 p.m. Roll Call: Present-Gregor Ernst, Jeff Miesner, Jason Schable, Reynold McLead. Jared Bogue was present (electronically) periodically throughout the meeting as the internet allowed. Attorney Justin Reininger was present. Others in attendance: Jeffrey Matthias, Warren Collier, Dustin & Julie Schiernbeck, Baylor Bestgen, Wade Harriman, Ross Lawrence and Brian Lundell. Approval of Agenda: Motion by Ernst, second by Schable to approve. Motion carried 4-0. Public Hearing - FY 2025 Budget Amendment #1: Motion by Ernst, second by McLead to open the public hearing at 5:30 p.m. Motion carried 4-0. No comments were received. Motion by Ernst, second by McLead to close the hearing at 5:31 p.m. Motion carried 4-0. Motion by McLead, second by Ernst to approve Resolution 2024-40 Adopting FY25 Budget Amendment #1. Motion carried 4-0. Baylor Bestgen, JEO - Public Hearing on Proposed Plans, Specification, Form of Contract, and Estimate of Cost for E. 2nd Street Reconstruction: Motion by Ernst, second by McLead to open the public hearing at 5:32 p.m. Motion carried 4-0. Bestgen explained the project consists of repaving approximately 800' from John Montgomery Drive to Harold Godbersen Drive. A bid alternate is also included to move the crosswalk that currently leads directly into a driveway. Construction would begin after school is out with 30 calendar days to complete the project. Motion by Ernst, second by Schable to close the hearing at 5:35 p.m. Motion carried 4-0. Motion by Ernst, second by Miesner to approve the plans, specifications, form of contract and estimate of cost for E. 2nd Street Reconstruction. Motion carried 4-0. Ross Lawrence, JEO - Levee Drainage Structure Pipe Rehabilitation: Three bids were received and opened on Oct. 29, 2024 for

repair of the levee drainage pipe north of Cobb Park & Highway 59 as follows: Healy Excavating \$118,494.25, Subsurface, Inc. \$97,880.00 and Nelson & Rock Contracting Inc. \$84,525.00. JEO recommended contract award to the low bidder, Nelson & Rock, with construction to begin November 2024 and construction completion by March 1, 2025. Motion by Ernst, second by Miesner to award the levee drainage structure pipe rehabilitation contract to Nelson & Rock Contracting Inc. in the amount of \$84,525.00. Motion carried 5-0. Jeffery Matthias 402-408 Second Street, Request for Access: Matthias and Collier requested to be granted access to 402-408 Second Street for a time period of three weeks to finish removing belongings from the buildings. Council reviewed the timeline of all prior offerings for access. Council also expressed safety concerns as the City hired a licensed engineer to complete a structural analysis in which deemed the building unsafe for occupation. Matthias stated he is willing to sign a waiver. Council discussed with Matthias the semi trailer that has been parked at the residence for two months and has caused damage to the City street. Reininger stated the council has three options as follows: deny the request for access, approve the request for access, or take the request under advisement and decide at a later time. Motion by Miesner, second by Ernst to grant access to 402-408 Second Street, granted proper safeguards and waivers can be obtained through legal and insurance, for a duration of 3 business weeks during City business hours only, for Matthias and his designees and Matthias must inform the city who they will be. The semi will be allowed to stay parked for the duration of 3 weeks and also to have a city employee check in at the beginning and ending of each day or random drop-ins. Reininger will draft a specific agreement to get signed by all parties prior to beginning the 3 weeks. Ayes: Ernst, Miesner, Schable. Nay: McLead.

Motion carried 3-1. Sheriff Wade Harriman - Unified Law Update: Harriman updated council on progress made by the three-member public safety committee that was formed in early 2024 to address city concerns for rising law enforcement costs. Harriman reported the Board of Supervisors have already voted to adopt the proposal Harriman is presenting tonight. If approved at the Dec. 2, 2024 meeting, the City of Ida Grove would see a reduction of approximately \$155,000 for the upcoming unified law budget request. Consent Agenda: Motion by McLead, second by Ernst to approve the consent agenda consisting of the following: Clerk's Report, claims in the amount of \$73,438.44, financials, minutes of the 10/21/2024 meeting, Class B retail alcohol license for Family Dollar effective 12/21/2024, Class C retail alcohol license for Davey's effective 11/16/2024, permits and correspondence. Motion carried 5-0. Ordinance 622 - General Provisions (Animals), 2nd Reading: Schiernbecks requested clarification of a couple sections of the proposed ordinance amendment that could potentially affect code compliance of the invisible fence currently on their property. Council explained they would be grandfathered in with their fence as it was permitted through the City prior to potential enactment of this ordinance amendment. Motion by Ernst, second by McLead to table the 2nd reading to allow for changes to be made in order to better clarify the amendment. Motion carried 5-0. Ordinance 623 - Shipping Container Regulations, First Reading: McLead explained the intent of this proposed ordinance is to provide clear direction in one section of the code in regards to shipping containers, rather than the information being located throughout multiple code sections. Motion by Ernst, second by McLead to approve the 1st reading. Motion carried 5-0. 2024 Bridge Inspection Report Summary: Council reviewed the summary report for the 2024 bridge inspections. Sweeden explained the Washington Street

and Main Street bridges are both on the funding request list which could be offered in the next couple years. 2025 Health & Dental Insurance Plans: Wellmark health insurance premiums will increase about 3.78% and Delta Dental premiums will increase 4% for calendar year 2025. Motion by McLead, second by Ernst to renew the city's current plans. Motion carried 5-0. Review & Award Youth Sports Certificate of Deposit Bids: Bids were received from Shelby County State Bank as follows: 3 months, 5 months & 6 months at 3.95% and 12 months at 3.6%. Bids were received from United Bank of Iowa as follows: 5 months & 6 months at 4.2% and 12 months at 4.1%. The Recreation Board recommended approval of a 5-month CD with UBI at 4.2%. Motion by Ernst, second by Miesner to approve the Rec Board's recommendation in the amount of \$5,000. Motion carried 5-0. Review and Approve Final Plans for City Park Splashpad Project: Updated plans from McClure Engineering were provided for review that include a gravel road on the far North side of the park and an adequate turn-around space for larger vehicles and plow trucks on the Southern portion of the park. McLead confirmed with Lundell who was present on behalf of the IGEDC that upon completion of the project, the northern gravel road will remain for ease of traffic flow. Motion by Ernst, second by Schable to approve the final plans as submitted. McLead noted the splash pad will likely have an impact on the outdoor pool. Motion carried 5-0. Splash Pad Reimbursement Agreement: Motion by Ernst, second by Schable to approve the reimbursement agreement between the City of Ida Grove and Ida Grove Economic Development Corporation as presented. Ayes: Ernst, Miesner, Schable, Bogue, Nay: McLead. Motion carried 4-1. Trees Along Trail Between 5th & Rohwer Street: Miesner abstained from voting and discussed the following as a citizen and property owner. Miesner, along with several other property owners,

received a letter from the City of Ida Grove in 2023 explaining the City would not be maintaining grass or trees outside of the 20' easement of the Pleasant Valley Trail. Miesner explained he has 21 trees on his property between 5th & Rohwer that were planted by an organization many years ago, outside of the 20' easement. Miesner stated that had it been known they were outside the easement at that time, likely the prior property owners would not have agreed. Miesner further stated that 14 of the 21 trees are ash that are diseased. Miesner is requesting 4-5 trees by King Street be added to the City's annual tree removal list and Miesner will remove the remaining trees if the city also grants access to a location for disposal. Council discussed the idea of disposing of trees on the grass portion of the City farm ground north of town. Reininger explained that if the trees are outside of the easement, legally the city wouldn't be required to do anything. However, Reininger also stated the City isn't prohibited from assisting or taking care of the removal completely, but would need to do the same for other individuals that ask. Motion by McLead, second by Ernst for whoever does the tree marking and inspection for the city to determine the number of trees which are on city property or private property and report back to council for their review and decision on removal process. Miesner abstained. Ayes: Ernst, Schable, McLead. Motion carried 3-0. TIF Certifications: Motion by McLead, second by Schable to approve the TIF Certifications as presented. Motion carried 4-0. Sale of Lot(s) on Maple & Elm Street: Sweeden reported she did not receive feedback or recommendations from council for implementation of stipulations to accompany the sale of lots. Motion by McLead, second by Schable to table until Spring of 2025. Motion carried 4-0. 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 Ernst, second by McLead to move into closed session at 7:24 p.m. Roll Call: McLead, Schable, Miesner, Ernst. Motion carried 4-0. Motion by Ernst, second by McLead to move into open session at 7:36 p.m. Motion carried 4-0. King Construction Pay App #14 \$3,213.82: Motion by Miesner, second by McLead to table until the first December meeting. Motion carried 4-0. King Construction Pay App #15 \$2,237.25: Motion by Miesner, second by McLead to table until the first December meeting. Motion carried 4-0. King Construction Pay App #16 \$19,237.50: Motion by Miesner, second by McLead to table until the first December meeting. Motion carried 4-0. King Construction Pay App #17 \$24,639.15: Motion by Miesner, second by McLead to table until the first December meeting. Motion carried 4-0. JEO Engineering Fees Amendment #3 \$64,524: Motion by McLead, second by Miesner to table until the first December meeting. Motion carried 4-0. City Council Member News & Notes: Sweeden suggested review of the council adopted rules and order of business for conducting city council meetings and will provide the policy via email. It was requested Sweeden also provide examples of city council meetings from other municipalities. Adjournment: Motion by Ernst, second by Schable to adjourn at 7:41 p.m. Motion carried 4-0. Heather Sweeden, City Clerk Nathan Weill, Mayor

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PUBLIC NOTICE: CITY OF IDA GROVE SW P&D LOAN NOTICE

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AND DISBURSEMENT AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$300,000 (SEWER REVENUE)

The City Council of the City of Ida Grove, Iowa, will meet on Nov. 18, 2024, at the City Council Chambers, 403 3rd Street, in the City, at five-thirty p.m., for the purpose of instituting proceedings and taking action to enter into a loan and disbursement agreement (the "Agreement") and to borrow money thereunder in a principal amount not to exceed \$300,000, for the purpose of paying the cost, to that extent, of planning, designing and constructing improvements and extensions to the Municipal Sanitary Sewer System (the "Utility") of the City.

The Agreement will not constitute a general obligation of the City, nor will it be payable in any manner by taxation but, together with the City's outstanding Sewer Revenue Bond, SRF Series 2015, dated Feb. 20, 2015 and any additional obligations of the City as may be hereafter issued and outstanding from time to time ranking on a parity therewith, will be payable solely and only from the Net Revenues of the Utility.

At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Agreement. After receiving objections, the City may determine to enter into the Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the City Council of the City of Ida Grove, Iowa.

Heather Sweeden City Clerk

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PROBATE: BARBARA FAITH RUCHENSKY

THE IOWA DISTRICT COURT FOR IDA COUNTY IN THE MATTER OF THE ESTATE OF BARBARA FAITH RUCHENSKY, Deceased PROBATE NO. ESPR009754 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS

To All Persons Interested in the Estate of Barbara Faith Ruchensky, Deceased, who died on or about June 11, 2024:

You are hereby notified that on September 4, 2024, the Last Will and Testament of Barbara Faith Ruchensky, deceased, bearing date of June 10, 2020, was admitted to probate in the above named court and that Rhonda Ashcraft was appointed Executor 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 September 24, 2024 Rhonda Ashcraft Executor of Estate

7525 E Gainey Ranch Road #180 Scottsdale, AZ 85258

Kevin L. Murray ICIS#: AT0005554 Attorney for Executor Kevin L. Murray P.C. 114 N. 6th Street P.O. Box 159 Sac City, IA 50583 Date of second publication: November 13, 2024 Published in Ida County Courier on November 6, and 13, 2024