

**PUBLIC NOTICE**  
**Franklin Co BOS 12.20.21 Min**

**PROCEEDINGS OF THE FRANKLIN COUNTY BOARD OF SUPERVISORS**

**DECEMBER 20TH, 2021**

The Board of Supervisors met at 8:30AM on Monday, December 20<sup>th</sup>, 2021, at the Franklin County Courthouse with Board members Nolte, McVicker, & Vanness in attendance.

Chairman Nolte led the Pledge of Allegiance.

Motion by McVicker, Seconded by Vanness to approve the Agenda as presented. All ayes. Motion carried.

Motion by Vanness, Seconded by McVicker to approve the Board Minutes & Drainage Minutes dated 12/13/2021 with. All ayes. Motion Carried.

Shannon Latham, House Representative from District 54 visited with the Board about a variety of issues including Imminent Domain in regards to CO2 pipeline, wind farms, changes to Public Health funding, and Re-Precincting.

Jay Waddingham, County Engineer, met with the Board and gave an update on his department.

Motion by Vanness, Seconded by McVicker to approve the use of monies from the Special Projects Fund to cover out of pocket expenses for demolition of the building at 922 Central Ave Hampton to not exceed \$50,000. All ayes. Motion carried.

Motion by Vanness, Seconded by McVicker to approve Franklin County Utility Permit Application for Interstate Light & Power to realign power poles for 1285 Eagle Ave Alexander. All ayes. Motion carried.

Ashley Roberts, Public Health Director, was not present for her board update.

Carissa Sisson, Assessor, met with the board to give them an update on her department.

Public Comment & Board Committee Reports: Vanness attended FCDA, he also spoke with the Hampton City Administrator regarding the Terrace Hill Sewer project. Nolte attended Mental Health and gave an update about the proposed 28E Agreement with the region in regards to Employer of Record.

The Board opened sealed bids

for Ditch & Roadway Spraying. 2 bids were received. There was discussion regarding the bids. Dan Tilkes & The Board decided they needed a week to do some research and will decide at the December 27<sup>th</sup>, 2021 meeting.

Motion by McVicker, Seconded by Vanness to open the public hearing regarding Franklin County Precinct Maps at 11:00AM. All ayes. Motion carried. There were no members of the public present. Members of the Temporary Redistricting Commission were Brian Borcherding and Lu Rodemeyer. Motion by Vanness, Seconded by McVicker to close the public hearing at 11:05AM. All ayes. Motion carried.

The Board met with Lee Gallentine, Drainage Engineer, from Clapsaddle-Garber Associations, to discuss the progress of the DD30, Lat 10 project. Full details may be obtained from the Drainage Clerk or on the county website.

Dan Tilkes, Sanitarian, met with the Board regarding infrastructure grants available to unsewered communities in the county.

Chairman Nolte completed the 1<sup>st</sup> reading of Franklin County Ordinance 2021A – An Ordinance to Establish Boundaries of Voter Precincts within Franklin County, Iowa. Motion by Vanness, Seconded by McVicker to accept the first reading and proceed with the 2<sup>nd</sup> and 3<sup>rd</sup>. All ayes. Motion carried.

Motion by McVicker, Seconded by Vanness to approve an agreement with Iowa Codification to Recodify the Franklin County Code of Ordinances. All ayes. Motion carried.

Motion by Vanness, Seconded by McVicker to approve a resolution adopting the Franklin County Elections Security Policy. Roll call vote was as follows. Ayes: McVicker, Nolte, Vanness. Motion carried and resolution duly adopted. The full policy may be viewed in the Auditor's Office.

There was discussion regarding amending the Employee Handbook Section 4.4 "Sick Leave", Subsections "Use of Sick Leave" and "Family Illness/Emergency Leave". An updated policy will be brought to the

meeting on 12/27/21 for approval.

Motion by McVicker, Seconded by Vanness to approve a resolution amending Employee Handbook Section 2.13 "Inclement Weather and Worksite Closing". The resolution reads as follows:

RESOLUTION #2021-73 AMENDING FRANKLIN COUNTY HANDBOOK SECTION 2.13 "INCLEMENT WEATHER AND WORKSITE CLOSING"

WHEREAS, the updated Franklin County Employee Handbook final copy was presented and approved by the Board of Supervisors on August 19, 2019; WHEREAS, the Board of Supervisors are amending Section 2.13 "Inclement Weather and Worksite Closing"

WHEREAS, as it was approved August 19, 2019 it read as follows:

Because Franklin County serves the citizens of the county, the courthouse will always remain open. In extreme circumstances, however, Department Heads shall determine if it is necessary to close their departments and if so, they must notify the media informing the public their particular office is closed. If the Department Head closes his/her office, all employees within that office are required to leave, no employees can stay.

WHEREAS, the Board of Supervisors have chosen to amend Section 2.1 "Inclement Weather and Worksite Closing to read as follows:

Because Franklin County serves the citizens of the county, the courthouse will always remain open. In extreme circumstances, however, Department Heads shall determine if it is necessary to close their departments and if so, they must notify the media informing the public their particular office is closed. If the Department Head closes his/her office, all employees within that office are required to leave, no employees can stay. If a Department Head closes his/her office, all employees shall charge the absence to vacation, personal leave, or other available time provided he/she has the time accumulated. If no paid time is available, non-exempt employees may choose to take the time off without pay.

Roll call vote was as follows,

Ayes: McVicker, Nolte, Vanness. Motion carried and resolution duly adopted.

Motion by Vanness, Seconded by McVicker to approve a resolution recognizing Clinton D Poley & Establishing the Clinton D Poley Benefaction Fund. The resolution reads as follows:

RESOLUTION 2021-70 Recognizing Clinton D Poley & Establishing the Clinton D Poley Benefaction Fund

WHEREAS, Clinton D Poley was a lifelong resident of Franklin County.

WHEREAS, Clinton D Poley passed away on April 25, 2020, and gifted Franklin County with a sum of money

WHEREAS, Franklin County does wish to acknowledge and thank Clinton D Poley, not only for the gift to Franklin County, but also for his service in the United States Army.

WHEREAS, a separate accounting of the revenues and expenses for this funding source is desired as local governments are required to "provide periodic reports with a detailed accounting of the use of funds".

NOW, THEREFORE, BE IT RESOLVED that a sub-fund under the General Basic fund be created called "Clinton D Poley Benefaction" fund (01001) for the purpose of accounting beginning upon passage of this resolution. The budgetary fund shall be subject to standard county accounting practices and policies. All revenues and expenses starting with 2021-2022 fiscal year shall be accounted for in this fund.

Roll call vote was as follows, Ayes: McVicker, Nolte, Vanness. Motion carried and resolution duly adopted.

Motion by Vanness, Seconded by McVicker to adjourn at 12:20PM until Monday, December 27<sup>th</sup>, 2021, at 8:30AM at the Franklin County Courthouse. All ayes. Motion carried.

ATTEST: Michael Nolte, Chairman Katy A Flint, Auditor & Clerk to the Board

**PROBATE**  
**MELVIN EDWARD KEW ESPR501735**

G. A. Cady III  
**THE IOWA DISTRICT COURT FRANKLIN COUNTY IN THE MATTER OF THE ESTATE OF MELVIN EDWARD KEW, Deceased.**  
**Probate No. ESPR501735 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS**

To All Persons Interested in the Estate of MELVIN EDWARD KEW, Deceased, who died on or about November 16, 2021:

You are hereby notified that on the 6<sup>th</sup> day of December, 2021, the last will and testament of MELVIN EDWARD KEW, deceased, bearing date of the 11<sup>th</sup> day of August, 2008, was admitted to probate in the above named court and that JACK EDWIN KEW 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 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 this 17<sup>th</sup> day of December, 2021.  
JACK EDWIN KEW  
1780 Nettle Avenue  
Hampton, IA 50441  
Executor of Estate  
G. A. Cady III, ICIS PIN No: AT0001386  
Attorney for Executor  
CADY & ROSENBERG LAW FIRM, PLC  
9 First Street, SW  
PO Box 456,  
Hampton, IA 50441  
Phone: 641-456-2555  
Date of second publication  
29 day of December, 2021  
Probate Code Section 304

Published in the Hampton Chronicle on Wednesday, Dec. 22 and 29, 2021

**PROBATE**  
**VIRGINIA J. HURD ESPR501739**

**THE IOWA DISTRICT COURT FRANKLIN COUNTY IN THE MATTER OF THE ESTATE OF VIRGINIA J. HURD, Deceased.**

**CASE NO. ESPR501739 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS**

To All Persons Interested in the Estate of Virginia J. Hurd, Deceased, who died on or about November 14, 2021:

You are hereby notified that on December 10, 2021, the last will and testament of Virginia J. Hurd, deceased, bearing date of December 1, 2017, was admitted to probate in the above named court and that Leslie E. Hurd, Joanne M. Hurd Williams, and William Hurd have been 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 pay-

ment 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 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: December 19, 2021.  
Leslie E. Hurd, Executor of Estate  
431 Brickyard Rd.  
Shenfield, IA 50475  
Joanne M. Hurd Williams, Executor of Estate  
810 SE Walnut Ridge Dr.  
Waukee, IA 50263  
William Hurd, Executor of Estate  
54615 310<sup>th</sup> Lane  
Huxley, IA 50124  
John E. Coonley, ICIS #: 00007542  
Attorney for Executors  
Coonley & Coonley  
121 First Ave. N.W.  
P.O. Box 397  
Hampton, IA 50441  
Date of second publication  
5<sup>th</sup> day of January, 2022  
Probate Code Section 304  
\* Designate Codicil(s) if any, with date(s).

Published in the Hampton Chronicle on Wednesday, Dec. 29, 2021 and Jan. 5, 2022

**PUBLIC NOTICE**  
**Latimer City Council • Minutes and Claims 12.8.2021**

**THE LATIMER CITY COUNCIL MET IN REGULAR SESSION ON WEDNESDAY, DECEMBER 8, 2021 AT LATIMER CITY HALL. MAYOR MARK JOHANSEN CALLED THE MEETING TO ORDER AT 6:30 PM WITH COUNCIL MEMBERS: RANDY DEBOUR, CATHERINE CROOKS, LONDON PLAGGE AND SHAUN KOENEN ANSWERING ROLL CALL. ERIC BRUNS WAS ABSENT.**

Mayor Johansen led all in attendance in the Pledge of Allegiance followed by a motion made by Plagge to approve the agenda as printed. This motion was seconded by Koenen and passed unanimously.

Mayor Johansen and Catherine Crooks took their Oath of Office following the finalized election results.

The Director of City Maintenance reported that the plow truck is ready for the winter and has done some cleaning in the parks.

The Clerk reported that she has received 2 laptops and 1 of the 2 Microsoft Surface Books that she ordered. She has continued to work on the FY 23 budget and the budget amendment for this fiscal year.

Plagge made a motion to approve the minutes from the November 10, 2021 regular meeting and was seconded by Crooks. Motion passed unanimously.

DeBour made a motion to approve the bills to be paid and was seconded by Crooks. Motion passed unanimously.

The Council reviewed the Budget Report, Revenue Report and Fund Balance Report.

Mayor Johansen gave the council an update on the drainage tile hearing that was held on December 6<sup>th</sup>. It has now been abandoned by the Franklin County Supervisors. The Council will be meeting with Lee Gallentine, an Engineer from CGA, in the near future regarding options to resolve issues with the drainage tile in town.

Plagge made a motion to approve the tax abatement schedule for the proposed building project. This motion was seconded by DeBour. Motion passed unanimously. After more discussion, Crooks made the motion to approve the contracts with NIACOG to submit the grants on behalf of the City of Latimer and to cover the additional expenses, DeBour seconded the motion. Motion passed unanimously.

Plagge made a motion to approve the agreement with the architect on the project and was seconded by Crooks. Motion passed unanimously.

At 7:10 pm DeBour made a motion to adjourn the meeting and was seconded by Plagge. Motion passed unanimously.

Mark Johansen, Mayor

ATTEST: Melissa Simmons, City Clerk

**General**

Alliant Energy, city sign electricity.....	\$28.84
Auto Parts, Inc, supplies.....	\$61.99
Card Services, credit card payment.....	\$78.89
Consolidated Energy, diesel for barrel.....	\$609.07
Coulter Public Library, 1st payment.....	\$1,800.00
DeBour Electric, lamps for park.....	\$328.34
Dudley's Corner, FD gas/diesel.....	\$63.00
EFTPS, payroll taxes.....	\$692.70
Frontier Communications, phone service.....	\$66.35
Hampton Chronicle, publishing.....	\$113.24
Hampton Hardware, supplies.....	\$100.59
Industry Chem Labs, ice melt.....	\$273.86
Iowa Falls Glass, install and new CC door.....	\$3,864.64
Iowa Firefighters Association, dues.....	\$357.00
Iowa One Call, service.....	\$24.30
IPERS, payroll withholding.....	\$642.85

Latimer Fire Dept, payroll.....	\$5,411.46
.....	\$1,985.00
Melissa Simmons, phone reimbursement.....	\$40.00
MidAmerica Energy, electricity.....	\$807.43
Nelson Septic Services, port-a-pots.....	\$214.00
NIACOG, Grant writing.....	\$500.00
Office Elements, office supplies.....	\$31.50
Robert Grant, mowing 2021.....	\$500.00
Shell Steenblock, CC cleaning.....	\$135.00
Treasurer, State of Iowa, State taxes.....	\$166.50
TrueNorth, Life Insurance – FD.....	\$279.30
Wayne Pralle, phone reimbursement.....	\$40.00
<b>TOTAL.....</b>	<b>\$13,804.39</b>

**Road Use Tax**

EFTPS, payroll taxes.....	\$515.00
Iowa Prison Industries, signs.....	\$114.40
IPERS, payroll withholding.....	\$364.94
MidAmerican Energy, street lights.....	\$536.56
Treasurer, State of Iowa, State taxes.....	\$260.10
<b>TOTAL.....</b>	<b>\$1,791.00</b>

**Debt Service**

First Citizens Bank, interest pay-	ment.....	\$5,411.46
<b>TOTAL.....</b>	<b>\$5,411.46</b>	

AgSource Cooperative Services, water testing.....	\$25.50
EFTPS, payroll taxes.....	\$304.62
Franklin County Sheriff Dept, service of notice.....	\$37.16
Frontier Communications, phone service.....	\$71.78
IPERS, payroll withholding.....	\$233.67
Jeff Lohrbach, mowing water shed.....	\$408.00
MidAmerican Energy, electricity.....	\$274.00
Franklin REC, water tower electricity.....	\$305.16
Treasurer, State of Iowa, WET tax payment.....	\$305.00
Treasurer, State of Iowa, State taxes.....	\$129.60
<b>TOTAL.....</b>	<b>\$1,686.49</b>

**Sewer**

AgSource Cooperative Services, wastewater testing.....	\$280.50	
EFTPS, payroll taxes.....	\$304.58	
Frontier Communications, phone service.....	\$71.78	
IPERS, payroll withholding.....	\$233.66	
MidAmerican Energy, electricity.....	\$39.93	
Treasurer, State of Iowa, sales tax payment.....	\$23.00	
Treasurer, State of Iowa, State tax	.....	\$129.60
<b>TOTAL.....</b>	<b>\$1,083.05</b>	

Consolidated Energy, diesel for barrel.....	\$609.07
EFTPS, payroll taxes.....	\$251.92
IPERS, payroll withholding.....	\$204.49
Landfill of North Iowa, scale tickets.....	\$877.45
Mason City Recycling Center, processing fees.....	\$98.70
Pralle's Wash City, truck wash.....	\$24.00
Treasurer, State of Iowa, sales tax.....	\$72.00
Treasurer, State of Iowa, State tax.....	\$85.20
<b>TOTAL.....</b>	<b>\$2,222.83</b>

**Storm Water**

Treasurer, State of Iowa, sales tax.....	\$23.00
<b>TOTAL.....</b>	<b>\$24.00</b>
Total payroll.....	\$10,345.39
<b>November Receipts</b>	
General.....	\$39,571.61
Road Use.....	\$4,729.12
Employee Benefits.....	\$1,179.20
Emergency.....	\$464.96
LOST.....	\$6,631.16
Debt Service.....	\$4,481.04
Water.....	\$6,666.73
Sewer.....	\$3,601.27
Garbage.....	\$4,960.77
Storm Water.....	\$2,412.39