

LAW BRIEFS

Accident Injures Pedestrian
No charges have been filed in regard to an accident with a vehicle and a pedestrian in Calmar.

Violet Krivacek, 85, of Fort Atkinson, was southbound Sept. 5 at 12:55 p.m. on Maryville Street and struck a pedestrian, a Calmar woman, 83, who was crossing the street.

Driver Rolls With Crash
Torres Munoz, 26, of Waukon, was northbound Sept. 6 at 8:10 a.m. on Middle Calmar Road and lost control of his vehicle. He left the roadway and rolled into the ditch. No ambulance transport was needed. Munoz was cited for failure to maintain control and no valid driver's license.

Youth Not Injured
Jayden Weiss, 17, of Fort Atkinson, was southbound Sept. 7 at 7:55 a.m. on County Road W14 and dropped off the pavement onto the shoulder. He re-entered the roadway but lost control and went across the roadway. Weiss went into the ditch and rolled over, with his vehicle landing on its wheels. No ambulance was needed.

Ossian Man Charged
Kevin Schneider, 46, of Ossian, was arrested Sept. 5 at 1:30 a.m. in Fort Atkinson and booked into the Winneshiek County Jail for operating while under the influence and driving while revoked.

Driver Cited With Accident
A woman faces two charges

after she crashed her vehicle in Orleans Township.

Angela Martinez, 27, of Decorah, was westbound at 4 p.m. Sept. 6 on Pole Line Road and swerved to miss an animal in the road. She entered the north ditch and struck the top of a box culvert which caused the vehicle to rollover onto its top.

Martinez and her four children were able to get out of the vehicle. No ambulance transport was needed. She was cited for no valid driver's license and failure to provide proof of insurance.

Man Served Warrant
While incarcerated Sept. 7 in the Winneshiek County Jail, Michael Cull, 48, of Hastings, Minnesota, was served a Polk County warrant for failure to appear.

PUBLIC NOTICE
City of Calmar

**OFFICIAL PROCEEDINGS
CITY OF CALMAR
CALMAR ZONING BOARD OF
ADJUSTMENT TO MEET**
A petition for a variance and/or special exemption to the zoning regulations as applied to the property located at 606 West Maple Street. The petitioner asks for a variance of 6' to the east. The plan is to construct a 2 car garage. The Board of Adjustment will hold a public hearing on September 30, 2020, at 6:00 p.m. at the Calmar Fire Station. You may appear at that time if you so desire either in person or by agent or attorney in opposition or support of the proposed variance from or special exemption to the zoning regulations. The hearing of this appeal is not limited to those receiving copies of this notice and if you know of any neighbor or affected property owner who for any reason has not received a copy, please inform him of this public hearing.
Phyllis Elsbernd, Secretary
Board of Adjustment

Published in the Calmar Courier on September 15, 2020.

PUBLIC NOTICE
Winneshiek County

**OFFICIAL PROCEEDINGS
WINNESHIK COUNTY
BOARD OF SUPERVISORS
BOARD MINUTES MONDAY, AUGUST 31, 2020**
The Board of Supervisors met at 9:30 a.m. August 31, 2020, with Logsdon, Ashbacher and Kuhn in person; and Thompson present electronically.
Lee Bjerke, County Engineer, met with the Board to discuss road matters.
Moved by Ashbacher and seconded by Thompson to adopt resolution 21-23, authorizing an interfund operating loan of \$200,000 from the General Fund to the Secondary Road Fund. Motion carried unanimously by roll call vote.
Beard was present electronically for the remainder of the meeting.
Moved by Kuhn and seconded by Ashbacher to adopt resolutions 21-24 and 21-25, stop sign resolutions for Sumner and Washington Townships. Motion carried unanimously by roll call vote.
Paul Berland, NEIA RC&D, met with the Board to review the planned Upper Iowa Flood Reduction Project structures and their impact on the 100 year floodplain. Board reviewed the provided in-

formation and gave their consensus to proceed.
Moved by Ashbacher and seconded by Kuhn to approve the minutes of the last meeting. Motion carried unanimously.
Krista Vanden Brink, Public Health Director, and Sean Snyder, Emergency Management Coordinator, met with the Board to give COVID19 updates.
Moved by Ashbacher and seconded by Kuhn to sign the pledge letter for NEIA Regional Housing Trust Fund for the amount of \$5000 that was budgeted for FY21. Motion carried unanimously.
Andy Van Der Maaten, County Attorney, met with the Board to discuss county issues.
Moved by Thompson and seconded by Kuhn to adjourn to 9:30 a.m. Tuesday, September 8, 2020. Motion carried unanimously.
ATTEST
Benjamin D. Steines, County Auditor
John Logsdon, Chairman
Board of Supervisors

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PUBLIC RECORDS: WINNESHIK COUNTY AND FAYETTE COUNTY

Winneshiek County District Court Civil

State of Iowa Ex Rel versus Scott Christiansen, of address not available, modified support order

State of Iowa Ex Rel versus Roger Caceres, of address not available, and Kari Caceres, of address not available, decree or final support order

Farmers Union Cooperative, of address not listed, versus Gerald Joseph Meyer, of address not listed, default judgment, \$14,267.33 plus interest

Ally Bank, of no address listed, versus Joseph Robert Young, of no address listed, and Ronald Jess Young, of no address listed, judgment order, writ of replevin

Wayne Myhre, of Winona, Minnesota, and Susan M. Myhre, of Winona, Minnesota, versus Annie M. Tollefson, of Calmar, judgment order, writ of possession

Cory Ray Sande, of Decorah, order setting trial

Scott A. Simonds, of Cresco, hearing for initial appearance

John William Arthur Jenkins, of Decorah, hearing for initial appearance; hearing for initial appearance

Thomas Alvin Monson, of Spring Grove, Minnesota, order setting trial

Ilesha Denise Nailing, of Fayette, theft – fifth degree, guilty plea, order of disposition

Riley Joseph Tietel, of Saint Paul, Minnesota, criminal complaint; criminal complaint

William Andrew Moore, of Decorah, order setting trial

Zachary James Carl Surgeon, of Monmouth, Illinois, order of disposition, deferred judgment, possession of a controlled substance (marijuana) – first offense, one year of unsupervised probation, \$315 civil penalty

Jaclyn Tate Gallwas, of Dellwood, Minnesota, order for arraignment

Max Timothy Moses, of Somerset, Wisconsin, order for arraignment

Justin Chad Bonnette, of Denver, order setting trial

Jesse Aaron Seelinger, of Decorah, trial information

OWI
Sharon Denise Schultz, of Hawkeye, motion for continuance

Kirsten Kayla Richardson, of West Union, criminal complaint

Traffic
Ilesha Denise Nailing, of Fayette, no valid driver's license; no insurance; Austin Leroy Breitsprecher, of Protivin, speeding; Kacy Safara Ourada, of Lawler, speeding; Thomas Mark Chidley, of Des Moines, speeding; Brett William Einerwold, of La Crescent, Minnesota, speeding; August Edwin Albertson Hayes, of Decorah, seat belt; Felicia Marie Hammond, of Dubuque, speeding; Bradley James Kober, of Decorah, no insurance; Maria Luisa Morales Rodriguez, of Benton Harbor, Michigan, speeding; Jerry Lawrence Shireman, of Dubuque, speeding; Keri Ella Louie Strong, of Decorah, failure to use required towing equipment; Jonathon Joseph Perez, of Postville, speeding; Victoria Kay Wangen, of Canton, Minnesota, speeding; Jennifer A. Kalashian, of Guttenberg, failure to obey traffic control device; Jacob Daniel Wurst, of Decorah, speeding; Michael Joseph Tietel, of St. Paul, Minnesota, speeding; Riley Joseph Tietel, of Saint Paul Minnesota, speeding; Dylan Joe Ranson, of Dubuque, speeding

Fayette County District Court Civil

Veridian Credit Union, of no address listed, versus Amanda Marie Steggall, of no address listed, petition filed

Londa K. McAllister, of Oelwein, and State of Iowa versus Jade Marie McAllister, of Oelwein, modified support order

Cynthia Renea Holm, of no address listed, versus Michael Fitzgerald, of no address listed, and Natalie Fitzgerald, dismissed with prejudice

First National Bank of Omaha, of no address listed, versus Brian Thomas Whittle, of no address listed, order setting trial

Farmers Win Coop, of no address listed, versus Warren Wayne Jencks, order setting trial

Tracy Allen Rupright, of no address listed, and Michelle Charolette Rupright, of no address listed, versus Lima Cattle Company, LLC, of no address listed, and Brandy Lima, of no address listed

Small Claims
Mercy Hospital, Inc., of Waterloo, versus Baileigh Michelle Pauling, of Evansdale, default judgment, \$1,426.50

Covenant Medical Center, Inc., of Waterloo, versus Dawn Marie Salisbury, of Oelwein, default judgment, \$554.39 plus interest

Midland Funding, LLC, of Des Moines, versus Carolyn Kay Roys, of West Union, default judgment \$3,314.24 plus interest

Cavalry SPV I, LLC, of Des Moines, versus Douglas Dwaine Fagle, of Randalia, default judgment, \$1,256.72 plus interest

Agvantage FS, of Waverly, versus Nicole Evelylyn Seago, of Fayette, default judgment, \$287.15 plus interest

Law Enterprises, LLC, of Independence, versus Matthew Waring, of Oran, judgment order, forcible entry and detainer

Credit Bureau Service of IA, Inc., of Oskaloosa, Wisconsin, versus Keith Joseph Keppler, of Oelwein, and Connie Ann Keppler, of Oelwein, original notice

Midland Funding LLC, of Des Moines, versus Deborah Ann Wills, of Arlington, original notice

Credit Bureau Service of IA, Inc., of Oskaloosa, versus Mark Joseph Wagner, of Millersburg, and Maria Wagner, of West Union, default judgment, \$1,189.93 plus interest

Mercy Hospital, Inc., of Waterloo, versus Nathan Stuart Westendorf, of Oelwein, and Julie Kay Westendorf, of Oelwein, dismissed without prejudice

ABC Corporation, of Hampton, versus Randall James Routt, of Oelwein, default judgment, \$65.23 plus interest

LVNV Funding, LLC, of Plymouth, Minnesota, versus Raymond William Weir, of Oelwein, default judgment, \$1,521.62 plus interest

Farmers Win Coop, of Charles City, versus Seth Warren Jencks, of Waucoma, default judgment, \$222.72 plus interest

Dupaco Community Credit Union, of Dubuque, versus John David Eberhart, of Hawkeye, original notice

Cascade Capital, LLC, of Petaluma, California, versus Daniel William Pahl, of Oelwein, and Melody Maye Pahl, of Oelwein, original notice

Deborah Ann Guyer, of Clermont, versus Joshua Woodward, of Clermont, original notice

Cavalry SPV I, LLC, of Des Moines, versus Christina Rose Hartley, of Oelwein, original notice

Bard Materials, of Dyersville, versus David John Kray, of Arlington, original notice

Midland Funding, LLC, of Des Moines, versus Alexya Desire Nuss, of Oelwein, original notice

Criminal
Kenyon Nigel Shinault, of Oelwein, hearing for initial appearance

Brandin Jeremiah Lee Higgs, of Oelwein, motion for continuance

Dean Milburn Marshall, Jr., of Oelwein, guilty plea, unauthorized use of a credit card under \$1,500, deferred judgment, one year of unsupervised probation

Ricky James Ohms, of West Union, order for arraignment

Taylor Alan Oakes, of Lamont, criminal complaint

Eduardo Trevino, of Oelwein, hearing for initial appearance

PUBLIC NOTICE
City of Calmar

OFFICIAL PROCEEDINGS
CITY OF CALMAR
MINUTES CALMAR CITY COUNCIL
SEPTEMBER 7, 2020

Mayor Frana called the meeting to order at 5:30 p.m. on September 7, 2020, at the Calmar Fire Station. The meeting opened with the Pledge of Allegiance. Present were: Kirkeberg, Schissel, Sabelka, and Gerlich
Absent: Kleve Also present: Keith Frana, Sheila Bullerman, Junior Boyer, Don Wurtzel, Bill Klimesh, Mike Hohenbrink, Tara Hoffer, Larry and Joan Lee, Michael Whalen
Motion by Kirkeberg, second by Schissel to approve the consent agenda (minutes of August 3, 2020, clerk/treasurer reports, claims for August 2020). Aye: Sabelka, Schissel, Gerlich, and Kirkeberg. Motion carried.
Acco
Winderizing Fluid, Acco 07-L 2,378.70
Bh
Monthly Utility Bill 760.65
Blazek Cont
Bleed Air Out Of Pump 130.00
Booklook
Books 247.85
Bruning
Rock Washington/Webster 1,686.95
Calmar Motors
Joe Oil Change, Stre Sweeper 143.72
Cdw Gov
Vpn Connection Joes Office 85.30
Center Point Large Prin
Books 44.34
Centurylink
Sewer Phone 77.97
City Laundry
Uniforms-2 Months 430.56
Copy Systems
7/7/20-8/7/20 37.35
Decorah Electric
Flow Meter Test, Move Ante 1,680.58
Decorah Newspapers
Driftless Journal 600.00
Decorah Tech
Matt Monitor, Monthly-Cler 1,059.94
Dollar General
Pool Supplies And Concessi 166.80
Drillings
Repairs 135.45
Driveway Specialist
Pave Washington And Webs 3,800.00
Farmers Union Coop
Roundup 136.00
Gabe Sadler
Reim 1/2 Cert Lifeguard 87.50
Gunderson
Matt Drug Screen Cdl 57.00
Hanna Franzen
Reim 1/2 Certification Class 87.50
Herman Law

Meyer, Masks, Resolution 630.00
Heying Manf
Depot Columns, Supplies 663.01
Howard Co Environm
Pool Inspection 288.00
Howards Tire
Tractor Tire Repairs 53.00
Ingram
Books 169.83
Irs
Fed/Fica Tax 7,560.26
Ipers
Ipers 4,166.04
John Deere Financial
Pool And Truck 185.85
Josie Lennon
1/2 Reim Cert 50.00
Kahn Tile Supply
East St & Dollar General 2,100.00
Keystone Lab
Monthly Testing 70.00
Klimesh Motors
Fd-1989 F250 Repair 1,333.34
Kwik Star
Fuel 1,192.39
L & B Electric
Pool Street Lights 1,676.80
Leah Knutson
Reim 1/2 Certification Class 45.00
Malcom
Gb And Gf 6,574.65
Marv Smith Electric
Fd-Replaced Blower Motor 407.24
Micromarketing
Books 950.09
Mid-America Pub
Zoning, Ord 433, Min 232.71
Midwest Radar
2 X S40 Certify Radar 80.00
Mienergy
Lighting 175Th 58.19
Nh Red Power
Tiller-3 Yr Warranty 2,550.00
Ossian Bee
1 Yr 45.99
Overdrive
Bridges Ebook 414.04
Penworthy
Books 138.90
Postmaster
539 X .285 Waterbills 153.62
Ron Bullerman Const
Excavator 4 X \$50-Dollar Ge 200.00
Sherwin Williams
Paint For Line Sprayer 72.51
Sierra Club Member
1 Yr Sub 12.00
State Library Of Iowa
Bridges Ebook Platform Fee 62.00
Storey Kenworthy
Box Of Paper, Receipt Books 384.41
Testamerica
Sewer Testing 756.00
The Warrior Wash

Pd (3) Washes 28.00
Total Tree Care
2 Ash, Stump Tangen-2 Othe... 1,600.00
Treasurer State Of Iowa
State Tax 1,033.00
Usa Blue Book
Flow Meter, Adapter, Safety 173.32
Verizon
Phones 392.75
Visa
Pool Suits And Pool Blue Sh 284.98
Walmart
Pool, lib 513.60
Wellmark
Monthly premium 5,498.83
Wiltgen Manufact
Dump tk repair-3/16 plate 2,719.20
Winn Co Recorder
Res #627 kuhn trucking 17.00
Payroll August 28,396.72
Total 87,767.43

Claims by Fund
General 61,332.85
Road Use 3,672.43
Benefits 7,826.77
Water 6,322.72
Sewer 8,612.62
Total 87,767.43

Revenue by Fund
General 17,885.54
Road Use 10,348.81
Benefits 46.73
Emergency 6.75
Lost 11,271.72
Debt 57.32
Water 20,960.53
Sewer 36,064.39
Total 96,641.79

There were no comments or questions from the public.
Tara Hoffer was present to review ICAP's Property Valuation and Appraisal Project which was done on June 2019; There is not going to be an increase in premiums this year but next year it will be \$2,010 more (Replacement Cost).
Motion by Schissel, second by Kirkeberg to approve building permit (garage) pending variance for Larry and Joan Lee at 606 W Maple Street. Aye: Sabelka, Schissel, Kirkeberg and Gerlich. Motion carried.
Motion by Sabelka, second by Gerlich to approve building permit (fence) for Richard Hoser at 201 S Charles Street. Aye: Schissel, Kirkeberg, Sabelka, and Gerlich. Motion carried.
Motion by Gerlich, second by Schissel to approve building permit (portable storage building) for Daryl Dehning at 203 E Henry Street. Aye: Schissel, Kirkeberg, Sabelka, and Gerlich. Motion carried.
Motion by Kirkeberg, second by Sabelka to approve building permit (storage building) for Michael and Emily Whalen at 505

W Clark Street. Aye: Schissel, Kirkeberg, Sabelka, and Gerlich. Motion carried.

The Annual Financial Report was discussed.
Motion by Schissel, second by Kirkeberg to approve Northeast Iowa Regional Housing Trust Fund for \$1,000 (Local Match Contribution). Aye: Sabelka, Schissel, Kirkeberg and Gerlich. Motion carried.

Motion by Sabelka, second by Gerlich to approve Resolution #629 requesting reimbursement from the Iowa COVID-19 Government Relief Fund. Aye: Sabelka, Schissel, Kirkeberg and Gerlich. Motion carried.

Calmar's subdivision ordinance was discussed. Wurtzel gathered info from other towns and suggested we don't change anything with the water/sewer, but review the street section.

The council also discussed implementing a Ground-Mounted Solar Energy System ordinance in the near future.

TJ Schissel presented the Calmar Fire Department Report. There were four pages for the month, a meeting August 11th and no training. A total of 66.25 volunteer hours were donated for the month.

Calmar Police Department Report was in the council packet (College students back and school kids (Fall sports), UTV complaint, multiple cases).

Junior Boyer was present to present the Street Department Report. He talked with the DNR regarding the car wash/alley; Getting a bid from Albertson Construction. One of the chimneys (west) on the Depot leaks and is causing damage inside. The column base trim on the Depot columns were rotten, so they got replaced and painted. Junior is waiting for a part to paint the cross walks, etc. and working on shutting down the pool.

Don Wurtzel presented the Economic Development Report; He has talked with four prospects lately. Don also said that there is a new insurance business in the same building as the Calmar Courier.

Mayor Frana and Don Wurtzel are going to prepare a letter regarding Home Rule Law and no mandate enforcement.

Motion by Schissel, second by Kirkeberg to adjourn. Aye: Sabelka, Schissel, Kirkeberg, and Gerlich. Motion carried. Meeting adjourned at 6:12 p.m.

ATTEST:
Sheila Bullerman, City Clerk

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PUBLIC NOTICE
City of Calmar

STATE OF IOWA 2020 FINANCIAL REPORT FISCAL YEAR ENDED JUNE 30, 2020 CITY OF CALMAR, IOWA DUE: December 1, 2020	16209600100000 CITY OF CALMAR PO Box 268 CALMAR IA 52132-0268 POPULATION: 978
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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.

ALL FUNDS				
	Governmental (a)	Proprietary (b)	Total Actual (c)	Budget (d)
Revenues and Other Financing Sources				
Taxes Levied on Property	435,196		435,196	461,874
Less: Uncollected Property Taxes-Levy Year	0		0	0
Net Current Property Taxes	435,196		435,196	461,874
Delinquent Property Taxes	0		0	0
TIF Revenues	38,932		38,932	35,162
Other City Taxes	184,673	0	184,673	169,503
Licenses and Permits	2,715	0	2,715	2,025
Use of Money and Property	23,594		23,594	8,860
Intergovernmental	190,285	111,703	301,988	445,793
Charges for Fees and Service	125,231	706,804	832,035	739,800
Special Assessments	0	0	0	0
Miscellaneous	98,663	0	98,663	128,000
Other Financing Sources, Including Transfers in	750,321	526,724	1,277,045	1,918,586
Total Revenues and Other Sources	1,849,610	1,345,231	3,194,841	3,909,603
Expenditures and Other Financing Uses				
Public Safety	182,603		182,603	227,218
Public Works	420,796		420,796	535,701
Health and Social Services	0		0	0
Culture and Recreation	147,773		147,773	190,844
Community and Economic Development	19,587		19,587	27,893
General Government	123,632		123,632	144,393
Debt Service	681,287		681,287	731,336
Capital Projects	0		0	0
Total Governmental Activities Expenditures	1,575,678	0	1,575,678	1,857,385
Business type activities		911,682	911,682	1,715,000
	1,575,678	911,682	2,487,360	3,572,385
Total All Expenditures	357,740	410,783	768,523	818,586
Other Financing Uses, Including Transfers Out	1,933,418	1,322,465	3,255,883	4,390,971
Total All Expenditures/and Other Financing Uses	-83,808	22,766	-61,042	-481,368
Excess Revenues and Other Sources Over (Under) Expenditures/and Other Financing Uses	850,198	829,408	1,679,606	1,666,523
Beginning Fund Balance July 1, 2019	766,390	852,174	1,618,564	1,185,155
Ending Fund Balance June 30, 2020				

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

Non-budgeted Internal Service Funds	Pension Trust Funds
Private Purpose Trust Funds	Agency Funds
Indebtedness at June 30, 2020	Indebtedness at June 30, 2020
General Obligation Debt	Other Long-Term Debt
Revenue Debt	Short-Term Debt
TIF Revenue Debt	
	General Obligation Debt Limit

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