

PUBLIC NOTICE

NOTICE OF PUBLIC HEARING

The Board of Supervisors are considering repealing Ordinance XIX and Ordinance XXXIX and, in lieu thereof, adopting of a new Ordinance XXXIX, a Flood Plain Management Ordinance (ordinance) and will hold a public hearing on Monday, September 8th, 2020 at 9:40 A.M. in the Supervisors Office in the Allamakee Co. Courthouse, Waukon, IA at which time you may submit your views on these matters in person, in writing or by representative.

This ordinance is a special purpose zoning ordinance established under authority of Chapter 335 of the Iowa Code. It establishes zoning districts for the flood hazard areas within the County as identified by the Flood Insurance Study and regulates development within those zones. The ordinance meets the minimum requirements for acceptance into the National Flood Insurance Program for counties which have a detailed Flood Insurance Study issued by the Federal Emergency Management Agency. The ordinance establishes a development permit system which requires a permit for all development within the floodplain zones.

As written, the ordinance defines the

terms specific to flood plain development, states the statutory authority, findings of facts and purpose of the ordinance and establishes that the Flood Insurance Rate Map dated September 18, 2020 as the Official Floodplain Zoning Map (Map). The Zoning Administrator is appointed to implement and administer the provisions of the ordinance. The ordinance provides for the requirement of a Floodplain Development Permit for all development in the floodplain, as defined and delineated in the Map. The Ordinance establishes the Floodway, Floodway Fringe and General Floodplain Overlay Districts and establishes the performance standards for all development and land uses within said districts as shown on the Map. The ordinance establishes the Appointment and Duties of the Board of Adjustment, methods and process for appeals of any decisions by the Zoning Administrator or the Board of Adjustment.

Non-conforming structures and uses that are discontinued for 6 consecutive months, become a nuisance or are destroyed by any means shall not be reconstructed if the cost is more than fifty (50) percent of the market value of the structure before the damage occurred, unless it is brought into conformity with

this ordinance.

Violations of this ordinance or failure to comply with any of the requirements of this ordinance shall constitute a misdemeanor. Any person, upon conviction, shall be fined not more than \$750 or imprisoned for not more than 30 days and each day that said violation continues shall be considered a separate offense. Allamakee County reserves the right to take any lawful action as is necessary to prevent or remedy any violation.

The regulations and standards set forth in this ordinance may be amended, supplemented, changed or repealed but no such amendment, supplement, changes or repeals shall be undertaken without prior approval of the Department of Natural Resources.

Copies of the full text of the ordinance will be available at the County Auditor's Office, 110 Allamakee Street, Waukon, Iowa or contact the Allamakee County Development Office in the Courthouse at 563-568-3014, tblake@co.allamakee.ia.us, to have the ordinance sent to you.

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PUBLIC NOTICE

MINUTES OF THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS MONDAY, AUGUST 24, 2020 (UNOFFICIAL)

Board members present: Schellhammer, Byrnes and Koenig. All members voting "AYE" unless noted.

Meeting called to order by Schellhammer, followed by the Pledge of Allegiance.

20.295-Motion Koenig/Second Byrnes to approve today's agenda and the minutes from August 17, 2020. Motion carried.

The following people were present at various times throughout the meeting in person or via Zoom: Joseph Moses – Standard newspaper, Denise Beyer – Auditor and Clerk to Supervisors, Val Reinke, Laurie Moody, Jim Janett, Laurie Moody, Jon Luchsinger, Luann Rolling, Tom Blake, Clark Mellick, Brian Ridenour, Corey Snitker, Virgil Thorstenson.

Public Comment: Val Reinke updated on Lansing Sidewalk Sales and Iron Ridge event this past weekend. Reinke also reminded of the KNEI radio show "Wow Who Knew" which is in its 4th week. Jim Janett invited Supervisors to their Fall Field Day.

LuAnn Rolling presented the Annual Watershed Inspection reports and gave a review.

20.296-Motion Byrnes/Second Koenig to accept the Annual Watershed Inspection Reports from NRCS. Motion carried.

20.297-Motion Byrnes/Second Koenig to accept and place on file Manure Management Plan update for Gruber Ridge, LLC. Motion carried.

Dan Byrnes commented that these are approved by DNR, the Supervisors merely accept and place on file.

20.298-Motion Koenig/Second Byrnes to appoint Jon Luchsinger as HIPAA Security Officer and Denise Beyer as HIPAA Privacy and Compliance Officer. Motion carried.

Sheriff Mellick recommended hiring Madison Mathis to fill vacancy.

20.299-Motion Byrnes/Second Koenig to approve hiring Madison Mathis effective August 24 at wage determined by union agreement. Motion carried.

Tom Blake presented Amendment to Zoning Ordinance changing parcels from C1 and A1.

20.300-Motion Koenig/Second Byrnes to approve first reading of amendment to Allamakee County Zoning Ordinance. Motion carried.

Discussion was held to wait until further readings are held before approving amendment to give public another chance to respond.

Tom Blake presented amendment to Allamakee County Floodplain Ordinance and asked Supervisors to establish a public hearing for amendment.

20.301-Motion Byrnes/Second Koenig to set public hearing for September 8, 2020 at 9:40 am for amendment to Allamakee County Floodplain Ordinance. Motion carried.

Tom Blake presented plat approvals.

20.302-Motion Koenig/Second Byrnes to approve the resolution of acceptance of final subdivision plat for James N Rema. Roll call: Koenig-aye; Byrnes-aye; Schellhammer-aye. Motion carried. (Full text of resolution available in Auditor's office)

20.303-Motion Byrnes/Second Koenig to approve the resolution of acceptance of final subdivision plat for Lynette L & Brian Schatz & Lanny L & Linda L Scheffert. Roll call: Koenig-aye; Byrnes-

aye; Schellhammer-aye. Motion carried. (Full text of resolution available in Auditor's office)

20.304-Motion Koenig/Second Byrnes to approve the resolution of acceptance of final subdivision plat for Iva Nell Althoff Estate. Roll call: Koenig-aye; Byrnes-aye; Schellhammer-aye. Motion carried. (Full text of resolution available in Auditor's office)

Discussion was held regarding the speed concerns on road at Village Creek Bible Camp. Children there during camps is a concern. Sheriff Mellick will try to get down there this afternoon to talk to the camp directors. Flashing yellow beacons and speed signs were discussed.

A listing of Homestead and Military applications for allowance and disallowance were presented.

20.305-Motion Byrnes/Second Koenig to approve allowance and disallowance of Homestead and Military applications as presented. Motion carried.

Auditor Beyer requested approval to hire temporary part-time election help starting this week.

20.306-Motion Byrnes/Second Koenig to approve hiring of temporary part-time election help in Auditor's office effective August 24 at \$12/hour for General election. Motion carried.

Engineer Ridenour received request from Raef LaFrentz to close a portion of Valley View Drive. It is a dead end and LaFrentz lives on the dead end and more and more people are driving back onto his property at the dead end. A public hearing request was made by Ridenour for closure of portion of Valley View Road.

20.307-Motion Koenig/Second Byrnes to set September 14 at 10am for public hearing for closure of a portion of Valley View Drive. Motion carried.

COVID-19 updates: Ridenour had an employee tested last week but results came back negative. Sheriff Mellick is having an inmate brought in from Texas by a transport company and when the inmate arrives, they can screen him, test him for COVID-19 and quarantine him for 2 weeks before placing him with general jail population. Cost for transport is over \$3,000. Corey Snitker reminded that school resumed today and he will stay in touch with the schools as they move forward.

Department Head updates: Sheriff Mellick will work with Engineer Ridenour on speed issues at VCBC. Corey Snitker reviewed the CARES grant relief fund and gave weather update for the week.

Auditor Beyer reported that tax statements are hitting mailboxes as of late last week and election trainings were held three afternoons last week. Once tax statements have been out for a week or so then the Auditor will do Real Estate year end process and get the 2020 valuation file from the Assessor's office. Engineer Ridenour reported on the findings in the lower courthouse parking lot regarding drainage tile and the shifting of union roads employees before advertising for opening in his department due to resignation. Virgil Thorstenson questioned the Supervisors on the County Attorney's role in solving fence disputes.

20.308-Motion Byrnes/Second Koenig to adjourn. Motion carried.

ATTEST:

Larry Schellhammer, Chairperson
Denise Beyer, Auditor

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PUBLIC NOTICE

THE IOWA DISTRICT COURT ALLAMAKEE COUNTY CASE NO. ESPR014638 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS

IN THE MATTER OF THE ESTATE OF ELLEN L. KIRKESTUE, Deceased.
To All Persons Interested in the Estate of Ellen L. Kirkestue, Deceased, who died on or about August 12, 2020:

You are hereby notified that on August 19, 2020, the last will and testament of Ellen L. Kirkestue, deceased, bearing date of January 18, 2012, was admitted to probate in the above named court and that Milton Kirkestue, Sue Ellen Mork, Kenneth Kirkestue 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 August 19, 2020.

Date of second publication: August 19, 2020.

/s/ Sue E. Mork
/s/ Kenneth Kirkestue
/s/ Milton Kirkestue
Executor of the Estate
Postville, IA

Matthew J. Erickson ICIS#: AT0002419
Attorney for the Executor
Erickson Law Office
P.O. Box 118
Postville, Iowa 52162

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PUBLIC NOTICE

CLAIMS ALLOWED BY THE ALLAMAKEE COUNTY BOARD OF SUPERVISORS AUGUST 24, 2020

General Basic Fund

Alla Clayton Elec elec.....264.97
Allamakee Co Treasurer taxes233.19
Alla Co Hist Society utilities.....986.97
Alliant Energy elec.....4,542.59
American Legion Post #62
supplies.....40.00
Bob Barker Company
supplies.....211.49
Jacquie Byrnes postage4.25
CADCA dues500.00
Canon Financial Services
services.....131.20
Casey's Busin MasterCard fuel408.04
CenturyLink phone579.57
Cole's Auto Repair services.....35.00
Croell Redi Mix services264.50
Culligan services.....77.50
Cunningham Hardware
supplies.....210.83
Epic Wear supplies108.00
Espresso fuel215.09
Ross Geerdes supplies105.49
Anthony Gericke supplies.....639.57
Hartig prescriptions.....119.37
Humane Society of NE IA
contribution500.00
IABME dues.....80.00
IA Co Attorney Case Mgmt Project
dues6,920.00
Jim's Full Service fuel.....22.75
Kerr Electric services.....491.44
Curtis Kraus mtg.....15.00
Diane Kraus mtg.....185.00
Kwik Trip/Kwik Star fuel2,010.21
Larry Lamborn mtg15.00
Larre's Service & Repair
services.....170.35
Light Source Central supplies.....17.99
Main Street Matters
contribution3,000.00
Coleen Martins mtg15.00
Mediacom phone.....196.90
News Publishing services.....80.80
NE IA Community Action
contribution15,000.00
Quill supplies47.36
LexisNexis RELX services.....190.80
Luke Schulte school50.00
Solutions services.....297.60
State Hygienic Laboratory
services.....162.00
Chloe Stortz supplies.....11.13
The Bug Co of MN supplies.....20.00
Torkelson's vehicle37,815.00
Town & Country Sanitation

services.....110.56
Tri-State Busin Machines
services.....163.08
UERPC Housing rent.....225.00
US Cellular phone738.20
Village Farm & Home supplies487.39
Visa services1,008.76
Waste Management of WI
services.....102.44
Waukon Dental services926.00
Waukon Feed Ranch supplies.....109.05
Ron Weymiller Construction
services.....128.28
Xerox Financial Services
services.....152.83

General Supplemental Fund

Alla Co Sheriff services35.00
Upper Iowa Insurance
services.....68,015.00
West Bend Mutual Ins'
services.....47,486.50

Well Grant Fund

Dan Kesler cost share468.78
Donnelle Sherman
cost share478.36
State Hygienic Laboratory
services.....396.00
UPS postage28.98
US Cellular phone53.85

Rural Services Basic Fund

Alla Clayton Elec internet49.99
CenturyLink phone61.70
Cunningham Hardware supplies13.84
Mike Ferring cost share76.50
McCormick Family Farms
cost share75.85
Prime Electric services.....1,619.14
Clarke Simmonds cost share.....111.85
Town & Country Sanitation
services.....13,749.41
Upper Iowa Insurance services601.50
Village Farm & Home supplies35.88

Secondary Road Fund

Alla Clayton Elec elec.....305.10
Alliant Energy elec385.88
Bacon Concrete services.....32,382.09
Bard Materials materials.....1,261.40
Benjegerdes Machine parts.....220.40
Bruening Rock Products
services.....322,516.10
Kyara Dahlstrom mileage193.20
Dons Truck Sales equipment.....9,005.58
Gundersen Health System
services.....154.00
Hovden Oil fuel.....15,294.53
IIW Engineers & Surveyors
services.....4,745.00
Innovative Ag Services
supplies.....1,861.14

K Construction services.....73,718.01
Light Source Central supplies.....1,140.00
LnM Truck & Trailer Repair
parts103.42
Nutrien Ag Solutions supplies.....5,659.48
Rainbow Quarry materials.....559.81
Solutions services.....892.80
Strong Rock & Gravel
materials1,110.19
Torkelson's of Waukon parts.....153.75
Town & Country Sanitation
services.....75.00
Truck Country of IA parts17.28
Unity Point Clinic services7.00
US Cellular phone60.06
Van Diest Supply supplies8,778.16
Village Farm & Home supplies593.29
Ziegler parts.....593.16

Drainage District

Weymiller Construction
services.....1,921.66

Emergency Manag/Disaster

Casey's Busin MasterCard fuel184.73
CenturyLink phone61.70
Kwik Trip/Kwik Star fuel.....102.64
Solutions services.....148.80
Upper Iowa Insurance
services.....810.00
US Cellular phone26.84
Village Farm & Home supplies814.44
Xerox Financial Services
services.....38.21

Assessor Fund

RICOH services.....20.11
Solutions services.....744.00
Upper Iowa Insurance
services.....332.00
Watson & Ryan services5,507.70

E-911 Surcharge Fund

Benda Lawncare services2,053.70
CenturyLink phone488.85
Xerox Financial Services
services.....38.21

E-911 Operating Fund

Alla Clayton Elec elec.....74.96
DeSoto Fire Dept tower exp124.00
US Cellular phone17.99
Grand Total.....709,798.04

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