

## PUBLIC NOTICE

### IN THE IOWA DISTRICT COURT OF BOONE COUNTY EQUITY NO: EQCV041002 ORIGINAL NOTICE FOR PUBLICATION

Carrington Mortgage Services, LLC Plaintiff, vs. James R. Gregory; Tammy L. Gregory; Parties in Possession; John W. Hickman; Hauge Associates, Inc.; Midland Funding, LLC, et al. Defendants.

You are notified that a petition has been filed in the office of this court naming you as a defendant in this action. The petition was filed on April 5, 2017, and prays for foreclosure of Plaintiffs mortgage in favor of the Plaintiff on the property described in this notice and judgment for the unpaid principal amount of \$83,178.56, with 4.375% per annum interest thereon from October 1, 2016, together with late charges, advances and the costs of the action including (but not limited to) title costs and reasonable attorney's fees, as well as a request that said sums be declared a lien upon the following described premises from July 11, 2014, located in Boone county, Iowa:

**Lots four (4) and five (5) in Block Thirty-one (31) in Wingate's Addition to Boone, Iowa,**

**Also Known As: Lots 4 and 5 in Block 31 in WINDGATE'S ADDITION to Boone, Boone County, Iowa,** commonly known as 1603 Boone Street, Boone, IA 50036 (the "Property")

The petition further prays that the mortgage on the above described real estate be foreclosed, that a special execution issue for the sale of as much of the mortgaged premises as is necessary to satisfy the judgment and for other relief as the Court deems just and equitable. For further details, please review the petition on file in the clerk's office. The Plaintiffs attorney is Emily Bartekoske, of SouthLaw, P.C.; whose address is 1401 50th Street, Suite 100, West Des Moines, IA 50266.

**NOTICE**  
**THE PLAINTIFF HAS ELECTED FORECLOSURE WITHOUT REDEMPTION. THIS MEANS THAT THE SALE OF THE MORTGAGED PROPERTY WILL OCCUR PROMPTLY AFTER ENTRY OF**

**JUDGMENT UNLESS YOU FILE WITH THE COURT A WRITTEN DEMAND TO DELAY THE SALE. IF YOU FILE A WRITTEN DEMAND, THE SALE WILL BE DELAYED UNTIL TWELVE MONTHS (OR SIX MONTHS IF THE PETITION INCLUDES A WAIVER OF DEFICIENCY JUDGMENT) FROM THE ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY IS YOUR RESIDENCE AND IS A ONE-FAMILY OR TWO-FAMILY DWELLING OR UNTIL TWO MONTHS FROM ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY IS NOT YOUR RESIDENCE OR IS YOUR RESIDENCE BUT NOT A ONE-FAMILY OR TWO-FAMILY DWELLING. YOU WILL HAVE NO RIGHT OF REDEMPTION AFTER THE SALE. THE PURCHASER AT THE SALE WILL BE ENTITLED TO IMMEDIATE POSSESSION OF THE MORTGAGED PROPERTY. YOU MAY PURCHASE AT THE SALE.**

You must serve a motion or answer on or before 7th day of June, 2017, and within a reasonable time thereafter file your motion or answer with the Clerk of Court for Boone County, at the county courthouse in Boone, Iowa. If you do not, judgment by default may be rendered against you for the relief demanded in the petition.

If you require the assistance of auxiliary aids or services to participate in a court action because of a disability, immediately call your District ADA Coordinator at 641-494-3611. If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942.

This case has been filed in a county that utilizes electronic filing. You may find more information and general rules governing electronic filing in Iowa Court Rules Chapter 16. You may find information concerning protection of personal information in court filings in Iowa Court Rules Chapter 16, Division VI.

By: CLERK OF THE ABOVE COURT  
Boone County Courthouse  
201 State St.,  
Boone, IA 50036

**IMPORTANT:**  
**YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS.**  
Published in The Ogden Reporter  
Wednesday, May 3, 10 and 17.

## PUBLIC NOTICE

### IN THE IOWA DISTRICT COURT OF BOONE COUNTY EQUITY NO: EQCV041004 ORIGINAL NOTICE FOR PUBLICATION

Bank of America, N.A. Plaintiff, vs. Ashley M Beyer; Parties in Possession; Unknown Spouse, if any, of Ashley M Beyer, et al. Defendants.

You are notified that a petition has been filed in the office of this court naming you as a defendant in this action. The petition was filed on April 12, 2017, and prays for foreclosure of Plaintiffs mortgage in favor of the Plaintiff on the property described in this notice and judgment for the unpaid principal amount of \$67,105.01, with 6.375% per annum interest thereon from October 1, 2016, together with late charges, advances and the costs of the action including (but not limited to) title costs and reasonable attorney's fees, as well as a request that said sums be declared a lien upon the following described premises from July 16, 2007, located in Boone county, Iowa:

**EAST HALF (1/2) OF LOT SIX (6) IN BLOCK TWENTY THREE (23) IN BLAIR'S SECOND ADDITION TO BOONE IOWA,** commonly known as 1115 13th Street, Boone, IA 50036 (the "Property")

The petition further prays that the mortgage on the above described real estate be foreclosed, that a special execution issue for the sale of as much of the mortgaged premises as is necessary to satisfy the judgment and for other relief as the Court deems just and equitable. For further details, please review the petition on file in the clerk's office. The Plaintiffs attorney is Emily Bartekoske, of SouthLaw, P.C.; whose address is 1401 50th Street, Suite 100, West Des Moines, IA 50266.

**NOTICE**  
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**IF YOU FILE A WRITTEN DEMAND, THE SALE WILL BE DELAYED UNTIL TWELVE MONTHS (OR SIX MONTHS IF THE PETITION INCLUDES A WAIVER OF DEFICIENCY JUDGMENT) FROM THE ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY IS YOUR RESIDENCE AND IS A ONE-FAMILY OR TWO-FAMILY DWELLING OR UNTIL TWO MONTHS FROM ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY IS NOT YOUR RESIDENCE OR IS YOUR RESIDENCE BUT NOT A ONE-FAMILY OR TWO-FAMILY DWELLING. YOU WILL HAVE NO RIGHT OF REDEMPTION AFTER THE SALE. THE PURCHASER AT THE SALE WILL BE ENTITLED TO IMMEDIATE POSSESSION OF THE MORTGAGED PROPERTY. YOU MAY PURCHASE AT THE SALE.**

You must serve a motion or answer on or before 14th day of June, 2017, and within a reasonable time thereafter file your motion or answer with the Clerk of Court for Boone County, at the county courthouse in Boone, Iowa. If you do not, judgment by default may be rendered against you for the relief demanded in the petition.

If you require the assistance of auxiliary aids or services to participate in a court action because of a disability, immediately call your District ADA Coordinator at 641-494-3611. If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942.

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**IMPORTANT:**  
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Published in The Ogden Reporter  
Wednesday, May 10, 17 and 24, 2017.

# BOONE COUNTY SUPERVISORS

May 3, 2017

Chairman Duffy called the regular meeting to order at 8:30 a.m. with all members present. Behn moved Zinnel seconded motion to approve April 26, 2017 meeting minutes. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Behn moved Zinnel seconded motion to approve the agenda as posted. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Zinnel moved Behn seconded motion to approve Special Class C Liquor (BW) (Beer/Wine) for Iowa Arboretum. NO: None. YES: Duffy, Behn and Zinnel. Motion approved. Zinnel moved Behn seconded motion to approve pay adjustment for Hannah Caster, part time - PRN Dispatcher, Boone County Sheriff's Department to \$17.37 per hour effective May 4, 2017. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Board reviewed and placed on file Central Iowa Juvenile Detention Center Independent Auditor's Reports for year ending June 30, 2016.

Zinnel moved Behn seconded motion to approve Petition presented by Boone County Treasurer to rescind Boone County held Tax Sale Certificate 2015-15314 on a 1999 Walden Mobile Home VIN # 137C0477, that was in dealer inventory and no taxes should have accrued. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Boone County Humane Society Present Proclamation for Be Kind to Animals Week

Boone News took photo of presentation on east steps of courthouse

Zinnel moved Behn seconded motion to approve secondary claims #21853 to #21881 and other county claims #146999 to #147096 for payment totaling \$380,866.18 and issuance of warrants #26213 to #26328 totaling the same. Handwritten warrant 26041 totaling \$1,157.13 is hereby approved for publication. Grand total of bills authorized and published \$382,023.31. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Zinnel moved Behn seconded motion to approve payment of drainage claims #274 to #275 totaling \$2,258.25 and issuance of warrant #437 in payment of same. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Mike Salati, Planning & Development presented department update.

At 10:00 a.m. Duffy announced that this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$3,500,000 General Obligation Lease-Purchase Agreement, the proceeds of which will be used to acquire peace officer communication equipment and other emergency services communication equipment and systems, an essential county purpose, and that notice of the proposed action by the Board to institute proceedings for the authorization and issuance of the General Obligation Lease Purchase Agreement, had been published pursuant to the provisions of Sections 331.301(10) and 331.443 of the Code of Iowa, as amended.

Chairperson Duffy then asked the County Auditor whether any written objections had been filed by any county resident or property owner to the proposal. The County Auditor advised the Chairperson and Board that no written objections had been filed. The Chairperson then called for oral objections to the proposal and none were made. Zinnel moved Behn seconded motion to close public hearing. NO: None. YES: Duffy, Behn and Zinnel. Motion approved whereupon, the Chairperson declared the hearing to be closed.

The Board then considered the proposed action and the extent of objections thereto.

Whereupon, Board Member Zinnel introduced and delivered to the Auditor the Resolution hereinafter set out entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION AND ISSUANCE OF A GENERAL OBLIGATION LEASE PURCHASE AGREEMENT IN THE AMOUNT OF NOT TO EXCEED \$3,500,000, FOR THE ACQUISITION OF PEACE OFFICER COMMUNICATION EQUIPMENT AND OTHER EMERGENCY SERVICES COMMUNICATION EQUIPMENT AND SYSTEMS" and moved that the Resolution be adopted. Board Member Behn seconded the motion. The roll was called and the vote was: AYES: Duffy, Behn and Zinnel; NAYS: None; whereupon, the Chairperson declared the measure duly adopted as follows.

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION AND ISSUANCE OF A GENERAL OBLIGATION LEASE PURCHASE AGREEMENT IN THE AMOUNT OF NOT TO EXCEED \$3,500,000, FOR THE ACQUISITION OF PEACE OFFICER COMMUNICATION EQUIPMENT AND OTHER EMERGENCY SERVICES COMMUNICATION EQUIPMENT AND SYSTEMS

WHEREAS, pursuant to the notice published as required by law, this Board has held a public meeting and hearing upon the proposal to institute proceedings for the authorization and the issuance of a not to exceed \$3,500,000 General Obligation Lease Purchase Agreement, the proceeds of which will be used to acquire peace officer communication equip-

ment and other emergency services communication equipment and systems, an essential county purpose, and has considered the extent of objections received from residents or property owners as to the proposal and, accordingly the following action is now considered to be in the best interests of the County and residents thereof:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF BOONE COUNTY, STATE OF IOWA:

Section 1. That this Board does hereby institute proceedings and take additional action for the authorization and issuance in the manner required by law of a not to exceed \$3,500,000 General Obligation Lease Purchase Agreement, to evidence the obligation thereof for the foregoing purpose.

PASSED AND APPROVED this 3rd day of May, 2017.

Steve Cunningham, VA Director presented department update.

Darcy Bosch, County Treasurer and Heidi Kokemiller, deputy auditor discussed need to get County owned real estate disposal on 23rd Street cleaned up so can be sold. Board has asked Mike Salati to assist them with the process.

Duffy called public hearing on proposed vacation and abandonment of a portion of 216th St. West of Ogden to order at 11:30 a.m. No objections written or oral were received. Zinnel moved Behn seconded motion to close the public hearing. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Zinnel moved Behn seconded motion to adopt Resolution 17-14 - Vacation and Abandonment of part of 216th St. and transfer said vacated portion of 216th St. to City of Ogden as follows. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

**RESOLUTION NO. 2017-14**  
**RESOLUTION SUMMARY - TO VACATE, ABANDON AND TRANSFER A PORTION OF 216TH ST TO THE CITY OF OGDEN SUBJECT TO EXISTING UTILITY EASEMENTS**

WHEREAS, the Boone County Board of Supervisors received a petition from the City of Ogden, signed by the Mayor and City Council to vacate, abandon and transfer a portion of Boone County Roadway described in common terms as that portion of 216th St. where it intersects County Road E41 (216th Dr) near the west boundary of the City of Ogden west to the centerline of creek (or to where bridge is removed). The right of way is located entirely on Ogden Sewer Plant parcel, and

WHEREAS, the following is the legal description provided by Boone County Engineering Department: A 66 foot wide roadway described as: Commencing at the SW Corner of Section 31, T., 84 N R. 27 W. of the 5th P.M. Boone County, Iowa; Thence N. 00°12'01" E. 1592.85 feet; Thence N. 87°40'00" 1085.36 feet to the Point of Beginning; Thence N. 87°40'00" E. 97.30 feet; Thence N. 90°00'00" E. 1490.60 feet to a point on the North line of the Right of Way for County Road E41; Thence southwesterly 208.66 feet along a 1004.9 foot radius curve concave southeasterly with a chord of S. 71°30'35" W. 208.28 feet; Thence S. 90°00'00" W. 1291.72 feet; Thence S. 87°40'00" W. 90.90 feet; Thence N. 06°42'30" W. 66.25 feet to the point of beginning containing 2.24 acres, and

WHEREAS, the City of Ogden owns the property that proposed vacated and abandoned right of way is located, and

WHEREAS, the Boone County Board of Supervisors wish to make clear that any existing utilities within the right-of-way of the existing roadway shall continue to have the right to access those utilities and make the necessary repairs and upgrades.

BE IT RESOLVED Boone County hereby confirms the vacation and abandonment of that part of 216th herein above described.

BE IT FURTHER RESOLVED that this resolution when recorded shall be the instrument of transfer of vacated portion said 216th St. as above described and shown on Plat of Vacation herewith filed to the City of Ogden, and that Stephan Duffy, Chairman of Boone Board of Supervisors, and Philippe E. Meier, County Auditor, are hereby authorized and directed to sign this resolution and directed to cause it to be filed with the Boone County Recorder.

Scott Kruse, County Engineer presented Secondary Road Update.

Estimates for completion of work in DD #49 estimates received \$2,860 Jet Drain and no others; DD #111 \$3,825 Jet Drain and no others; DD# 127 \$2,475 Jet Drain and no others; DD# 137 \$3,420 and no others. Behn moved Zinnel seconded motion to award these repair requests to Jet Drain. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Zinnel moved Behn seconded motion to approve permits following for Northern Natural Gas Pipeline Project: Utility Permit, Haul Route Permit, Temporary Access Permit and Drainage District Crossing Permit. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Zinnel moved Behn seconded motion to approve signing the Contract between Boone County and McCulley Culvert, Inc of Barnes City, Ia. for Project No. RMX-0750(633)-9E-08 -Quartz Avenue. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Behn moved Zinnel seconded motion to approve signing the Iowa DOT Contractor's Performance Bond

for Project No. RMX-0750(633)-9E-08 - Quartz Avenue. NO: None. YES: Duffy, Behn and Zinnel. Motion approved.

Duffy adjourned meeting at 12:05 p.m.

Board met in special session at 1:00 p.m. to conduct negotiations with AFSCME Local Union 90 - Secondary Roads and Landfill and at approximately 2:15 p.m. with Teamsters Local Union 238 Boone County Jailers.

Duffy adjourned union negotiations at 3:15 p.m.

These minutes were approved May 10, 2017.

Attest: Philippe E. Meier  
Boone County Auditor

### Boone County Claims Listings For May 3rd, 2017

#### General Basic Fund

Board of Health	
Home Care Services.....	\$ 1,080.10
Garden & Lawn	
Boone Ace Hardware .....	291.95
Custodial Supplies	
Central Iowa Distributing.....	725.50
Hardware	
Boone Ace Hardware .....	39.96
Stationery & Forms	
Des Moines Stamp	
Mfg Co .....	69.00
Owens-King Co. ....	59.40
Stone Printing .....	8.49
Storey-Kenworthy	
Company.....	254.23
Wal-Mart Community .....	9.98
Office Expense	
Stone Printing.....	8.99
Minor Equip. & Hand Tools	
Boone Ace Hardware .....	113.97
DHS Building Maintenance	
Overton Cleaning.....	810.00
Food & Provisions	
Hobart Service.....	86.16
Martin Bros .....	4,318.42
Utilities Payments	
City of Boone.....	102.69
Sheriff Transportation	
Boone Co. Sheriff.....	190.00
Grave Mark/Care of Graves	
CenTec Cast Metal	
Products.....	1,008.16
Shelter Care	
Youth Emergency Services	
and S.....	1,446.15
Official Pub.& Legal Not.	
Office of Prosecuting	
Attorney .....	220.00
Postage & Mailing	
Mail Services, L.C.....	777.20
Employee Mileage & Subsis-	
tence	
Chad R. Behn .....	20.70
Boone Co. Hospital.....	1,468.23
Telephone Services	
Daniel J. Kolacia.....	30.00
Verizon Wireless .....	1,438.78
Windstream .....	1,530.43
Accounting, Audit, & Cler. Serv.	
Mail Services, L.C.....	303.85
Data Processing Services	
Combined Systems Tech,	
Inc .....	1,826.25
Internet Serv. United	
Network.....	335.00
Stone Printing.....	83.99
Windstream .....	28.00
Educational & Training Service	
Des Moines Area Comm	
College S.....	200.00
Holiday Inn Des Moines	
Airport .....	110.88
Alex W Miller.....	115.83
Tamara K. Reimers .....	80.54
Eric R. Sloan .....	30.40
Legal & Court-Related Services	
Marcia M. Clark .....	21.00
Amanda M. Edwards,	
CRS, RMR.....	96.00
Jane Fitzgerald .....	109.50
Hastings & Gartin,	
LLP 704.....	1,044.30
Renaye Lindgren .....	65.50
Piper Jaffray & Co .....	1,000.00
Rey Freeman Consulting.....	665.00
MV Equip. Rep. Outside Serv.	
L-Tron Corp .....	304.00
Moffitt's Ford .....	9,716.60
Safelite Auto Glass .....	59.95
Building Repair	
Boone Ace Hardware .....	85.53
Operating & Cons. Equip. Rep.	
Card Services - VISA.....	244.35
Office Equip & Furn. Rep.	
Daniel J. Kolacia.....	22.75
Owens-King Co. ....	378.00
Priority Envelope MI 20 .....	339.60
Wal-Mart Community .....	92.02
Contrib. - Other Gov. & Organ.	
NACVSO Conference Reg	
2017 .....	300.00
Spartacraft, Inc.....	1,601.28
Agric/Hort. Services	
The Portable Pro, Inc.....	75.00
Juvenile Detention Services	
Central IA Juvenile	
Detention.....	1,500.00
Other / Misc .Expense	
Windstream .....	4.68
Investigation Expense	
Wal-Mart Community .....	355.17
Contract Services	
Walters Sanitary Service.....	225.50
Data Processing Equip.	
CDW Government, Inc. ....	94.56
<b>Gen. Supp. Fund</b>	
Educational & Training Service	
ISACA Secretary /	
Treasurer .....	50.00
<b>MH-DD Services Fund</b>	
Mental Health Advocates	
Verizon Wireless .....	52.05
Telephone Services	
Verizon Wireless .....	52.05
<b>Rural Serv. Basic Fund</b>	
Township Officials	
David Aves.....	10.00
Daryl W. Johnson .....	10.00
Erick Johnson .....	10.00
David Keithley.....	10.00
Stationery & Forms	
Card Services - VISA.....	64.54
Official Pub.& Legal Not.	
Wilcox Printing &	
Publishing .....	37.05
Telephone Services	
Windstream .....	36.45
Educational & Training Service	
Card Services - VISA.....	500.00
Dues & Memberships	

CoZo % Charlie E. Dissell ... 150.00

### Secondary Road Fund

Fertilizer & Seed	
LaCrosse Forage &	
Turf Seed .....	4,706.40
Asphalt/Concrete Maint./Constr.	
Denco Highway	
Construction .....	13,652.40
Martin Marietta Aggregates.....	446.79
Cover Aggregate & Sand	
Conley's Trucking .....	23,936.20
Iowa Dept. of Natural	
Resources .....	175.00
Manatts Inc.....	16,904.72
Traffic & Street Sign Material	
Iowa Prison Industries .....	337.50
Bridge/Culvert - CMP	
Calhoun-Burns & Assoc.	
Inc. ....	766.00
Contech Engineered	
Solutions .....	9,026.44
Hokel Machine Supply, Inc.....	275.67
Supplies	
John Deere Credit .....	100.83
Custodial Supplies	
John Deere Credit .....	160.93
Hardware	
Arnold Motor Supply .....	131.85
Boone Ace Hardware .....	6.40
Lubricants	
Arnold Motor Supply .....	282.21
Safety Items	
Wal-Mart Community .....	36.46
Minor MV Parts & Access.	
Arnold Motor Supply .....	113.66
Hawkeye Truck	
Equipment.....	2,831.00
Huber Supply Co., Inc. ....	38.12
Iowa Dept. of Transportation	
300.64 Lane Trailer Manufacturing	
Co. ....	41.60
O'Halloran International	
Inc. ....	5,907.68
Star Equipment Ltd .....	1,469.97
Walters Sanitary Service.....	166.60
Minor Equip. & Hand Tools	
Boone Ace Hardware .....	27.98
Official Pub.& Legal Not.	
Mid-America Publishing	
Corp .....	13.58
Telephone Services	
Verizon Wireless .....	215.99
Webster Calhoun Telephone	
Co .....	30.57
Windstream .....	199.36
Engineering Services	
Calhoun-Burns & Assoc.	
Inc. ....	7,860.60
Electric Light & Power	
Alliant Energy.....	955.47
Water Use	
City of Madrid.....	22.14
Xenia Rural Water District.....	97.80
MV Equip Rep Outside Serv	
O'Halloran International	
Inc. ....	3,653.00
Buildings	
John Deere Credit .....	37.97
<b>Jail Commissary Fund</b>	
Wearing Apparel & Uniform	
DISH .....	78.03
Stellar Services, LLC .....	275.38
MV Equip. Rep. Outside Serv.	
Moffitt's Ford .....	63.29
<b>County Comm. Serv. Case Mngt.</b>	
Case Manage.-Medicaid Match	
Madison Co. Treasurer .....	40,000.00
Employee Mileage & Subsis-	
tence	
Sheila F Merz.....	107.10
Telephone Services	
Verizon Wireless .....	111.35
<b>E911 Surcharge</b>	
CenturyLink .....	474.92
Windstream .....	211.45
Other Equipment/Radio, etc.	
Rey Freeman Consulting .....	665.00
<b>Emergency Management</b>	
Utilities Payments	
Walters Sanitary Service.....	19.00
Telephone Services	
Verizon Wireless .....	147.31
Windstream .....	112.29
MV Equip. Rep Outside Serv.	
Capital One.....	46.00
Building Repair	
R & W Power .....	242.10
Other Equipment/Radio, etc	
Electronic Engineering Co. ....	36.00
<b>County Assessor Fund</b>	
Employee Mileage & Subsis-	
tence	
Perry L. Blackman Jr .....	464.38
Telephone Services	
Windstream .....	80.84
<b>Landfill</b>	
Fuels	
Moeller Electric.....	744.57
Operating Expense	
Dick's Fire Extinguisher .....	309.90
Grainger .....	113.40
Wal-Mart Community .....	42.56
Official Pub.& Legal Not.	
Hanson Directory</	

# OGDEN CITY COUNCIL

The Ogden City Council met in Regular Session on Tuesday, May 9, 2017 at 7:00 p.m. in the City Hall Council Chambers. Mayor Good presided. Members present were Ohlson, Thompson, Anderson and Liston. City staff present were Zahasky, Elbert, Bailey, and Buzzell.

Anderson made a motion, Liston seconded, to approve the Regular Meeting minutes of Tuesday, April 11, 2017. Ayes: All Present, Motion Carried.

Liston made a motion, Ohlson seconded, to approve the March Treasurer's report. Ayes: All Present, Motion Carried.

FUND	RECEIVED	EXPENDED	BEGINNING BALANCE: 1,487,384.56		
			TRANSFER IN	TRANSFER OUT	INVESTMENTS
001-GENERAL FUND	213,866.13	111,237.77	--	--	50,000.00
110-ROAD USE TAX	14,216.68	11,060.33	--	--	--
112-TRUST & AGENCY	76,754.45	--	--	--	--
121-L.O.S.T.	11,781.31	600	--	--	125,000.00
200-DEBT SERVICE	47,551.36	--	--	--	--
305-KOIHNS FUND PROJECT	20,921.84	--	--	--	--
306-FIRE EQUIPMENT	--	--	--	--	3,256.25
312-EMS EQUIPMENT FUND	1,131.43	--	--	--	--
500-PERPETUAL CARE FUND	50	--	--	--	64,350.00
610-SANITARY SEWER	29,662.30	10,975.96	--	6,425.56	250,000.00
612-SEWER SINKING FUND	--	--	6,425.56	--	--
740-STORM SEWER	2,962.75	702.63	--	--	--
<b>GRAND TOTAL:</b>	<b>418,998.25</b>	<b>-134,576.69</b>	<b>6,425.56</b>	<b>6,425.56</b>	<b>492,606.25</b>

Liston requested further explanation on the Iowa Clinic bill prior to paying it. Liston made a motion, Anderson seconded, to approve the following claims (see below) (removed the Iowa Clinic for further research/information): Ayes: All Present, Motion Carried.

Approved permits (2 fence and 4 building permits) were presented to the Council for review.

Department Reports were presented to Council for review. Under Public Comment, Zahasky passed along a Thank You from Mary Kelly of Twice the Story. She wanted to thank Council and staff for everything during her recent successful Junkathon event in the green space on W. Walnut. Zahasky also reported the Ogden Community Schools will be offering a free breakfast and lunch program to children 18 and younger this summer at Howe Elementary and the pool bus will still transport from Ogden to Boone Monday, Wednesday and Friday.

Mayor Good closed the regular session and opened the Public Hearing at 7:16 p.m. on the 2016/2017 Budget Amendment. No comments or concerns were presented to the Council and no objections were heard. Mayor Good closed the Public Hearing at 7:19 p.m.

Ohlson made a motion, Liston seconded, to approve RESOLUTION NO. 428 – "A RESOLUTION TO APPROVE THE BUDGET AMENDMENT FOR FISCAL YEAR 2016/2017, AS PUBLISHED". Ayes: All Present. Motion Carried.

A final quote was presented to Council for a new ambulance. The quote was for \$152,000.00. Further discussions to be held at upcoming meetings regarding funding options.

The Personnel Committee presented the First Responder job descriptions with their recommendation for Council approval. Anderson made a motion, Ohlson seconded to approve First Responder job descriptions. Ayes: All Present. Motion Carried.

Liston made a motion, Anderson seconded, to approve RESOLUTION NO. 429 – "A RESOLUTION TO APPROVE A TOTAL OF \$605.00 FOR SPECIAL ASSESSMENT TO RESPONSIBLE PROPERTY IN OGDEN, IOWA". Ayes: All Present, Motion Carried.

Council reviewed ORDINANCE NO. 243 – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF OGDEN, IOWA, 1996 BY AMENDING PROVISIONS PERTAINING TO SEWER RENTAL RATES. First Reading. This will increase rates by 40% at the advice of Susanne Gerlach (PFM Financial Advisors LLC) to stay in compliance with our financial loan obligations.

Liston made a motion, Anderson seconded, to approve RESOLUTION NO. 430 – A RESOLUTION AUTHORIZING THE CITY CLERK TO MAKE THE APPROPRIATE INTERFUND TRANSFERS OF SUMS AND RECORD THE SAME IN THE APPROPRIATE MANNER FOR FY2017 FOR THE CITY OF OGDEN, IOWA". Ayes: All Present, Motion Carried.

Anderson made a motion, Liston seconded, to approve the Simmering-Cory Grant Administration Agreement as presented to Council. Ayes: All Present, Motion Carried.

Liston made a motion, Ohlson seconded, to approve RESOLUTION NO. 431 – "A RESOLUTION ADOPTING PROCUREMENT POLICY". Ayes: All Present, Motion Carried.

Anderson made a motion, Ohlson seconded, to disapprove the Setback Variance for 625 W. Locust Street. Ayes: All Present. Motion Carried.

Ohlson made a motion, Thompson seconded, to approve RESOLUTION NO. 432 – "A RESOLUTION ADOPTING CODE OF CONDUCT". Ayes: All Present, Motion Carried.

Anderson made a motion, Liston seconded, to approve the Residential Anti-displacement and Relocation Assistance Plan. Ayes: All Present. Motion Carried.

Liston made a motion, Thompson seconded, to approve the Equal Opportunity Policy Statement. Ayes: All Present. Motion Carried.

Thompson made a motion, Anderson seconded, to approve the Prohibition of the Use of Excessive Force Policy. Ayes: All Present. Motion Carried.

Liston made a motion, Anderson seconded, to approve the Affirmative Fair Housing Policy. Ayes: All Present. Motion Carried.

Zahasky presented information on the Streetlight Project.

Thompson made a motion, Ohlson seconded, to approve the 28E Agreement with Boone County Sheriff's Department. Ayes: All Present. Motion Carried.

The Personnel Committee recommended the Council to accept the resignation of City Administrator Zahasky. Liston made a motion, Ohlson seconded, to accept the resignation of Zahasky. Ayes: All Present. Motion Carried.

Thompson made a motion, Anderson seconded, to adjourn at 8:43 p.m. Ayes: All Present, Motion Carried.

Denny Good, Mayor  
Attest: Melanie Elbert, City Clerk

## CLAIMS

PAID CLAIMS	
AFLAC .....	\$53.26
ACCESS SYSTEMS .....	\$169.86
BLACK HILLS ENERGY ....	\$404.26
DELTA DENTAL .....	\$750.08
EFTPS .....	\$3,527.47
EFTPS .....	\$3,568.05
HSA BANK .....	\$1,458.31
IA DEPT OF REVUNUE...	\$1,354.00
IMAGETEK .....	\$130.00
IOWA DEPARTMENT OF REVENUE.....	\$1,593.00
IOWA WORKFORCE DEVELOPMENT .....	\$92.87
IPERS .....	\$4,956.48
LIBERTY MUTUAL	
INSURANCE .....	\$8,198.03
OGDEN LEGACY.....	\$5,000.00
VISA .....	\$770.62
VISION BANK .....	\$20.00
WELLMARK .....	\$7,521.43
TOTAL PAID CLAIMS	\$39,567.72
UNPAID CLAIMS	
ACCESS .....	\$500.00
ACCESS SYSTEMS .....	\$550.90
ACCESS SYSTEMS .....	\$2,485.68
ACCESS SYSTEMS-	
LIBRARY .....	\$131.59
ACCESS SYSTEMS-	
LIBRARY .....	\$33.42
AFLAC .....	\$53.26
AGSOURCE COOP-	
ERATIVE .....	\$582.49
ARNOLD MOTOR SUPPLY .	\$70.95
BARCO MUNICIPAL PRODUCTS...	\$609.92
BOEHM INSURANCE.....	\$40.00
BOOK SYSTEMS, INC .....	\$1,931.00
BOONE COUNTY COM-	
MUNITY SERVICES ....	\$250.00
BOONE COUNTY ECONOMIC	
DEVELOPMENT .....	\$2,500.00
BOONE COUNTY HISTORICAL	
SOCIETY .....	\$250.00
BOONE COUNTY	
TRAILS .....	\$2,000.00
BOONE COUNTY TRANSPOR-	
TATION .....	\$2,500.00
BOONE COUNTY TRANSPOR-	
TATION .....	\$1,000.00
CAPITAL SANITARY	
SUPPLY .....	\$184.05
CARL BERGSTROM.....	\$200.00
CCD YARD SERVICES ...	\$1,350.00
CENTRAL PUMP & MOTOR,	
LLC .....	\$1,844.52
CITY OF LECLAIRE .....	\$100.00
CLARK'S FOOD MART .....	\$50.70
DANKO EMERGENCY	
EQUIPMENT .....	\$1,022.50
DEMCO .....	\$101.85
ELM USA .....	\$2.50
EMPOWERMENT	
SOLUTIONS .....	\$225.00
EVEREST EMERGENCY	
VEHICLES, INC .....	\$1,188.62
FOX ENGINEERING .....	\$16,363.00
GENERATORS FOR	
SALE .....	\$6,502.99
GOOD LAWNCARE	
SERVICES .....	\$20.00
GOOD LAWNCARE	
SERVICES .....	\$39.00
GROUT MUSEUM	
DISTRICT .....	\$221.00
HAYES HANDYMAN	
SERVICE .....	\$172.00
INGRAM .....	\$991.80
IOWA GAME & FISH.....	\$18.00
IZONE .....	\$220.00
JANE ZAHASKY .....	\$83.47
LORI REUTTER .....	\$332.24
MARTHA STEWART LIVNG	\$25.00
MELANIE ELBERT.....	\$87.74
MID-AMERICAN PUBLISHING	
CORP .....	\$282.25
MIDWEST FIRE .....	\$100.89
MIDWEST TAPE .....	\$198.87
MONTICELLO PUBLIC	
LIBRARY .....	\$50.00
NATIONAL ASSOCIATION	
OF CHIEFS OF POLICE .	\$60.00
NORTHERN TOOL &	
EQUIPMENT .....	\$699.99
OGDEN COMMUNITY	
SCHOOLS.....	\$1,498.61
OGDEN FARM & FEED...	\$2,478.63
OGDEN LEGACY .....	\$10,000.00
OGDEN MUNICIPAL	
UTILITIES .....	\$4,500.00
OGDEN MUNICIPAL	
UTILITIES .....	\$2,668.72
OGDEN MUNICIPAL	
UTILITIES .....	\$1,668.08
OGDEN TELEPHONE	
COMPANY .....	\$996.99
PAT CLEMONS INC.....	\$54.25
QUICK OIL.....	\$1,016.94
QUILL .....	\$1,826.96
READER SERVICE.....	\$21.96
RODGERS PLUMBING & HEATING,	
INC .....	\$526.75
ROTO-ROOTER .....	\$7,587.98
THE IOWA CLINIC.....	\$2,315.00
THE SATURDAY EVENING	
POST .....	\$15.00
UNION PUBLIC LIBRARY ....	
UTILITY EQUIPMENT	\$9.00
COMPANY .....	\$331.24
VILLISCA PUBLIC LIBRARY	\$10.00
YSS OF BOONE	
COUNTY .....	\$1,500.00
TOTAL UNPAID	
CLAIMS .....	\$87,253.30

# NOTICE OF PUBLIC HEARING

COUNTY NAME:	NOTICE OF PUBLIC HEARING	CO NO:
Boone	AMENDMENT OF CURRENT COUNTY BUDGET	8

The County Board of Supervisors will conduct a public hearing on the proposed amendment to the current County budget as follows:

Meeting Date:	Meeting Time:	Meeting Location:
May 31, 2017	10:00 AM	Boardroom, Boone Co Courthouse

At the public hearing any resident or taxpayer may present objections to, or arguments in favor of, the proposed amendment. An approved budget amendment is required in order to permit increases in any class of expenditures as last certified or last amended.

County Telephone No.:	For Fiscal Year Ending:	6/30/2017	
Iowa Department of Management Form 653 A-R Sheet 1 of 2 (Publish) (revised 05/01/14)	Total Budget as Certified or Last Amended	Proposed Current Amendment	Total Budget After Current Amendment
<b>REVENUES &amp; OTHER FINANCING SOURCES</b>			
Taxes Levied on Property	1	7,985,694	7,985,694
Less: Uncollected Delinquent Taxes - Levy Year	2	3,150	3,150
Less: Credits to Taxpayers	3	402,045	402,045
Net Current Property Taxes	4	7,580,499	7,580,499
Delinquent Property Tax Revenue	5	1,300	1,300
Penalties, Interest & Costs on Taxes	6	85,000	85,000
Other County Taxes/TIF Tax Revenues	7	1,402,630	1,402,630
Intergovernmental	8	5,472,333	5,472,333
Licenses & Permits	9	17,100	17,100
Charges for Service	10	1,012,020	1,012,020
Use of Money & Property	11	97,610	97,610
Miscellaneous	12	556,675	700,000
Miscellaneous	13	16,205,167	700,000
<b>Subtotal Revenues</b>			<b>16,905,167</b>
Other Financing Sources:			
General Long-Term Debt Proceeds	14		100,000
Operating Transfers In	15	3,084,961	3,084,961
Proceeds of Fixed Asset Sales	16	10,000	25,000
Proceeds of Fixed Asset Sales	17	19,300,128	825,000
<b>Total Revenues &amp; Other Sources</b>			<b>20,125,128</b>
<b>EXPENDITURES &amp; OTHER FINANCING USES</b>			
Operating:			
Public Safety & Legal Services	18	3,810,817	75,000
Physical Health & Social Services	19	721,829	721,829
Mental Health, ID & DD	20	845,525	845,525
County Environment & Education	21	1,157,101	55,000
Roads & Transportation	22	6,514,400	6,514,400
Government Services to Residents	23	694,848	694,848
Administration	24	2,075,044	2,075,044
Nonprogram Current	25	0	700,000
Debt Service	26	743,953	2,547
Capital Projects	27	1,023,520	1,023,520
<b>Subtotal Expenditures</b>	28	17,987,037	832,547
Other Financing Uses:			
Operating Transfers Out	29	3,084,961	3,084,961
Refunded Debt/Payments to Escrow	30		0
<b>Total Expenditures &amp; Other Uses</b>	31	20,671,998	832,547
<b>Excess of Revenues &amp; Other Sources over (under) Expenditures &amp; Other Uses</b>	32	(1,371,870)	(7,547)
Beginning Fund Balance - July 1	33	4,727,118	1,291,308
Increase (Decrease) in Reserves (GAAP Budgeting)	34		0
Fund Balance - Nonspendable	35		0
Fund Balance - Restricted	36	2,207,737	2,207,737
Fund Balance - Committed	37	415,000	415,000
Fund Balance - Assigned	38		0
Fund Balance - Unassigned	39	732,511	1,283,759
<b>Total Ending Fund Balance - June 30,</b>	40	<b>3,355,248</b>	<b>1,283,759</b>
			<b>4,639,007</b>

Explanation of changes:  
 Line 12 & 25: Revenue and expense for inspection of Dakota Access Pipe Line installation  
 Line 14: Principle payment from Case Management Unit  
 Line 16 - Increase insurance payments for damaged sheriff's vehicles  
 Line 18: Expense authority insurance proceeds on sheriff's cars \$35,000; Co Attorney add \$40,000  
 Line 21: Addition to Planning and Zoning to pay director \$50,000; additional expense for Historical Society for CAT grant funding \$5,000  
 Line 26: debt service expense  
 Line 33: Amendment to actual fund balance 6-30-2016

# PROBATE OF WILL

**THE IOWA DISTRICT COURT BOONE COUNTY PROBATE NO. ESPR024273 NOTICE OF PROBATE OF WILL, OF APPOINTMENT OF EXECUTOR, AND NOTICE TO CREDITORS IN THE ESTATE OF MARGARET A. ELLIOTT, Deceased.**

To All Persons Interested in the Estate of Margaret A. Elliott, Deceased, who died on or about April 23, 2017:

You are hereby notified that on the 3rd day of May, 2017, the last will and testament of Margaret A. Elliott, deceased, bearing the date of the 13th day of September, 2001, was admitted to probate in the above named court and that Rebecca L. Bestul 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 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 5th day of May, 2017.  
 Rebecca L. Bestul  
 Executor of estate  
 18 Paintbrush Dr.  
 Riverton, WY 82501  
 Lee R. Johnson, #AT0003852  
 Attorney for executor  
 Johnson Law Office, PC  
 214 W Walnut Street  
 Ogden, IA 50212  
 Date of second publication:  
 Wednesday, May 17, 2017

# PUBLIC NOTICE

**IN THE IOWA DISTRICT COURT OF BOONE COUNTY U.S. Bank National Association EQUITY NO: EQCV041024 ORIGINAL NOTICE FOR PUBLICATION**

Plaintiff, vs. Norine A. Vaughn; Parties in Possession; Unknown Spouse, if any, of Norine A. Vaughn, et al. Defendants.

You are notified that a petition has been filed in the office of this court naming you as a defendant in this action. The petition was filed on April 27, 2017, and prays for foreclosure of Plaintiff's mortgage in favor of the Plaintiff on the property described in this notice and judgment for the unpaid principal amount of \$65,796.56, with 4% per annum interest thereon from August 15, 2016, together with late charges, advances and the costs of the action including (but not limited to) title costs and reasonable attorney's fees, as well as a request that said sums be declared a lien upon the following described premises from February 6, 2015, located in Boone county, Iowa:

**SITUATE IN THE COUNTY OF BOONE, STATE OF IOWA, TO-WIT: LOT EIGHT (8) IN BLOCK TWENTY-THREE (23) IN WINGATE'S ADDITION TO BOONE, IOWA.**

**SUBJECT TO ALL EASEMENTS, COVENANTS, CONDITIONS, RESERVATIONS, LEASES AND RESTRICTIONS OF RECORD, ALL LEGAL HIGHWAYS, ALL RIGHTS OF WAY, ALL ZONING, BUILDING AND OTHER LAWS, ORDINANCES AND REGULATIONS, ALL RIGHTS OF TENANTS IN POSSESSION, AND ALL REAL ESTATE TAXES AND ASSESSMENTS NOT YET DUE AND PAYABLE.**

**BEING THE SAME PROPERTY CONVEYED BY DEED RECORDED IN VOLUME 2003, PAGE 9248, OF THE BOONE COUNTY, IOWA RECORDS**

**More Correctly Described As:**

**Lot 8 in Block 23 in WINGATE'S ADDITION to Boone, Boone County, Iowa,** commonly known as 1816 Tama Street, Boone, IA 50036 (the "Property")

The petition further prays that the mortgage on the above described real estate be foreclosed, that a special execution issue for the sale of as much of the mortgaged premises as is necessary to satisfy the judgment and for other relief as the Court deems just and equitable. For further details, please review the peti-

tion on file in the clerk's office. The Plaintiff's attorney is James Larson, of SouthLaw, P.C.; whose address is 1401 50th Street, Suite 100, West Des Moines, IA 50266.

**NOTICE THE PLAINTIFF HAS ELECTED FORECLOSURE WITHOUT REDEMPTION. THIS MEANS THAT THE SALE OF THE MORTGAGED PROPERTY WILL OCCUR PROMPTLY AFTER ENTRY OF JUDGMENT UNLESS YOU FILE WITH THE COURT A WRITTEN DEMAND TO DELAY THE SALE. IF YOU FILE A WRITTEN DEMAND, THE SALE WILL BE DELAYED UNTIL TWELVE MONTHS (OR SIX MONTHS IF THE PETITION INCLUDES A WAIVER OF DEFICIENCY JUDGMENT) FROM THE ENTRY OF JUDGMENT IF THE MORTGAGED PROPERTY IS NOT YOUR RESIDENCE OR IS YOUR RESIDENCE BUT NOT A ONE-FAMILY OR TWO-FAMILY DWELLING. YOU WILL HAVE NO RIGHT OF REDEMPTION AFTER THE SALE. THE PURCHASER AT THE SALE WILL BE ENTITLED TO IMMEDIATE POSSESSION OF THE MORTGAGED PROPERTY. YOU MAY PURCHASE AT THE SALE.**

You must serve a motion or answer on or before 21st day of June, 2017, and within a reasonable time thereafter file your motion or answer with the Clerk of Court for Boone County, at the county courthouse in Boone, Iowa. If you do not, judgment by default may be rendered against you for the relief demanded in the petition.

If you require the assistance of auxiliary aids or services to participate in a court action because of a disability, immediately call your District ADA Coordinator at 641-494-3611. If you are hearing impaired, call Relay Iowa TTY at 1-800-735-2942.

This case has been filed in a county that utilizes electronic filing. You may find more information and general rules governing electronic filing in Iowa Court Rules Chapter 16. You may find information concerning protection of personal information in court filings in Iowa Court Rules Chapter 16, Division VI.

By: CLERK OF THE ABOVE COURT  
 Boone County Courthouse  
 201 State St.,  
 Boone, IA 50036

IMPORTANT:  
 YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS.  
 Published in The Ogden Reporter  
 Wednesday, May 17, 24 and 31.