

LEGAL NOTICES

**CITY OF CEDAR RAPIDS**  
**Development Services Department**  
**500 15th Avenue SW**  
**Cedar Rapids Iowa 52404**  
**Office: (319) 286-5780**  
**ZoningDevelopment**  
**@Cedar-Rapids.org**

The Cedar Rapids City Planning Commission will hold a **virtual/electronic meeting on August 10, 2020 at 3:00 p.m.** A virtual/electronic meeting is being held because a meeting in person is impossible or impractical due to concerns for the health and safety of Commission members, staff, and the public presented by COVID-19. An electronic meeting is allowed by Iowa Code Section 21.8 and Governor Reynolds' Proclamation of Disaster Emergency. There will be no in-person public attendance. City Hall remains closed to the public.

The meeting may be watched on the City's Facebook page at <https://www.facebook.com/CityofCRIowa/>. Persons interested in commenting on the agenda items are encouraged to do so in writing by emailing [development@cedar-rapids.org](mailto:development@cedar-rapids.org). Comments received before Noon on August 10th will be provided to the members of the Board prior to the meeting.

Participation in the meeting and commenting on agenda items will also be available via Zoom; members of the public may register using the Zoom link at: <https://cedar-rapids.zoom.us/j/98131459897>. The next regular council meeting will be August 17, 2020 at 6:00 p.m. at City Hall. The September 7, 2020 meeting will be moved to September 14, 2020. There being no further discussion, Barner moved to adjourn at 7:10 p.m., second from Andersen. All ayes. Motion carried.

Roger Shebetka, Mayor  
ATTEST:  
Michele Weinschenk, Deputy City Clerk  
These minutes are not official until approved.  
CLAIMS REPORT-AUGUST 3, 2020  
VENDOR REFERENCE AMOUNT  
ALLIANT ENERGY STREET LIGHTS 1,788.65  
ALLIANT ENERGY 610.93  
ALLIANT ENERGY GAZEBO 46.28  
ALLIANT ENERGY LIBRARY 440.82  
ALLIANT ENERGY CITY HALL 186.93  
ALLIANT ENERGY FIRE DEPT 295.87  
ALLIANT ENERGY MAINT BLD2 24.50  
ALLIANT ENERGY WELL HOUSE #3341.84  
ALLIANT ENERGY CITY SHOP 54.20  
ALLIANT ENERGY WELL HOUSE #2 227.44  
ALLIANT ENERGY COX POND 364.59  
AUREON COMMUNICATIONS #3341.99  
BESLER CONSTRUCTION CONCRETE - CEMETERY 21,684.00  
BLACK HILLS ENERGY GAS 31.99  
BLACK HILLS ENERGY GAS - CITY HALL 31.77  
BLACK HILLS ENERGY GAS - LIBRARY 33.63  
BLACK HILLS ENERGY GAS 34.89  
CARROLL CONSTRUCTION SUPPLY CEMETERY ROAD PROJECT 675.00  
CASEY'S BUS MASTERCARD FUEL 186.65  
EFTPS FED/FICA TAX 2,200.34  
GAZETTE COMMUNICATIONS MINUTES-JULY 20 131.96  
GIS BENEFITS SHORT TERM DISABILITY 24.81  
HAWKEYE FIRE & SAFETY SHOP INSPECTIONS 55.00  
IA WORKFORCE DEVELOPMENT UNEMPLOYMENT 34.01  
IOWA DNR NPDES PERMIT 210.00  
IOWA LEAGUE OF CITIES 2020 CITY CLERK/FINANCE OFFICE 40.00  
IOWA ONE CALL IOWA ONE CALLS 6.20  
IPERS IPERS REGULAR 4,038.85  
LL PELLING FY21 SEAL CHIPPING 60,563.00  
MORRIS, JON LAGOON MOWING 450.00  
OFFICE MACHINE CONSULTANT OVERAGE 6/27/2020-7/26/2020 351.84  
SHERWIN WILLIAMS CO. PAINT FOR STREETS 239.77  
SPRINGVILLE READY MIX CEMETERY ROAD 6,931.01  
TEAM LAB SEWER CHEMICALS 821.00  
US CELLULAR PW CELL PHONE 195.44  
US POSTAL SERVICE AUG 2020 UB BILLS 269.60  
WATER SOLUTIONS UNLIMITED WATER CHEMICALS 2,014.20  
WENDLING QUARRIES, INC CEMETERY ROAD PROJECT 52.47  
PAYROLL 7/22/2020-8/04/2020 6,822.85  
\*\*\*\*\* REPORT TOTAL \*\*\*\*\* \$ 112,597.32

**CITY OF SPRINGVILLE**  
**City Council Regular meeting**  
**August 3, 2020**

The Springville City Council met in regular session August 3, 2020. In order to help stop the spread of the COVID-19 virus, this meeting of the Springville City Council was held electronically. Chapter 21.8 of the Iowa Code does permit an electronic meeting where all members participate remotely when an in-person meeting is impossible or impractical, which is certainly true during this crisis. On March 19, 2020, Governor Reynolds issued a Proclamation of Disaster Emergency, which included a suspension of Iowa laws that would prevent the use of electronic meetings or the limitation on the number of people present at an in-person meeting site. The agenda had this message posted more than 24 hours in advance to give instructions on how others could participate in the meeting: Due to the COVID-19 crisis, the City of Springville will be holding this City Council meeting electronically via a conference call. If you would like to participate in the meeting, please call (425)-436-6369 and enter this access code: 331423. Only City staff are allowed in City hall.

The pledge of allegiance recited to begin the meeting.  
Mayor Shebetka called the meeting to order at 6:00 p.m. Council members present: Brad Merritt, Lyle Andersen, Bart Barner, Karla Blakely, and Jeff Grimley (via conference call). City staff present: Public Works Director Todd Wyman, Asst. Chief Jeremy Kettelsen and Deputy City Clerk Michele Weinschenk.  
Andersen made a motion to approve the agenda, second from Blakely. All ayes. Motion carried.  
Andersen made a motion to approve the following consent agenda items: Approval of July 20, 2020 minutes, approval of bills, and Springville Station Cigarette permit second from Merritt. All ayes. Motion carried.  
Mayor Shebetka invited citizens with input to speak. There being no comments from citizens, Mayor Shebetka moved to business.

Discussion held regarding Proclamation for local control of PPE. Mayor wanted Council's input regarding signing the Proclamation. Andersen made a motion to support Linn County's Proclamation for local control of PPE, second from Blakely. Roll Call Vote: AYES: Andersen, Barner, Blakely, Merritt. NAYS: Grimley. Motion carried.  
Discussion held regarding options for employing yard waste. Discussion tabled until next meeting to hear what options Wapsi Waste can provide.  
Discussion held regarding Liberty Ave. street repair. After curb & gutter repair, found that street needed major repair. Council is weighing options between hot mix, concrete or asphalt. Also, looking at LOST numbers.  
Linn County Sheriff's report presented. There were 12 calls for service between 7/20/2020-8/3/2020.  
Wyman presented maintenance report. Kettelsen presented Fire report. Written clerk report presented.  
Mayor proclaimed August 9-15 America Wind Week.

Andersen updated Council on repair of Siren.  
Merritt would like Children at Play signs placed in Spring Meadows development.  
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Roger Shebetka, Mayor  
ATTEST:  
Michele Weinschenk, Deputy City Clerk  
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\*\*\*\*\* REPORT TOTAL \*\*\*\*\* \$ 112,597.32

**College Community School District**  
**Meeting Minutes**  
**Special Board Meeting**  
**07/31/2020 01:00 PM**  
**Join Zoom Webinar 98131459897**  
**401 76th Ave. SW**  
**Cedar Rapids, IA 52404**  
**District Board Room**

Attendees:  
Voting Members  
Mr. Randy Bauer, Board Member  
Ms. Angie Ehle, Board Member - telephonically  
Mr. Todd Hahlen, Board Member  
Mr. Jim Hodina, Board Member - telephonically  
Mr. Greg Kelsey, Board Member - telephonically  
Mr. Jed Peterson, Board Member - telephonically  
Non-Voting Members  
Dr. Doug Wheeler, Superintendent  
Ms. Angie Morrison, CFO / Board Secretary

Ms. Andrea Eustice, Administrative Assistant to Superintendent  
Jeri Moritz, Exec Dir / HR  
Laura Medberry, Exec Dir / Learning Supports  
Tracy Schipper, Exec Dir / Elementary Programs  
Roderick Wade, Exec Dir / Secondary Programs  
Steve Doser, Dir / Community Relations  
Chris Ketchum, Technology  
I. Call to Order  
Special Board meeting called to order at 1:00PM by President Randy Bauer.

II. Roll Call  
All Board members present either physically or telephonically except Dawng Kusheh not present. No visitors or guests present either physically or telephonically.

III. Verification of Meeting Notice  
Agenda posted in all designated areas.  
IV. Approve or Amend Agenda  
Motion / Approval of agenda as presented.

Motion made by: Mr. Todd Hahlen  
Motion seconded by: Mr. Jed Peterson  
Voting  
Unanimously Approved  
V. Return to Learn Plan  
Doug Wheeler presented. Requested endorsement of Return to Learn Plan from Board as presented.

Approval requested for adjusted start and end times for the 20/21 school year as presented.  
Motion made by: Mr. Greg Kelsey  
Motion seconded by: Mr. Jim Hodina

Unanimously Approved  
VI. Parent / Student Handbook 2020-2021  
Motion/Approval; Recommendation of the Elementary and Secondary Handbooks for the 20/21 school year be approved as presented.

Motion made by: Mr. Todd Hahlen  
Motion seconded by: Mr. Jed Peterson  
Voting  
Unanimously Approved  
VII. District Crisis Plan / Annual Review

Motion/Approval of the District Crisis Plan / Annual Review as presented  
Motion made by: Mr. Jim Hodina  
Motion seconded by: Mr. Todd Hahlen  
Voting  
Unanimously Approved

VIII. Reminders  
Next Regular Board meeting scheduled for Monday, August 17th, 10:00 AM.  
IX. Adjourn  
Special Board meeting adjourned at 1:33PM.

Motion made by: Mr. Greg Kelsey  
Motion seconded by: Mr. Todd Hahlen  
Voting  
Unanimously Approved

**LEGAL NOTICE**  
Notice of sale or disposition pursuant to Chapter 578.A of the Iowa Self-Storage Facility Lien Act. The disposition or sale of the following tenants' property located at Brookview Apartments 1160-1194 44th Street, Marion IA (storage garage at rear of property) will take place on **10:30 AM on Saturday, August 15th, 2020**, terms cash.

**Unit 14** Steve Hiepler & Lori Fritz; **Unit 16** Allan Mead; **Unit 30** Adrian Silcio; **Unit 31** Richard Batcheller  
Published in the Cedar Rapids Gazette **July 30 and August 7, 2020.**

**NOTICE OF SHERIFF'S LEVY AND SALE**  
**Linn County Iowa District Court**  
**CASE # EQCV094905**  
**Special Execution**

PLAINTIFF  
U.S. Bank Trust National Association, not in its individual capacity, but solely as trustee of Citigroup Mortgage Loan Trust 2019-RP1  
DEFENDANT  
**Diana L. Kirchen;** Parties in Possession; Unknown Spouse, if any, of Diana L. Kirchen; Mortgage Electronic Registration Systems, Inc. ("MERS"),

as mortgagee, as nominee for GN Mortgage, LLC, its successors and assigns, in rem  
As a result of the judgment rendered in the above referenced court case, an execution was issued by the clerk of court to the sheriff of this county. The execution ordered the sale of the defendant's real estate to satisfy the judgment. The property to be sold is described below:

Lot 3, Block 6, Orchard Heights, an Addition to the City of Marion, Iowa, commonly known as 1790 Park Ave, Marion, IA 52302 (the "Property"). (Local address as provided by Plif's Affy: 1790 Park Ave. Marion, IA 52302

The described property will be offered for sale at public auction for cash only as follows:  
Date of Sale: 9/8/2020 Time of Sale: 10:00A.M. Place of Sale: Sheriff's Office, 310 2nd Avenue SW, Cedar Rapids, Iowa

Redemption: After sale of real estate, defendant may redeem within .  
This sale is not subject to redemption. Property exemption: Certain money and/or property may be exempt from levy. You should consult your attorney for a full explanation of your rights, and your rights regarding a hearing to determine these rights. (Attorneys should refer to Iowa Supreme Court administrative directive regarding levy procedures issued February 17, 1989. Judgment amount: \$88,237.58. Costs: \$0.00 Plus accruing costs. Interest: 4.292% from 08-01-2019.

Attorney: Bryan M. Loya 515-223-7325 Date: 7/14/2020. Brian D. Gardner, Sheriff, Linn County, Iowa  
**By: Sergeant Deric Oshel, Deputy**

**ORIGINAL NOTICE FOR PUBLICATION**  
**EQUITY NO: EQCV095716**  
**IN THE IOWA DISTRICT COURT OF LINN COUNTY**  
NewRez LLC d/b/a Shellpoint Mortgage Servicing Plaintiff,

**Richard L. Mardesen; Parties in Possession; Sara J Mardesen, 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 June 26, 2020, 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 \$42,809.94, with 4% per annum interest thereon from December 1, 2019, 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 May 14, 2014, located in Linn county, Iowa:

LOT 86, LENOX PLACE, LINN COUNTY, IOWA, commonly known as 1132 21st Ave SW, Cedar Rapids, IA 52404 (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 a written demand with the court 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 4th day of September, 2020, and within a reasonable time thereafter, you must file your motion or answer with the Clerk of Court for Linn County, at the county courthouse in Cedar Rapids, Iowa. If you fail to respond, 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 319-398-3920. 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  
Linn County Courthouse  
3rd Avenue Bridge, P.O. Box 1468  
Cedar Rapids, IA 52406-1468

**IMPORTANT:**  
**YOU ARE ADVISED TO SEEK LEGAL ADVICE AT ONCE TO PROTECT YOUR INTERESTS.**

**PUBLIC HEARING FOR THE NEWHALL CITY COUNCIL**  
The City Council for the City of Newhall, Iowa will hold a public hearing for amending the **golf cart ordinance 253**. The Public Hearing will be held at Newhall City Hall on **Monday, August 10, 2020 at 7:00 pm**.

For more information concerning this public hearing, please contact Newhall City Hall at (319) 223-5709.

**Public Notice**  
**August 7, 2020**  
**Former Terex Cedar Rapids Property**  
**Cedar Rapids, Iowa**

The Iowa Department of Natural Resources (DNR) is proposing to issue a No Further Action certificate under the **Iowa Land Recycling Program (LRP)** for Parcel A of the former Terex Cedar Rapids Property (enrolled by Terex USA, LLC and currently owned by Mount Mercy University) hereinafter referenced as "Property", located at 902 17th Street NE, Cedar Rapids, Iowa. The Property was enrolled in the Land Recycling Program in March 2013. In accordance with the Iowa Administrative Code (567 IAC 137(455H)), public notice is hereby provided.

A site assessment was performed on the Property in 2012 and environmental conditions in soil and groundwater were noted. The March 2014 Participation Agreement identified the following conditions as the Scope of Project conditions to be addressed;

• Polycyclic aromatic hydrocarbons in soil near Building 22/MW-21 Area and Yard  
• 5-polycyclic aromatic hydrocarbons (specifically benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, and dibenzo(a,h)anthracene, and indeno(1,2,3-cd)pyrene) were detected in a shallow soil sample from the borehole for MW-21 above the IDNR Statewide Standards. Additionally, polycyclic aromatic hydrocarbons were also detected in three shallow soil samples; two locations approximately 5 feet south (SB-47), 5 feet north (SB-48), and 10 feet north (SB-52) of the MW-21 borehole at concentrations above the IDNR Statewide Standards.

• Arsenic in soil - arsenic was detected at concentrations above the IDNR Statewide Standard in three soil samples located in the southern portion of the property, soil samples from the boreholes for MW-30 and MW-34 in Yard 5 and one soil sample in the borehole for MW-28 west of the former waste storage area.

• Volatile organic compounds in the Buried Debris Area - ethylbenzene and xylenes were detected in a soil sample near the former waste storage area at concentrations above the IDNR Statewide Standards.

• Polychlorinated biphenyls in the Buried Debris Area - polychlorinated biphenyls were detected in a soil sample above the IDNR Statewide Standard.

• Asbestos in Buried Debris Area - two pieces of buried debris (tar material and slate) contained greater than 1% chrysotile asbestos. There is no statewide standard for asbestos.

• Groundwater - the dissolved metals manganese, cobalt, and lead were detected above the IDNR Statewide Standards in groundwater samples from the subject property.

Additional soil and groundwater sampling occurred in 2015 and the 2012 and 2015 results were presented in an updated Site Assessment Report, dated October 14, 2015.

A Risk Evaluation and Response Action Plan (dated November 16, 2015) was submitted to the department for review. The risk assessment concluded that the response action for groundwater shall be addressed by an environmental covenant that prohibits the installation of water supply wells in the affected area. Affected off-site properties not formerly owned by Terex are prohibited from installing water supply wells by Linn County Ordinance Article V, Sec. 10-143.1. The final groundwater monitoring report (dated September 2018) which did demonstrate contaminant plume stability was submitted for department review.

Soil contamination was addressed by excavation and disposal of shallow soils. Some on-site, deeper, moderately contaminated soils were left in place. The site has been redeveloped for non-residential purposes. The Soil Excavation Report (dated May 4, 2016) proposes to address this remaining on-site soil contamination by the environmental covenant by limiting any future development to non-residential use.

The Iowa Department of Natural Resources (IDNR) has approved all documents, actions and proposals for the former Terex property. An acceptable environmental covenant will be recorded prior to issuance of a final No Further Action Certificate. The site documents may be viewed online at <http://programs.iowadnr.com/contaminatedsites/pages/search.aspx>.

This public notice shall be published in the August 7, 2020 issue of the Cedar Rapids Gazette.

To request a public hearing on this matter, please contact Hyllton Jackson of IDNR at 515-725-8338 or by email [Hyllton.Jackson@dnr.iowa.gov](mailto:Hyllton.Jackson@dnr.iowa.gov) within 10 days of publication of this notice. Written comments may be submitted to IDNR on this matter to Hyllton Jackson, State of Iowa, Department of Natural Resources, Wallace State Office Building, 502 East 9th Street, Des Moines, Iowa 50319. All comments must be received within 10 days of publication of this notice.

**PUBLIC NOTICE OF STORM WATER DISCHARGE**  
**IA Investments, LLC** plans to submit a Notice of Intent to the Iowa Department of Natural Resources to be covered under the NPDES General Permit No. 2 "Storm Water Discharge Associated with Industrial Activity for Construction Activities."

The storm water discharge will be from construction activities for utility and building construction, grading and paving located on the east side of Rolling Acres Road in Rolling Acres Greens First Addition, Linn County, Iowa in the NE and NW 1/4 Section 5 Township 85 North Range 8 West. Storm Water will be discharged from one point source and will be discharged to the following streams: Unnamed tributaries to Blue Creek to Cedar River.

Comments may be submitted to the Storm Water Discharge Coordinator, IOWA DEPARTMENT OF NATURAL RESOURCES, Environmental Protection Division, Henry A. Wallace Building, 502 E 9th Street, Des Moines, IA 50319-0034. The public may review the Notice of Intent from 8 a.m. to 4:30 p.m., Monday through Friday, at the above address after it has been received by the department.

**PUBLIC NOTICE OF STORM WATER DISCHARGE**  
**The Flynn Company Inc.** plans to submit a Notice of Intent to the Iowa Department of Natural Resources to be covered under the NPDES General Permit No. 3 "Storm Water Discharge Associated With Industrial Activity From Asphalt Plants, Concrete Batch Plants, Rock Crushing Plants, And Construction Sand And Gravel Facilities")

The storm water discharge will be from a portable concrete batch plant located in SW 1/4 of SW 1/4 Sec 9, T84N, R66W Linn County

Storm water will be discharged from 1(one) point source(s) and will be discharged to the following streams: **Crab Apple Creek to Big Creek to the Cedar River**

Comments may be submitted to the Storm Water Discharge Coordinator, IOWA DEPARTMENT OF NATURAL RESOURCES, Environmental Protection Division, Henry A. Wallace Building, 502 E 9th Street, Des Moines, IA 50319-0034. The public may review the Notice of Intent from 8 a.m. to 4:30 p.m., Monday through Friday, at the above address after it has been received by the department.

“**Alexa,**  
**enable The Gazette**  
**Daily News Skill**”

Get The Gazette's top headlines on command through your Alexa device. Simply say:

**“Alexa, enable The Gazette Daily News skill,”**

and your Alexa will automatically add The Gazette's Daily News Briefing. After that, just say:

**“Alexa, what's the news?”**

and you'll hear the latest briefing. Listen to a new briefing every morning, Monday through Saturday. Don't have an Alexa device? You can also listen to the The Gazette Daily News Podcast wherever you get your podcasts.

