

PEN CITY CURRENT

It's **Black & White** and **Read** all over

Friday, July 8, 2022 | 13 pages | Volume 6 • Issue 123



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Rain dampens market



Photo by Chuck Vandenberg/PCC

Downtown Summer Market visitors in Fort Madison stop to consider the offerings of the Honey War Bee Co.'s honey and other wares Thursday night in Fort Madison.

THURSDAY MARKET: 100s turn out to shop, eat, drink, and tap a foot despite rain

BY CHUCK VANDENBERG

PCC EDITOR

FORT MADISON - Rain teased most of the area on Thursday throughout the day, but not enough to stop Darla Farrell from putting on the summer's second downtown festival.

Farrell said it's difficult when vendors pull out due to the threat of rain because she regularly has to turn people away due to the popularity of the event.

"It's tough when that happens. I have to tell some people no to keep a variety of vendors at the event. But then people don't show and I know some of those other people would have been here," Farrell said Thursday evening.

But that didn't stop hundreds from moving through Avenue G from 6th to 10th Street looking at wares, grabbing a bite to eat or a drink, and listening to music.

See **MARKET**, page 10

GROUNDBREAKING

The Madison breaks ground on 34,000 sq. ft. expansion

BY CHUCK VANDENBERG

PCC EDITOR

FORT MADISON - Mark Holtkamp tends to shy away from the media and let community people do the talking about growth in the city, but his recent \$8 million investment in assisted living and memory care is nothing to be shy about.

Holtkamp, a 1994 graduate of Fort

Madison Aquinas, took over ownership of The Madison in 2020 and within a year had a plan in place to expand on the property.

Wednesday morning officials stuck golden shovels into the ground to commemorate the official kick off of that project.

Directly to the northeast of the expansion project is an Urgent Care Clinic almost at completion. About a

half mile to the west is ground being prepared for the possibility of a new Lee County Health Department and on the east side of town is a mammoth undertaking to re-establish the Fort Madison Marina and Riverview Park area.

Those are signs that, according to Fort Madison Mayor Matt Mohrfeld,

See **GROWTH**, page 3

OPINION



Randy Evans,
Executive Director



Iowans' rights surpass political vicissitudes

In 1972, Gordon Garrison purchased 300 acres of farmland in Emmet County, a rectangle near the Minnesota border one county to the east of the Iowa Great Lakes.

The Iowa State University agricultural engineering graduate began raising sheep and crops. He also set about working to restore the "prairie pothole" ecology of shallow wetlands that was common in northwestern Iowa when white settlers began arriving 175 years ago.

Garrison built a house on his land in 1999. He still lives there, although his quality of life has taken a troubling turn since he put down roots there.

Life for Garrison and his neighbors changed significantly in December 2015 when New Fashion Pork LLP built a CAFO, or a confined animal feeding operation, uphill from and adjacent to Garrison's property. The confinement building — which the state allows to house 4,400 to 8,800 hogs, depending on their size — is about a half mile from Garrison's property.

A subsidiary of New Fashion Pork owns more agricultural land adjacent to Garrison's property. That land is used for disposal of hog manure.

It is important to remember that Gordon Garrison and his family arrived and built their home before the hog confinement entered the picture. It is important to remember that he was there before the Legislature passed the "right-to-farm" law in 2020 that provides livestock producers with broad immunity from lawsuits as long as they comply with state and federal regulations.

This isn't a matter of a family moving to an agricultural area and then being surprised to find there are unpleasant odors associated with livestock. Nevertheless, the Iowa law says animal-feeding operations "shall not be

See **EVANS**, page 5

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WEATHER

OpenWeatherMap

FRI 08 Jul Heavy Rain, 81° F/ 63° F
SAT 09 Jul Sunny & Warm, 81° F/ 61° F
SUN 10 Jul Sunny & Warm, 84° F/ 66° F

IOWA LOTTERY

LOTTO AMERICA 07/06 13 8 14 50, Star Ball: 1 All Star Bonus: 2
LUCKY FOR LIFE 07/06 1 6 15 35 42, Lucky Ball: 18
PICK 3 07/06 MIDDAY 3 2 0
PICK 3 07/06 EVENING 6 3 0
PICK 4 07/06 MIDDAY 9 7 19
PICK 4 07/06 EVENING 7 0 9 6
POWERBALL 07/06 32 36 49 62 69, Powerball: 13 Power Play: 2

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For the Record

For the Record

Fort Madison Police Report

06/28/22 - 12:00 a.m. - Fort Madison police arrested Kara Sue Nelson, 26, of Fort Madison, in the 26th block of Avenue I, on a warrant for 4th degree theft and a charge of violation of a domestic no-contact order. She was taken to Lee County Jail.

06/28/22 - 8:19 a.m. - Fort Madison police arrested Shaqwanza Aviance Trotter, 31, of Fort Madison, in the 4600 block of Avenue J, on a warrant for unauthorized use of a credit card. She was taken to Lee County Jail.

06/28/22 - 9:25 a.m. - Fort Madison police responded to a report of a property damage accident at the intersection of 18th Street and Avenue H.

06/28/22 - 2:19 p.m. - Fort Madison police responded to a report of a stolen vehicle in the 100 block of Oak Drive.

06/28/22 - 7:24 p.m. - Fort Madison police responded to a report of vandalism in the 2200 block of Avenue L.

06/28/22 - 9:05 p.m. - Fort Madison police arrested Shaquim Uriah Redd, 29, of Fort Madison, at the intersection of 26th Street and Avenue I, on a charge of violation of a domestic no-contact order. He was taken to Lee County Jail.

06/28/22 - 11:35 p.m. - Fort Madison police cited Jason Michael Fortune, 47, of Fort Madison, at the intersection of 28th Street and Avenue L, on a charge of driving under suspension.

06/29/22 - Fort Madison police had no activity to report

06/30/22 - 8:31 a.m. - Fort Madison police responded to a report of larceny/theft in the 1600 block of 32nd Street.

06/30/22 - 9:49 a.m. - Fort Madison police cited Wesley Wayne Schroeder, 44, of Fort Madison, in the 800 block of 13th Street, on a charge of city: no pet tags.

06/30/22 - 11:17 a.m. - Fort Madison police arrested Sherri Lynn Beames, 38, of Fort Madison, in the 1700 block of 35th Street, on charges of possession of drug paraphernalia, keeping vehicle or premise for controlled substance, and child endangerment.

06/30/22 - 11:17 a.m. - Fort Madison police arrested Jerry William Beames, 54, of Fort Madison, in the 1700 block of 35th Street, on charges of possession of a controlled substance, child endangerment, possession of drug paraphernalia, and keeping a vehicle or premise for controlled substance. He was taken to Lee County Jail.

07/01/22 - 12:44 a.m. - Fort Madison police responded to a report of a stolen vehicle in the 1400 block of 26th Street.

07/01/22 - 2:38 a.m. - Fort Madison police responded to a report of a burglary in the 2600 block of Avenue J.

07/01/22 - 5:43 a.m. - Fort Madison police responded to a report of a burglary in the 1900 block of Avenue J.

07/01/22 - 7:21 a.m. - Fort Madison police responded to a report of a property damage accident at the intersection of 12th Street and Avenue E.

07/01/22 - 10:18 a.m. - Fort Madison police responded to a report of a property damage accident at the intersection of 12th Street and Avenue E.

07/01/22 - 10:41 a.m. - Fort Madison police responded to a report of larceny/theft in the 2000 block of Avenue I.

07/01/22 - 10:47 a.m. - Fort Madison police responded to a report of larceny/theft in the 1400 block of Avenue D.

07/01/22 - 11:45 a.m. - Fort Madison police responded to a report of vandalism in the 2500 block of Avenue I.

07/01/22 - 1:29 p.m. - Fort Madison police arrested Alexis Taylor Pfeiff, 19, of Fort Madison, in the 1400 block of Avenue D, on charges of violation of a domestic no-contact order and interference with official acts. She was taken to Lee County Jail.

07/01/22 - 1:29 p.m. - Fort Madison police arrested Travis Scott Peel, 22, of Fort Madison, in the 1400 block of Avenue D, on charges of violation of a domestic no-contact order and interference with official acts. He was

taken to Lee County Jail.

07/01/22 - 4:07 p.m. - Fort Madison police responded to a report of a property damage accident at the intersection of 8th Street and Avenue E.

07/01/22 - 9:09 p.m. - Fort Madison police responded to a report of a burglary in the 1000 block of 48th Street.

07/02/22 - 2:40 a.m. - Fort Madison police arrested Robert Michael Hanley, 60, of North Carolina, in the 2400 block of Avenue L, on a charge of 1st offense OWI. He was taken to Lee County Jail.

07/02/22 - 10:10 a.m. - Fort Madison police responded to a report of a property damage accident in the 1500 block of Avenue H.

07/02/22 - 11:07 a.m. - Fort Madison police responded to a report of larceny/theft in the 800 block of Avenue F.

07/02/22 - 4:12 p.m. - Fort Madison police responded to a report of larceny/theft in the 2700 block of Avenue O.

07/02/22 - 5:48 p.m. - Fort Madison police responded to a report of larceny/theft in the 1400 block of Avenue F.

07/02/22 - 6:15 p.m. - Fort Madison police arrested Jeremy Francis Skelton, 31, of Fort Madison, in the 2700 block of Avenue O, on charges of simple assault and 3rd degree harassment. He was taken to Lee County Jail.

07/02/22 - 10:09 p.m. - Fort Madison police responded to a report of a property damage accident in the 3900 block of Bluff Road.

07/03/22 - 8:30 a.m. - Fort Madison police arrested John Robert Winkle Mead, 43, of Fort Madison, in the 2000 block of 303rd Avenue, on a charge of 2nd degree criminal mischief \$1,500-\$10,000. He was taken to Lee County Jail.

07/04/22 - 8:47 p.m. - Fort Madison police cited and released Lori Marie Vincent, 57, of Fort Madison, in the 2800 block of Avenue K, on charges of possession of drug paraphernalia and three charges of possession of a controlled substance.

07/05/22 - 6:00 p.m. - Fort Madison police arrested William Paul Co-

chenour II, 29, of Fort Madison, in the 3100 block of Avenue M, on a charge of 2nd degree theft greater than \$1,500 but less than \$10,000 and 4 counts of felony forgery. He was taken to Lee County Jail.

07/06/22 - 12:32 a.m. - Fort Madison police arrested Tyler Riley McFadden, 24, of Fort Madison, in the 1200 block of 23rd Street, on a charge of violation of a domestic no-contact order. He was taken to Lee County Jail.

07/06/22 - 12:32 a.m. - Fort Madison police arrested Crystal Ann Horn, 25, of Fort Madison, in the 1200 block of 23rd Street, on a charge of violation of a domestic no-contact order. She was taken to Lee County Jail.

Lee County Sheriff Report

06/28/22 - 11:39 a.m. - Lee County sheriff deputies responded to a report of a single-vehicle chase. According to the report, a vehicle driven by ??? Yount, 30, of Missouri, ????????

06/28/22 - 2:46 p.m. - Lee County sheriff deputies arrested Michael James Martindale, 31, of Donnellson, at the North Lee County Courthouse, on a warrant for contempt - any other act. He was taken to Lee County Jail and later released on a court-ordered release.

06/28/22 - 6:15 p.m. - Lee County sheriff deputies arrested Jacob Glen Russell, 40, of Keokuk, at the South Lee County Courthouse, on a judgment hold warrant. He was taken to Lee County Jail.

06/28/22 - 6:57 p.m. - Lee County sheriff deputies arrested Derek Roscoe Bradham, 30, of Cedar Rapids, in the 2900 block of Hwy. 16, Denmark, on charges of violation of a domestic no-contact order and controlled substance violation. He was taken to Lee County Jail.

06/28/22 - 7:17 p.m. - Lee County sheriff deputies arrested Kimberly Marie Pollock, 30, of Cedar Rapids, in the 2900 block of Hwy. 16, Denmark, on a charge of violation of a domestic no-contact order. She was taken to Lee County Jail.

06/28/22 - 10:32 p.m. - Lee County sheriff deputies arrested Levi Evan Michael White, 27, of Keokuk, at the sheriff's office, on a warrant for driving

under suspension. He was taken to Lee County Jail.

06/29/22 - Lee County sheriff deputies had no activity to report.

06/30/22 - Lee County sheriff deputies had no activity to report.

07/01/22 - 12:46 a.m. - Lee County sheriff deputies arrested Michael Anthony Bell, 31, of Keokuk, in the 2400 block of 340th Street, Keokuk, on 2 warrants for violation of probation and a charge of 1st offense trespassing. He was taken to Lee County Jail.

07/01/22 - 1:11 a.m. - Lee County sheriff deputies arrested Eric Joseph Rahn, 42, of Hamilton, in the 2400 block of 340th Street, Keokuk, on charges of possession of burglary tools and 2nd degree burglary. He was taken to Lee County Jail.

07/01/22 - 1:11 a.m. - Lee County sheriff deputies arrested Rebecca Sue Billing, 36, of Hamilton, in the 2400 block of 340th Street, Keokuk, on charges of 3rd degree burglary, possession of burglary tools, possession of a controlled substance, and unlawful possession of prescription drugs. She was taken to Lee County Jail.

07/01/22 - 6:17 p.m. - Lee County sheriff deputies arrested Justine Juanita McKay Shaw, 19, of Burlington, at the North Lee County Courthouse, on a warrant for failure to appear. She was taken to Lee County Jail.

07/01/22 - 9:00 p.m. - Lee County sheriff deputies arrested Joseph Paul Hummer, 25, of Burlington, at Hwy. 61 bypass and X32, on charges of possession of a controlled substance and dangerous weapon used in a crime. He was taken to Lee County Jail and later released on his own recognition.

07/01/22 - 11:41 p.m. - Lee County sheriff deputies arrested Charles Andrew Vernon Biddenstadt, 29, of Keokuk, in the 2400 block of Hwy. 103, West Point, on a charge of being a fugitive from justice. He was taken to Lee County Jail.

07/02/22 - Lee County sheriff deputies had no activity to report.

07/03/22 - 12:15 p.m. - Lee County sheriff deputies arrested Dontae Lavar Milliner, 35, of Colorado, in the 300 block of 5th Street, West Point, on charges of 2nd degree robbery and

1st degree theft greater than \$10,000. He was taken to Lee County Jail.

07/04/22 - Lee County sheriff deputies had no activity to report.

07/05/22 - 2:30 p.m. - Lee County sheriff deputies arrested Alfred Lee Knox, 65, of Burlington, at the South Lee County Courthouse, on a warrant for contempt - failure to pay fine/cost. He was taken to Lee County Jail.

07/05/22 - 7:08 p.m. - Lee County sheriff deputies arrested Joseph Pedro Farias III, 50, of Keokuk, in the 1000 block of Johnson Street Road, Keokuk, on charges of domestic abuse assault and 2nd degree criminal mischief \$1,500-\$10,000. He was taken to Lee County Jail.

07/06/22 - 12:00 a.m. - Lee County sheriff deputies arrested Shilo Adona Lee Stockwell, 27, of Fort Madison, at the North Lee County Courthouse, on a warrant for unauthorized credit card use less than \$1,500. She was taken to Lee County Jail.

Hancock County Sheriff Report
06/28/2022 - HOWES, DOUGLAS O (68 of Hamilton, IL) Illegal Transportation of Cannabis, Operate Uninsured Vehicle

06/29/2022 - SQUIER, TRISTAN A (25 of LaHarpe, IL) Improper Lane Usage, Disobey Stop Sign

06/29/2022 - GOLLIHER, KRISTEN M (36 of Keokuk, IA) Bail Bond Revocation

06/30/2022 - BEANS, JASON T (40 of Macomb, IL) Hancock County Warrant - FTA Burglary


07/01/2022 - WILSEY, BERNARD J (53 of Keokuk, IA) Driving While License Revoked

07/01/2022 - MEREDITH, KYLE D. S. (20 OF Burlington, IA) Henderson County Warrant, Henry County Warrant x2, Driving While License Revoked

07/02/2022 - BARRETT, DUSTIN L (40 OF Rushville, IL) Driving While License Revoked

07/03/2022 - MCPHERSON, DOUGLAS A (41 of Bowen, IL) Driving While License Revoked

Those listed above are charged with a suspicion of a crime and are presumed innocent until proven guilty in a court of law.



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From the Front

The Madison kicks off expansion project

GROWTH - Continued from Page 1

show Fort Madison is far from sitting idly by.

The new expansion will provide 36 new rooms, 24 for assisted living patients and 12 for memory care units in the 34,000 square foot addition.

Holtkamp said there are many to thank for getting the project to that point.

“We really appreciate everyone that’s helped us get here - from architects to contractors to really everyone with input to this point. We’ve had some great success with our other Birkwood Village we recently opened in Toledo (Iowa) and we’re really excited to bring this to Fort Madison as well,” Holtkamp said.

Mark Schickedanz, owner of Schickedanz Construction in Fort Madison, who’s the construction manager on the project. said he is hoping for a 13-month turnaround on the project.

Mohrfeld said there’s nothing he likes to hear more than development and investment.

“There’s no better word for a mayor to hear than the term “groundbreaking,”” Mohrfeld said.

“Mark is organic. He’s from here and to come back here and invest \$8 million in a needed industry in our community. You just can’t measure that. This translates into jobs. This is a big thing.”

The city got behind the project to the tune of a 10-year tax abatement approved in March of 2021 to encourage the development. The city balked at a 20-year TIF incentive, but said 10 years is a more contemporary approach to re-establish funds returning to city coffers for services quicker than traditional incentives.

Mohrfeld said the city is seeing traction in a lot of areas with conversations coming around child care and land development.

“If you were on the outside looking in and you’re seeing what we’re seeing and hearing. There is a lot happening,” he said.

With a backlog of possible tenants for the rooms on a list, staff at the event said they would begin working through the waiting lists of people looking for assisted living facilities as construction begins.



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Dr. De La Rosa is fluent in Spanish. She enjoys trying new foods, reading mysteries and watching movies.



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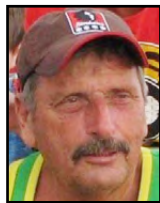
Obituaries

OBITUARIES

ROBERT R. HODSON

Robert Rex "Bob" Hodson, 84, formerly of Farmington, passed away suddenly in Des Moines, Iowa, Monday, July 4, 2022.

He was born on October 1, 1937, in Donnellson, Iowa the son of Lee and Ruth (Lang) Hodson.



HODSON

He grew up in Donnellson with his brothers Les, Jim, and sister Judy.

After graduating from Donnellson High School, he enlisted in the United States Navy (without telling his parents).

Bob was aboard the Naval carrier Shangri-la. At the end of his tour of Asia, while on shore leave, he went on a blind date with a young nurse named Nancy Hedgecock. They soon married and he convinced Nancy to move back to Iowa.

They spent 64 years together, and raised 3 children.

Bob is survived by his wife and children: Susan Hodson Milligan, Brett Hodson (Kathleen) and Linda Gourd (Joe).

Also surviving are grandchildren: Danielle, Tyler (Heather), Alyssa (Alex), Michael, Izabel and Hugh; greatchildren: Mikey, Ava, and TJ; nephews: Mike, Steve, Pat, & Niece, Kim.

Bob loved to work and took pride in working very hard. He owned and operated Hodson Construction for many years. Bob loved the natural beauty of Southeast Iowa & loved the community of people that live there. He was often found outside working in the garden, cultivating flowers, feeding birds, fishing, camping, making maple syrup, or helping a neighbor. You would also find him as a regular having coffee at the local cafe, or gathering at "Bill's barn" debating and discussing all of the important current events.

A visitation will be held from 10:00 a.m. to 11:00 a.m. Friday, July 8, 2022, at the Schmitz Funeral Home in Farmington, Iowa. Following the visitation, a celebration of Bob's life will be held at the Schmitz Funeral Home in Farmington, Iowa at 11:00 a.m.

Burial will be at the Evangelical Cemetery in Donnellson, Iowa.

Memorials may be made in his memory to either Lee County Conservation via Three Rivers Conservation Foundation or Van Buren County Conservation. Online condolences may be made to the family at www.schmitzfuneral-homes.com.

OBITUARIES

SYDNEY D. GARCIA

Sydney Diane Garcia, 65, of Keokuk, IA died Wednesday, June 29, 2022 at her home.

She was born August 29, 1956 in Keokuk, IA the daughter of David LeRoy and Judith Faye Murphy Harrison.

On December 20, 1975 Sydney was united in marriage to Elmer "Al" Garcia in Hamilton, IL. He preceded her in death on March 26, 2016.

Sydney was of the Catholic faith and had been baptized at St. Mary's Catholic Church.

She enjoyed watching Thursday night PBS on television, cooking and taking joy rides around town with the top down in her convertible.

Sydney is survived by two sons, Samuel Garcia (Cindy Carrey) of Hamburg, NY and Richie Garcia of California, two step-daughters, Jennine Rose Harrison of Burlington, IA and Heather Queen (Drew) of New Hampshire, nine grandchildren, Clara Rose, Juliana Maria, Gabriella Lee, Keri, Michael, Kelsey, Ryan, Sofie and Madaline and two great-grandchildren, Kaden and Kyson. She is also survived by one sister, Mary Ellen Groves of Keokuk, two brothers, David LeRoy Harrison of Mt. Pleasant, IA and Anthony Wayne Murphy (LouAnn) of Osage, IA, one step-sister, Kathy Morris (John) of Keokuk, four half-sisters, Vickie Gilbert (Ray) of Wayland, MO, Amy Harrison of Keokuk, Becky Crowell (Shawn) and Rachel Robinson (Mark) of Carbondale, IL and many nieces and nephews.

Besides her husband, she was also preceded in death by her parents.

There will be no services.

The Vigen Memorial Home in Keokuk, IA is assisting the family with arrangements.

Online condolences may be sent to the family at www.vigenmemorial-home.com.

Pen City Current obituary policy

Pen City Current runs obituaries one time at no charge to funeral homes and they run the day they are submitted in most cases. They are also run as submitted by the funeral homes. Reposting of obituaries due to changes can only be requested by the submitting funeral home and will be assessed a \$15 reposting fee.

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From the Front

Rulings amount to an order of “taking one for the team”

EVANS - Continued from Page 1

found to interfere with another person’s comfortable use and enjoyment of the person’s life or property.”

Garrison’s comfortable use and enjoyment of his property changed after the CAFO was built. He experienced nausea and dizziness from the odor and said it was sometimes so intense he could not work outside. Nearby landowners corroborated his complaints.

That’s what brought Garrison before the Iowa Supreme Court last week. But in the topsy-turvy world in which we live these days in Iowa, the justices sided with New Fashion Pork in Garrison’s lawsuit against the CAFO over its noxious odors and manure pollution reaching onto his land.

The 4-3 decision also threw out the Supreme Court’s own legal test that has guided the courts of Iowa for 18 years in deciding questions of whether a CAFO is operating as a public nuisance. The court’s decision said, “CAFOs are controversial, but it is not our role to second-guess the Legislature’s policy choices.”

The three justices who sided with Garrison — Brent Appel, Christopher McDonald and Dana Oxley — delivered an important lesson on Iowans’ inalienable rights, which stand above laws the Legislature enacts. But the four-justice majority wasn’t buying the analysis.

Appel wrote in his dissent, “We must never forget that the Iowa founders presented a rights-based constitution to the voters of Iowa. And the rights provided in the Iowa Constitution are superior and above the vicissitudes of politics.”

He continued: “The first article in the Iowa Constitution is the Iowa Bill of Rights, and the first section of the first article is what has been called the inalienable rights or the natural rights clause. ‘All men and women are, by nature, free and equal, and have certain inalienable rights — among which are those of enjoying and defending life and liberty, acquiring, possessing and protecting property, and pursuing and obtaining safety and happiness.’ ”

In the understatement of the day, he added, “The founders were well aware of the capability of special interests to dominate the halls of government. ... The Iowa Bill of Rights is a shield that protects the people’s rights from the political process.”

As you read Appel’s lesson on the history of special interests in Iowa government, circa 1857, you can easily jump forward to today and think of “agricultural interests” and state political leaders’ lack of concern about the growing water quality problems across Iowa and the quality-of-life concerns arising from the hog confinements like the one sending odors over the home of Gordon Garrison and funneling manure onto his property.

Appel wrote, “The central issue in this case is this: Can the government, consistent with

article I, section 1 of the Iowa Constitution, enact a statute that authorizes a landowner to appropriate or take for the landowner’s benefit the property interest of a neighboring landowner, without any compensation or benefit to the other owner?”

He added, “In other words, are we telling the existing property owners that they are required to ‘take one for the team’ as the private owners next door emit nuisance odors under a scheme of statutory immunity?”

Justice McDonald was equally blunt:

“The Iowa Constitution affords strong protection for private property. These interrelated constitutional provisions preclude the government from immunizing private nuisancers from having to pay full compensation for depriving another of the right to use and enjoy property. At least they did until today. The majority overturns well-supported and well-established case law and eviscerates the right to possess, use, enjoy, and protect property.”

He added, “I respectfully dissent.”

Randy Evans is a regular contributor to Pen City Current, and can be reached at DMRe-vans2810@gmail.com.

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PUBLIC NOTICES

**PUBLIC NOTICE
West Burlington
Planning and Zoning
Commission Meeting
Minutes
Thursday,
January 13, 2022**

The West Burlington
Planning and Zoning

**HELP
WANTED**

LEE COUNTY
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**ASSISTANT TO
ENGINEER**

Lee County is taking applications for an Assistant to Engineer to work out of our Fort Madison, Iowa office. Duties will include conducting National Bridge Inspection Standards inspections of in-service bridges, preparing engineering plans and specifications for road-related construction or maintenance projects and serving as project lead inspector on construction projects, including directing and supervising contractors and County employees. Wage based on experience and qualifications.

Lee County provides equal opportunity in employment to all persons regardless of age, race, creed, color, sex, national origin, religion or disability.

To apply, download an application from our county website, www.leecounty.org or request one from the Engineer office, and return your completed application, along with a resume to: Lee County Engineer, P.O. Box 158, Fort Madison, IA 52627, or email it to engineer@leecounty.org. Applications will be accepted until 4:00 p.m., Friday, July 15, 2022.

If you have any questions please contact Lee County Engineer, Ben Hull, at (319) 372-2541 or email him at engineer@leecounty.org.



Commission met on Thursday, January 13, 2022, at 6:00 p.m. at West Burlington City Hall, 122 Broadway Street, West Burlington, Iowa, with Chairman Steve Swafford presiding.

MEMBERS PRESENT: Steve Swafford, Karen Dewey, Larisa Conner, and Gary Deen

MEMBERS ABSENT: Blake Ruther and Sandy Lee

ALSO PRESENT: City Clerk Kelly Fry

CALL TO ORDER
ROLL CALL
PERFECTING & AP-

**HELP
WANTED**

**Henry County
FSA is Hiring!**

The Farm Service Agency in Mt. Pleasant is looking for qualified applicants to fill the position of a Full-Time, Program Technician.

Applicants should be able to utilize various types of computer systems and programs, have exceptional organizational and customer service skills, and the ability to work independently and cooperatively in a group setting. A general knowledge of agricultural practices would also be beneficial.

To apply for the Full-Time Program Technician position, you can go online to www.usajobs.gov between June 28, 2022 and July 12, 2022. Search for Job Announcement Number FSACO-11545268-22-IA-KR or just Click Here to take you to the job announcement.

*All applications must be submitted online through the USAJOBS website.

Any questions regarding this position can be directed to:

Sheri Fraise, CED at (319)385-2037 at Henry County FSA
USDA is an Equal Opportunity Employer

PROVAL OF AGENDA

Moved by Dewey, seconded by Conner, to approve the agenda as presented. Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

PERFECTING & APPROVAL OF MINUTES

Consider approval of minutes from the Planning and Zoning meeting on October 14, 2021

Moved by Dewey, seconded by Conner, to approve the minutes as presented. Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

NEW BUSINESS

Consider appointing Chairman for 2022

Moved by Dewey, seconded by Conner, to appoint Steve Swafford as the Chairman for 2022 Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

Consider appointing Vice-Chairman for 2022

Moved by Dewey, seconded by Swafford, to appoint Gary Deen as Vice Chairman for 2022. Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

Consider appointing P&Z Member to serve on the Board of Adjustment

Moved by Swafford, seconded by Dewey, to appoint Gary Deen to

**HELP
WANTED**

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serve as the Planning and Zoning Commission's representative on the Board of Adjustment. Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

Review 2020 Comprehensive Plan Goals and discuss updating plan

The Commission briefly discussed updating the City's Comprehensive Plan. City Administrator Mandsager plans to hold a Goal Setting Session with City Council as soon as the budget process has been completed.

Once Council has established goals, they can be used to help get started with the update. More information will be provided to outline the steps in updating the plan.

**OLD BUSINESS
ADJOURN**

There being no further business, the meeting adjourned at 6:35 p.m.

Moved by Dewey, seconded by Conner, to adjourn the meeting. Motion carried by the following votes:

Ayes: Swafford, Dewey, Conner, and Deen

Kelly D. Fry, City Clerk
Steve Swafford, Chairman

**PUBLIC NOTICE
GREEN BAY LEVEE
& DRAINAGE DISTRICT
REGULAR MEETING
MINUTES
THURSDAY,
MAY 26, 2022**

The Green Bay Levee & Drainage District met at the regular meeting on Thursday, May 26, 2022 at 7:00 p.m. at the Heartland Co-Op, Wever. Present were trustees Mike Walker, Rick Kuntz, Brandon Bonar and clerk, Kimberly Spear. Also present were other members of the community.

All votes are unanimous unless otherwise indicated. Spear read the minutes from the regular meeting held on April 28, 2022. Moved by Walker,

seconded by Kuntz, to approve the minutes. Motion carried.

Pat Kaltefleiter gave the May Pump Master report. River stage in May was 13.59. Moved by Walker, seconded by Bonar, to accept the Pump Master Report as presented. Motion carried.

Discussion was had regarding the pipelines. Hugh Vandergriff from the Iowa Fertilizer Plant was present to give information and answer questions. The district has no issues at this point. By agreement, the District allows access under or over the levee as long as approved by the Corp of Engineers.

Walker updated the board regarding the sand movement project. There are no new developments.

Walker gave an update on the main ditch project. It is virtually done and we are waiting on FEMA at this point.

The East/North side of the relief wells are finished and they starting on the other side. Green Bay and 1 other district are the only ones done this year on the upper half of the Mississippi.

Walker gave an update on the USACE 408 permit. There is nothing new to report.

Moved by Walker, seconded by Kuntz to approve the Clerk's Report. Motion carried. Current balances are \$215,425.54 in the Operating Fund and \$1,000.00 in the Bond Fund.

At 7: 34 p.m. Walker made a motion to adjourn. It was seconded by Kuntz. Motion carried.

The next regular meeting of the Drainage District will be Thursday, June 30, 2022.

Respectfully submitted by Kimberly Spear, Lee County Auditor's Office.

**PUBLIC NOTICE
West Burlington
Regular City Council**

**Meeting Minutes
Wednesday,
June 15, 2022**

The West Burlington City Council met in regular session on Wednesday, June 15, 2022, at 6:00 p.m. at West Burlington City Hall, 122 Broadway Street, West Burlington, Iowa, with Mayor Ron Teater presiding.

MEMBERS PRESENT: Ron Teater, Kathy Newberry, Andy Crouner, John Johnson, Therese Lees, and Melanie Young

MEMBERS ABSENT:

ALSO PRESENT: Police Chief Jesse Logan, Fire Chief/Building Inspector Shaun Ryan, City Clerk Kelly Fry, IT Administrator Brad Newberry,

Finance Manager Angela Moore, and City Administrator Gregg Mandsager

CALL TO ORDER
PLEDGE OF ALLE-

GIANCE

ROLL CALL

PERFECTING & APPROVAL OF AGENDA

Moved by Lees, seconded by Crouner, to approve the agenda as presented. Motion carried by the following votes:

Ayes: Newberry, Crouner, Johnson, Lees, and Young

CONSENT AGENDA

- Approve minutes from the Regular City Council meeting on June 1, 2022

- Approve Liquor License for Broadway Bar and Grill, Inc. Outdoor Service Area on July 4, 2022

- Approve Cigarette Permit renewals for Westland Fast Break, Hwy 34 Truck Stop, Casey's, Murphy USA, Walmart, MK Minimart

- Approve Clerk's Monthly Financial Report for April 2022

- Approve Clerk's Monthly Financial Report - May 2022

- Approve additional swimming pool staff for the 2022 pool season

- Approve Payment to Land & Water Vegetation Control, LLC - \$6,300

Classifieds/Public Notices

PUBLIC NOTICES

- Approve payment to Hydro-View - \$6,235
- Approve payment to Snyder & Associates for engineering services related to the Water Tower & Booster Station Project - \$13,090.40

- Approve payment of Claims as listed on the June 15, 2022, Expense Approval Report - \$158,588.17

Moved by Lees, seconded by Johnson, to approve the Consent Agenda items as presented. Motion carried by the following votes:

Ayes: Newberry, Crowner, Johnson, Lees, and Young

COUNCIL & STAFF REPORTS

CITIZEN INQUIRIES
Freddie Starling, 517 S. 7th, Burlington, Iowa, addressed the council concerning an issue he had with the Fire Department at Westland Mall. Mr. Sterling reported that the driver of the fire truck yelled at him to move out of the fire lane, where he had pulled up and parked to let someone out of his car.

Mr. Sterling said he was sitting in his vehicle parked in the fire lane when the fire department arrived with emergency lights on. The firefighter driving the fire truck yelled at him to move out of the fire lane. Mr. Sterling felt that the firefighter yelled at him in a racial tone. Mr. Sterling eventually moved his vehicle and parked in the parking lot. He then went into the mall and confronted one of the firefighters and eventually asked to have a police officer respond to the scene. Mayor Teater apologized to Mr. Sterling for the incident. City Administrator Mandsager informed Mr. Sterling and the Council that he had reviewed the body camera footage and did not feel the firefighter was out of line asking him to move his vehicle out of the fire lane where emergency vehicles were responding.

NEW BUSINESS

Discuss proposed changes to Stipend for West Burlington Firefighters for Fiscal Year 2022 -2023

Fire Chief Ryan proposed changes to the way the Fire Department's annual stipend is paid to the firefighters. Ryan was not at the meeting and City Administrator Mandsager asked Council to table the issue until the next meeting when Chief Ryan was present.

Moved by Lees, seconded by Newberry, to table consideration of a Resolution setting the

Stipend for West Burlington Firefighters for Fiscal Year 2022 -2023. Motion carried by the following votes:

Ayes: Newberry, Crowner, Johnson, Lees, and Young

Consider a Resolution authorizing the filing of an application for State Recreational Trail Funding for the Construction of a Trail along Gear Ave. from the south side of Highway 34 interchange to Huston Street

Council discussed the opportunity to apply for State Recreational Trail Funding through the Southeast Iowa Regional Planning Commission (SEIRPC) to help pay for the construction of a 0.56-mile trail from the south side of the US Highway 34 interchange at the entrance of Southeastern Community College north to Huston Street. The City would be responsible for a minimum local funding match of 25% and would be responsible for adequately maintaining the trail for its intended public use for a minimum of 20 years following project completion, and hereby authorizes the City of West Burlington to apply for funding the improvements

Moved by Lees, seconded by Young, to approve a Resolution authorizing the filing of an application for State Recreational Trail Funding for the construction of a Trail along Gear Ave. from the south side of Highway 34 interchange to Huston Street. Motion carried by the following votes:

Ayes: Newberry, Crowner, Johnson, Lees, and Young

Consider the renewal of a contract with LaVeine Sanitation for solid waste collection services from July 2022 - June 2025

LaVeine Sanitation has presented new rates for the renewal of the Municipal Solid Waste Disposal Contract, which would cover June 30, 2024, through June 30, 2025. The proposed fees are as follows:

- July 1, 2022-June 30, 2023, \$14.35 per household

- July 1, 2023-June 30, 2024, \$14.35 per household

- July 1, 2024-June 30, 2025, \$14.85 per household

Moved by Crowner, seconded by Newberry, to approve a contract with LaVeine Sanitation for the renewal of the Municipal Solid Waste Collection Contract. Motion carried by the following votes:

Ayes: Newberry,

Crowner, Johnson, Lees, and Young

Discuss amending Chapter 53 of the City Code related to grass and weed

Johnson asked Council to consider changing Section 53-04 of the City Code related to Uniform Height Specifications for grass, weeds, or brush. The current code states that grass, weeds, and brush are not allowed to grow in excess of six inches (6") in height. Anything over six inches (6") in height would be considered a violation of the city code. Johnson suggested the height requirement be increased to eight inches (8"). Crowner and Young agreed. Lees and Newberry were satisfied with it remaining at six inches (6"). Staff will prepare an Ordinance for Council to consider at the next meeting.

OLD BUSINESS CITIZEN INQUIRIES ADJOURN

There being no further business, the meeting adjourned at 7:10 p.m.
Approved
Ron Teater, Mayor
Kelly D. Fry, City Clerk

PUBLIC NOTICE MONTROSE CITY COUNCIL MEETING JULY 14, 2022 4:30 P.M. REGULAR MEETING MONTROSE CITY HALL AGENDA

Regular Meeting postponed from July 7, 2022 due to a Covid outbreak in City Hall.

NOTICE TO THE PUBLIC: The Mayor and City Council welcome comments from the public during discussion. If you wish to speak, please step up to the Council table, state your name and address for the record and limit the time used to present your remarks to five minutes in order that others may be given the opportunity to speak. The normal process on any particular agenda item is that the motion is placed on the floor, input is received from the audience, the Council is given an opportunity to comment on the issue or respond to the audience concerns, and the vote is taken. On ordinances, there is time provided for public input at the time of the first reading. In consideration of all, if you have a cell phone, please turn it off or put it on silent ring.

CALL TO ORDER.

PLEDGE OF ALLEGIANCE.

CONSENT AGENDA:

All items listed under the Consent Agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time the Council members vote on the motion.

1. Approve Agenda as written.

2. Approve June 2, 2022 Regular Meeting Minutes; June 6, 2022 Special Meeting Minutes, as submitted.

3. Approve June 2022 Treasurer's Report as presented.

4. Approve Payment of Claims as presented.

PUBLIC FORUM:

This is a time set aside for comments from the public on topics of City business other than those listed on this agenda. Please understand that the Council is not likely to take any action on your comments at this meeting due to requirements of the Open Meetings Law, but may do so at a future meetings. The Mayor and City Council welcome comments from the public; however, at no time is it appropriate to use profane, obscene, or slanderous language. The Mayor may limit each speaker to five minutes.

EMPLOYEE COMMENTS:

COMMITTEE REPORTS:

Public Safety, General Government & Enterprise, Culture & Recreation, Public Works, Economic & Community Development.

OLD BUSINESS:

1. Discuss with property owners at 610 Main Street a mutual agreement regarding parking

during ball season.

2. Consider and approve hiring a tree company to cut down a tree in the 400 block of the alley between Cedar and Spruce.

3. Consider and possibly approve a City Hall Facebook (Meta) page; or have a City website.

4. Consider and possibly approve a City Hall All-In-One machine.

5. Consider and approve Cemetery job description.

6. Consider and possibly approve new City Hall and Library lights.

7. Consider and possibly approve replacing the Library eave spout with one that is a 6 inches in diameter, with downspouts and 2 runs for approximately \$700.00.

8. Consider and possibly approve Change Order No. 1 for Rudd Contracting for extra time and material for Library drywall and mud the windows.

9. Consider and possibly approve hiring an electrician to see if one of the Library meters can be

removed.

NEW BUSINESS:

1. Consider and approve adding Stacey Holder as signatory on all checking and savings accounts.

2. Consider and approve a City Credit Card for new City Clerk/Treasurer Stacey Holder.

3. Consider and possibly approve payroll direct deposit to employee/Council bank accounts.

4. For discussion: HF2130 – ATV/UTV going into effect in July.

5. Consider and approve purchasing used brush hog from Council Member Junkins in the amount of \$1,100.00.

MAYOR AND COUNCIL COMMENTS AND FUTURE AGENDA ITEMS.

ADJOURNMENT:

*Please note that this agenda may be changed up to 24 hours before the meeting time as provided by Section 21,4(2). Code of Iowa.

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Obituaries/ From the Front

Last summer market set for Aug. 18

MARKET - Continued from Page 1

The market was the second of three that Farrell organizes each summer in downtown Fort Madison. The first was on June 9 and the final summer market for this year will be held on August 18.

This is the fourth year for the summer markets and Farrell is already looking forward to 2023 and how she can make a bigger celebration for the fifth annual event.

"We're thinking about it and wondering how we can make that a special event," Farrell said.

She said this year's first event in June was one of the largest in terms of attendance that the market has ever had.

"It was phenomenol. We had so many people here shopping, getting

food and maybe a drink. Sales were very good, but some people are saying today they did even better."

The market features local food, crafts, wines, and clothing with some of the more prominent names including Harvestville Farms, Hinterland Dairy, Pool 19 Plants and Records, Honey War Bee Co., and Wever Odd-fellows pedaling ice cream. Coal Haus Founder Chase Gibb was on hand tossing pizzas for those building up an appetite walking the market.

Many of the car show participants stuck it out through the sprinkles to allow visitors to look over the vintage offerings at the market's western end.

The final market on Aug. 18 will run from 3 p.m. to 8 p.m.

Coal Haus Founder Chase Gibb was down in Fort Madison Thursday peddling his coal fired pizzas as part of the city's second Downtown Summer Market of the year.



OBITUARIES

LAWRENCE D. DAVIS

Lawrence Dale "Larry" Davis "LD", 70, of Keokuk, IA, died Tuesday, July 5, 2022 at the West Point Care Center in West Point, IA.

He was born on December 23, 1951 in Keokuk, the son of Ralph and Peggy (Percival) Davis. He graduated from Bear Creek High School in Morrison, CO with the Class of 1970.



DAVIS

Larry had worked as a semi-truck driver and at several manufacturers including Sheller Globe, Foote Mineral and CHMI. He also worked as a bartender at several local establishments. Most recently he had owned and operated the Starlite Lounge in Keokuk.

He enjoyed riding his Harley and shooting pool. He was a talented woodworker and especially enjoyed making picture frames, shelves and coasters.

He is survived by his father, Ralph Davis of Keokuk, four sons, Tobias "Toby" Davis (Irene Vega) of Montrose, Steve Davis of Keokuk, Matthew Nelson (Trisha Elder) of Keokuk and Isaac Malloy (Halley) of Keokuk, one daughter, Kelsey Washburne (Zach Lewis) of Iowa City and numerous grandchildren. He is also survived by two brothers, Steve "Gus" Davis (Diana) of Hamilton and Mike Phillips (Refina Torres) of Patterson, CA, one sister, Debbie Miller (Ronald) of Keokuk and several nieces and nephews.

He was preceded in death by his mother and his grandparents.

A memorial service will be held at 12 noon, Monday at the Vigen Memorial Home in Keokuk, IA with Pastor Rick Kent and Pastor John Happs officiating.

Visitation will be held prior to the service Monday, from 11:00 a.m.-12 noon, at the funeral home with family meeting with friends at that time.

Memorials may be made to the American Cancer Society.

Online condolences may be sent to the family at www.vigenmemorial-home.com.

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BROCKMAN CHIROPRACTIC

is closing

Dr. Brockman's last day in the office will be Thursday, July 14, 2022

Please call for an appointment before then and to talk about a copy of your records. The office will remain open until **Friday, July 22, 2022** with varied hours to answer any questions or to obtain a copy of your file.

Dr. Brockman has enjoyed his time as a chiropractor in Fort Madison and is grateful that his patients entrusted him with their chiropractic care.

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ABATE DISTRICT #18

HOSPICE RIDE



SATURDAY, JULY 16, 2022

\$10 – ABATE member

\$12 – Nonmember

All proceeds benefit Lee County Health Department Hospice and Southeast Iowa Regional Hospice

STARTS:

ENDS:

Doris' Tavern

733 S. Roosevelt Ave., Burlington

Biscuits & Gravy

Available Before Ride

10 a.m. – 12 p.m.

RIDE SIGN UP

Noon

KICKSTANDS UP

Eagles Club

4821 Avenue O. Apt. 4, Ft. Madison

Meal Available

After Ride

6 p.m.

LAST BIKE IN

6:15 p.m.

LIVE AUCTION

Open to the public-bikes, cars, trucks, whatever! For more information, call Randy "Dog" Hiland at 319-572-5733. To donate items for live auction, please call Amanda Bass at 319-850-4909.

T-SHIRTS: \$20

Available at:

Doris' Tavern

733 S. Roosevelt Ave., Burlington

Southeast Iowa Regional Hospice

1306 S. Washington Rd., West Burlington
and 5445 Avenue O Suite 114, Ft. Madison





July 1st – August 5th

(no meals July 4th)

FM

Sit & Eat Service – Monday thru Friday
For all kids 18 years old and younger.



10:45-11:05

- **Lincoln Elem**
14th St & Ave E
(playground)

11:15-11:35

- **FM High School**
20th St & Ave C
(by pool)

11:00-11:30

- **ECC**
23rd & Ave J
No meals July 4-8
- **YMCA**
220 – 26th St
No meals on Fridays

11:50-12:10

- **Victory Park**
23rd St & Ave F
(playground)

12:30-12:50

- **Richardson Elem.**
33rd St & Ave L
(playground)

1:00-1:20

- **Salvation Army**
1415 Ave M
(south side)