

# PUBLIC NOTICE

## NOTICE OF HEARING ON DRAINAGE REPAIRS DRAINAGE DISTRICT NO. 57 HANCOCK COUNTY, IOWA

TO: Michael L. Albers, Randy D. Albers, Denise M. Davis, Cheri L. Schmidt, Robert Wesley & Sheryl R. Andegson, Andrew J. & Bobbi J. Bruggeman, Joan Bruggeman, Dean L. Cataldo, Billie E. Christie, Jonathan Christie, Derek Christie, Hancock County Roads, Hancock County, Iowa, Hrubes Sac L.P., Steven A. & Nancy M. Jass, Trey Jass, Robert E. Kahl Living Trust, Alfred D. Klooster, Betty Lange, Michael A. Legge Testamentary Trust & Monica R. Legge, Gary F. McCabe, O & J Realty, LLC, Kimberly Ann O'Connell, Bonita L. Pringnitz Trust Agreement, Schmidt Bros, LC, Schmidt Family Farms, Inc., Schmidt Livestock, Inc., David Schoenwetter, Ethel I. Schoenwetter Trust, Edward A. & Kimberly A. Swanson, John Charles Turgasen & Shirley Hill, Pauline M. Turner, LaVern Dean Velau, Terry L. & Lannetta S. Woiwood, property owners as shown above, encumbrancers, lienholders, unknown heirs and claimants by will, to all whom it may concern, including the actual occupants of the land, or tract of land, described in and including Drainage District No. 57, Hancock County, Iowa.

YOU AND EACH OF YOU ARE HEREBY NOTIFIED that the Board of Supervisors of Hancock County, Iowa, acting as trustees on behalf of Drainage District No. 57 in said county has employed Kent L. Rode, P.E., Bolton & Menk as an engineer to determine the feasibility or the necessity of having repairs concerning the drainage facilities of Drainage District No. 57 in order to provide adequate drainage and relief for the lands included in said Drainage District No. 57.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors of Hancock County requested that said engineer make a preliminary survey and investigation of the possible repairs of Drainage District No. 57.

YOU ARE FURTHER NOTIFIED that drainage engineer, Kent L. Rode, P.E. has filed his report with the Auditor of Hancock County in which he recommends certain repairs. That the engineer's estimate for the costs of the proposed repairs are as follows:

Lower Main Tile Repair Est. Assessable Constr. Cost - \$155,000.00

Lateral 49 Repair Estimated Assessable Constr. Cost - \$31,000.00

Estimated Secondary Roads Crossings Cost - \$68,500.00

YOU ARE FURTHER NOTIFIED that this report and recommendations in full are on file in the office of the Hancock County Auditor at the Courthouse in Garner, Iowa, for your information. Electronic copies of the report may be obtained via email by contacting the Auditor's office at [ann.hinders@hancock-countyia.org](mailto:ann.hinders@hancock-countyia.org). You are encouraged to review the report prior to the date set for hearing in this notice. Said

report has been reviewed and considered by the Board of Supervisors and has been tentatively approved as the board has determined that the repairs are necessary and feasible. The engineer's report also contains the following recommendations and proposals:

1. Interest Rate and Waivers. The board will consider the appropriate interest to charge and determine the length of time that assessments may be paid of not less than ten (10) nor more than twenty (20) years and the interest rate for this project.

For further particulars, you are referred to the engineer's report for Drainage District No. 57 now on file in the office of the Hancock County Auditor.

YOU ARE FURTHER NOTIFIED that the Board of Supervisors of Hancock County, acting on behalf of Drainage District No. 57 has fixed a time and place of hearing on said report and proposed repairs for February 22, 2022 at 11:00 a.m., in the Hancock County Supervisor's Board Room, Hancock County Courthouse, 855 State Street, Garner, Iowa. Additionally, the meeting will be held online using go to meeting link: <https://global.gotomeeting.com/join/126266789>. You can also dial in using your phone 1 (646) 749-3122. Access Code: 126-266-789. At said hearing, the Board of Supervisors shall hear objections to the feasibility of such repairs and of the drainage district as may be presented by and for any landowner in the district. The report of the engineer as filed herein may be amended before final action is taken thereon by this Board of Supervisors. This hearing may be continued from time to time without further notice as determined by this Board of Supervisors.

YOU ARE FURTHER NOTIFIED THAT ALL OBJECTIONS TO THE ENGINEER'S REPORT OR TO ANY MATTER CONNECTED WITH THIS HEARING MUST BE IN WRITING AND FILED WITH THE HANCOCK COUNTY AUDITOR AT OR BEFORE THE TIME FIXED FOR HEARING. Any interested party may be heard in an argument by himself or by counsel. Anyone who fails to object in writing shall be held to have waived all objections and claims for damages. Any interested party may file a written supporting statement with the Auditor, at or before the date for hearing.

YOU ARE FURTHER NOTIFIED that if you fail to object, the Board of Supervisors can make a final decision to make repairs. As a consequence of your failure to object you lose your right to appeal the final decision within twenty (20) days to the Iowa District Court.

This notice is published and mailed as provided by law at the direction of the Board of Supervisors of Hancock County, Iowa, acting on behalf of Drainage District No. 57.

*Michelle K. Eisenman*

*Hancock County Auditor*

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