

**April 2, 2001**

The Mahaska County Board of Supervisors met on the above date at 9:00 a.m. in the third floor conference room of the courthouse. Present were the following board members: Howard Groenendyk, Greg Gordy and Henry VanWeelden. Also present were: Rick Johnson, Marge Streigel, Violet VanderLinden, Joleen Arnold, Mary Inman, Lori Faybik, a representative from Mid-States Truck and Sue Brown, Deputy Auditor. Chairman Groenendyk called the meeting to order with a moment of silence.

It was moved by VanWeelden to approve the agenda as presented. Gordy seconded. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the minutes of March 19<sup>th</sup> and 26<sup>th</sup>. Motion carried.

It was moved by Gordy to accept the bids from McCartie Construction of \$4,145.00 and Roe Heating of \$296.32 for the dividing of two rooms in the Mahaska Building to create two offices for their child protection area. VanWeelden seconded. Motion carried.

VanWeelden moved to approve the bills for March in the amount of \$684,185.53 and March payroll in the amount of \$333,718.82. Gordy seconded. Motion carried.

It was moved by Gordy seconded by VanWeelden to move into Public Hearing on the proposed county ordinance to regulate smoking at the Mahaska County Courthouse. All ayes. Motion carried. The ordinance was read. No public input, written or otherwise, was noted. Gordy moved and VanWeelden seconded to close public hearing. All ayes. Motion carried. VanWeelden moved to waive the second and third reading and to approve the ordinance. Gordy seconded. Motion carried.

### **ORDINANCE No. 120**

An Ordinance regulating smoking on the premises of the Mahaska County Courthouse.

Section 1:

Purpose: The purpose of this Ordinance is to regulate smoking at the Mahaska County Courthouse.

Section 2:

Definitions:

“Mahaska County Courthouse” as used in this Ordinance means the three-story brick building located at the corner of South First Street and High Avenue East in the City of Oskaloosa, Mahaska County, Iowa.

“Entrances” shall mean doorways whether enclosed or not leading into the interior of or exiting the Mahaska County Courthouse.

“Smoke” or “smoking” shall mean the carrying of or control over a lighted cigar, cigarette, pipe or other lighted smoking equipment.

Section 3:

Prohibition: No person shall smoke at any place inside of the Mahaska County Courthouse nor within twenty-five (25) feet of any entrance to said building.

Section 4:

Penalty: A person who smokes in those areas prohibited in Section 3 herein shall pay a civil fine in the amount of twenty-five dollars (\$25.00). No criminal penalty, surcharge, or court costs shall be imposed. If the civil penalty assessed is not paid in a timely manner, a citation shall be issued for the violation in the manner provided in Section 804.1 of the 1999 Code of Iowa.

Section 5:

Posting: The Auditor of Mahaska County shall cause signs to be posted conspicuously at all entrances to the Mahaska County Courthouse notifying the public that smoking is prohibited inside the building and within twenty-five (25) feet of the entrance to the building.

Section 6:

Repealer: All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

Section 7:

Severability Clause: If any section, provision, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

Section 8:

Effective Date: This Ordinance shall be effective after its final passage, approval and publication as provided by law.

/S/\_\_\_\_\_  
Howard Groenendyk, Chairman  
Board of Supervisors

/S/\_\_\_\_\_  
Greg Gordy, Member  
Board of Supervisors

/S/\_\_\_\_\_  
Henry W. VanWeelden, Member  
Board of Supervisors

ATTEST: /S/\_\_\_\_\_  
Kay Swanson, Auditor

The Rose Hill City Council has requested a truck and driver from the county fleet be provided for use on their city clean up day the last Friday in April. The engineer will coordinate this with the council.

Gordy moved VanWeelden seconded to table the new year maintenance agreements from Cunninghams until department heads can review them and comparisons made. Motion carried.

Gordy moved that the county pay the installation costs for the street lights at the intersections of Hwy 163 and Eaton Ave and Hwy 163 and 220<sup>th</sup> St. in the amount of \$1,568.00 and that the City of Leighton has agreed to pay the monthly charges from MidAmerican Energy for the lights of \$11.27 plus tax. VanWeelden seconded. Motion carried.

Gordy moved VanWeelden seconded to approve the quarterly reports of the sheriff and the auditor. Motion carried.

Joleen Arnold, CPC, gave her quarterly report to the board and discussed a 28E agreement with the state.

Four employees were honored for their years of service as Mahaska County employees. Kay Swanson, 35 years; Diane McMahan, 20 years; Sone Scott, 20 years and Colette Scott, 15 years. The board expressed appreciation for their loyalty and hard work..

VanWeelden moved to accept the retirement resignation of Janet Masterson from the secondary road office as of March 30. Gordy seconded. Motion carried.

Gordy moved VanWeelden seconded to approve Doug Rodwell for seasonal help in the secondary road department beginning April 9 at the rate of \$8.00 per hour. Motion carried.

VanWeelden moved Groenendyk seconded to approve the payroll change recommended for Jerry Wright from truck mechanic to shop manager effective April 9 at the rate of \$14.92. Roll call vote: Groenendyk: aye; Gordy: nay; VanWeelden: aye. Motion carried.

Maintenance of road in Section 9, Twp 75, Range 14 was discussed. More information is needed from landowner and possibly from maintainer operator as to any previous agreements.

Engineer recommended acceptance of the tandem truck bid from Mid-States Ford at \$64,078 per chassis. Groenendyk moved to accept recommendation from engineer for purchase of 3 trucks. VanWeelden seconded. Roll call vote: Groenendyk: aye; Gordy: nay; VanWeelden, aye. Motion carried. The trucks being replaced will be sold outright rather than traded in.

The resolution supporting 28E agreement with IDOT for partnering on salt storage facility was tabled until further negotiations are completed.

The April 10<sup>th</sup> meeting regarding Rural Subdivision Ordinance will not be held.

No action was taken regarding Union Mills access. The contract for land acquisition for Beacon Bridge Replacement project has not been received.

Approval of the 5 Year Construction Program and Budget by the board was tabled until the next meeting, Tuesday, April 3 at 7:00 p.m.

Meeting adjourned.

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Howard Groenendyk, Chairman

ATTEST: \_\_\_\_\_  
Sue Brown, Deputy Auditor