

## August 6, 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 Mahaska County courthouse. Present were the following board members: Henry W. VanWeelden, Greg Gordy and Chairman Howard Groenendyk. Also present were the following: R.D. Keep, Emergency Management Coordinator; Joleen Arnold, CPC; Dennis Luebbe, County Engineer; Bernard Crile, Wayne Crile; Kay Swanson, County Auditor; and Lori Faybik, Ottumwa Courier.

It was moved by VanWeelden seconded by Gordy to approve the agenda. All ayes. Motion carried.

It was moved by Gordy seconded by VanWeelden to approve the minutes of July 16<sup>th</sup> and 20<sup>th</sup> as presented. All ayes. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the bills for July in the amount of \$674,411.97 and payroll in the amount of \$353,142.18. All ayes. Motion carried.

R.D. Keep, Emergency Management Coordinator gave his quarterly report to the board. He discussed with the board meetings and seminars he had attended and training sessions he has conducted. He will give a quarterly report to the board.

There was no Veterans Affairs monthly report filed in time for this meeting.

It was moved by VanWeelden seconded by Gordy to approve the Joint Agreement for the Erection, Maintenance and Operation of Plants and Systems for Sanitary Sewer Services with the Regional Utility Service System Commission and The City of Kinross, Iowa provided that the R.U.S.S. Commission approves the agreement. All ayes. Motion carried.

It was moved by Gordy seconded by VanWeelden to approve the following Resolution: All ayes. Motion carried.

WHEREAS: Mahaska County adopted a one percent sales and service tax to become effective on April 1, 1995, with the funds to be used for the construction and maintenance of a new county jail; and

WHEREAS: Mahaska County further provided that said sales and service tax would expire on March 31, 2004; and

WHEREAS: The expenses of construction and maintenance of a new county jail will be fully funded on December 31, 2001;

NOW THEREFORE LET IT BE RESOLVED: That the one percent local sales and service tax in the unincorporated area of Mahaska County imposed on

April 1, 1995, be and the same hereby is repealed effective at midnight on December 31, 2001.

ADOPTED this 6<sup>th</sup> day of August, 2001.

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CHAIRMAN, Mahaska County Board of Supervisors

ATTEST: \_\_\_\_\_  
Mahaska County Auditor

It was moved by Gordy seconded by VanWeelden to approve the following resolution. All ayes. Motion carried.

**RESOLUTION ESTABLISHING A JAIL AND LAW ENFORCEMENT CENTER RESERVE FUND FOR MAHASKA COUNTY, IOWA.**

WHEREAS: In 1994 the voters of Mahaska County approved the use of a local option sales and service tax for the purpose of building and maintaining a Jail and Law Enforcement Center; and

WHEREAS: The Mahaska County Board of Supervisors has by resolution directed that the sales and service tax shall cease on December 31, 2001; and

WHEREAS: The cost of building the said facility will be paid in full prior to that time and some funds will remain which may be used for the maintenance of the said facility; and

WHEREAS: A separate fund should be maintained to use these proceeds as the voters directed, that being for the maintenance of the facility.

NOW THEREFORE LET IT BE RESOLVED: That the Auditor of Mahaska County shall establish and maintain a separate County Fund consisting of all funds remaining after the costs of the erection of the facility is paid, including all bonded indebtedness and interest.

LET IT FURTHER BE RESOLVED: That said fund shall be known as the Law Enforcement Center Fund.

LET IT FURTHER BE RESOLVED: That the funds shall be invested and any income generated from those investments shall be added to the Fund.

LET IT FURTHER BE RESOLVED: That the expenditure of monies from the Law Enforcement Center Fund shall be restricted to capital repair, replacement, and maintenance of the Jail and Law Enforcement Center structure including equipment, furnishing, and grounds that are necessary for the facility to maintain its function.

LET IT FURTHER BE RESOLVED: That no funds may be expended from said Fund unless it is specifically approve by the Board of Supervisors after a public hearing on said expenditure or expenditures and for purposes provided for in this Resolution.

ADOPTED this 6<sup>th</sup> day of August, 2001.

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CHAIRMAN, Mahaska County Board of Supervisors

ATTEST: \_\_\_\_\_  
Mahaska County Auditor

The matter of the storage agreement for business records of the South Central Mental Health Center was tabled until later date. The South Central Mental Health Center closed June 30, 2001 and will need storage for the business records for seven years.

It was moved by Gordy seconded by VanWeelden to approve the Contract for Mental Health Services between Mahaska County and Mahaska Health Partnership Community Health for fiscal year 2002. All ayes. Motion carried.

Joleen Arnold, CPC discussed the letter from County Case Management Services about the compensation of case managers and the federal Fair Labor Standards Act (FLSA). Section 7 of the FLSA requires that all non-exempt employees be paid time and one-half for all hours worked in excess of 40 hours per week.

It was moved by VanWeelden seconded by Gordy to comply with the Fair Labors Standard Act in regards to the overtime pay for case managers . All ayes. Motion carried.

Bernard Crile and Wayne Crile discussed the closing of a road in White Oak Township.

They requested the board and the county to investigate the status of 260<sup>th</sup> street in section 23 & 26 of White Oak Township. Dennis Luebbe, County Engineer will check into this matter.

It was moved by VanWeelden seconded by Gordy to approve the request of the Sheriff to place Larry Davis on the payroll as jailer effective July 19, 2001 at a salary of \$21,290.00 annually. All ayes. Motion carried.

It was moved by Gordy seconded by VanWeelden to cancel prior year disbursements that were issued prior to the fiscal year of 1996-1997 and also warrant numbers 55643; 59016; and 59377 which are in the last fiscal year. All ayes. Motion carried.

It was moved by VanWeelden seconded by Gordy to go into closed session to discuss the contract for the engineer pursuant to Chapter 21.5.1.i of the Code of Iowa. All ayes. Motion carried. It was 10:24 a.m. All ayes. Motion carried.

It was moved by Groenendyk seconded by VanWeelden to go back to open session at 10:44 a.m. All ayes. Motion carried.

It was moved by Groenendyk seconded by VanWeelden to approve the contract for the County Engineer effective July 1, 2001 to June 30, 2004 at an annual salary of \$66,906.00 for FY 2002; \$70,920.00 for FY 2003; and \$75,175.00 for FY 2004. Roll call vote – Groenendyk – aye; VanWeelden – aye; Gordy – nay. Motion carried.

It was moved by Gordy seconded by VanWeelden to adjourn. All ayes. Motion carried.

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Chairman, Mahaska County Board  
of Supervisors

ATTEST: \_\_\_\_\_  
Kay Swanson, Mahaska County Auditor