

July 18, 2005

The Mahaska County Board of Supervisors met on the above date in regular session at 9:00 a.m. in the third floor conference room of the Mahaska County courthouse. Present were the following board members: Chairman – Henry W. VanWeelden; Vice-chairman – Greg Gordy and Member – Lawrence Rouw. Also present were the following: Scott Dailey, KBOE Radio; Joleen Arnold, Mahaska County CPC; State Representative Danny Carroll; Kari Foster, Veterans Affairs; Gary Smith, Mahaska County Assessor; Willis and Violet VanderLinden, residents of Dean Avenue; Matt Boeck, Mahaska County GIS Coordinator; Robbie Dillard; Nika Naylor; Jerome Nusbaum, Mahaska County Engineer; Don Russell, Mahaska County Sanitarian; Joe Albright, Mike Rodwell, and Brandt Smith, Secondary Road Department; Paul DeGeest, Mahaska County, Sheriff; Charles Stream, Mahaska County Attorney; Wayne Hasselman, Harold & Connie Barnes, Carol Rutherford, Valerie Edwards, Neva Jenkins, Linda Jenkins, Richard Miller, Donald & Sandra Edwards – all residents of Evans; Carl Salmons, Attorney for Board; Eric Coop, Oskaloosa Herald; Kay Swanson, Mahaska County Auditor.

Chairman VanWeelden called the meeting to order with a moment of silence.

It was moved by Gordy seconded by Rouw to approve the agenda for today's meeting with the addition of maintenance to the exterior of the courthouse and maintenance department requests. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the bills for June in the amount of \$1,265,107.41 and payroll in the amount of \$404,368.98. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the minutes for June 27th a.m. meeting and June 27th p.m. meeting and July 1st meetings. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the monthly report for June, 2005 and 4th quarter report for 2004-2005 for the Veterans Affairs Commission. All present voted aye. Motion carried.

At 9:15 a.m. Representative Danny Carroll spoke to the board regarding HF 841. This bill eliminated state papers for people with medical costs. He discussed the new Iowa Care Program.

Suspension of taxes on parcel #10-13-458-005 was not needed at this time because applicant had filed for Elderly Credit. The elderly credit took care of all the taxes on the property. Applicant will have to re-file next year.

It was moved by Gordy seconded by Rouw to appoint Henry W. VanWeelden and Jerome Nusbaum to the committee to study the school road. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the following R.U.S.S. Resolution. All present voted aye. Motion carried.

RESOLUTION

Mahaska County, by its Board of Supervisors, does hereby pass this Resolution approving and authorizing the Regional Utility Service Systems (RUSS) to issue Sewer Revenue Bonds in an amount not exceeding \$174,000 and to issue interim financing notes anticipating the issuance of such Sewer Revenue Bonds to finance the acquisition and construction of plants and systems for sanitary sewer service to serve the City of Harper, Keokuk County, Iowa (the "Project").

Passed and approved July 18, 2005

Mahaska County
By s/Henry W. VanWeelden
Chairperson, Board of Supervisors

ATTEST: _____
County Auditor

It was moved by Rouw seconded by Gordy to approve the annual report of the Treasurer for fiscal year 2004-2005. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the annual report and the semi-annual report for fiscal year 2004-2005 and the quarterly report of the Auditor for the 4th quarter 2004-2005. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the annual report for fiscal year 2004-2005 and the 4th quarter 2004-2005 quarterly report of the sheriff. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the request of the Chamber to have the public restrooms open for Sweet Corn Serenade day on Thursday August 4, 2005 until 9:00 p.m.. All present voted aye. Motion carried.

At 10:00 a.m. Willis and Violet VanderLinden discussed a problem with the driveway to their property at 2291 Dean Avenue. The sanitarian and engineer will check on this.

Chairman VanWeelden signed the final plans for project BROS-CO62(54)—8J62.

10:30 a.m. Robbie Dillard discussed going to Hope Haven to do welding at a vocational employment services. Joleen Arnold told the board that he doesn't fit the diagnostic criteria at this time. He will get more information and report back to Joleen Arnold, Mahaska County CPC.

Under other matters: A group of residents from Evans came to discuss the road dust situation in Evans. No decisions were made today.

It was moved by Rouw seconded by Gordy to approve the following 28E agreement with the City of Beacon. All present voted aye. Motion carried.

28E AGREEMENT

This Agreement, entered into by and between the Town of Beacon, Iowa, a municipal corporation, hereinafter called "the Town", and Mahaska County, Iowa, a political subdivision, hereafter called "the County", is duly authorized by Chapter 28E of the Code of Iowa.

The Town desires to have law enforcement services and the County, through the Office of the Sheriff, has the manpower and equipment necessary to provide said services.

Therefore, the said Town and County, in a spirit of cooperation between these public agencies, agree with each other under the following terms and conditions as follows:

1. The County shall provide, through the Office of the Sheriff, law enforcement services and all men and equipment necessary therefore to said Town.
2. The said law enforcement services shall consist of patrol and traffic enforcement which shall be provided to said Town for a minimum of six hours per week.
3. The Town shall pay the County the sum of \$2,985.00 per year as reimbursement for expenses in relation to carrying out this Agreement.
4. The major portion of payment for said service shall be through the town purchasing equipment for the office of the Sheriff and receiving credit for the cost thereof. The said equipment shall be selected and approved in advance by the Sheriff. Any balance shall be paid to the General Fund of the County.
5. The duration of this Agreement shall be for one year and neither party may terminate it without the express written permission of the other party.
6. The Agreement shall commence on the 1st day of August, 2005.

7. This Agreement shall be supervised by the Mayor and Council of the Town and Sheriff of the County.
8. In accordance with Section 28E.7 of the Code of Iowa, 2005, this Agreement does not relieve any of the parties hereto of any obligation or responsibility imposed upon it or them by law, except that to the extent of actual and timely performance thereof by any contracting party hereto, said performance may be offered in satisfaction of the obligation or responsibility.
9. The Town shall file a copy of this Agreement with the Secretary of the State and cause a copy hereof to be recorded with the County Recorder.
10. The provisions of Chapter 573A of the Code of Iowa, 2005, for termination of agreements in the event of a national emergency, apply to this Agreement.

Dated this 18th day of July, 2005.

ATTEST:

TOWN OF BEACON
A Municipal Corporation

s/ _____
City Clerk

s/ _____
Mayor

ATTEST:

COUNTY OF MAHASKA, IOWA
A Political Subdivision

s/Kay Swanson _____
County Auditor

BY: s/ Henry W. VanWeelden
Chairman, Board of Supervisors

APPROVED:

s/ Paul R. DeGeest _____
Sheriff

August 1, 2005 was set as the date for the public hearing for the Rural Subdivision Ordinance first reading.

It was moved by Rouw seconded by Gordy to approve the following Stop sign resolution. All present voted aye. Motion carried.

**STOP AT INTERSECTION
MUTCD 2B-5**

WHEREAS; the Board of Supervisors is empowered under authority of Sections 32.236 and 321.255 of the Code of Iowa to designate any secondary road intersection under their jurisdiction as a STOP intersection and to erect

STOP signs at one or more entrances to such intersection, and

WHEREAS: traffic on 220th St. which is functionally classified as a local road, is endangered by traffic from the south on Lynn Ave. functionally classified as a local road at the intersection located approximately SE corner, section 36, T-75N, R-16W, because of intersection/roadway geometry and expected change in traffic volume/surfacing/classification on 220th.

NOW, THEREFORE, BE IT RESOLVED by the Mahaska County Board of Supervisors that the secondary road approach from the South be designated as “STOP approach” to the above described intersection and that a STOP sign shall be erected.

Passed and approved this 18th day of July, 2005.

Chairman, Board of Supervisors

Attest: _____
County Auditor

The Board discussed with the engineer the work to be done on the bridge at 220th Street and Bayard Avenue.

The board discussed with the engineer the proposed seal coating for two projects in the county.

It was moved by VanWeelden seconded by Rouw to proceed with the paving projects on Merino Avenue, Glendale Road, Barnes City road, and V13. Vote was two aye. One nay. Motion carried.

It was moved by Rouw seconded by VanWeelden to hire McCulley Culvert to work on RCB Box Culverts on 220th West and the Glendale project. All present voted aye. Motion carried.

Meeting recessed until 1:30 p.m.

Chairman VanWeelden reconvened the meeting at 1:35 p.m.

It was moved by Rouw seconded by Gordy to go into closed session pursuant to Code of Iowa chapter 21.5 1 (a) to discuss litigation on pending lawsuit. All present voted aye. Motion carried.

2:37 p.m. It was moved by Rouw seconded by Gordy to return to open session. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to amend the appropriations resolution to increase by 8% the items needed to pay on an annual basis. All present voted aye. Motion carried.

AMENDED APPROPRIATIONS RESOLUTION
FISCAL YEAR 2006

WHEREAS, It is desired to amend the appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2005 in accordance with Section 331.434 subsection 6, of the 2005 Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Mahaska County, Iowa as follows:

- SECTION 1.** The amounts itemized by the fund and department or office on the following schedule are hereby appropriated from the resources of each fund as itemized, to the department or office listed in the first column on the same line of the schedule.
- SECTION 2.** Subject to the provisions of other county procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2005.
- SECTION 3.** In accordance with section 331.437, 2005 Code of Iowa no department or officer shall expend or contract to expend any money or incur any liability, or enter into any contract which by its terms involves the expenditures of money for any purpose in excess of the amounts appropriated pursuant to this resolution.
- SECTION 4.** If at any time during the 2005/2006 budget year the auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriations, he/she shall immediately so inform the board and recommend appropriate corrective action.
- SECTION 5.** The Auditor shall establish separate accounts for the appropriations authorized in section 1, each of which account shall indicate the amount of appropriations, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of accounts to the applicable departments and officers quarterly during the 2005/2006 budget year.
- SECTION 6.** All appropriations authorized pursuant to this resolution lapse at the close of business on June 30, 2006.

APPROPRIATIONS:

	Amended Appropriations
Departments:	
Nondepartmental -	
(General Basic Fund	\$448,424.64
General Supplemental Fund	\$29,025.00
Rural Services Basic Fund	\$ 119,870.48
Revolving Loan Fund	\$9,490.00
Local Option Sales Tax Fund	\$611,156.00
*(Auditor's note: transfers are not included in appropriations)	
Board of Supervisors -	
(General Basic Fund	\$91,857.40
General Supplemental Fund	\$38,347.72
Auditor -	
(General Basic Fund	\$142,179.56
General Supplemental Fund	\$311,001.24
Treasurer -	
(General Basic Fund	\$239,858.72
General Supplemental Fund	\$89,948.24
Attorney -	
(General Basic Fund	\$159,907.04
General Supplemental Fund	\$47,822.04
Sheriff -	
(General Basic Fund	\$410,065.16
General Supplemental Fund	\$164,424.20
Rural Services Fund	\$238,410.64
Recorder -	
(General Basic Fund	\$81,106.28
General Supplemental Fund	\$32,484.64
Records Management Fund	\$ 920.00
Recorder Electronic Transfer Fund;	\$7,360.00
GIS Coordinator -	
(General Basic Fund	\$50,146.44
General Supplemental Fund	\$10,463.72
Engineer -	
(Secondary Road Fund	\$4,458,035.00
Veterans Affairs -	
(General Basic Fund	\$66,557.40
General Supplemental Fund	\$1,847.48
County Conservation -	
(General Basic Fund	\$234,316.88
Land Acquisition Trust Fund	\$55,200.00
Reap Fund	\$21,160.00
Public Health Nursing -	
(General Basic Fund	\$186,157.40
General Supplemental Fund	\$1,200.00

Roadside Vegetation Management -	
(Rural Services Basic Fund)	\$93,743.72
Community Services -	
(General Basic Fund)	\$134,273.08
General Supplemental Fund	\$10,758.32
County Care Facility -	
(General Basic Fund)	\$ 4,600.00
General Supplemental Fund	\$ 12,050.00
Medical Examiner -	
(General Basic Fund)	\$24,748.00
General Supplemental Fund	\$ 130.00
Correctional Services -	
(General Basic Fund)	\$525,044.92
General Supplemental Fund	\$162,635.32
District Court -	
(General Basic Fund)	\$ 25,760.00
General Supplemental Fund	\$218,172.60
Libraries -	
(General Supplemental Fund)	\$ 225.00
Rural Services Basic Fund	\$40,250.00
Mahaska Building -	
(General Basic Fund)	\$15,014.40
General Supplemental Fund	\$ 2,095.40
Environmental Services -	
(Rural Services Basic Fund)	\$70,493.20
Pioneer Cemeteries -	
(General Basic Fund)	\$4,602.00
Crime Prevention -	
(General Basic Fund)	\$72,153.76
General Supplemental Fund	\$ 1,025.00
Law Enforcement Center -	
(General Basic Fund)	\$113,914.24
Courthouse -	
(General Basic Fund)	\$101,503.60
General Supplemental Fund	\$ 31,909.88
Information Technology -	
(General Basic Fund)	\$46,818.80
General Supplemental Fund	\$ 200.00
Drivers License -	
(General Basic Fund)	\$51,186.96
General Supplemental	\$29,087.48
North Square Building -	
(General Basic Fund)	\$ 200.00
Substance Abuse Treatment -	
(General Supplemental Fund)	\$73,456.00
Mental Health -	

(Mental Health Services Fund	\$1,965,858.76
Human Services Administration -	
(General Basic Fund	\$ 65,136.00
General Supplemental Fund	\$ 375.00

Operating Transfers - \$1,351,313.00
(General Basic Fund \$122,832.00;
Rural Services Basic Fund \$1,228,481.00);

Dated this 18th day of July, 2005.

Henry W. VanWeelden
Chairman Board of Supervisors

Discussed the maintenance to the outside of the building. Will get bids to repair the brick and the concrete surfaces.

It was moved by Gordy seconded by Rouw to adjourn. All present voted aye. Motion carried.

Henry W. VanWeelden
Chairman, Board of Supervisors

ATTEST: _____
Kay Swanson, Mahaska County Auditor