

**August 3, 2009**

The Mahaska County Board of Supervisors met 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 – Greg Gordy; vice chairman – Lawrence Rouw and member – Henry W. VanWeelden. Also present were the following: Scott Dailey, KBOE Radio; Terry Anderson; Brett Paulson; Sone Scott, Mahaska County Treasurer; Sheila Mackaig, Mahaska County Treasurer’s Office; Diane Upton Crookham, Mahaska County Recorder; Don Russell, Mahaska County Sanitarian; Troy Bemis, Maintenance Dept.; Don DeKock, Mahaska County Deputy Sheriff; Julie Bak, Mahaska County CPC; J.D. Fleener; Jerome Nusbaum, Mahaska County Engineer; and Kay Swanson, Mahaska County Auditor.

This meeting was filmed by Communications Research Institute of William Penn University.

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

It was moved by VanWeelden seconded by Rouw to approve the agenda for today’s meeting. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Rouw to approve the minutes of July 20<sup>th</sup>. All present voted aye. Motion carried.

It was moved by Rouw seconded by VanWeelden to approve the bills for July in the amount of \$968,885.99. All present voted aye. Motion carried.

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

**GROUND WATER HAZARD REPORTING SYSTEM  
RESOLUTION**

**Resolution #2009-08-01**

**WHEREAS**, Mahaska County and the Iowa County Recorders Association (Association) have created a county land record information systems in order to provide public access to real estate documents; and

**WHEREAS**, all Iowa counties are required to process Groundwater Hazard Statements as provided in Iowa Code section 558.69; and

**WHEREAS**, Iowa Code section 558.69 requires the submission of the Groundwater Hazard Statements to the Iowa Department of Natural Resources (Department); and

**WHEREAS**, the Department has adopted Iowa Administrative Code chapter 561 IAC 9, which allows the electronic submission of the Groundwater Hazard Statements; and

**WHEREAS**, the County and the Department desire to utilize the county land record information system as a means to provide for more efficient and timely filing of the Groundwater Hazard Statements;

**THEREFORE, BE IT RESOLVED** that the County acknowledges that the County is responsible for the processing and filing of Groundwater Hazard Statements as provided in Section 558.69 of the Iowa Code and the chapter 561 IAC 9 of the Iowa Administrative

Code. The County requests that in lieu of forwarding a printed version of any affirmative Groundwater Hazard Statement to the Department of Natural Resources, a facsimile or image of the printed version of the Groundwater Hazard Statement shall be stored the local county land record indexing and imaging system.

**BE IT FURTHER RESOLVED** that the County agrees to the following terms and conditions.

- a. A facsimile or image of a printed version of all forms required to be submitted to the Department pursuant to 561 IAC 9 shall be stored within the local county land record indexing and imaging system.
- b. The facsimile or image of the form shall be permanently stored in the local county land record indexing and imaging system.
- c. The image shall be legible and shall comply with the document formatting and imaging standards adopted by the Association.
- d. The county and county recorder shall be members of the Electronic Services System.
- e. The county and county recorder shall maintain compliance with the operating policies, procedures, and standards adopted by Electronic Services System including but not limited to policies concerning the timely uploading of information to the statewide county land record information system, a.k.a. Iowa Land Records.
- f. The county recorder shall index the associated document information and the parties (grantors and grantees) for each Groundwater Hazard Statement. The county recorder is not required to index property or legal description information for Groundwater Hazard Statements.
- g. The county and county recorder shall provide 1 80 days notice prior to reverting to the practice of forwarding a printed version of any affirmative Groundwater Hazard Statement to the Department.

An affirmative response on a Groundwater Hazard Statement means that the Groundwater Hazard Statement indicates a well, underground storage tank, disposal site, or hazardous waste site exists on the property. Pursuant to Iowa administrative rule 561 IAC 9.2(3), Groundwater Hazard Statements on which a private burial site is the sole mater disclosed and which do not reveal the existence of a well, disposal site, underground storage tank, or hazardous waste on the property shall not be submitted to the Department.

s/Greg Gordy	Date: 8-3-09
Chairperson, Mahaska County Board of Supervisors	
s/Kay Swanson	Date 8-3-09
County Auditor	

s/Diane Upton Crookham	Date 8-5-09
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County Recorder

Brett Paulson discussed the stimulus money that is available to put fiber optic in the rural area of the county. It was moved by VanWeelden seconded by Gordy to write a letter of support for the request of Mahaska Communications to apply for stimulus monies for use in the rural areas of the county. All present voted aye. Motion carried.

It was moved by Rouw seconded by VanWeelden to approve the Memorandum of Understanding between the Iowa Department of Health and Mahaska County for fiscal year July 1, 2009-June 30, 2010. All present voted aye. Motion carried.

It was moved by Rouw seconded by VanWeelden to approve and sign the Mahaska County Byrne JAG Grant application. Don DeKock deputy sheriff explained this to the board. All present voted aye. Motion carried.

Julie Bak, Mahaska County CPC explained the attachment to the contract for St. Luke's Hospital. It was moved by VanWeelden seconded by Rouw to approve this attachment to the contract for July 1, 2009-June 30, 2010. All present voted aye. Motion carried.

County Provider and Program Participation Agreement  
With St. Luke's Hospital  
Attachment A  
Service Definitions and Rates

Service Descriptions	Unit of Service H=Hourly D=Daily 1/2=1/2 Day M=Monthly	Rate
Provide Psychiatric Services due to a committal exclusive of medical doctor charges. The per diem is from date of admission through the date of discharge for Mental Health Committals. The per diem is for a maximum of two days on Emergency Orders.	Day	\$507.80
Provide Psychiatric Physician Services if the admitting Psychiatrist is Dr. Larson or Dr. Keller. (Drs. Larsen and Keller are on contract with St. Luke's Hospital. St. Luke's does physician billing for these two psychiatrists. All other admitting psychiatrists will bill for their own services.)	Admission	\$160.68
	Day Daily Care	\$53.56
	Commitment Testimony	\$107.12
Provide initial medical exam in the Emergency Room by a St. Luke's Emergency Room Physician.	ER Medical Exam	\$160.68


The above rates shall be effective July 1, 2009 through June 30, 2010. This Attachment has been executed by the parties hereto, through their duly authorized officials.

Mahaska County  
 By: s/ Greg Gordy  
 Chairman  
 8-3-09

St. Luke's Hospital  
 By:

Sone Scott, Mahaska County Treasurer and Shelia MacKaig from the Treasurer's Office discussed the need for more space in the Driver's License Department. The state is bringing more equipment for that department. Mr. VanWeelden will look into more space for them.

It was moved by VanWeelden seconded by Rouw to allow a variance to the water line for Anderson SD located in Section 23 Township 75 Range 16 to a 2 inch water line. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Rouw to approve the preliminary plat for Anderson SD located in Section 23 Township 75 Range 16. All present voted aye. Motion carried.

J.D. Fleener spoke to the board about the RR Crossing on 35<sup>th</sup> Street. It was moved by Rouw seconded by VanWeelden to obtain deed from J.D. Fleener and issue Right of Way easement to J.D.Fleener. All present voted aye. Motion carried.

It was moved by Rouw seconded by VanWeelden to approve the five year Heartland Risk Pool – Risk Pool Agreement. All present voted aye. Motion carried.

The matter of the appointments to the compensation board was tabled.

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

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 Greg Gordy, Chairman  
 Mahaska County Board of Supervisors

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