

May 22, 2017

The Mahaska County Board of Supervisors met in regular session 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: Chairman ó Mark Doland; Vice chairman ó Henry VanWeelden; Member ó Mark Groenendyk. Also present were Jason Madison, Eduardo Zamarripa, CRI; Ken Allsup, Osky News; Jeff Forward, Osky Herald; Dave Sedivec, Conservation Director; Dave Shanahan, County Engineer; Deann DeGroot. MCARD; Danny Simonsonson, Iowa Workforce Development; Troy Bemis, Maintenance Director; Darin Hite, IT; Jamey Robinson, EMA Director; Russ VanRenterghem, Sheriff; Josh Stevens; Cheryl Wissler; Heather Gross; Cole Kruiuzenga, ISG; Jake McGee; Beth Danowsky; Mark Neff; Duane Vos; Marcia Slycord; Robert Bokinsky and Susan Brown, Mahaska County Auditor.

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

Chairman Doland opened the meeting at 9:00 a.m. with a moment of silence.

It was moved by Doland seconded by Vander Molen to approve the agenda for today's meeting. All present voted aye. Motion carried.

Public Comments: None

It was moved by VanWeelden seconded by Groenendyk to open public hearing for the amendment to the Mahaska County FY16/17 budget. All present voted aye. Motion carried. The notice of time and place of public hearing has according to law and as directed by the board been published on May 9, 2017 in the Oskaloosa Herald and May 18, 2017 in The Sun. The affidavits of said publications are on file with the County Auditor. There were no comments received. It was moved by VanWeelden seconded by Groenendyk to close the public hearing. All present voted aye. Motion carried.

Supervisor Doland discussed the recent legislation SF504 changing the maximum mental health levy allowed for FY18 budgets. Mahaska County will not be changing the levy approved at the March budget hearing.

It was moved by VanWeelden seconded by Groenendyk amend and appropriate the FY16/17 Mahaska County budget as published. All present voted aye. Motion carried.

Revenues by Service Area: Other County Taxes/TIF Tax Revenue - \$231,107; Intergovernmental - \$497,996; Licenses and Permits - \$10,070; Charges for Service - \$21,400; Use of Money and Property - \$2,711; Miscellaneous - \$1,308,813; Other Financing Sources - \$1,034,388.

Expenditures by Service Area: Public Safety & Legal Services - \$54,746; Physical Health & Social Services - \$32,000; Mental Health, ID & DD - \$70,000; County Environment & Education - \$453,048; Roads & Transportation - \$500,000; Administration - \$49,000; Non-program Current - \$834,066; Capital Projects ó (\$500,000).

Appropriations by Department: Non-departmental - \$1,071,399; Sheriff - \$17,206; Secondary Road - \$500,000; District Court - \$15,000; Conservation - \$283,048; Public Health - \$17,000; County Farm - \$2,310; Medical Examiner - \$5,000; Libraries - \$205; Law Enforcement Center - \$12,286; Mental Health - \$70,000; Capital Projects ó (\$500,000).

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

**RESOLUTION TO AMEND THE MAHASKA COUNTY SECONDARY ROAD
BUDGET TO COVER UNFORSEEN COSTS INCURRED DURING FY 16/17
RESOLUTION NO: 2017-09**

WHEREAS : Due to unforeseen circumstances that occurred during the FY 2016/2017 year, Mahaska County Secondary Road Department encountered a series of events that required spending more than the original amount budgeted.

WHEREAS: The first was the excessive amount of rock needed to be placed on roads due to the early freeze/thaw issues that sprang up early last year. With the several soaking rains that fell in January, February, March and April and snow caused the need to apply more rock than in normal years. These events plus the price increases in rock, the installation of several railcars to replace closed bridges has pushed the expenditures well past the budgeted amount and we still have 2 month plus of the year to make it through.

WHEREAS: The second situation is to cover the costs of crack filling and patching of the deteriorating concrete paved roads in the County. Last year the Dakota Pipeline project and Kinder-Morgan project has used many roads for their work and did a moderate amount of pavement damage but more damage to the rock roads. The spring of 2017 saw the startup of the wind energy project which many roads had to be rocked heavily to carry the loads being moved into the site.

WHEREAS: The road patching and additional rock affect the Roadway Maintenance DOT code by exceeding this segment of the roadway more than 10%. This section is listed as 71X on the DOT Budget breakdown.

NOW THEREFORE LET IT BE RESOLVED: Mahaska County is requesting to transfer \$500,000 from the construction to the Roadway Maintenance portion of the budget, (71X) items to cover the costs of the additional rock, patching and crack filling

Passed and approved on the 22th day of May, 2017

It was moved by VanWeelden seconded by Groenendyk to approve the minutes of May 1st meeting. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Groenendyk to approve the following 28E agreement between Mahaska County Sheriff and City of University Park. All present voted aye. Motion carried.

28E Agreement

This agreement, entered into by and between the Town of University Park, Iowa, a municipal corporation, hereinafter called "the Town", and Mahaska County, Iowa, a political subdivision, hereinafter 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 eight hours per week.
3. The Town shall pay the County the sum of \$4,200.00 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 July, 2017.
7. This Agreement shall be supervised by the Mayor and Council of the Town and the Sheriff of the County.
8. In accordance with Section 28E.7 of the Code of Iowa, 2016, 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 State and cause a copy hereof to be recorded with the County Recorder.
10. The provisions of Chapter 573A of the Code of Iowa, 2016, for termination of agreements in the event of a national emergency, apply to this Agreement.

Dated this 22nd day of May, 2017.

It was moved by Groenendyk seconded by VanWeelden to approve monthly health insurance rates for FY18. Medical: Single \$524 - Family - \$1150; Dental: Single \$30 ó Family \$70; Vision: Single \$11 ó Family \$22; Employee Life: \$2.20. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by VanWeelden to open public hearing for road reclassification pursuant to Iowa Code Section (309.57(2017)). All present voted aye. Motion carried.

There were no comments received written or oral. It was moved by VanWeelden seconded by Groenendyk to close public hearing. All present voted aye. Motion carried.

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

Resolution No. 2017-10
Area Service öCö Roads

WHEREAS: Mahaska County desires to classify certain roads on the area service system in the County to provide for a minimal level of maintenance and access by means of a gate or barrier, and

WHEREAS: the County, after consultation with the County Engineer, has the authority to specify certain roads within the County as Area Service öCö roads pursuant to Iowa Code Section 309.57 (2017); and

WHEREAS: the County proposes to reclassify a section of Mahaska County Secondary Roads as an Area Service öCö, described as follows:

A road known as 300th Street beginning at the S1/4 corner of section 12-T74N-R16W; thence west approximately 660 feet to a point.

1. Blading: Blading or dragging will not be performed on a regular basis.
 2. Snow and Ice Removal: Snow and ice removal will not be performed on a regular basis. Sanding and salting will not be performed on a regular basis.
 3. Bridges: Bridges on Area Service öCö roads may not be maintained to carry legal loads but will be posted as appropriate to advise of any load limitations.
 4. Weeds, Brush, and Trees: Mowing or spraying weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained on a regular basis.
 5. Structures: Bridges and culverts may not be maintained on a regular basis to carry legal loads. Upon failure or loss, the replacement structure will be for traffic thereon.
 6. Road Surfacing: There will be no surfacing materials applied to Area Service öCö roads.
 7. Shoulders: Shoulders will not be maintained.
 8. Crown: A crown will not be maintained.
 9. Repairs: There will be no road repairs on a regular basis.
 10. Uniform Width: Uniform width for the traveled portion of the road will not be maintained.
 11. Inspections: Regular inspections will not be conducted.
 12. Gate: The gate shall be purchased and installed by the County and maintained by the adjoining landowners. If not so maintained, the County may remove the gate.
- WHEREAS, the only persons who will have access rights to the road shall be:

- a. the owner, lessee, or person in lawful possession of any adjoining land,
- b. the agent or employee of the owner, lessee or person in lawful possession of any adjoining land,
- c. any peace officer,
- d. any magistrate,
- e. any public employee whose duty it is to supervise the use or perform maintenance of the road,
- f. any agent or employee of any utility located upon the road.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MAHASKA COUNTY that this County does hereby establish the road described as an Area Service road, with restricted access and a minimal level of maintenance. Enacted this 22nd day of May, 2017.

Dave Sedivec presented Conservation department monthly report and it was placed on file. He reported bid letting date for new ELC will be June 27.

Deann DeGroot presented the MCARD monthly report and it was placed on file. Danny Simonson, Iowa Works, discussed with the board the option of becoming a Homebased Iowa County for veteran employment incentives. Deann will bring a resolution back to the board at an upcoming meeting. It was moved by Groenendyk seconded by VanWeelden to participate in the Historical Building Marker Project allowing a plaque to be attached to the courthouse. All present voted aye. Motion carried.

Jeff Heil, Northland Securities, outlined the step by step process and options of tax increment financing using the wind farm currently under construction.

Cole Kruizenga, ISG's Project Chief Inspector for the Dakota Access Pipeline project updated the board as to the current work being done. The line through Mahaska County has been inspected and restoration work will be ongoing in the next few months.

It was moved by VanWeelden seconded by Groenendyk to authorize signature on proposal and quote from SCI, Inc. for new phone system and network at a total cost of \$67,911.16 as presented by Darin Hite, IT Director. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by VanWeelden to include an amendment addition to the Mahaska County Employee Handbook regarding IT resources training language which is effective immediately. All present voted aye. Motion carried.

Jamey Robinson, EMA Director, discussed the ongoing research into a new communications (radio) system for the county being done by the Communications Committee. The committee asked that a request for proposal be done to determine specifications for bidding. It was moved by Doland seconded by VanWeelden to approve an RFP at a cost up to \$15,500. All present voted aye. Motion carried.

Exterior of jail/law enforcement building was discussed. Building has been experiencing leaks and deterioration. It was moved by Doland seconded by VanWeelden to direct Troy Bemis to acquire more specific engineering quotes. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by VanWeelden to direct the Auditor to include with the posting or emailing of board agendas available documentation that corresponds to items on that particular agenda. All present voted aye. Motion carried.

In regards to new state legislation effective July 1, 2017: The county will not restrict the use or sale of fireworks in the unincorporated area.

County engineer updated the board on current road projects.

Committee reports: None

No public comments.

It was moved by Groenendyk seconded by Doland to adjourn. All present voted aye. Motion carried.

Attest: _____
Susan L. Brown
Mahaska County Auditor

Mark Doland
Mahaska County Board of Supervisors