

June 5, 2000

The Mahaska County Board of Supervisors met on the above date in the third floor conference room at 9:00 a.m. with Supervisors Howard Groenendyk, Daryl Cox, Greg Gordy present. Also present Kay Swanson, County Auditor. Chairman Greg Gordy called the meeting to order with a moment of silence.

It was moved by Groenendyk seconded by Cox to approve the agenda with the deletion of the approval of the minutes for May 15,30 and 31. All ayes. Motion carried.

It was moved by Cox seconded by Groenendyk to approve the bills for May in the amount of \$1,002,891.35 and payroll in the amount of \$311,346.48. All ayes. Motion carried.

It was moved by Groenendyk seconded by Cox to approve the recommendation of Joleen Nelson, CPC to approve the contract agreement for the provision of Mental Health Services between Mahaska County, Iowa and South Central Mental Health Center, Inc. for fiscal year 2000-2001. All ayes. Motion carried.

Bids for the maintenance for the Sheriff's cars were opened. Bids were received from Don's Amoco and Carriker Ford. The sheriff recommended the bid from Don's Amoco. It was moved by Groenendyk seconded by Cox to approve the request of the sheriff to award the bid to Don's Amoco for fiscal year 2000-2001. All ayes. Motion carried.

Bids were opened for the purchase of a Motorgrader:
Ziegler Inc. Caterpillar Model 140H \$159,968.00
Rexco Equipment, Inc. New Holland Model AG170 \$152,775.00
Swaney Equipment Co. John Deere Model 770 CH \$154,887.00
Road Machinery and Supply Co. Komatsu Model GD650A-2C \$148,196.00

It was moved by Groenendyk seconded by Cox to approve the following resolution. All ayes. Motion carried.

Mahaska County Resolution

Be it resolved, that the Mahaska County designates Greg Gordy as an alternate member to the RUSS Board of Directors. In the absence of the regularly designated member, the alternate member shall represent the County in all matters related to the County's role and responsibilities on the RUSS Board of Directors. The County reserves the right to designate and change the designated member and the above alternate as it deems appropriate in accordance with RUSS's Agreement and Bylaws.

June 5,2000
Brd. Of Supervisor/RUSS Brd. Mbr.

June 5,2000

Alternate County Member

Dated this 5th day of June, 2000 at Oskaloosa, Iowa

Greg Gordy, Chairman Board of Supervisors

ATTEST _____
Kay Swanson, County Auditor

It was moved by Gordy seconded by Cox to comply with the Code of Iowa that Willard Ellis be appointed to 3 year term on the Veteran's Affairs Commission beginning July 1, 2000. Roll call vote: Groenendyk – aye; Cox – aye; Gordy – aye. Motion carried.

It was moved by Groenendyk seconded by Cox to table the appointment of the member to the Animal Shelter Board. All ayes. Motion carried.

It was moved by Cox seconded by Groenendyk to approve the request of the engineer to award the bid for the motorgrader to Ziegler for \$159,968.00. All ayes. Motion carried.

It was moved by Cox seconded by Groenendyk to accept the recommendation of the engineer to approve the SD plat for Wease SD a part of NW ¼ NW ¼ NE ¼ of Section 12, Township 75, Range 16. All ayes. Motion carried.

It was decided to get more information about the contract for Technical Assistance from Area 15.

It was moved by Cox seconded by Groenendyk to open the public hearing for the reclassification of Service Area B road to a C class. All ayes. Motion carried. There were no written or oral objections. It was moved by Cox seconded by Groenendyk to close the public hearing. All ayes. Motion carried. It was moved by Cox seconded by Groenendyk to approve the recommendation of the Engineer to approve the following resolution. All ayes. Motion carried.

RESOLUTION
Area Service "C" 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 "C" roads pursuant to Iowa Code Section 309.57 (1995) as amended by House File

419 (1996); and

WHEREAS: the County has received a petition, attached to this resolution, signed by all landowners adjoining the road, requesting that the following road be classified as an Area Service “C” road:

Beginning at a point approximately 800 feet east of the south ¼ corner of 17-75-14 thence easterly along the centerline of 250th Street approximately 2,000 feet to its termination near the southeast corner of the said section.

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 “C” 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 road.
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 “C” 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; and

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 “C” road, with restricted access and a minimal level of maintenance.

Enacted this 5th day of June 2000.

_____, Chairperson, Board of Supervisors

ATTEST: _____
County Auditor

It was moved by Cox seconded by Groenendyk to increase the mileage rate paid to employees for use of their personal vehicles to 28 cents per mile effective July 1, 2000. All ayes. Motion carried.

There was no action taken in the matter of the Lattice Boom Crane at this time.

There was no action taken in the matter of the quote for Mid-Country Machinery.

The engineer brought to the board’s attention that in Section 8 of White Oak Township and Sections 3,4,9 & 10 of Madison Township there are some roads that possibly need to be reclassified.

It was moved by Cox seconded by Groenendyk to approve the request of the engineer to increase the salary of Jerry Wright 31cents per hour Heavy Equipment Operator effective immediately as listed in the union contract until the other position is hired or trained. All ayes. Motion carried.

It was moved by Groenendyk seconded by Cox to go into closed session to discuss pending litigation as per Code of Iowa section 21.5.1c. Roll call vote: Gordy – aye; Cox – aye; Groenendyk – aye. Motion carried. Time was 11:30 a.m.

11:59 a.m. It was moved by Cox seconded by Groenendyk to return to regular session. All ayes. Motion carried.

It was moved by Groenendyk seconded by Cox that we are rejecting the offer of settlement in this legal matter. All ayes. Motion carried.

It was moved by Cox seconded by Groenendyk to adjourn. All ayes. Motion carried.

Greg Gordy, Chairman

ATTEST: _____
Kay Swanson, County Auditor