

## March 21, 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: Henry W. VanWeelden, chairman; Greg Gordy, vice-chairman; and Lawrence Rouw, member. Also present were the following: Eric Coop, Oskaloosa Herald; Scott Dailey, KBOE Radio; Jon Sullivan, Oskaloosa Chamber of Commerce; Scott Feldt, Mahaska Community Development Group; Michelle Moore, Mahaska County Agricultural and Rural Development Committee; Homer Ferguson, Helen Hargis; Allen Holliman; Elmer VanDonselaar; Paul VanDonselaar; Jerome Nusbaum, Mahaska County Engineer; Joel VanGilst and Kay Swanson, Mahaska County Auditor.

Chairman VanWeelden opened the meeting with a moment of silence.

It was moved by Gordy seconded by Rouw to approve the agenda for today. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the minutes for March 4<sup>th</sup>, 7<sup>th</sup>, and 10<sup>th</sup>. All present voted aye. Motion carried.

Michelle Moore from the Mahaska County Agricultural and Rural Development gave the board her final monthly report. She has taken other employment. Her last day will be April 1, 2005.

It was moved by VanWeelden seconded by Rouw to approve the loan application which had been approved by the Revolving Loan -Loan Committee for the Revolving loan fund to Proline Co. for \$200,000.00 for 5 years at 3.9% interest. All present voted aye. Motion carried.

The board discussed possible changes to the Mahaska County Agricultural and Rural Development program.

It was moved by Rouw seconded by Gordy to designate the auditor or a member of the auditor's staff may accept the Manure Management Plans on behalf of the board of supervisors. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the monthly report for February for the Veterans Affairs Department. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to accept the resignation of Christine Harr as director of the Veterans Affairs Department effective March 11, 2005. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve the request of the Veterans Affairs Commission to place Karie Foster on the payroll effective March 7, 2005 at

\$10.00 per hour for 4 hours per day as administrator of the Mahaska County Veteran Affairs and to review this position at next budget time. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to place Barbara Crispin on the payroll as custodian at \$10.00 per hour and to increase \$.50 per hour after 3 months and to increase \$.50 per hour after 6 months with a positive review. All present voted aye. Motion carried.

Mr. Rouw discussed the County Endowment Fund with the board. The board had passed a resolution on February 22, 2005 to participate in this program. Now Area 15 isn't going to be able to qualify for this. Jefferson County may be able to be the payee for this.

The matter of the old hospital bills for the Sheriff's department was tabled until a later meeting.

It was moved by Gordy seconded by Rouw to approve the following cleanup days for assistance from the Secondary Road department. Oskaloosa – April 4<sup>th</sup> thru 7<sup>th</sup> (4 days) Beacon – June 20<sup>th</sup>; Leighton – May 20<sup>th</sup> with June 3 as a backup date; New Sharon – May 5<sup>th</sup> and 6<sup>th</sup>; Fremont – May 12<sup>th</sup> and 13<sup>th</sup>. All present voted aye. Motion carried.

It was moved by Rouw seconded by Gordy to approve for signature the Contractor's bond with Manatt's and Merchants Bonding Company for \$249,753.28 for the project FM-62-C062-(049)—55-62. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to open the public hearing for the vacating and road classification change hearing. All present voted aye. Motion carried. Discussion from the adjoining land owners followed. There were no written comments. It was moved by Gordy seconded by Rouw to close the public hearing. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the following resolution to vacate the road and for the property to revert to the adjoining property owners. All present voted aye. Motion carried.

## **FINAL ORDER ON ROAD VACATION CODE 306.16**

### **RESOLUTION**

**WHEREAS:** A hearing was held March 21<sup>st</sup>, 2005 on the matter of vacating and closure of a portion of Mahaska County Secondary Roads described as follows:

*A road being 40 feet in width beginning at a point 50 feet south of the NW corner of section 2, T74N, R-15W; thence southerly along the west line of the NW 1/4 of said section 2 to a point 25 feet north of the West ¼ corner of said section 2. (Road No. 24, 0.48 miles)*

**WHEREAS:** All objections and/ or comments received at the March 21<sup>st</sup>, 2005 public hearing were dealt with by the Board of Supervisors.

**AND WHEREAS:** Said part of present right-of-way of the closed roads are no longer necessary or required for use by the public for highway purposes and will not hereafter be required for construction or maintenance purposes for any highway;

**AND WHEREAS:** Said vacated right-of-way will revert to the adjoining land owners;

**NOW THEREFORE BE IT RESOLVED** by Mahaska County that said part of present right-of-way herein described, together with any and all right of Mahaska County in and to the same are hereby abandoned, and Mahaska County hereby disclaims any right, title or interest in and to said part of present right-of-way or to use thereof for any purposes whatsoever.

It was moved by \_\_\_\_\_ seconded by \_\_\_\_\_ to deny any and all claims filed on any of the road closing acted on in this meeting, motion carried.

Signed this 21<sup>st</sup>, day of March, 2005

\_\_\_\_\_  
Chairman, Board of Supervisors

\_\_\_\_\_  
Attest: County Auditor

It was moved by Rouw seconded by Gordy to approve the following resolution to change a road classification. All present voted aye. 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 (2003):

**WHEREAS:** the following road be classified as an Area Service “C” road:

*Beginning at a point approximately 250 feet west of the East ¼ corner of section 3, T-74N, R-15W; thence easterly along the centerline of 285<sup>th</sup> Street approximately 2,850 feet to a point 33 feet west of center of section 2, T-74N, R-15W.*

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 \_21st day of March, 2005.

\_\_\_\_\_  
Chairperson, Board of Supervisors

Attest:

\_\_\_\_\_  
County Auditor



Under other matters: Helen Hargis discussed the road from highway 63 south to Union Mills and to the cemetery if the board had done anything about blacktopping that road. She had discussed this with the board at a previous board meeting.

Allen Holliman from Cedar discussed with the board the matter of the drainage problems in Cedar. The engineer will investigate this matter.

During the work session the engineer gave the board estimates on the county line RCB.

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

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Henry VanWeelden, Chairman  
Mahaska County Board of Supervisors

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