

February 17, 2009

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 – Greg Gordy; vice chairman – Lawrence Rouw and member – Henry W. VanWeelden. Also present were the following: Scott Dailey, KBOE Radio; Duane Nollen, Oskaloosa Herald; Miranda Johnson, MCARD; Jon Sullivan, Oskaloosa Chamber; Beth Danowsky; Jerome Nusbaum, Mahaska County Engineer; Detra Dettmann, Pathfinders; 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 Rouw seconded by VanWeelden to approve the agenda and to delete the Sanitarians report. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Rouw to approve the minutes of Budget Work Sessions of January 13th 14th 15th, Regular Meeting Date January 19th, Budget Work Sessions January 20th 21st 22nd, Special Meeting January 26th Budget Work Sessions January 27th 28th; Regular Meeting of February 2nd Budget Work Session on February 5th and Special Meeting on February 11th. All present voted aye. Motion carried.

It was moved by VanWeelden to approve the payroll for January 2009. Motion died for lack of second.

It was moved by Rouw seconded by Gordy to deny the payroll for January 2009. Vote was two aye one nay. Motion carried.

Miranda Johnson, MCARD Director gave the board her monthly report and it was placed on file.

It was moved by VanWeelden seconded by Rouw to amend the agenda to include the approval of a request for revolving loan funds brought by Miranda Johnson from MCARD. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Rouw to approve the Revolving Loan Funds request for Town and Country Landscaping. All present voted aye. Motion carried. This request had been approved by the Revolving Loan Committee.

It was moved by Rouw seconded by VanWeelden to approve the following 28E Agreement with the City of Eddyville. All present voted aye. Motion carried.

28E AGREEMENT

This Agreement, entered into by and between the City of Eddyville, Iowa, a municipal corporation, Hereinafter called “the City”, and Mahaska County, Iowa, a political subdivision, hereinafter called “the County”, is duly authorized by Chapter 28E of the Code of Iowa.

The City 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 City 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 persons and equipment necessary therefore to said City.
2. The said law enforcement services shall consist of patrol and traffic enforcement which shall be provided to said City for a minimum of ten hours per week.
3. The City shall pay the County the sum of \$12,575.00 per year as reimbursement for expenses in relation to carrying out this Agreement.
4. The duration of this Agreement shall be for sixteen months, commencing the first day of March, 2009, through June 30, 2010 and neither party may terminate it without the express written permission of the other party.
5. The City shall pay the General Fund of the County \$4,191.66 the first day of March, 2009: and then the following schedule or the first business day thereafter:

July 1, 2009	\$3,143.75
October 1, 2009	\$3,143.75
January 1, 2010	\$3,143.75
April 1, 2010	\$3,143.75

6. The Agreement shall commence on the 1st day of March, 2009
7. This Agreement shall be supervised by the Mayor and Council of the City and Sheriff of the County.
8. In accordance with Section 28E.7 of the Code of Iowa, 2008, 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 City 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, 2008, for termination of agreements in the event of a national emergency, apply to this Agreement.

Dated this 17th day of February, 2009.

ATTEST:

City Clerk

ATTEST:

s/Kay Swanson

County Auditor

APPROVED:

s/ Paul R. DeGeest

Sheriff

CITY OF EDDWILLE, IOWA

A Municipal Corporation

BY:

Mayor

COUNTY OF MAHASKA, IOWA

A Political Subdivision

s/ Greg Gordy

Chairman, Board of Supervisors

The matter of the appointment for the Judicial Nominating Committee was tabled.

Meeting recessed.

Meeting reconvened.

It was moved by VanWeelden seconded by Rouw to approve the Iowa Department of Transportation Detour revocation information sheet to be reimbursed for the damages done to 220th St. & Merino Ave. for detour (3.3 miles) for a cost of \$10,094.09 All present voted aye. Motion carried.

It was moved by Rouw seconded by VanWeelden to reject the bids received for G-29 Project from Manatt's \$1,448,957.87 and Norris \$1,489,933.72 and the Barnes City Project from Norris for \$190,550.86 and Manatt's for 216,133.90. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to continue the study for East Central Iowa Transportation Coalition for Hwy 63 by paying 1/3 the cost of same. Vote was two aye – one nay.

Detra Dettmann from Pathfinders gave the board her annual report and it was placed on file.

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

Greg Gordy, Chairman
Mahaska County Board of Supervisors

ATTEST: _____
Kay Swanson, Mahaska County Auditor