March 7, 2011

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 – Henry W. VanWeelden; vice chairman – Greg Gordy and member – Ken Rozenboom. Also present were the following: Scott Dailey, KBOE Radio; Duane Nollen, Oskaloosa Herald; Ken Allsup, Osky News; Jon Sullivan; Joe Warrick; Sone Scott, Mahaska County Treasurer; Eric Dursky, Mahaska County Sanitarian, and Kay Swanson, Mahaska County Auditor.

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

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

It was moved by Gordy seconded by Rozenboom to approve the agenda with the addition of approval of Larry’s Berries & Vi’s Vines Wine permit. All present voted aye. Motion carried.

It was moved by Rozenboom seconded by Gordy to approve the minutes of February 22, 2011. All present voted aye. Motion carried.

It was moved by Rozenboom seconded by VanWeelden to approve the bills for February in the amount of $432,236.55. 2 aye – 1 nay. Motion carried.

It was moved by Gordy seconded by Rozenboom to approve the request of Sone Scott, County Treasurer to place Shirley Mitrisin on the payroll beginning March 21, 2011 at $7.58 per hour and Diane Maddy beginning March 21, 2011 at $7.25 per hour. These employees are seasonal part time during tax collections. All present voted aye. Motion carried.

Chairman VanWeelden will sign the health insurance documents from last meeting.

It was moved by Gordy seconded by Rozenboom to approve the resignation of Assistant County Attorney Misty White effective March 11, 2011. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rozenboom to approve the application for Class C Native Wine Permit for Tassel Ridge Winery, located at 1681 220th Street, Leighton, IA effective May 1, 2011 for 12 months. All present voted aye. Motion carried.

It was moved by Rozenboom seconded by Gordy to approve the application for Class B Native Wine Permit for Larry’s Berries and Vi’s Vines located at 1155 Hwy 102, Pella, IA effective May 3, 2011 for 12 months. All present voted aye. Motion carried.
It was moved by Gordy seconded by Rozenboom to open the public hearing for Mahaska County Budget for fiscal year 2011-2012. All present voted aye. Motion carried. There was present a quorum as required by law. Thereupon the board investigated and found that the notice of time and place of public hearing have according to law and as directed by the Board, has been published in the Oskaloosa Herald on February 24, 2011, The Village Vine on February 24, 2011 and New Sharon Sun on February 24, 2011 official newspapers in said county and the affidavit of said publication is on file with the Mahaska County Auditor. There were no written or oral comments. It was moved by Gordy seconded by Rozenboom to close the public hearing for the fiscal year 2011-2012 Mahaska County Budget. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to adopt the fiscal year 2011-2012 Mahaska County Budget as presented. All present voted aye. Motion carried. The County Auditor was thereupon directed to properly certify the budget as adopted and file as required by law.

**Expenditures by Service Area:** Public Safety and Legal Services $2,905,762; Physical Health and Social Services $837,086; Mental Health, MR&DD $2,748,025; County Environment and Education $970,679; Roads & Transportation $5,007,500; Government Services to Residents $639,379; Administration $1,344,171; Nonprogram Current $980,000; Debt Service $8,490; Capital Projects $200,000; Operating Transfers Out $1,767,856.

**Revenues by Service Area:** Net Property Taxes $6,790,403; Delinquent Property Tax Revenue $1,900; Penalties, Interest & Costs on Taxes $10,000; Other County Taxes/TIF Tax Revenues $1,494,996; Intergovernmental $4,680,485; Licenses & Permits $17,450; Charges for Services $568,250; Use of Money & Property $267,294; Miscellaneous $47,400; Operating Transfers In $1,767,856.

**Expenditures by Department:** Non departmental $3,493,318; Board of Supervisors $164,896; Auditor $428,601; Treasurer $409,241; Attorney $275,372; Sheriff $1,123,806; Recorder $164,498; Sheriff’s Forfeiture $6,600; Courthouse Annex $21,000; GIS Coordinator $82,679; Engineer $5,205,000; Veterans Affairs $69,750; Conservation $684,412; Public Health Nursing $210,000; Roadside Vegetation Management $132,993; Community Services $181,380; County Care Facility $12,475; Medical Examiner $38,200; Correctional Services $871,893; District Court $258,259; Libraries $49,050; Mahaska Building $17,280; Environmental Services $76,389; Pioneer Cemeteries $5,000; Crime Prevention $99,633; Law Enforcement $137,770; Courthouse $143,802; Information Technology $58,390; Drivers License $109,924; Substance Abuse Treatment $57,912; Mental Health – Services $2,413,700; Mental Health Administration $334,325; Human Services Administration $71,400.

**Revenues by Department:** Non Departmental $1,023,595; Auditor $27,475; Treasurer $319,000; Sheriff $128,800; Recorder $108,275; Sheriff’s Forfeiture $5,500; Engineer $4,494,001 Veterans Affairs $10,000; Conservation Board $374,360;
Public Health Nursing $75,000; Roadside Vegetation Management $0; Community Services $3,400; County Care Facility $56,069; Correctional Services $29,900; District Court $18,000; Mahaska Building $23,800; Environmental Services $23,700; Crime Prevention $108,800; Law Enforcement Center $142,000; Drivers License $55,000; Mental Health $400,000; Human Services Administration $60,000; Property Taxes $8,159,359.

It was moved by Gordy seconded by Rozenboom to make the following designations for the unreserved fund balance in the fiscal year 2010-2011 Mahaska County Budget: AS/400 Computer $35,000.00; Mapping Expenditures $15,000.00; Courthouse building and grounds $200,000.00; Future Conservation Nature Center $20,000.00 Total $270,000.00 All present voted aye. Motion carried.

It was moved by Rozenboom seconded by VanWeelden to approve the following resolution concerning Economic Development funding in the Mahaska County Budget for fiscal year 2011-2012. All present voted aye. Motion carried.

Economic Development Funding Resolution No. 2011-03-01

BE IT RESOLVED BY THE Mahaska County Board of Supervisors that:

1. The state of Iowa generally and the Mahaska County, Iowa, in particular have in the past several years experienced adverse economic effects, including the loss of businesses and erosion of tax base and out-migration of population.

2. The economy of Mahaska County is not sufficiently diversified to provide a stable economic base but is in large part dependent on agriculture and agribusiness.

3. The current economic problems in the agriculture and agribusiness industries have reached sufficiently serious proportions that the general welfare of the citizens of the County is threatened thereby.

4. It is therefore in the best interest of the citizens of Mahaska County, Iowa to take steps reasonably calculated to lead to diversified economic development in Mahaska County, Iowa.

5. That Mahaska County does not have sufficient resources to hire a Director of Economic development as a county employee and lacks sufficient resources to effectively operate an economic development program on its own.

6. Other cities and counties in Iowa, re-engaging in economic development efforts.

7. Therefore, Mahaska County, Iowa finds that it is in the best interests of its citizens to cooperate with the cities in Mahaska County, Iowa and the
Oskaloosa Area Chamber & Development Group, a non-profit corporation, as well as other organizations which may arise in order to promote diversified economic development in Mahaska County, Iowa.

THEREFORE, BE IT RESOLVED that Mahaska County, Iowa has and will continue to support in efforts to enhance economic development by its financial contribution to such effects as Oskaloosa Area Chamber & Development, Rural Utility Service Systems; Mahaska Community Recreation Foundation; Mahaska County Agricultural and Rural Development and Tri County Development.

s/ Henry W. VanWeelden _________________________
Chairman, Mahaska County Board of Supervisors

ATTEST: s/ Kay Swanson ___________________
Kay Swanson, Mahaska County Auditor

It was moved by Gordy seconded by Rozenboom to recess until 6:30 p.m. for Public Hearing. All present voted aye. Motion carried.

6:30 p.m. Present were the following board members: Chairman – Henry W. VanWeelden, vice chairman – Greg Gordy and member – Ken Rozenboom. Also present were the following: Duane Nollen, Oskaloosa Herald, Scott Dailey, KBOE Radio; Ken Allsup, Osky News; Jay Christensen, Mahaska Health Partnership; Jon Sullivan, Dorothy Vos, Quintin Harris, vice president Lancaster Pollard, David Grossklaus, Dorsey & Whitney; Joyce Vonk, Delwin Vonk; Vernon Gay; Cathy Stahl; Jacky Bresnahan; Lee Bresnahan; Dave Polkowske; Lawrence Rouw, Donna Rouw; James Q. Blomgren; Jimmy Carter, Allan Fox, Harriet Fox; Wayne Hook; Jerome Nusbaum; Harold Fynaardt; Kay Russell; John Russell; Veronica Grim; Michael Grim; Ervin Edel; Matt Whitis; Anne Whitis; Sreedhar Sommisetty; Joe Warrick; Paul Riggs; Mary Trowbridge; Lyle Seifering; Jim Hansen; Mary Sexton; Dawn Voss; Frank Gosrski; Stephanie Faulkes and Kay Swanson, Mahaska County Auditor.

6:30 p.m. Chairman VanWeelden reconvened the meeting.

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

The Board of Supervisors of Mahaska County, Iowa, met on March 7, 2011, at 6:30 o’clock p.m., at the Mahaska County Courthouse, Oskaloosa, Iowa, for the purpose of taking action for the designation of an urban renewal area and the adoption of a proposed urban renewal plan and project. The Chairperson presided and the roll being called the following Supervisors were present and absent:

Present: Gordy, Rozenboom, VanWeelden

Absent: None.
The Board of Supervisors investigated and found that notice of the intention of the Board to conduct a public hearing on the designation of the Mahaska County Hospital Urban Renewal Area and on an urban renewal plan and project for the Area had been published according to law and as directed by the Board and that this is the time and place at which the Board shall receive oral or written objections from any resident or property owner of the County. All written objections, statements, and evidence heretofore filed were reported to the Board, and all oral objections, statements, and all other exhibits presented were considered.

The following named persons presented oral objections, statements, or evidence as summarized below; filed written objections or statements, copies of which are attached hereto; or presented other exhibits, copies of which are attached hereto:

Jay Christensen, Intro letter from medical staff and brief discussion of request to supervisors;

Ervin Edel, asked to vote on;

Supervisor Gordy, questions about financial feasibility;

Lawrence Rouw, asked to vote on; question about what is Mahaska County as Mahaska Health Partnership, general issues regarding a net revenue pledge;

Sreedhar Somisetty, said not to vote on;

Jimmy Carter, said to vote on;

Wayne Hook, Aspects of overall cost;

Joe Warrick, Wants to look at the Hospital Board as have been elected; move forward;

Paul Riggs, said no to vote as hospital is not lacking in revenue;

Jim Hansen, Chair of Hospital Board, has ability to levy taxes; needs to continue to provide services;

Matt Whitis, support project and also quoted the mission statement from the Board of Supervisors Website page;

Frank Gorski, said no vote needed;

Joyce Vonk, said no vote needed;

and Dawn Voss said no vote needed.

There being no further objections, comments, or evidence offered, the Chairperson announced the hearing closed.
Supervisor Rozenboom moved the adoption of a resolution entitled “A Resolution to Declare Necessity and Establish an Urban Renewal Area, Pursuant to Section 403.4 of the Code of Iowa and Approve Urban Renewal Plan and Project for the Mahaska County Hospital Urban Renewal Area”, seconded by Supervisor VanWeelden. Gordy filed objection to this resolution as it was not on agenda and therefore not an actionable item. The only resolution on the agenda is “Resolution for Hospital Urban Area” Agenda did not allow for approval of the Urban Renewal Plan and Project. After due consideration, the Chairperson put the question on the motion and the roll being called, the following named Supervisors voted: Ayes: Rozenboom, VanWeelden Nays: Gordy.

Whereupon, the Chairperson declared the resolution duly adopted and signed approval thereto.

RESOLUTION NO. 2011-03-02

A Resolution to Declare Necessity and Establish an Urban Renewal Area, Pursuant to Section 403.4 of the Code of Iowa and Approve Urban Renewal Plan and Project for the Mahaska County Hospital Urban Renewal Area

WHEREAS, as a preliminary step to exercising the authority conferred upon Iowa counties by Chapter 403 of the Code of Iowa, the “Urban Renewal Law”, a county must adopt a resolution finding that one or more slums, blighted or economic development areas exist in the county and that the development of such area or areas is necessary in the interest of the public health, safety or welfare of the residents of the county; and

WHEREAS, it has been proposed that the Board of Supervisors (the “Board”) of Mahaska County, Iowa (the “County”) take action to establish the Mahaska County Hospital Urban Renewal Area (the “Urban Renewal Area”) on the property (the “Property”) lying within the boundaries set out in Exhibit A to this Resolution; and

WHEREAS, the proposal establishes the need to designate the Urban Renewal Area as being appropriate for commercial development; and

WHEREAS, the proposal demonstrates that sufficient need exists to warrant finding the Property to be an economic development area; and

WHEREAS, notice of a public hearing by the Board of Supervisors on the question of establishing the area identified above as an urban renewal area and on a proposed urban renewal plan and project for the area was heretofore given in strict compliance with the provisions of Chapter 403 of the Code of Iowa, and the Board has conducted said hearing on March 7, 2011; and

WHEREAS, Section 403.17 of the Code of Iowa requires a joint agreement between a county and a city with respect to the establishment of a County urban renewal area to be located within the city limits of a city; and
WHEREAS, the property proposed to be included in the Urban Renewal Area is located within the city limits of the City of Oskaloosa, Iowa; and said City has executed a joint agreement with respect to such inclusion;

NOW, THEREFORE, It Is Resolved by the Board of Supervisors of Mahaska County, Iowa, as follows:

Section 1. An economic development area as defined in Chapter 403 of the Code of Iowa is found to exist on the Property within the boundaries set out in Exhibit A.

Section 2. The area identified in Section 1 hereof is hereby declared to be an urban renewal area, in conformance with the requirements of Chapter 403 of the Code of Iowa, and is hereby designated the Mahaska County Hospital Urban Renewal Area.

Section 3. The development of the Property is necessary in the interest of the public health, safety or welfare of the residents of Mahaska County, Iowa.

Section 4. It is hereby determined by this Board of Supervisors as follows:
   A. The proposed urban renewal plan conforms to the general plan of the county as a whole;
   B. Proposed development in the urban renewal area is necessary and appropriate to facilitate the proper growth and development of the County in accordance with sound planning standards and local community objectives.

Section 5. The urban renewal plan for the Mahaska County Hospital Urban Renewal Area is made a part hereof and is hereby in all respects approved in the form presented to this Board, and the proposed project for such area based upon such plan is hereby in all respects approved.

Section 6. The Joint Agreement between the County and the City of Oskaloosa, Iowa as has been presented to the Board is hereby approved, and the Chairperson and County Auditor are hereby authorized and directed to execute said agreement on behalf of the County.

Section 7. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved March 7, 2011.

s/___________________________
Chairperson, Board of Supervisors

Attest:s/______________________
County Auditor

EXHIBIT A

Legal Description

Mahaska County Hospital Urban Renewal Area

The East 264 feet of Lot 2 of the Subdivision of the SW ¼ of the SW ¼ of the NE ¼ of Section 18, Township 75 North, Range 18 West in the City of Oskaloosa, Mahaska County, Iowa

And

The West 150 feet of the South 462 feet of Lot 10 of the Subdivision of the SW ¼ of the NE ¼ of Section 18, Township 75 North, Range 18 West in the City of Oskaloosa, Mahaska County, Iowa
And

Lots 1, 2, 3 and 4 of Lot 4 and Lots 1, 2, 3 and 4 of Lot 6 of the Subdivision of the NW ¼ of the SE ¼ of Section 18, Township 75 North, Range 18 West in the City of Oskaloosa, Mahaska County, Iowa

Upon motion and vote, the meeting adjourned.

___________________________________________
Chairperson, Board of Supervisors

Attest:

___________________________________________
County Auditor