

March 17, 2003

The Mahaska County Board of Supervisors met on the above date at 10:00 a.m. in the third floor conference room of the Mahaska County courthouse. Present were the following board members: Henry W. VanWeelden and Greg Gordy. Absent: Lawrence Rouw. Also present were the following: Lori Faybik, Ottumwa Courier; Joleen Arnold, Mahaska County CPC; Jerome Nusbaum, Mahaska County Engineer; Doyle Nunnikhoven; Leo Fynaardt; Ann-marie Christy, COC; Robbie Dillard; and Kay Swanson, Mahaska County Auditor.

Chairman Gordy opened the meeting with a moment of silence.

It was moved by VanWeelden seconded by Gordy to approve the minutes for March 3rd and March 11th . All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to open the public hearing concerning the changes and updates for the Three Year Strategic Plan. All present voted aye. Motion carried. Joleen Arnold, Mahaska County CPC discussed the changes to the plan with the board. Three goals were discussed, needs assessments and updated list of providers and current addresses. There were no written or oral comments. It was moved by VanWeelden seconded by Gordy to close the public hearing. All present voted aye. Motion carried. It was moved by VanWeelden seconded by Gordy to approve the changes to the Managed Care Plan effective April 1, 2003. All present voted aye. Motion carried.

Michelle Moore, Mahaska County Agricultural and Rural Development gave the board a written report for February 13th thru March 10th 2003. It was placed on file.

It was moved by VanWeelden seconded by Gordy to open the public hearing for the purpose of Reclassifying County Road. All present voted aye. Motion carried. Doyle Nunnikhoven discussed with the board the reclassifying of part of Adams Avenue and 210th Street. Leo Fynaardt discussed with the board the reclassifying of a part of 120th Street. No written comments on either road were received. It was moved by VanWeelden seconded by Gordy to close the public hearing. All present voted aye. Motion carried. It was moved by VanWeelden seconded by Gordy to approve the following resolution. 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 (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 approximately 33 feet west of the S ¼ corner 30-76-17 (being the intersection of Ashland Ave. and 210th St.); thence west along 210th St. approximately 2,325 feet to the SW corner 30-76-17 (being the intersection of 210th St. and Adams Ave.); thence south along Adams Ave. approximately 560 feet and terminating at that 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 “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.

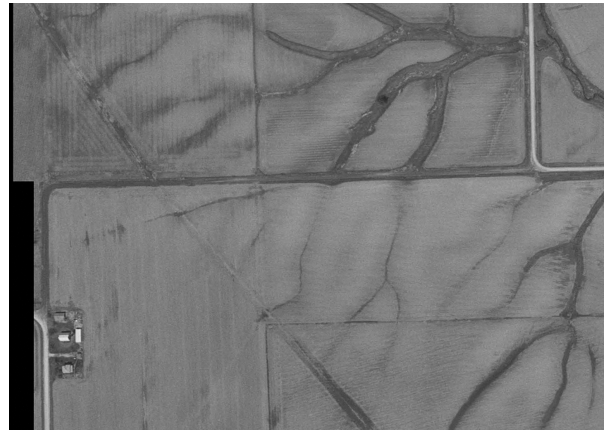
THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MAHASKA COUNTY that this County does hereby establish the road described as an Area Service “C” road, with restricted access and a minimal level of maintenance.

Enacted this _17th day of March, 2003.

Chairperson, Board of Supervisors

Attest:

County Auditor



It was moved by VanWeelden seconded by Gordy to approve the following resolution.
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 (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 33 feet east of the North ¼ corner of section 14, T-77N, R-16 West of the 5th P.M., Mahaska County, Iowa; thence easterly along the centerline of 120th Street a distance of 3,200 feet and terminating at that point.

13. Blading: Blading or dragging will not be performed on a regular basis.
14. 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.
15. 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.
16. 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.
17. 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.
18. Road Surfacing: There will be no surfacing materials applied to Area Service “C” roads.
19. Shoulders: Shoulders will not be maintained.
20. Crown: A crown will not be maintained.
21. Repairs: There will be no road repairs on a regular basis.
22. Uniform Width: Uniform width for the traveled portion of the road will not be maintained.
23. Inspections: Regular inspections will not be conducted.

24. 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 17th day of March, 2003.

Chairperson, Board of Supervisors

Attest:

County Auditor



The matter of the Cyphers SD plat was tabled until later date.

There were no committee reports today.

It was moved by VanWeelden seconded by Gordy to approve the request of Sone Scott, County Treasurer to place Mary Vance on the payroll in the driver's license department at 65% of the Treasurer's salary beginning March 17th, 2003. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the request of Sone Scott, County Treasurer to place Virginia Rexroth on the payroll in the tax department part time during the tax season at \$8.82 per hour beginning March 17th, 2003. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the request of Sone Scott, County Treasurer to place Cindy Hirschak on the payroll in the tax department part time during the tax season at \$7.50 per hour beginning March 19th, 2003. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to appoint Jon Lubke to the HIPPA Committee. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to appoint Charles Stream as the Privacy Officer for HIPPA and Jon Lubke as the Security Officer for HIPPA. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to go into closed session per the request of Robbie Dillard pursuant to Iowa Code Section 21.51a. All present voted aye. Motion carried. Closed session began at 11:10 a.m.

At 11:35 a.m. It was moved by VanWeelden seconded by Gordy to return to open session. All present voted aye. Motion carried.

Joleen Arnold, Mahaska County CPC discussed the need for an additional part time case worker in her office and the need for more office space. No decisions were made today.

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

Greg Gordy, Chairman
Mahaska County Board of Supervisors

ATTEST: _____
Kay Swanson, Mahaska County Auditor