

June 4, 2007

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 – Lawrence Rouw; Vice chairman – Henry W. VanWeelden and member – Greg Gordy. Also present were the following: Scott Dailey, KBOE Radio; Duane Nollen, Oskaloosa Herald; Jerome Nusbaum, Mahaska County Engineer; Troy Bemis, Mahaska County Maintenance Department; Marvin Dieleman; and Kay Swanson, Mahaska County Auditor.

Chairman Rouw opened the meeting with a moment of silence.

It was moved by Gordy seconded by VanWeelden to approve the agenda for today's meeting. All present voted aye. Motion carried.

It was moved by Gordy seconded by Rouw to approve the minutes for May 21st and 29th. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the bills for May in the amount of \$861,330.51 and payroll in the amount of \$424,791.09. All present voted aye. Motion carried.

Troy Bemis, Maintenance Department discussed the hiring of an individual to replace Russell Andeway while he is on vacation. It was moved by VanWeelden seconded by Gordy to hire Leslie J. Cubit at \$8.00 per hour with no benefits for the period of June 11, 2007 thru July 27, 2007. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to open the public restrooms for Art on the Square to be Saturday, June 9, 2007. All present voted aye. Motion carried.

It was moved by VanWeelden seconded by Gordy to approve the following R.U.S.S. Resolution. All present voted aye. Motion carried.

RESOLUTION

WHEREAS, the Boards of Supervisors of Davis, Des Moines, Henry, Jefferson, Keokuk, Lee, Louisa, Mahaska, Van Buren, Wapello, and Washington Counties (collectively hereinafter the "Members") in the State of Iowa have authorized and executed a certain Regional Utility Services Systems Intergovernmental Agreement (the "28E Agreement") pursuant to Chapter 28E of the Code of Iowa; and

WHEREAS, the terms of the 28E Agreement provide for the creation of the Regional Utility Service Systems Commission (the "RUSS") for the purposes of planning, designing, developing, financing, constructing, owning, operating and maintaining wastewater treatment systems and water systems for and on behalf of the Members and the cities and unincorporated areas within the boundaries of the Members; and

WHEREAS, RUSS has authority pursuant to the 28E Agreement and Chapter 28F of the Code of Iowa to issue revenue bonds and interim financing notes to pay the costs of projects undertaken, but prior to the issuance of such bonds or notes each of the Members must adopt a resolution authorizing their issuance; and

WHEREAS, RUSS has undertaken the design and construction of certain sanitary sewer projects described in Exhibit A attached hereto (the "Projects") in and near the cities or counties listed in Exhibit A (the individual cities and counties listed in Exhibit A are hereinafter referred to as the "Benefited Governmental Entities") and has proposed the issuance of sewer revenue bonds (the "Bonds") and corresponding sewer revenue bond anticipation notes (the "Project Notes") to pay the costs of the Projects; and

WHEREAS, it is now necessary for the Board of Supervisors of Mahaska County to approve and authorize the issuance of the Bonds and the Project Notes;

NOW, THEREFORE, It Is Hereby Resolved by the Board of Supervisors of Mahaska County (the "County"), as follows:

Section 1. The County hereby approves and authorizes RUSS to issue the Bonds for each of the Projects in amounts not exceeding the amounts shown on Exhibit A and to issue the Project Notes in a like amount anticipating the issuance of such Bonds in order to finance the corresponding Project.

Section 2. The issuance of the Bonds and the Project Notes will benefit the Members and the Benefited Governmental Entity for each Project. The Benefited Governmental Entity listed for each Project on Exhibit A is the primary beneficiary of the issuance of such Bonds and Project Notes, and the total principal amount of such Bonds and Project notes shall be allocated to such Benefited Governmental Entity for purposes of Section 265(b)(3)(C)(iii) of the Internal Revenue Code of 1986 (the "Code").

Section 3. For those Projects for which the County is the Benefited Governmental Entity, the County hereby designates and authorizes RUSS to designate, on the County's behalf, the Bonds and Project Notes issued to pay the costs of such Project as "qualified tax exempt obligations" pursuant to §265(b)(3)(B) of the Code.

Section 4. The County agrees that it will not issue additional tax exempt obligations during the calendar year in which the Bonds and Project Notes for which it is the Benefited Governmental Entity are issued which when added to the County's other tax exempt obligations issued during the same calendar year, would be in excess of \$10,000,000

Section 5. All resolutions or parts thereof in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Passed and approved June 4, 2007

MAHASKA COUNTY, IOWA

Lawrence Rouw
Chairperson, Board of Supervisors

Attest: Kay Swanson, County Auditor

It was moved by Gordy seconded by VanWeelden to approve the following resolution for purchasing VVPAT election equipment and to choose option A of the resolution.. All present voted aye. Motion carried.

Resolution

Whereas, Iowa Code section 52.7, subsection 1, paragraph “1” as amended by 2007 Iowa Acts, senate File 369, requires voting systems to provide a paper record for review by the voter, and

Whereas, 2007 Iowa Acts House File 911, section 1, subsection 13, requires the county board of supervisors to submit to the office of secretary of state a resolution adopted by the board declaring the method by which the county intends to comply with section 52.7, subsection 1, paragraph “1”, 2007 Iowa Acts, Senate File 369, by June 15,2007,

Therefore We, the Board of Supervisors of Mahaska County hereby resolve that we intend to comply with section 52.7, subsection 1, paragraph “1” 2007 Iowa Acts, Senate File 369 as follows: [select one]

Option A. Mahaska County uses only direct recording electronic voting machines (DRE) and intends to add paper record printer attachments that are compatible with the county’s current DRE voting machines. Full re-imbusement funds are available from the state for this option.

Option B. County uses only direct recording electronic voting machines (DRE) and intends to acquire an optical scan voting system with ballot marking devices for accessibility. Only partial re-imbusement funds are available from the state for this option.

Option C. County’s primary voting system is an optical scan system with direct recording electronic voting machines (DRE) for accessibility and the county intends to add paper record printer attachments that are compatible with the county’s current DRE voting machines. Full re-imbusement funds are available from the state for this option.

Option D. County’s primary voting system is an optical scan system with direct recording electronic voting machines (DRE) for accessibility and the county intends to acquire ballot-marking devices to replace the DREs. Only partial re-imbusement funds are available from the state for this option.

Done at Oskaloosa, the county seat of Mahaska County, on this 4* day of June, 2007

Signed by Lawrence Rouw, Chairman Mahaska County Board of Supervisors

Attest:

Kay Swanson, Mahaska County Auditor

It was moved by Gordy seconded by VanWeelden to approve the residential subdivision permit for the final plat for Northland Lanes Plat 4 in Township 75 Range 16. All present voted aye. Motion carried.

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

Lawrence Rouw, Chairman
Mahaska County Board of Supervisors

ATTEST: _____
Kay Swanson, Mahaska County Auditor