

June 17, 2019

The Mahaska County Board of Supervisors met in regular session on the above date at 3:00 p.m. in the third floor conference room of the Mahaska County courthouse. Present were the following board members: Chairman – Mark Groenendyk; Vice chairman – Steve Wanders; Member – Steve Parker. Also present were; Alex DeJong, Oskaloosa Herald; Ken Allsup, Osky News; RD Keep, The Sun; Joe Lancello, KBOE; Deann De DeGroot, MCARD; Ann Frost, OACDG; Russ Van Renterghem, Sheriff; Dave Sedivec, Conservation Director; Emily Brown; Beth Brostrom; Nick Ryan; Andy McGuire; Sandra Rempe; Troy Bemis, Maintenance Director; Calvin Bandstra; Cornie Brouwer; Ann Brouwer; Lyle Siefert; Larry Van Maanen; Margaret Ratcliff; John Bandstra; Tom Flaherty; Carrie VandeRee and Susan Brown, Mahaska County Auditor. This meeting was live streamed by Communications Research Institute of William Penn University.

Chairman Groenendyk opened the meeting at 3:00 p.m. with a moment of silence.

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

Public Comments: None

It was moved by Parker seconded by Wanders to approve minutes of June 2 and 12. All present voted aye. Motion carried.

Ann Frost, OACDG, gave quarterly report and it was placed on file.

Deann DeGroot, MCARD, gave monthly report and it was placed on file.

Dave Sedivec, Conservation Dir., gave monthly report and it was placed on file.

It was moved by Groenendyk seconded by Wanders to remove from Sheriff Dept. payroll: Kyle Vinton and Jessy Cranston effective June 17, 2019. All present voted aye. Motion carried.

Troy Bemis, Maintenance Director, informed board main air conditioning unit in LEC jail area is down. He presented proposal from Cunningham Inc. for replacement. It was moved by Wanders seconded by Parker to accept proposal from Cunningham Inc. for replacement of the outside condensing unit for the jail cell block, with a dry charged R22 condensing unit. Cost: \$17,033.00 to be paid FY19/20. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

RESOLUTION NO. 2019-21

**Resolution to fix a date for a public hearing on
Cedar Township Fire Station loan agreement**

WHEREAS, Sections 359.42 through 359.45 of the Code of Iowa require townships to provide fire protection services and to levy property taxes to pay for such services; and

WHEREAS, Section 359.45 of the Code of Iowa does not authorize townships to borrow funds, but, instead, authorizes townships to direct county boards of supervisors to issue bonds on behalf of townships, in anticipation of the collection of property taxes, to finance fire protection services; and

WHEREAS, the Trustees of Cedar Township (the "Township"), in Mahaska County, Iowa (the "County"), have undertaken the construction of a fire station, which will require long-term financing payable from property taxes; and

WHEREAS, the Trustees of the Township have requested and directed the Board of Supervisors of the County to anticipate the collection of taxes levied on property within the Township pursuant to Section 359.43 of the Code of Iowa and to issue bonds on behalf of the Township, in an amount not to exceed \$355,000, pursuant to Sections 359.45 and 331.402 of the Code of Iowa (the "Bonds"); and

WHEREAS, the Trustees of the Township have entered into joint agreements with the Trustees of Harrison Township and White Oak Township, and with the city of Fremont, related to the provision by Cedar Township of fire protection service and the payment of a portion of the principal of and interest on the Bonds; and

WHEREAS, it is necessary to fix a date of meeting of this Board at which it is proposed to hold a hearing on the question of entering into a loan agreement (the "Loan Agreement") for the purpose of issuing the Bonds and to give notice thereof as required by such law;

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

Section 1. This Board shall meet on July 1, 2019, at the County Courthouse, Oskaloosa, Iowa, at 9:00 o'clock a.m., at which time and place a hearing will be held and

proceedings will be instituted and action taken to enter into the Loan Agreement and issue bonds for Cedar Township.

Section 2. The County Auditor is hereby directed to give notice of the proposed action on the Loan Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once and not less than four nor more than twenty days before the meeting, in a legal newspaper of general circulation in the County.

The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE
PROCEEDINGS TO ENTER INTO CEDAR TOWNSHIP FIRE STATION LOAN
AGREEMENT

The Board of Supervisors of Mahaska County, Iowa, will meet on July 1, 2019, at the County Courthouse, Oskaloosa, Iowa, at 9:00 o'clock a.m., for the purpose of holding a hearing and taking action to enter into a loan agreement (the "Loan Agreement") and to issue bonds in an amount not to exceed \$355,000, for the purpose of paying a portion of the cost of the construction of a fire station for Cedar Township (the "Township").

The Loan Agreement will not constitute a general obligation of the County, but will be payable from taxes levied on property located within the Township (excluding property within a benefitted fire district or within the corporate limits of a city) pursuant to Section 359.43 of the Code of Iowa, and the Loan Agreement is proposed to be entered into pursuant to authority contained in Sections 359.45 and 331.402 of the Code of Iowa.

At that time and place, oral or written objections may be filed or made to the proposal to enter into the Loan Agreement. After receiving objections, the County may determine to enter into the Loan Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter.

By order of the Board of Supervisors of Mahaska County, Iowa.

Susan Brown, County Auditor

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved June 17, 2019.

It was moved by Wanders seconded by Parker to approve the FY20 Licensed Code Support Agreement and the Information Technology Services Agreement with Solutions Inc. for computer system and software support as presented. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Parker to approve fireworks application for City of Leighton to be displayed on June 28, 2019. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to approve county seal design as presented. All present voted aye. Motion carried.

It was moved by Parker seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

Resolution #2019-22

**Operating Transfer NW Urban Renewal TIF Fund to
NW Urban Renewal TIF Debt Service Fund to General Fund**

WHEREAS, it is desired to transfer monies from the Northwest Urban Renewal TIF Fund (31003) to the NW Urban Renewal TIF Debt Service Fund (42000) and then to the General Fund (01000);

WHEREAS, the certified maximum NW Urban Renewal Area TIF amount (\$14,200.00) for tax collection year 2018/2019 has been completed. This debt was certified to reimburse the county General Fund for legal and administrative expenses incurred in the creation of the NW Urban Renewal Area per Resolution #2017-21 authorizing advancement of costs for an Urban Renewal Project and Certification of expenses incurred by the County for payment under Iowa Code Section 403.19 and is agreed to in Amendment No. 1 to Agreement for Private Development between Mahaska County, The Welder's Shield LLC and Co-Line Welding, Inc;

NOW, THEREFORE, be it resolved by the Board of Supervisors as follows:

Section 1. The sum of \$14,200.00 is ordered to be transferred from the Northwest Urban Renewal TIF Fund (31003) to the NW Urban Renewal TIF Debt Service Fund (42000) and then to the General Fund (01000) effective June 17, 2019. The auditor is directed to make the appropriate transfer.

Passed this 17th day of June, 2019.

It was moved by Wanders seconded by Parker to approve the following resolution. All present voted aye. Motion carried.

Resolution #2019-23

**Operating Transfer
Radio System Capital Project Fund to General Fund**

WHEREAS, it is desired to transfer monies from the Capital Project Fund/Radio System (16000) to the General Fund (01000);

WHEREAS, in reference to Resolution #2019-07 the General Fund has been expending funds to cover costs incurred through June 30, 2019 for the Mahaska County Radio Communications System and;

WHEREAS, the total monies expended is \$374,032.60, and;

WHEREAS, total bond proceeds of \$4,784,358.70 have now been received into the Capital Project fund/Radio System (16000) on June 11, 2019;

NOW, THEREFORE, be it resolved by the Board of Supervisors as follows:

Section 1. The sum of \$374,032.60 is ordered to be transferred from the Capital Project Fund/Radio System (16000) to General Fund (01000) effective June 17, 2019. The auditor is directed to make the appropriate transfer.

Passed this 17th day of June, 2019.

It was moved by Parker seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

Resolution #2019-24

Operating Transfer From General Fund to LEC Improvement Fund

WHEREAS, it is desired to transfer monies from the General Fund (01000) to the LEC Improvements Fund (29000);

WHEREAS, Mahaska County established Fund 29 LEC Improvement Fund by resolution dated August 6, 2001, as a reserve fund consisting of all funds remaining after the costs of the erection of the facility were paid including all bonded indebtedness and interest; and

WHEREAS, Mahaska County Law Enforcement Center underwent an improvement project in FY18/19 consisting of roof replacement and exterior brick facing; and

WHEREAS, the balance due on above named project exceeds the fund balance in the LEC Improvement Fund in the amount of \$24,741.39;

NOW, THEREFORE, be it resolved by the Board of Supervisors as follows:

Section 1. The sum of \$24,741.39 is ordered to be transferred from the General Fund (01000) to the LEC Improvement Fund (29000) effective June 17, 2019. The auditor is directed to make the appropriate transfer.

Passed this 17th day of June, 2019.

It was moved by Wanders seconded by Parker to accept 28E agreements between Mahaska County and following cities, along with the Sheriff Dept: Eddyville, University Park and Keomah Village. All present voted aye. Motion carried.

Sheriff Van Renterghem expressed that he would like to know before budget creation if the monies collected in 28E agreements for police protection will all go to general fund rather than the entity buying equipment for the department. Consensus of the board is that all would go to the general fund, these agreements will be discussed with sheriff and cities starting in October going forward.

It was moved by Parker seconded by Wanders to approve Secondary Road non-union salaries for FY19-20. A \$.55 increase for D. Walling, M. Rodwell and E. Goemaat. All present voted aye. Motion carried.

It was moved by Wanders seconded by Parker to create contract with Tom Flaherty for position of Economic Development Director. Discussion included amendments to original motion: adding that it would be a three year contract, reviewed May 1 of each year and auto renew unless either party terminates. Emphasis on workforce development and housing. All present voted aye on amendments. Motion carried. All voted aye on original motion. Motion carried.

Committee reports: Wanders: Eighth Judicial District is working on program for inmates coming out of jail; Parker: Members of Stephen Memorial Animal Shelter board, staff and City of Oskaloosa will be having a work session with the supervisors on June 19 at 9:00 to work on updating 28E originally created in 1992. Groenendyk: DECAT Council is using leftover DHS funds to help families in area.

Public Comments: Carrie VandeRee, Mahaska Development Partners, asked how the new economic development position would coordinate with MDP committee and is concerned about doubling up on efforts already in place. Supervisor Groenendyk responded that he thinks we all have the same goal.

It was moved by Wanders seconded by Parker to adjourn. All present voted aye. Motion carried.

Attest: _____
Susan L. Brown
Mahaska Co Auditor

Mark Groenendyk
Mahaska County Board of Supervisors