

## PROCEEDINGS OF THE BOARD OF SUPERVISORS OF MITCHELL COUNTY, IOWA

Tuesday, April 28, 2009

The Board of Supervisors convened at 8:35 a.m. with all members present. Also present was Michelle Haacke (Media). Motion by Voaklander, second by Walk to approve the agenda. All voted aye.

CPC Director Bob Lincoln reviewed an Electronic Transactions Clearinghouse 28E Agreement that will provide Iowa counties with a Health Insurance Portability and Accountability Act (HIPAA) clearinghouse so that they can complete HIPAA-mandated electronic data interchange for claims and payment messages. Motion by Walk, second by Voaklander to approve the Electronic Transactions Clearinghouse 28E Agreement subject to approval from the County Attorney. Roll call vote: all ayes.

Motion by Voaklander, second by Walk to authorize the Chair to sign the substance abuse County reimbursement form for 3<sup>rd</sup> quarter FY2009. Roll call vote: all ayes.

Motion by Voaklander, second by Walk to approve the minutes of the April 21<sup>st</sup> meeting. Roll call vote: all ayes.

Reviewed documents to complete Board action in connection with the authorization for the issuance of General Obligation Capital Loan Notes, Series 2009. Motion by Voaklander, second by Walk to approve adopting a Resolution appointing Bankers Trust Company, N.A. of Des Moines, IA, to serve as paying agent, note registrar, and transfer agent, and approving the paying agent and note registrar and transfer agent agreement and authorizing the execution of the agreement. Roll call vote: all ayes. Walk moved that the form of Tax Exemption Certificate be placed on file and approved. Voaklander seconded the motion. Roll call vote: all ayes. Voaklander moved that the form of Continuing Disclosure Certificate be placed on file and approved. Walk seconded the motion. Roll call vote: all ayes. Motion by Walk, second by Voaklander to approve adopting a Resolution approving and authorizing a form of loan agreement and authorizing and providing a form of loan agreement and authorizing and providing for the issuance of \$8,965,000 General Obligation Capital Loan Notes, Series 2009, and levying a tax to pay the notes. Roll call vote: all ayes.

Discussed with County Engineer Jim Hyde bike signs for the Osage Golf Course Road and other less traveled roads. No action was taken. Also reviewed a map of the future paving projects in the Urban Renewal Plan.

Motion by Voaklander, second by Walk to approve signing the Public, Professional and Maintenance Employees, Local Union No. 2003 Contract commencing July 1, 2009 thru June 30, 2011. Roll call vote: all ayes.

At 9:30 a.m. the Chair opened the public hearing to amend the FY 2009 County budget. Present was Deputy Auditor Barb Baldwin. The Chair asked if there were any oral or written comments received prior to the hearing. The

Auditor replied that none were received. Reviewed the requested appropriations for the various County departments. Discussed in length the amendment for the Sheriff's department. Public hearing was closed at 9:45 a.m.

At 9:45 a.m. the Chair opened the public hearing for the proposed Ordinance #41 Mitchell County steel or metal wheel ordinance. Present were: County Attorney Mark Walk, Gene Schrage, Peter Z. Nolt, Tom Martin, Leo Meitner and Clem Johanns. Discussed changing the title of the ordinance to Road Preservation Act #2 and eliminating the words steel or metal wheel and to make changes to the restriction section of the ordinance. County Attorney stated the ordinance would not serve the purpose or effect that was intended. It was stated that it appears that certain people or groups are being singled out. General consensus of the public in attendance is that they don't see the need for the ordinance. After more discussion the public hearing was closed at 10:04 a.m.

Proposed Ordinance #41 died for lack of interest.

Motion by Voaklander, second by Walk to approve Appropriations Resolution #751-09 for all departments with the exception of an increase of expenditures in the amount of \$39,670 for the Sheriff's department. Roll call vote: all ayes. The Sheriff will be asked to attend the May 5<sup>th</sup> meeting to explain his request.

Items of note: Voaklander reported on the Economic Development meeting, Walk reported on the NIACOG Industrial tour that the Board attended and Marreel reported on the Board of Health and Riceville Community Club meetings. Received manure management plan updates from Peter Z. Nolt and Nolt Site 1, Russell Roe NE Site and Roe SW Site, Osage River City Egg, Inc. Effective April 24, 2009, Dana Thompson, Home Care Aide III, received a salary step increase to \$11.20 per hour. Effective May 11, 2009, Susan Miller, Home Care Aide III, is receiving a salary step increase to \$11.93 per hour and her employment status has changed to PT-25.

Regular meeting recessed at 10:40 a.m.

A joint Board meeting with the Worth County Board of Supervisors convened at 12:00 p.m. at the Carpenter Bar and Grill. Present were Supervisors: Jeff Creiger, Dennis May and Dave Haugen, Auditor Kay Clark and County Engineer Jim Hyde. Discussed the County Engineer's FY 09-10 employment contract for both counties. Motion by Voaklander, second by Haugen to renew Jim Hyde's contract for FY 09-10. Roll call vote: all ayes. Motion by Creiger, second by Marreel to approve a two and one-half percent increase for the Engineer's salary effective July 1, 2009 and running thru June 30, 2010. Total salary will be \$80,335.00 with each county paying half this amount. Roll call vote: all ayes. Due to the work load for both counties and Jim discussing possible retirement in a few years, consensus of both Boards to consider hiring a qualified Engineer with the hope of hiring this individual in a few years time.

Meeting adjourned at 12:25 p.m.

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Lowell Tesch - Mitchell County Auditor

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Bob Marreel - Chair Board of Supervisors