The Board met in session at the Linn County Jean Oxley Public Service Center. Present: Vice Chairperson Rogers, Supervisors Oleson, Harris and Houser. Absent: Chairperson Langston (other county business). Board members voting "AYE" unless otherwise noted.

The Pledge of Allegiance was led by Vice Chairperson Rogers.

Motion by Houser, seconded by Oleson to remove from the Consent Agenda purchase order to Longley Systems for three scanners.

Motion by Houser, seconded by Harris to approve Consent Agenda as follows:

Resolution 2015-4-61

WHEREAS, pursuant to Section 331.903(1), Code of Iowa, Sharon Gonzalez, Linn County Treasurer, has submitted to the Board of Supervisors, Linn County, Iowa, for approval of Nicki Finger, for appointment as Deputy, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, finds Nicki Finger to be qualified to serve as Deputy and that the appointment of Nicki Finger will not exceed the number of deputies authorized for the Linn County Treasurer’s Office by the Board of Supervisors, Linn County, Iowa.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, that the appointment of Nicki Finger as Deputy by Sharon Gonzalez, Linn County Treasurer, is hereby approved.

Resolution 2015-4-62

WHEREAS, a Residential Parcel Split of Windy Lane Addition (Case # PS-06-14) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A, has been filed for approval, a subdivision of real estate located in the SW SW of Section 01, Township 82 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows:

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and it’s attachments thereeto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of PS-06-14 as last amended on Monday, May 19, 2014 have been addressed:

**LINN COUNTY ENGINEERING DEPARTMENT**
- Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec. 88 § 9(e).
- Dedication of road rights-of-way, County Standard Specifications, Sec. 5. 60’ of right-of-way on North Washington Street adjacent to development shall be dedicated to the public.
- Road agreement for access control and trees/brush within County right-of-way.

**IOWA DEPARTMENT OF TRANSPORTATION**
- No conditions to be met.
- Existing water system must be reviewed by Linn County Public Health for compliance.
- Well rehabilitation may be required.
- A Time of Transfer septic inspection must be submitted to this department. Time of transfer septic inspections – required by DNR – must be conducted at the time of property transfer. Septic replaced.
- Existing house must be reviewed by Linn County Public Health for compliance. 4-22-15
- Oke per Nicole Fields.

**NATURAL RESOURCES CONSERVATION SERVICE**
- Applicant shall develop and implement a conservation plan to be filed with the Linn Soil and Water Conservation District on remaining agricultural land associated with this case. 3-18-15
- Oke per Jon G

**LINN COUNTY CONSERVATION DEPARTMENT**
- No conditions to be met.

**LINN COUNTY EMERGENCY MANAGEMENT**
- No conditions to be met.

**LINN COUNTY PLANNING AND DEVELOPMENT – ZONING DIVISION**
- All side and rear yard setbacks must be met for all structures involved in this proposal.
- Various revisions to the site plan and final plat.
Complete requirements from Minimum Housing inspection provided by the Linn County Health Department, including obtaining appropriate permits, inspections and final approval from the Building Division.

Prior to approval of the final plat, the owner must sign an “Acceptance of Conditions” form. The “Acceptance of Conditions” form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report. This plat lies within the 2 mile jurisdiction of the City of Lisbon. As per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has authority to review the plat to either approve the plat or waive its right to review must be provided.

Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.

The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor’s office prior to approval of the final plat.

One original and 3 complete copies of the final plat bound documents that must include the following:

Owner’s certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads

Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located

Surveyor’s certificate

Resolution of the Planning and Zoning Commission Resolution of the Board of Supervisors Resolution of approval or waiver of review by applicable municipalities

Treasurer’s certificate

Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article 5, Section 1, § 8 of the Unified Development Code.

Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument

Three (3) copies of the surveyor’s drawing

A covenant for a secondary road assessment district concerning the adjacent public secondary road as per Article 4, Section 8B, § 9(a), of the Unified Development Code

Final plat bound copies must be approved by the Linn County Board of Supervisors on or before May 19, 2015 as per Article 4, Section 8A(7), and shall be recorded within 1 year of that approval, as per Article 4, Section 8B, § 6, of the Unified Development Code.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors’ Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by April 29, 2016 to be valid.

Resolution 2015-4-63

WHEREAS, a Residential Parcel Split of Morio Addition (Case # PS-15-14) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A, has been filed for approval, a subdivision of real estate located in the NE NW of Section 16, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing at the North Quarter Corner of Section 16, Township 83 North, Range 8 West of the Fifth Principal Meridian, thence S0°55'22"E along the east line of the Northeast Quarter of said Section 16, a distance of 777.94 feet to the point of beginning; thence continuing S0°54'23"E along said east line, 288.57 feet; thence N80°51'50"W, 371.83 feet; thence N0°54'23"W, 245.75 feet; thence N85°37'06"E, 370.85 feet to the point of beginning.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of PS-15-14 as last amended on Monday, October 20, 2014 have been addressed:

LINN COUNTY ENGINEERING DEPARTMENT

Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec. 8B § 9(e). One entrance to parcel is allowed.

Dedication of road rights-of-way, County Standard Specifications, Sec. 5. 40’ of right-of-way on Gibney Road adjacent to development shall be dedicated to the public for road purposes.
Road Agreement for applicable conditions. County Standard Specifications, Section 1.
April 29, 2015

IOWA DEPARTMENT OF TRANSPORTATION
Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT
Existing water system must be reviewed by Linn County Public Health for compliance. Well rehabilitation may be required.
Existing house must be reviewed by Linn County Public Health for compliance.

NATURAL RESOURCES CONSERVATION SERVICE
Show approximate location of natural drainage ways and a note restricting building within the natural drainage way should be shown on the final plat. Contact the NRCS office for widths and building restriction requirements.

LINN COUNTY CONSERVATION DEPARTMENT
No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT
No conditions to be met.

LINN COUNTY 911 COORDINATOR
No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION
All side and rear yard setbacks must be met for all structures involved in this proposal.

Various revisions to the site plan and final plat. Complete requirements from Minimum Housing inspection provided by the Linn County Health Department, including obtaining appropriate permits, inspections and final approval from the Building Division.

Prior to approval of the final plat, the owner must sign an “Acceptance of Conditions” form. The “Acceptance of Conditions” form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.

This plat lies within the 2 mile jurisdiction of the City of Cedar Rapids, and as per the 28E Agreement between the City and the County, will require City approval or a waiver of the right to review.

Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.

The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor’s office prior to approval of the final plat.

One original and 3 complete copies of the final plat bound documents that must include the following:

Owner’s certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads.

Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located.

Surveyor’s certificate

Auditor’s certificate

Resolution of the Planning and Zoning Commission

Resolution of the Board of Supervisors

Resolution of approval or waiver of review by applicable municipalities

Linn County Board of Supervisors

Treasurer’s certificate

Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article 5, Section 1, § 8 of the Unified Development Code.

Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument

Three (3) copies of the surveyor’s drawing

A covenant for a secondary road assessment district concerning the adjacent public secondary road as per Article 4, Section 8B, § 9(a), of the Unified Development Code.

Final plat bound copies must be approved by the Linn County Board of Supervisors on or before October 20, 2015 as per Article 4, Section 8A(7), and shall be recorded within 1 year of that approval, as per Article 4, Section 8B, § 6, of the Unified Development Code.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors’ Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by April 29, 2015 to be valid.

Resolution 2015-4-64

WHEREAS, a final plat of Morris Second Addition (Case # P-05-14) to Linn County, Iowa, containing six (6) lots, numbered lot 1 and lot 2 and lettered lot A, B, C and D has been filed for approval, a subdivision of real estate located in the SW SW of Section 07, Township 83 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows:
BEGINNING AT THE SOUTHEAST CORNER OF LOT 5, HICKORY WIND FOURTH ADDITION TO LINN COUNTY, IOWA,
THENCE S01°19’40”E ALONG THE EAST LINE OF THE SW1/4 SW FR1/4 OF SAID SECTION 7, 1273.49 FEET TO THE NORTH RIGHT-OF-WAY LINE OF LAKESIDE DRIVE;
THENCE ALONG SAID NORTH RIGHT-OF-WAY LINE FOR THE NEXT SEVEN COURSES;
THENCE N65°50’04”W, 429.93 FEET;
THENCE S89°4’18”W, 586.10 FEET;
THENCE S84°55’27”W, 144.61 FEET;
THENCE N52°11’15”W, 72.53 FEET;
THENCE S33°55’30”W, 45.37 FEET;
THENCE S37°07’14”W, 78.83 FEET;
THENCE N80°42’43”W, 190.33 FEET TO THE EAST RIGHT-OF-WAY LINE OF EAST POST ROAD;
THENCE N01°06’14”W ALONG SAID EAST RIGHT-OF-WAY LINE, 250.57 FEET TO THE SOUTHWEST CORNER OF LOT 1; MORRIS FIRST ADDITION TO LINN COUNTY, IOWA;
THENCE N85°51’16”E ALONG THE SOUTH LINE OF SAID LOT 1, 236.00 FEET TO THE SOUTHEAST CORNER OF SAID LOT 1;
THENCE N01°08’14”W ALONG THE EAST LINE OF SAID LOT 1, 212.27 FEET;
THENCE N51°50’52”W ALONG SAID EAST LINE OF LOT 1, 122.75 FEET TO THE NORTHEAST CORNER OF SAID LOT 1;
THENCE N01°08’14”W, 200.00 FEET;
THENCE S83°51’45”W, 150.00 FEET TO SAID EAST RIGHT-OF-WAY LINE OF EAST POST ROAD;
THENCE N01°08’14”W ALONG SAID EAST RIGHT-OF-WAY LINE, 500.00 FEET TO THE SOUTHWEST CORNER OF HICKORY WIND FIRST ADDITION TO LINN COUNTY, IOWA;
THENCE S85°15’54”E ALONG THE SOUTH LINE OF SAID HICKORY WIND FIRST ADDITION, PLAT OF SURVEY #674 AND SAID HICKORY WIND FOURTH ADDITION, 1447.59 FEET TO THE POINT OF BEGINNING CONTAINING 40.45 ACRES MORE OR LESS;
SUBJECT TO EXISTING EASEMENTS AND RESTRICTIONS OF RECORD;
WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and WHEREAS, said plat and it’s attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and WHEREAS, the following conditions as listed on the Planning and Development Staff Report of F-05-14 as last amended on Monday, June 16, 2014 have been addressed:
LINN COUNTY ENGINEERING DEPARTMENT
Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec. 8B § 9(e). Single access to Lot 2. Lot 1 has one residential access and one field drive per road agreement.
Road Agreement for conditions applicable to Final Plat. County Standard Specifications, Section 1.
Right-of-way per plat with minimum 60’ on East Post Road and 50’ on Lakeside Road.
IOWA DEPARTMENT OF TRANSPORTATION
Not within the jurisdiction of the Iowa Department of Transportation.
LINN COUNTY PUBLIC HEALTH DEPARTMENT
If the well is to be shared, require a shared well agreement to be recorded with the County Recorder and a copy submitted to this department. Require a written septic easement to be recorded with the County Recorded and a copy submitted to this department.
NATURAL RESOURCES CONSERVATION SERVICE
Show approximate location of natural drainage ways and a note restricting building within the natural drainage way should be shown on the final plat. Contact the NRCS office for widths and building restriction requirements.
LINN COUNTY CONSERVATION DEPARTMENT
No conditions to be met.
LINN COUNTY EMERGENCY MANAGEMENT
No conditions to be met.
LINN COUNTY 911 COORDINATOR
K-911 address sign is required to be located at driveway entrance. 
Street designation signs and K-911 address signs to be applied for at Linn County Secondary Roads Department, 319-892-6400.
LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION
Various revisions to the site plan and final plat.
Prior to approval of the final plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.
This plat lies within the 2 mile jurisdiction of the City of Marion. As per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has authority to review the plat to either approve the plat or waive its right to review must be provided.
Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
A septic easement shall appear on the final plat and an associated septic easement agreement shall be recorded with the legal bound documents.
The applicant shall hook up, and cover the cost to hook up, to city water and wastewater services as soon as these services are made available to proposed Lot 2. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor’s office prior to approval of the final plat.
All conditions of rezoning case R-03-14 shall be met prior to approval of final plat bound copies.
Rezoning case R-03-14 will be finalized when final plat bound copies are ready to be approved by the Linn County Board of Supervisors.

One original and 3 complete copies of the final plat bound documents that must include the following:

- Owner’s certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads.
- Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located.
- Surveyor’s certificate.
- Auditor’s certificate.
- Resolution of the Planning and Zoning Commission.
- Resolution of approval or waiver of review by applicable municipalities.
- Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article 5, Section 1, § 8 of the Unified Development Code.
- Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument.
- Three (3) copies of the surveyor’s drawing.
- A covenant for a secondary road assessment district concerning the adjacent public secondary road as per Article 4, Section 8A, § 9(a), of the Unified Development Code.

The final plat bound documents must be approved by the Linn County Board of Supervisors on or before June 16, 2015 as per Article 4, Section 8A (7), and shall be recorded within 1 year of that approval, as per Article 4, Section 8B(6) of the UDC.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors’ Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by April 29, 2016 to be valid.

Award bid and authorize chairperson to sign contracts and contract documents for the following rock projects:

- Palisades Access Road to Wendling Quarries, Inc. in the amount of $55,500.00.
- Linn-Buchanan Road, Herb Road and Moses Road to Wendling Quarries, Inc. in the amount of $37,035.00.

Approve and sign agreement between Linn County and the Troy Mills Sewer District for work to adjust manholes within the Troy Mills Road PCC paving project.

Award bid and authorize chairperson to sign purchase order for a walk behind line stripper to Sherwin Williams in the amount of $7,145.00.

Authorize Chair to sign purchase order #5232 for $5,507.44 to Rapids Foodservice for a custom stainless steel kitchen worktable for the Correctional Center.

Authorize Chair to sign purchase order # 5233 for $111,135.00 to Mobility Transport Services for three wheel chair accessible ten passenger vans for Options.

Authorize Chair to sign Release of Mortgage of April 26, 2010, made and executed by the East Central Iowa Council of Governments, in association with Linn County’s Single Family New Construction Grant, regarding property commonly known as 1324 Nicholas Lane, North Liberty, Iowa.

Authorize Chair to sign Release of Mortgage of April 28, 2010, made and executed by the East Central Iowa Council of Governments, in association with Linn County’s Single Family New Construction Grant, regarding property commonly known as 1397 Ozark Ridge, Coralville, Iowa.

Authorize Chair to sign Release of Mortgage of April 26, 2010, made and executed by the East Central Iowa Council of Governments, in association with Linn County’s Single Family New Construction Grant, regarding property commonly known as 1092 Patton Lane, North Liberty, Iowa.

Approve Class B Beer Permit Renewal Application for Cedar Rapids Horsemen Club, noting all fees have been paid.

Motion by Oleson, seconded by Houser to approve minutes of April 22 and 27, 2015 as printed.

Britt Hutchins, Purchasing Dir., stated that the purchase order with Longley did not include two items which changed the total amount.
Motion by Houser, seconded by Harris to authorize Chair to sign purchase order # 5235 for $6,634.40 to Longley Systems for three scanners (Novatime) for Juvenile Detention.

Motion by Oleson, seconded by Houser to approve the following Proclamations:

Proclamation: National Correctional Officers and Employees Week, May 3-9, 2015.

Proclamation: National Nurses Week, May 6-12, 2015.


Motion by Harris, seconded by Houser to approve upon third and final consideration Ordinance Amendment #5-4-2015, approving rezoning case R-03-14, request of Waldo Morris, property owner, to rezone 1 acre located at 2980 East Post Road from AG Agricultural to USR Urban Service Residential.

Darrin Gage, Dir. of Policy & Admin., stated that Garth Fagerbakke, Facilities Mgr., has staff at the Abbe Center on County Home Road removing the old County Home bell. The plan is to relocate to the O’Brien Bldg. for now and eventually move to the Community Services Bldg.

Supervisor Oleson stated that he hopes Fagerbakke will follow up with Vic Kloppenstein for some photos that he has for display.

Motion by Houser, seconded by Harris to authorize relocating the old County Home bell to the O’Brien Bldg.

REPORTS -- LIAISON ASSIGNMENTS & COMMITTEE MEETINGS

Supervisor Houser attended the Early Child Iowa board meeting yesterday and will be attending the Cyber Security meeting in Johnston tomorrow.

Supervisor Oleson testified before the Iowa Senate on the Iowa Water & Land Legacy bill. He also met with Prospect Meadows board members.

Supervisor Rogers attended the LEAN Steering Committee meeting. He and Chairperson Langston sit on the Greene Square Art Committee and have reviewed several artists. They will be making an announcement soon regarding the winner.

LEGISLATIVE UPDATE

Darrin Gage stated that the RIIF bill put $4 million into the statewide E911 system but that is not enough. They are still looking at local surcharges.

Motion by Rogers, seconded by Harris to approve ACH’s in the amt. of $165,034.46 and Claims #70579617 - #70579732 in the amt. of $2,767,122.92.

Motion by Houser, seconded by Oleson to approve payment to Supervisor Rogers in the amt. of $110.00.

VOTE: Oleson, Harris, Houser – Aye Rogers – Abstain

Motion by Rogers, seconded by Oleson to approve payment to Supervisor Houser in the amt. of $65.60.

VOTE: Oleson, Harris, Rogers – Aye Houser – Abstain

Motion by Houser, seconded by Harris to appoint Matt Olmstead of Olmstead Construction to the Building Board of Appeals to fill a vacancy.

Adjournment at 10:11 a.m.

Respectfully submitted,

JOEL D. MILLER, Linn County Auditor
By: Rebecca Shoop, Deputy Auditor

Approved by:

BEN ROGERS, Vice Chairperson
Board of Supervisors