Call to Order

Pledge of Allegiance

Public Comment: Five Minute Limit per Speaker
This comment period is for the public to address topics on today’s agenda.

Consent Agenda
Items listed on the consent agenda are routine and will be considered by one motion without individual discussion unless the Board removes an item for separate consideration.

Approve and authorize Chair to sign a Vacancy Form requesting an Account Tech for the Linn County Community Services, Core Department

Reports

Resolutions

Resolution approving Land Use Map Amendment case JA20-0003, request of Linn County, Iowa, property owner; Linn County Planning and Development, applicant, to change the map designation for approximately 39 acres located in the 700 Block of Squaw Creek Road, from CNRA (Critical Natural Resource Area) to MUSA (Metro Urban Service Area).

Resolution approving Land Use Map Amendment case JA20-0004, request of Kevin Schwarzhoff, property owner, to change the map designation for approximately 6.54 acres located at 3250 Linn-Buchanan Rd from CNRA (Critical Natural Resources Area) to AA (Agricultural Area).

Resolution approving Land Use Map Amendment case JA20-0005, request of Leo and Debra Cady, property owners, to change the map designation for approximately 10.84 acres located at 3240 Linn-Buchanan Rd from CNRA (Critical Natural Resources Area) to AA (Agricultural Area).

Resolution to approve Final Plat for Freilinger Addition, case JF20-0008

Resolution authorizing the transfer of $5,000,000 from the General Supplemental fund, to the General Basic fund.

Resolution authorizing the transfer of $1,009,684 from the General Basic fund, to the Secondary Roads fund.

Resolution authorizing the transfer of $2,483,797 from the Rural Services fund, to the Secondary Roads fund.

Resolution authorizing the transfer of $750,000 from the General Basic fund, to the Conservation Reserve fund.
Resolution authoring the transfer of $620,000 from the General Basic fund, to the Capital Projects fund.

**Contract and Agreements**

Approve and authorize Chair to sign a contract between Linn County and Matthew 25 for Green Iowa AmeriCorps members in the amount of $4,000

Approve and authorize Chair to sign a change order #1 and task order #2 for Tetra Tech debris monitoring agreement to change emergency end date to reflect a new date non-emergency end date based on updated contact and adjust a new amount not-to-exceed $1,087,417.00.

Approve and authorize Chair to sign a System Installation Sign-Off Agreement with the Iowa Judicial Branch to allow the installation of a conferencing system in the Linn County Courthouse

**Licenses & Permits**

**Regular Agenda**

**Discuss and Decide on Consent Agenda**

**Minutes**
Discuss and decide on meeting minutes.

Discuss and decide on actions related to the storm of August 10, 2020

Update on Linn County’s response to COVID-19

Discuss and decide on Fiscal Year 2022 budget initiatives and guidelines

Second consideration for rezoning case JR20-0007, request to rezone property located at 622 Dows Road, NW SE 20-83-06, from AG (Agricultural) to USR (Urban Services Residential) with a PUD (Planned Unit Development) Overlay, approximately 179 acres, Linn County, Iowa, owner and Linn County Planning and Development, petitioner.

Second consideration for rezoning case JR20-0008, request to rezone property located at 920 Knapp Road, SW NE 10-82-06, from RR1 (Rural Residential 1-Acre) to RR2 (Rural Residential 2-Acre), approximately 19.92 acres, Mary Jane Wilkey, owner.

Second consideration for rezoning case JR20-0009, request to rezone property located at 3250 Linn-Buchanan Rd, NE NE 05-86-07, from VR (Village Residential) district to AG (Agricultural) district, approximately 10.84 acres, Kevin Schwarzhoff, owner.

Second consideration for rezoning case JR20-0010, request to rezone property located at 3240 Linn-Buchanan Rd, NE NE 05-86-07, from VR (Village Residential) district to AG (Agricultural) district, approximately 10.84 acres, Leo and Debra Cady, owners.

Third and final consideration of Ordinance Amendment, rezoning case JR20-0004, request of Jean Freilinger (Helmrich), owner to rezone 2.63 acres located at 2692 E Robins Rd from the AG (Agricultural) zoning district to the USR (Urban Services Residential) zoning district.

Third and final consideration for an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 10 Article VII Relating to Control of Lead-Based Paint

Discuss and decide on the Economic and Community Development grant application process, deadline for applications to be submitted, and appropriations allocated prior to the end of the calendar year.
Public Comment: Five Minute Limit per Speaker
This is an opportunity for the public to address the board on any subject pertaining to board business.

Claims
Discuss and decide on claims.

Board Member Reports

Correspondence

Appointments

Adjournment

To adhere to social distancing requirements, Linn County employees and the public may participate in this meeting as follows:

1) Conference call—telephone number 1-800-945-0974, access code 501116
2) Email questions or comments prior to or during the meeting to: bd-supervisors@linncounty.org

For questions about meeting accessibility or to request accommodations to attend or to participate in a meeting due to a disability, please contact the Board of Supervisors office at 319-892-5000 or at bd-supervisors@linncounty.org.
VACANCY FORM

SELECT ONE:
- ☐ NEW POSITION
- ☑ REPLACEMENT
  REPLACES: Theresa Andersen

SELECT ONE:
- ☑ NEW JOB CLASSIFICATION

JOB TITLE: Account Tech

DEPARTMENT: LCCS/Core
VACANCY DATE: 12/7/20

SHIFT/HOURS: 8:00 AM to 4:30 PM
NUMBER OF POSITIONS: 1

REASON TO ADD NEW POSITION (if applicable):
- ☐ BUDGET OFFER
- ☐ GRANT FUNDING
- ☐ OTHER: __________________________

NEW POSITION FUNDING SOURCE(S):
1.0 FTE Account Technician position will be funded by
1.5FTE Senior Account Clerk Vacancies in department

POST TO INSIDE: ☑ YES  ☐ NO
ADVERTISE: ☑ YES  ☐ NO
IF NO, GIVE EXPLANATION (i.e. not filling due to operational needs): __________________________

POSITION TYPE:
- ☑ FULL-TIME  ☐ PART-TIME  ☐ # of hours/week  ☐ TEMPORARY/SEASONAL
- ☐ ON-CALL/SUBSTITUTE  ☐ GRANT-FUNDED
- ☐ BARGAINING UNIT: ☐ Clerical  ☐ Maintenance  ☐ Para Professional  ☐ Professional
  ☐ Attorneys  ☐ Conservation  ☐ Sergeants  ☐ PPME
- ☐ NON-BARGAINING UNIT (Management and Confidential Employees)

APPROVED BY: [Signature]  10-26-2020
DEPARTMENT HEAD (original signature required)  DATE

FOR HUMAN RESOURCES DEPARTMENT USE ONLY:

PAY GRADE: ___________________  STARTING SALARY: ___________________

HR DIRECTOR COMMENTS: 2 positions (1.5) to fill 9/15/20.
FINANCE/BUDGET DIRECTOR COMMENTS: __________________________

APPROVED BY: [Signature]  10-26-20
HUMAN RESOURCES DIRECTOR  DATE

APPROVED BY: [Signature]  10/26/20
FINANCE/BUDGET DIRECTOR  DATE

APPROVED BY: [Signature]  DATE
CHAIRPERSON/BOARD OF SUPERVISORS  DATE
LINN COUNTY RESOLUTION # ________________

AN AMENDMENT TO THE LINN COUNTY RURAL LAND USE MAP

BE IT RESOLVED by the Board of Supervisors, Linn County, Iowa, that the following amendment, Case JA20-0003, is made to the Rural Land Use Map of the Linn County Comprehensive Plan, dated July 19, 2013:

Amend the Rural Land Use Map designation from CNRA (Critical Natural Resource Area) to MUSA (Metro Urban Service Area) on the Linn County Rural Land Use Plan Map as shown below.
Passed and approved this 4th day of November 2020.

Linn County Board of Supervisors

________________________________________ 
Chair

________________________________________ 
Vice Chair

________________________________________ 
Supervisor

Aye:
Nay:
Abstain:
Absent:

Attest:

Joel Miller, Linn County Auditor

State of Iowa  )
  ) SS
County of Linn  )

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

_______________________________
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, ________________, on this ______ day of ____________________, 2020.

________________________________________ 
Notary Public State of Iowa
LINN COUNTY RESOLUTION # ________________

AN AMENDMENT TO THE LINN COUNTY 2000 RURAL LAND USE MAP

BE IT RESOLVED by the Board of Supervisors, Linn County, Iowa, that the following amendment, Case JA20-0004, be made to the Rural Land Use Map of the Linn County Comprehensive Plan, dated July 19, 2013:

Amend the Rural Land Use Map designation from CNRA (Critical Natural Resources Area) to AA (Agricultural Area) on the Linn County Rural Land Use Plan Map as shown below.
Passed and approved this 4th day of November, 2020

Linn County Board of Supervisors

_______________________________
Chair

_______________________________
Vice Chair

_______________________________
Supervisor

Aye:
Nay:
Abstain:
Absent:

Attest:

Joel Miller, Linn County Auditor
State of Iowa     )
 ) SS
County of Linn  )

I, Joel Miller, County Auditor of Linn County, Iowa, and Clerk to the Board of Supervisors, Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

_______________________________
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, ________________.
on this ______ day of ____________________, 2020.

_______________________________
Notary Public State of Iowa
LINN COUNTY RESOLUTION # ________________

AN AMENDMENT TO THE LINN COUNTY
2000 RURAL LAND USE MAP

BE IT RESOLVED by the Board of Supervisors, Linn County, Iowa, that the following amendment, Case JA20-0005, be made to the Rural Land Use Map of the Linn County Comprehensive Plan, dated July 19, 2013:

Amend the Rural Land Use Map designation from CNRA (Critical Natural Resources Area) to AA (Agricultural Area) on the Linn County Rural Land Use Plan Map as shown below.

![Map showing amendment from CNRA to AA](image-url)
Passed and approved this 4th day of November, 2020

Linn County Board of Supervisors

__________________________________
Chair

__________________________________
Vice Chair

__________________________________
Supervisor

Aye:
Nay:
Abstain:
Absent:

Attest:

Joel Miller, Linn County Auditor

State of Iowa )
  ) SS
County of Linn )

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

__________________________________
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, ________________.

on this ______ day of ______________________, 2020

______________________________
Notary Public State of Iowa
LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # ______________________

APPROVING A FINAL PLAT

WHEREAS, a final plat of Freiinger Addition (Case #JF20-0008) to Linn County, Iowa, containing four (4) lots, numbered Lot 1, Lot 2, and lettered Outlot A and Lot A has been filed for approval, a subdivision of real estate located in the NWSE of Section 26, Township 84 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing at the South Quarter Corner of Section 26, Township 84 North, Range 7 West of the Fifth Principal Meridian; thence N0°02'37"W along the west line of the Southeast Quarter of said Section 26, a distance of 1619.51 feet to the centerline of East Robins Road; thence S64°37'38"E along said centerline, 174.90 feet to the point of beginning; thence continuing S64°37'38"E along said centerline, 198.66 feet to the southeast corner of a parcel described in a warranty deed found in book 9663, page 26, Office of the Recorder, Linn County, Iowa; thence N16°29'51"E along the easterly boundary of said parcel, 188.56 feet; thence S79°53'23"E along said easterly boundary, 119.85 feet; thence N14°07'04"E along said easterly boundary, 210.61 feet to the southerly line of Mulberry Ridge Third Addition in the City of Marion, Iowa; thence N80°18'26"W along said southerly line, 409.19 feet to the northwest corner of said parcel described in a warranty deed found in book 9663, page 26 in the Office of the Recorder, Linn County, Iowa; thence S0°09'18"E along the west line of said parcel, 347.77 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 June 17, 2020 as last amended on July 20, 2020 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT
1. Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article IV, Sec. 107-72 § 2 (h)(5). All approved entrances shall be brought into conformance with County standards. No additional accesses will be allowed onto East Robins Road. Lot 1 and Lot 2 shall be limited to a single shared access.
2. Dedication of road rights-of-way, County Standard Specifications, Section 5. Fifty feet of right-of-way on East Robins Road adjacent to development shall be dedicated to the County for road purposes.
3. Road agreement with conditions similar to final plat cases. County Standard Specifications, Section 1.

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

LINN COUNTY PUBLIC HEALTH DEPARTMENT
No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE
No conditions to be met.
Linn County Board of Supervisors
November 4, 2020
Resolution #
JF20-0008
Page 2 of 4

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
1. Various revisions to the site plan and final plat.
2. 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.
3. 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.
4. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
5. 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.
6. All conditions of rezoning case JR20-0004 shall be met prior to approval of final plat bound copies.
   Rezoning case JR20-0004 will be finalized when final plat bound copies are ready to be approved by the Linn County Board of Supervisors.
7. One original and 3 complete copies of the final plat bound documents that must include the following:
   i. 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
   ii. 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
   iii. Surveyor's certificate
   iv. Auditor's certificate
   v. Resolution of the Planning and Zoning Commission
   vi. Resolution of the Board of Supervisors
   vii. Resolution of approval or waiver of review by applicable municipalities
   viii. Treasurer's certificate
      i. 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 V, Section 107-91, § (h) of the UDC.
      ii. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
      iii. Three (3) copies of the surveyor's drawing
      iv. A covenant for a secondary road assessment
8. The final plat bound documents must be approved by the Linn County Board of Supervisors on or before July 20, 2021 as per Article IV, Section 107-72, § (1)(g), and shall be recorded within 1 year of that approval, as per Article IV, Section 107-72, § (2)(f) 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 to be valid.

Passed and approved this 4th day of November, 2020

Linn County Board of Supervisors

_______________________________
Chair

_______________________________
Vice Chair

_______________________________
Supervisor

Aye:

Nay:

Abstain:

Absent:

Attest:

_______________________________
Joel Miller, Linn County Auditor
Linn County Board of Supervisors
November 4, 2020
Resolution # JF20-0008
Page 4 of 4

Linn County Engineer

Brad Ketels, Engineer

State of Iowa  )
             ) SS
County of Linn )

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

___ Aye ___ Nay ___ Abstain ___ Absent

____________________________________
Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, ______________________

on this ___ day of ________________________, 2020.

____________________________________
Notary Public State of Iowa
RESOLUTION NO. 2020

RESOLUTION FOR INTERFUND TRANSFER

WHEREAS, it is desired to transfer monies from the General Supplemental fund to the General Basic fund and,

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa,

NOW, therefore be it resolved by the Board of Supervisors of Linn County, Iowa, as follows:

Section 1. The sum of $5,000,000 is ordered to be transferred from the General Supplemental fund to the General Basic fund, to replace FICA, IPERS and insurance costs paid from the General Basic fund.

Section 2. The Auditor has been directed to correct his books accordingly and to notify the Treasurer of this operating transfer, accompanying the notification with a copy of this resolution and the record of its adoption.

PASSED AND APPROVED this ______ day of November 2020.

LINN COUNTY BOARD OF SUPERVISORS

__________________________
Ben Rogers, Chair

__________________________
Brent Oleson, Vice Chair

__________________________
Stacey Walker, Supervisor

Aye: ____    Nay: ____    Abstain: ____

ATTEST:

__________________________
Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of:

_______Aye      _______Nay      _______ Abstain and      _______Absent from Voting.

__________________________
Joel Miller, Linn County Auditor
RESOLUTION NO. 2020 - -

RESOLUTION FOR INTERFUND TRANSFER

WHEREAS, it is desired to transfer monies from the General Basic fund to the Secondary Roads fund and,

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa,

NOW, therefore be it resolved by the Board of Supervisors of Linn County, Iowa, as follows:

The sum of $1,009,684 is ordered to be transferred from the General Basic fund to the Secondary Roads fund, as allowed under the Code of Iowa maximum transfer limits.

PASSED AND APPROVED this _______ day of November 2020.

LINN COUNTY BOARD OF SUPERVISORS

Ben Rogers, Chair

Brent Oleson, Vice Chair

Stacey Walker, Supervisor  Aye: ___  Nay: ___  Abstain: ___

ATTEST:

Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of:

_____Aye  _____Nay  _______ Abstain and _______Absent from Voting.

___________________________
Joel Miller, Linn County Auditor
RESOLUTION NO. 2020 - -

RESOLUTION FOR INTERFUND TRANSFER

WHEREAS, it is desired to transfer monies from the Rural Services fund to the Secondary Roads fund and,

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa,

NOW, therefore be it resolved by the Board of Supervisors of Linn County, Iowa, as follows:

The sum of $2,483,797 is ordered to be transferred from the Rural Services fund to the Secondary Roads fund, as allowed under the Code of Iowa maximum transfer limits.

PASSED AND APPROVED this _______ day of November 2020.

LINN COUNTY BOARD OF SUPERVISORS

______________________________
Ben Rogers, Chair

______________________________
Brent Oleson, Vice Chair

______________________________
Stacey Walker, Supervisor Aye: _____ Nay: _____ Abstain: _____

ATTEST:

______________________________
Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of:

_______Aye ________Nay ________ Abstain and ________Absent from Voting.

______________________________
Joel Miller, Linn County Auditor
RESOLUTION NO. 2020 - -

RESOLUTION FOR INTERFUND TRANSFER

WHEREAS, it is desired to transfer monies from the General Basic fund to the Conservation Reserve fund and,

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa,

NOW, therefore be it resolved by the Board of Supervisors of Linn County, Iowa, as follows:

Section 1. The sum of $750,000 is ordered to be transferred from the General Basic fund to the Conservation Reserve fund in accordance with the strategic plan adopted by the Conservation Board and funded at $250,000 annually, in addition to the $500,000 fiscal year 2013 approved offer for ongoing funding to the Conservation Reserve fund.

Section 2. The Auditor has been directed to correct his books accordingly and to notify the Treasurer of this operating transfer, accompanying the notification with a copy of this resolution and the record of its adoption.

PASSED AND APPROVED this _______ day of November 2020.

LINN COUNTY BOARD OF SUPERVISORS

______________________________
Ben Rogers, Chair

______________________________
Brent Oleson, Vice Chair

______________________________
Stacey Walker, Supervisor Aye: _____ Nay: _____ Abstain: _____

ATTEST:

______________________________
Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of: _______Aye _______Nay _______ Abstain and _______Absent from Voting.

______________________________
Joel Miller, Linn County Auditor
RESOLUTION NO. 2020

RESOLUTION FOR INTERFUND TRANSFER

WHEREAS, it is desired to transfer monies from the General Basic fund to the Capital Projects fund and,

WHEREAS, said operating transfer is in accordance with Section 331.432, Code of Iowa,

NOW, therefore be it resolved by the Board of Supervisors of Linn County, Iowa, as follows:

The sum of $620,000 is ordered to be transferred from the General Basic fund to the Capital Projects fund, as allowed under the Code of Iowa maximum transfer limits.

PASSED AND APPROVED this _______ day of November 2020.

LINN COUNTY BOARD OF SUPERVISORS

Ben Rogers, Chair

Brent Oleson, Vice Chair

Stacey Walker, Supervisor Aye: _____ Nay: _____ Abstain: _____

ATTEST:

Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of:

_______Aye _____Nay _____ Abstain and _____Absent from Voting.

Joel Miller, Linn County Auditor
CONSULTING AND ADVISORY SERVICES AGREEMENT

THIS AGREEMENT is made and entered into this 2 day of November, 2020 by and between Linn County, Iowa ("County") and Matthew 25, a Cedar Rapids, Iowa based non-profit organization ("Matthew 25").

WITNESS THAT:

1. County hereby engages Matthew 25 as an independent contractor to provide consulting and advisory services as set forth herein. Matthew 25 will work directly with the Linn County Sustainability Manager and/or his/her designee. Matthew 25 hereby accepts such engagement in accordance with such terms and conditions.

2. Matthew 25, with technical support from the University of Northern Iowa Center for Energy and Environmental Education, and Green Iowa AmeriCorps, will assist County with the development of the Linn County Community Greenhouse Gas Inventory (GHG). Matthew 25 will work with all relevant parties on data collection and input as overseen by the Linn County Sustainability Manager, and as guided by the Linn County Sustainability Council.

3. Matthew 25 will assist County in partnership building, developing the Community Engagement Strategic Plan that Linn County will use to communicate progress on the GHG, and receiving community input on the Linn County Climate Action Plan (CAP).

4. Matthew 25 will supervise Green Iowa AmeriCorps members in carrying out energy audits, weatherization services, and energy education activities that align with the CAP.

5. Matthew 25 is responsible for the proper conduct of AmeriCorps member(s). Such conduct will be guided by policies, rules, and other such special written instructions as may be agreed upon by the parties from time to time. Matthew 25 further agrees that, upon request from County, it will remove from service hereunder any of its employees who, in County’s opinion, have displayed unacceptable conduct. Matthew 25 will remove such employee(s) as quickly as a qualified replacement is available.

6. Matthew 25 will manage all personnel performing services pursuant to this Agreement. If County and Matthew 25 agree that additional time or resources are needed, any associated costs with such time or resources will be discussed and mutually agreed upon prior to implementation.

7. County will provide access to online platforms used for the objectives listed above (ICLEI) and Matthew 25 will be responsible for any additional materials required by AmeriCorps members performing work pursuant to this Agreement.

8. This Agreement will commence on November 2, 2020 and will terminate on August 13, 2021. County and Matthew 25 may renew this Agreement for an unlimited number of successive terms. County and Matthew will negotiate and mutually agree to such terms.

9. County will pay Matthew 25 a total of $4,000 for the agreed upon term (above) in one payment within 30 days of the approval of this Agreement.
10. This Agreement constitutes the entire agreement and understanding between the parties with respect to the subject matter hereof suspending all prior representations, understandings, discussions, negotiations, commitments, and agreements of any kind. The undersigned representatives have express authority to bind their organizations with respect to all matters requiring approval or authorization of the above terms and conditions.

11. This Agreement calls for the performance of services by Matthew 25 as an independent contractor and neither Matthew 25 nor AmeriCorps members supervised by Matthew 25 pursuant to the Agreement are considered employees of the County for any purpose.

12. Matthew 25 Grant represents and warrants that it is competent to perform the services specified in this Agreement. Matthew 25 agrees to defend, hold harmless, and indemnify the County from any actions, claims, lawsuits, costs, or expenses (including attorney’s fees) arising out of work performed, or to be performed, by Matthew 25 or AmeriCorps members supervised by Matthew 25 pursuant to the Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement on the dates set forth below.

LINN COUNTY, IOWA

By: ____________________
Name: ____________________
Title: ____________________
Date: ____________________

MATTHEW 25

By: ____________________
Name: ____________________
Title: Executive Director
Date: 10-30-20
System Installation Sign Off

The judicial branch has selected a vendor to install a “Full Courtroom” conferencing system in your county. See the attached document for a complete description of the system and functionality.

Before installation can begin, this form must be completed and signed by a judicial officer and a county representative (such as the auditor, county attorney, a member of B.O.S, or maintenance). Explain any “No” answers in the space provided. Sign and date the form and return to Valentina.Kunkel@iowacourts.gov.

County Name: Type county name here.

<table>
<thead>
<tr>
<th>Statement</th>
<th>Judicial Officer</th>
<th>County Representative</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Do you approve the installation of the Full Courtroom system (described in the attached document) on the County premises?</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
</tr>
<tr>
<td>2. Do you understand that some cabling may run over the floor (e.g., near the counsel tables)?</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
</tr>
<tr>
<td>3. Do you understand you can purchase and apply covers for the exposed cabling?</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
</tr>
<tr>
<td>4. Will the county assist with any electrical needs (power outlets, etc.), if necessary?</td>
<td>Not applicable.</td>
<td>[ ] Yes [ ] No If No, explain: Click here to enter text.</td>
</tr>
</tbody>
</table>

**Signatures**

**Judicial officer:** I, Type name. , authorize and approve the Full Courtroom system installation.

<table>
<thead>
<tr>
<th>Signature</th>
<th>Title</th>
<th>Date</th>
</tr>
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**County representative:** I, Type name. , authorize and approve the Full Courtroom system installation.

<table>
<thead>
<tr>
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Iowa County Courts
Full Courtroom System Package

Scope of Work:

A 7” desktop control panel will be placed at the clerk’s desk or judge’s bench whichever is appropriate. The control panel talks to the processor. The panel has all the functions to control the system. Power on/off, source select, and audio system controls.

An equipment rack is normally placed under or very near the clerk’s desk. This rack is approximately 24” x 24” x 24” and electrical power is needed at that location.

The Control System Processor is the brains of the system; this device will be mounted in the equipment rack and connect to all the other equipment.

The Professional Audio Mixer with DSP and Echo Cancellation will be mounted in the equipment rack. This device controls and routes the audio and controls the audio conferencing.

A Bench Conferencing Microphone and five 12” Gooseneck Microphones are provided (Judge, witness, plaintiff, defense, and lectern). These have a weighted base and a short length of cable so they can be moved a foot or two in any direction as needed.

Five Microphone and Speaker boxes will be provided; these are the connection points for the microphone and the five small desktop speakers. The speakers have a local volume control. Four recessed ceiling speakers are provided and will be mounted over the jury and/or gallery.

Four Fixed HD Cameras (Judge, Witness, Plaintiff, Defendant) are provided. The camera view can be switched via the touch panel to display in the virtual meeting.

An Audio Video Bridge to PC over USB connection box will sit in the equipment rack and provide A/V for software video conference on the court provided PC.

A Digital Presenter (aka document camera or Elmo) is provided to present evidence. The image from this doc cam can be switched via the touch panel to display on the virtual meeting and/or on the two 65” displays and/or the 22” display at the judge’s bench or the 22” display at the witness bench.

The two 65” displays will be mounted in such a way to allow viewing by the jury, the plaintiff, and defendant. If a mounting location can be done for viewing by the gallery, we will do so but that is not the priority. This is dependent on each courtroom layout and CTI will adjust to the will and needs of each.
Electrical power for the displays needs to be provided. An electrical contractor can be scheduled to work concurrently with CTI to locate and provide the outlets.

A network drop is required at the equipment rack; if audio conferencing outside of the web-conferencing is needed, the courts will need to provide a phone line at the equipment rack.

The utmost care will be taken to conceal all cabling and minimize aesthetic disruption of the courtroom however some cabling may be exposed especially over floors. Several cable cover devices are available to secure the cable.

It will be the responsibility of the Court to dispose of all old equipment. Conference Technologies can provide consultation and relocation/installation of the removed equipment if desired but that will be done on a case by case basis and apart from this contract.
LINN COUNTY ORDINANCE No. 2020

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY GENERALLY LOCATED AT 622 DOWS RD, CEDAR RAPIDS, IOWA FROM THE “AG” AGRICULTURAL DISTRICT TO THE “USR” URBAN SERVICES RESIDENTIAL DISTRICT WITH A "PUD" PLANNED UNIT DEVELOPMENT OVERLAY.

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, in accordance to the Findings of Fact and Conclusions of Law as established in the staff report for rezoning Case JR20-0007 or as otherwise established by the Board, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property generally located at 622 DOWS RD, CEDAR RAPIDS, IA containing approximately 179 acres and legally described as:

- N ½ SW ¼ NE ¼ and S ½ SW ¼ NE 1/4, Section 20-83-6, Linn County, Iowa (also identified as Tax Parcels 15201-51001-00000 and 15201-51002-00000);
- W ½ NW ¼ SE ¼ and E ½ NW ¼ SE ¼, Section 20-83-6, Linn County, Iowa (also identified as Tax Parcels 15204-26001-00000 and 15204-26002-00000);
- E ½ SE ¼, Section 20-83-6, Linn County, Iowa (also identified as Tax Parcels 15204-01001-00000 and 15204-76001-00000); and
- SW ¼ SE ¼ Section 20-83-6, Linn County, Iowa, except that part lying west of the roadway, and further excepting that part described as follows: Commencing as a point of reference at the SW corner of the SE ¼ of said Section 20, thence due East (the south line of the SE ¼ of said Section...
20 is assumed due East and West) 247.50 feet along the South line of the SE ¼ of said Section 20 to the point of beginning of the parcel herein described; thence due East 660 feet along the South line of the SE ¼ of said Section 20 to a point; thence North 0° 51’ West 742.50 feet to a point; thence due West 660.0 feet to a point on the centerline of the public road; thence South 0° 51’ East 742.50 feet along the centerline of the public road to the point of beginning, subject to the public highways (also identified as Tax Parcel 15204-51001-00000).

is hereby changed from the “AG” Agricultural District to the “USR” Urban Services Residential District with a “PUD” Planned Unit Development Overlay District.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 2nd day of November 2020

Second consideration on the 4th day of November 2020

Third and final passage on the 10th day of November 2020.

Published in the Gazette on the _____ day of ______________, 2020.

LINN COUNTY BOARD OF SUPERVISORS

______________________________
Chairperson

______________________________
Supervisor

______________________________
Supervisor
ATTEST:

______________________________
Joel D. Miller, Linn County Auditor

STATE OF IOWA  )
COUNTY OF LINN  )
)
)

I, ________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on ________________________, 2020 and published as provided by law on ________________________, 2020.

______________________________
Linn County Auditor

Subscribed and sworn to me this _____ day of ________, 2020.

______________________________
Notary Public, State of Iowa
LINN COUNTY ORDINANCE No. – 2020

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 920 KNAPP RD, IOWA FROM THE "RR1" RURAL RESIDENTIAL 1-ACRE TO THE "RR2" RURAL RESIDENTIAL 2-ACRE DISTRICT

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property located at 920 KNAPP RD, Iowa legally described as:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 3 AND THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER; THENCE N89°21'49"E 667.98 FEET ALONG THE NORTH LINE OF SAID LOT 3 AND THE NORTH LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER TO THE NORTHWEST CORNER OF LOT 1 OF SAID REVISED WILKEY FIRST ADDITION; THENCE S0°36'48"E 318.02 FEET ALONG THE WEST LINE OF SAID LOT 1 AND THE WEST LINE OF THE EAST 616.66 FEET OF SAID LOT 3 AND THE WEST LINE OF PARCEL A, PLAT OF SURVEY NO. 2163 AS RECORDED IN BOOK 9823, PAGE 649 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER TO THE SOUTHWEST CORNER OF SAID PARCEL A; THENCE N89°22'09"E 617.59 FEET ALONG THE SOUTH LINE OF SAID PARCEL A TO THE SOUTHEAST CORNER OF SAID PARCEL A AND THE WEST RIGHT OF WAY OF KNAPP ROAD; THENCE SOUTHERLY 15.68 FEET ALONG THE EAST LINE OF SAID LOT 3 AND SAID WEST RIGHT OF WAY AND THE ARC OF A 58,947.60 FOOT RADIUS CURVE, CONCAVE WESTERLY (CHORD BEARS S0°55'40"E 15.68 FEET); THENCE S0°48'29"E 176.27 FEET ALONG EAST LINE AND SAID WEST RIGHT OF WAY; THENCE S5°21'27"W 105.58 FEET ALONG SAID EAST LINE
AND SAID WEST RIGHT OF WAY TO THE NORTHEAST CORNER OF PARCEL A, PLAT OF SURVEY NO. 2473 AS RECORDED IN BOOK 10780, PAGE 73 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE S89°22′03″W 176.90 FEET ALONG THE NORTHERLY LINE OF SAID PARCEL A; THENCE S60°22′59″W 50.94 FEET ALONG SAID NORTHERLY LINE; THENCE S65°18′50″W 98.88 FEET ALONG SAID NORTHERLY LINE; THENCE WESTERLY 75.71 FEET ALONG SAID NORTHERLY LINE AND THE ARC OF A 105.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY (CHORD BEARS S85°58′10″W 74.08 FEET); THENCE N73°22′30″W 42.93 FEET ALONG SAID NORTHERLY LINE; THENCE N80°10′23″W 30.47 FEET ALONG SAID NORTHERLY LINE; THENCE N85°58′10″W 74.08 FEET ALONG SAID NORTHERLY LINE TO THE NORTHWEST CORNER OF SAID PARCEL A; THENCE S10°14′14″E 265.73 FEET ALONG THE WEST LINE OF SAID PARCEL A AND THE WEST LINE OF PARCEL A, PLAT OF SURVEY NO. 2162 AS RECORDED IN BOOK 9823, PAGE 648 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER AND THE WEST LINE OF LOT 2 OF SAID WILKEY FIRST ADDITION TO THE SOUTHWEST CORNER OF SAID LOT 2 AND THE NORTHERLY RIGHT OF WAY OF HIGHWAY 30; THENCE N77°55′55″W 60.01 FEET ALONG SAID NORTHERLY RIGHT OF WAY AND THE SOUTHERLY LINE OF SAID LOT 3; THENCE S82°20′07″W 328.97 FEET ALONG SAID NORTHERLY RIGHT OF WAY AND SAID SOUTHERLY LINE; THENCE N88°45′21″W 275.03 FEET ALONG SAID NORTHERLY RIGHT OF WAY AND SAID SOUTHERLY LINE; THENCE N65°44′24″W 190.26 FEET ALONG SAID NORTHERLY RIGHT OF WAY AND SAID SOUTHERLY LINE TO THE SOUTHWEST CORNER OF SAID LOT 3 AND THE WEST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND THE WEST LINE OF SAID LOT 3; THENCE N1°27′24″W 871.38 FEET ALONG SAID WEST LINES TO THE POINT OF BEGINNING.

is hereby changed from the “RR1” Rural Residential 1-Acre district to the “RR2” Rural Residential 2-Acre district.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 2nd day of November, 2020

Second consideration on the 4th day of November, 2020

Third and final passage on the _______ day of ________________, ________

Published in the Gazette on the _______ day of ________________, ________
LINN COUNTY BOARD OF SUPERVISORS

Chairperson

Supervisor

Supervisor

ATTEST:

Joel D. Miller, Linn County Auditor

STATE OF IOWA )
COUNTY OF LINN )

I, _________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on _________________, ________ and published as provided by law on _________________, ________.

Linn County Auditor

Subscribed and sworn to me this _____ day of __________, ________.

______________________________________________________________
Notary Public, State of Iowa
Linn County Planning & Development
935 2nd Street S.W., Cedar Rapids, Iowa 52404-2100
(319) 892-5130
Return to Becky Shoop, Auditor’s Office

LINN COUNTY ORDINANCE No. – – 2020

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 3250 LINN BUCHANAN RD, IOWA FROM THE “VR” VILLAGE RESIDENTIAL DISTRICT TO THE “AG” AGRICULTURAL DISTRICT

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property located at 3250 LINN BUCHANAN RD, Iowa legally described as:

Lots 1 & 2, Hilltop Second Addition to Linn County, Iowa (as recorded in Book 6711, pages 651-663 in the Linn County Office of the Recorder)

is hereby changed from the “VR” Village Residential District to the “AG” Agricultural District.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.
SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 2nd day of November, 2020

Second consideration on the 4th day of November, 2020

Third and final passage on the 10th day of November, 2020

Published in the Gazette on the ______ day of __________________, 2020

LINN COUNTY BOARD OF SUPERVISORS

______________________________
Chairperson

______________________________
Supervisor

______________________________
Supervisor

ATTEST:

______________________________
Joel D. Miller, Linn County Auditor

STATE OF IOWA  )
)SS
COUNTY OF LINN  )

I, ________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on ______________________, 2020 and published as provided by law on ______________________, 2020.
Linn County Auditor

Subscribed and sworn to me this _____ day of __________, 2020.

__________________________
Notary Public, State of Iowa
LINN COUNTY ORDINANCE No. – 2020

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 3240 LINN BUCHANAN RD, IOWA FROM THE “VR” VILLAGE RESIDENTIAL DISTRICT TO THE “AG” AGRICULTURAL DISTRICT

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property located at 3240 LINN BUCHANAN RD, Iowa legally described as:

Lots 1 & 2, Hilltop Second Addition to Linn County, Iowa (as recorded in Book 6711, pages 651-663 in the Linn County Office of the Recorder)

is hereby changed from the “VR” Village Residential District to the “AG” Agricultural District.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.
SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 2nd day of November, 2020

Second consideration on the 4th day of November, 2020

Third and final passage on the 10th day of November, 2020

Published in the Gazette on the ______ day of __________________, 2020

LINN COUNTY BOARD OF SUPERVISORS

________________________________________
Chairperson

________________________________________
Supervisor

________________________________________
Supervisor

ATTEST:

______________________________
Joel D. Miller, Linn County Auditor

STATE OF IOWA )
SS
COUNTY OF LINN )

I, ________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on ______________________, 2020 and published as provided by law on ______________________, 2020.
Linn County Auditor

Subscribed and sworn to me this _____ day of __________, 2020.

_____________________________
Notary Public, State of Iowa
LINN COUNTY ORDINANCE No. 2020

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 2692 E ROBINS RD, IOWA FROM THE “AG” AGRICULTURAL DISTRICT TO THE “USR” URBAN SERVICES RESIDENTIAL DISTRICT

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property containing approximately 2.63 acres, located at 2692 E Robins Rd, Iowa legally described as:

Commencing at the South Quarter Corner of Section 26, Township 84 North, Range 7 West of the Fifth Principal Meridian; thence N0°02'37"W along the west line of the Southeast Quarter of said Section 26, a distance of 1619.51 feet to the centerline of East Robins Road; thence S64°37'38"E along said centerline, 174.90 feet to the point of beginning; thence continuing S64°37'38"E along said centerline, 198.66 feet to the southeast corner of a parcel described in a warranty deed found in book 9663, page 26, Office of the Recorder, Linn County, Iowa; thence N16°29'51"E along the easterly boundary of said parcel, 188.56 feet; thence S79°53'23"E along said easterly boundary, 119.85 feet; thence N14°07'04"E along said easterly boundary, 210.61 feet to the southerly line of Mulberry Ridge Third Addition in the City of Marion, Iowa; thence N80°18'26"W along said southerly line, 409.19 feet to the northwest corner of said parcel described in a warranty deed found in book 9663, page 26 in the Office of the Recorder, Linn County, Iowa; thence S0°09'18"E along the west line of said parcel, 347.77 feet to the point of beginning.

is hereby changed from the “AG” Agricultural District to the “USR” Urban Services Residential District.

SECTION 2. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 3. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.
SECTION 4. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 5. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 10th day of August, 2020

Second consideration on the 12th day of August, 2020

Third and final passage on the 4th day of November, 2020.

Published in the Gazette on the ______ day of ______________________, __________.

LINN COUNTY BOARD OF SUPERVISORS

______________________________
Chairperson

______________________________
Supervisor

______________________________
Supervisor

ATTEST:

______________________________
Joel D. Miller, Linn County Auditor

STATE OF IOWA )
 )SS
COUNTY OF LINN )

I, _________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on ________________________, ________ and published as provided by law on ________________________/ ________.
Linn County Auditor

Subscribed and sworn to me this _____ day of ________________, ________.

_____________________________________
Notary Public, State of Iowa
ORDINANCE NO.

AN ORDINANCE AMENDING THE CODE OF ORDINANCES, LINN COUNTY, IOWA BY AMENDING PROVISIONS IN CHAPTER 10 ARTICLE VII RELATING TO CONTROL OF LEAD-BASED PAINT

BE IT ORDAINED by the Board of Supervisors, Linn County, Iowa:

SECTION 1. SECTION MODIFIED. Chapter 10, Article VII, Section 10-240 of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

Sec. 10-240. - Purpose.

(a) To protect the health, welfare and safety of the residents of Linn County, Iowa by requiring control of lead-based paint hazards:

(1) Where a child has been identified with an elevated blood lead level; or

(2) When any act, failure to act, or condition creates a hazard to one or more persons.

(3) When any act creates a hazard to the environment.

SECTION 2. SECTION MODIFIED. Chapter 10, Article VII, Section 10-242 of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

Sec. 10-242. - Definitions.

[The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

Certified elevated blood lead (EBL) inspector/risk assessor means a person who has met the requirements of 641 IAC 70.5(135) for certification or interim certification and who has been certified by the Iowa Department of Public Health.

Chewable surface means an interior or exterior surface painted with lead-based paint that a young child can mouth or chew.

Child-occupied facility means a building, or portion of a building, constructed prior to 1978, visited by the same child under the age of six years on at least two different days within any week, Sunday through Saturday period, provided that each day’s visit lasts at least three hours and the combined weekly visits last at least six hours. Child-occupied facilities may include, but are not limited to, day care centers, preschools and kindergarten classrooms.

Clearance testing means an activity conducted following interim controls, lead abatement, paint stabilization, standard treatments, ongoing lead-based paint maintenance, or rehabilitation to determine that the hazard reduction activities are complete. Clearance testing includes a visual assessment, the collection and analysis of environmental samples, the interpretation of sampling results, and the preparation of a report.

Certified firm means Linn County Public Health, which employs certified lead professionals and has met the requirements of 641 IAC 70.7(135) for certification, and has been certified by the Iowa Department of Public Health.

Deteriorated paint means any interior or exterior paint or other coating that is cracking, flaking, chipping, peeling, or chalking, or any paint or coating located on an interior or exterior surface that is otherwise damaged or separated from the substrate of a building component.

Dripline means the area within three feet surrounding the perimeter of a building.
**Dust-lead hazard** means surface dust in residential dwellings or child-occupied facilities that contains a mass-per-area concentration of lead greater than or equal to 10 micrograms per square foot on floors, 100 micrograms per square foot on interior windowsills, and 400 micrograms per square foot on window troughs based on wipe samples. A dust-lead hazard is present in a residential dwelling or child-occupied facility when the weighted arithmetic mean lead loading for all single-surface or composite samples of floors and interior windowsills is greater than or equal to 10 micrograms per square foot on floors, 100 micrograms per square foot on interior windowsills, and 400 micrograms per square foot on window troughs based on wipe samples. A dust-lead hazard is present on floors, interior windowsills, or window troughs in an unsampled residential dwelling in a multifamily dwelling if a dust-lead hazard is present on floors, interior windowsills, or window troughs, respectively, in at least one sampled residential unit on the property. A dust-lead hazard is present on floors, interior windowsills, or window troughs in an unsampled common area in a multifamily dwelling if a dust-lead hazard is present on floors, interior windowsills, or window troughs, respectively, in at least one sampled common area in the same common area group on the property. If dust samples are not taken, it may be assumed that surfaces in rooms with hazardous lead-based paint, or where renovation, remodeling, or repainting has occurred recently are dust-lead hazards.

**Elevated blood lead (EBL) child** means any child who has had one venous blood lead level greater than or equal to 20 micrograms per deciliter or at least two venous blood lead levels of 15 to 19 micrograms per deciliter.

**Elevated blood lead (EBL) inspection** means an inspection to determine the sources of lead exposure for an elevated blood lead (EBL) child, and the provision within ten working days of a written report explaining the results of the investigation to the property owner and occupant of the residential dwelling or child-occupied facility being inspected and to the parents or legal guardians of the EBL child. A EBL inspector/risk assessor shall not determine that a residential dwelling is free of lead-based paint as a result of an EBL inspection.

**Friction surface** means an interior or exterior surface that is subject to abrasion or friction including, but not limited to, certain window, floor, and stair surfaces.

**Hazard** means any lead source nuisance that the health officer considers dangerous or detrimental to life or health of children under six years of age, or other persons.

**Hazardous lead-based paint** means lead-based paint that is present on a friction surface where there is evidence of abrasion or where the dust-lead level on the nearest horizontal surface underneath the friction surface (e.g., the windowsill or floor) is equal to or greater than the dust-lead hazard level, lead-based paint that is present on an impact surface that is damaged or otherwise deteriorated from impact, lead-based paint that is present on a chewable surface, or any other deteriorated lead-based paint in any residential building, other structures on property or child-occupied facility or on the exterior of a residential building, other structures on property, or child-occupied facility.

**Health officer** means an authorized representative of the Linn County Board of Health who has met the requirements of 641 IAC 70.5(135).

**Impact surface** means an interior or exterior surface that is subject to damage by repeated sudden force such as certain parts of doorframes.

**Lead-based paint** means any paint or other surface coatings that contain lead equal to or in excess of 1.0 milligram of lead per square centimeter or more than 0.5 percent by weight. Lead-based paint is present on any surface that is tested and found to contain lead equal to or in
excess of 1.0 milligram per square centimeter or more than 0.5 percent by weight and on any surface like a surface tested in the same room equivalent that has a similar painting history and that is found to be lead-based paint.

*Lead-based paint hazard* means hazardous lead-based paint, a dust-lead hazard, or a soil-lead hazard.

*Local board* means the Linn County Board of Health as authorized by I.C.A. ch. 137.

*Mid-yard* means an area of a residential yard approximately midway between the dripline of a residential building and the nearest property boundary or between the driplines of a residential building and another building on the same property.

*Occupant* means any person visiting, living, sleeping, cooking or eating in, or having any actual possession of, a dwelling or dwelling unit.

*Owner* means any person who, alone or jointly with others: (1) has legal title to any dwelling, with or without accompanying actual possession thereof, or (2) has charge, care or control of any dwelling by acting as the agent of the owner or as the executor, administrator, trustee, or guardian of the estate of the owner.

*Paint-lead hazard* means the presence of hazardous lead-based paint in a residential dwelling or a child-occupied facility.

*Play area* means an area of frequent soil contact by children of less than six years of age as indicated by, but not limited to, factors including the presence of play equipment (i.e. sandboxes, swing sets, and sliding boards), toys, or other children's possessions; observations of play patterns; or information provided by parents, residents, caregivers, or property owners.

*Residential building* means a building containing one or more residential dwellings.

*Residential dwelling* means (1) a detached single-family dwelling unit, including the surrounding yard, attached structures such as porches and stoops, and detached buildings and structures including, but not limited to, garages, farm buildings, and fences; or (2) a single-family dwelling unit in a structure that contains more than one separate residential dwelling unit, which is used or occupied, or intended to be used or occupied, in whole or part, as the home or residence of one or more persons; or (3) a rooming unit or group of rooms forming a single habitable unit used or intended to be used for living and sleeping, but not for cooking or eating purposes.

*Retaliation* means harassment, termination of the tenancy, discontinuation of utilities or other services, and any other action taken against the lessee.

*Soil-lead hazard* means bare soil on residential real property or on the property of a child-occupied facility that contains total lead greater than or equal to 400 parts per million for the dripline, mid-yard, and play areas. A soil-lead hazard is present in a dripline, mid-yard, or play area when the soil-lead concentration from a composite sample of bare soil is greater than or equal to 400 parts per million. If soil samples are not taken, it may be assumed that bare soil within three feet of the foundation of a garage or other structure built prior to 1978 is a soil-lead hazard.

**SECTION 3. SECTION MODIFIED.** Chapter 10, Article VII, Section 10-243 of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:
Sec. 10-243. - Hazard nuisance assessments

When the health officer has reason to suspect a prohibited method, as defined in section 10-247, was used or there is a possibility of lead exposure in a pre-1978 residential dwelling, the health officer shall investigate the potential hazard. Should the health officer determine a hazard has been created, the health officer shall provide notice to the responsible party stating that said hazards are to be corrected in an approved manner within a time frame determined by the health officer. Failure to correct the hazards shall cause for penalties outlined in section 10-249 herein.

SECTION 4. SECTION MODIFIED. Chapter 10, Article VII, Section 10-246(c) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

(c) Emergency renovations that are required as a result of an elevated blood lead (EBL) inspection are initially exempt from the certification requirements outlined in 641 IAC 70.3(135). The work practice standards found in 641 IAC 70.6(11)"a" shall apply. All prohibited methods of lead hazard control found in section 10-247 is banned. All individuals who perform emergency renovations in response to an elevated blood lead (EBL) inspection are required to obtain certification as a lead-safe renovator, lead abatement contractor, or lead abatement worker within six months from the date the elevated blood lead (EBL) inspection report was issued or seek services from an Iowa State Lead Safe Renovator. Renovations and interim controls performed in response to an elevated blood lead (EBL) inspection are required to pass clearance testing that is performed by the health officer. The homeowner shall be responsible for notification to the health officer at least 24 hours prior to an EBL lead based paint hazard mitigation.

SECTION 5. SECTION REPEALED. Chapter 10, Article VII, Section 10-246(e) of the Code of Ordinances, Linn County, Iowa, is hereby repealed:

SECTION 6. SECTION ADDED. Chapter 10, Article VII, Section 10-246(e) of the Code Ordinances, Linn County, Iowa, is hereby added:

(e) The health officer shall inspect all areas identified as hazards after lead hazard reduction is complete. The health officer shall conduct clearance testing pursuant to 641 IAC 70 to ensure that no dust-lead hazards exist after the work is complete. Within two weeks of verifying that all lead hazard reduction has been completed and laboratory samples have been received and clearance achieved as required, the health officer shall issue documentation of compliance to the owner and occupant stating that the lead hazard reduction has been completed and that the repaired surfaces must be maintained in good condition. The homeowners shall be responsible to notify the health officer within 24 hours after lead based paint hazard work is completed.

SECTION 7. SECTION ADDED. Chapter 10, Article VII, Section 10-247 of the Code Ordinances, Linn County, Iowa, is hereby added:

10-247. - Prohibited methods of lead hazard reduction. These methods results in high dust jobs, the spread of contamination, and inhalation and ingestion hazard for workers and occupants:

(1) Open-flame burning or torching of lead-based paint.
(2) Machine sanding or grinding or abrasive blasting or sandblasting of lead-based paint unless used with high-efficiency particulate air (HEPA) exhaust control that removes particles of 0.3 microns or larger from the air at 99.97 percent or greater efficiency.

(3) Uncontained water blasting of lead-based paint.

(4) Dry scraping or dry sanding of lead-based paint except in conjunction with the use of a heat gun or around electrical outlets.

(5) Operating a heat gun at a temperature above 1,100 degrees Fahrenheit.

SECTION 8. SECTIONS RENUMBERED. Chapter 10, Article VII, Section 10-247 through Section 10-247 through Section 10-251 of the Code Ordinances, Linn County, Iowa, is hereby renumbered Section 10-248 through Section 10-252, respectively.

SECTION 9. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 10. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 11. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 12. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

First reading on the __________ day of _______________________, 2018.

Second reading on the __________ day of _______________________, 2018.

Third reading and final passage on the __________ day of _______________________, 2018.

Published in The Gazette on the __________ day of _______________________, 2018.
LINN COUNTY BOARD OF SUPERVISORS

________________________________________
Ben Rogers, Supervisor

________________________________________
Brent Oleson, Supervisor

________________________________________
Stacey Walker, Supervisor

Aye: _____  Nay: _____  Abstain: _____

ATTEST:

________________________________________
Joel Miller, Linn County Auditor

I, ______________________________________, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on ________________________, 2018 and published as provided by law on ________________________, 2018.

______ Aye _______ Nay _______ Abstain and _______ Absent from Voting.

________________________________________
Joel Miller, Linn County Auditor

State of Iowa
County of Linn

This instrument was acknowledged before me on the ________ day of ____________________, 2018, by Joel Miller as Linn County Auditor.

________________________________________
Notary Public, State of Iowa