LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, JUNE 17, 2015 10:00 A.M.
The Board met in session at the Linn County Jean Oxley Public Service Center. Present: Chairperson Langston, Vice Chairperson Rogers, Supervisors Oleson, Harris and Houser. Board members voting "AYE" unless otherwise noted.
The Pledge of Allegiance was led by Chairperson Langston.
Motion by Rogers, seconded by Houser to approve Consent Agenda as follows:
Receive and place on file Linn County Outstanding Warrant Report Submitted by Linn County Auditor's Office (warrants voided and not reissued).
Receive and place on file Linn County Outstanding Warrant Report Submitted by Linn County Auditor's Office (warrants voided and reissued).
Resolution 2015-6-84
APPROVING A MINOR BOUNDARY CHANGE
WHEREAS, a final plat of Zenisek’s Second Addition (Case # MBC-06-14) to Linn County, Iowa, containing three (3) lots, numbered lots 1, 2 and lettered lot A, has been filed for approval, a subdivision of real estate located in the NE 8W of Section 16, Township 82 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:
Commencing at the Center of Section 16, Township 82 North, Range 8 West of the Fifth Principal Meridian; thence S1°59'54"E along the east line of the Southwest Quarter of said Section 16, a distance of 210.01 feet to the point of beginning; thence continuing S1°59'54"E along said east line, 451.73 feet, thence S68°30'41"W along the south line of the North Half of the Northeast Quarter of said Southwest Quarter, 1328.23 feet to the west line of said Northeast Quarter of the Southwest Quarter; thence N2°17'41"W along said west line, 285.24 feet to the southeasterly right of way of the Cedar Rapids and Iowa City Railroad; thence N63°49'05"E along said right of way, 290.63 feet; thence S26°11'07"E along said right of way and the southwesterly line of Parcel A, Plat of Survey No. 1932, a distance of 150.00 feet; thence N63°48'05"E along the southeasterly line of said Parcel A, 472.88 feet; thence N89°55'33"E along the south line of a parcel described in a deed found at book 372, page 194, Office of the Recorder, Linn County, Iowa, a distance of 430.00 feet to the west line of the east 136 feet of said Southwest Quarter; thence S1°59'54"E along said west line, 5.50 feet; thence N88°29'49"E along the south line of the north 210 feet of said Southwest Quarter, 138.01 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 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 MBC-06-14 as last amended on Monday, May 19, 2014 have been addressed:
LINN COUNTY ENGINEERING DEPARTMENT
1. 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 per parcel is allowed.
2. Dedication of road rights-of-way, County Standard Specifications, Section 5. 40' of right-of-way on Williams Blvd adjacent to development shall be dedicated to the public for road purposes.
3. Road agreement for participation in road improvements, access control, and dust control. County Standard Specifications, Section 1.
IOWA DEPARTMENT OF TRANSPORTATION
1. No conditions to be met.
LINN COUNTY PUBLIC HEALTH DEPARTMENT
1. No conditions to be met.
NATURAL RESOURCES CONSERVATION SERVICE
1. No conditions to be met.
LINN COUNTY CONSERVATION DEPARTMENT
1. No conditions to be met.
LINN COUNTY EMERGENCY MANAGEMENT
1. No conditions to be met.
LINN COUNTY 911 COORDINATOR
1. No conditions to be met.
LINN COUNTY PLANNING AND DEVELOPMENT – ZONING DIVISION
1. Various revisions to the site plan as required.
2. The final plat shall contain all information required by law.
3. 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.
4. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies as per Article 4, Section 8B, 5 (f)(4), of the Unified Development Code.
5. This plat lies within the 2 mile jurisdiction of the city of Fairfax. 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.
6. The proposed subdivision name shall be submitted for review and approval by the Linn County Auditor’s office prior to approval of the final plat.

7. One original and 3 complete copies of the final plat bound documents that must include the following:
   (a) 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
   (b) 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
   (c) Surveyor’s certificate
   (d) Auditor’s certificate
   (e) Resolution of the Planning and Zoning Commission
   (f) Resolution of the Board of Supervisors
   (g) Resolution of approval or waiver of review by applicable municipalities
   (h) 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 5, Section 1, § 8 of the Unified Development Code.
   (j) Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument

(k) Three (3) copies of the surveyor’s drawing
   (l) A certificate 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

8. The final plat bound documents must be approved by the Linn County Board of Supervisors on or before July 21, 2015, as per Article 4, Section 2A(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 JUNE 17, 2016 to be valid.

Resolution 2015-6-85

APPROVING A LAND PRESERVATION PARCEL SPLIT

WHEREAS, a Land Preservation Parcel Split of North Snodgrass Manor Addition (Case # LPS15-0003) to Linn County, Iowa, containing two (2) lots, numbered Lot 1 and lettered Outlot A has been filed for approval, a subdivision of real estate located in the NE SE, SE SE of Section 07, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Lot 1, South Snodgrass Manor Addition to Linn County, Iowa

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the property, and said plat 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 March 18, 2015 as last amended on April 20, 2015 have been addressed:

LINN COUNTY ENGINEERING DEPARTMENT
1. Daylight corner shall conform to County Standard Specifications, Fig. 11.
2. 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 per parcel is allowed.
3. Dedication of road rights-of-way, County Standard Specifications, Sec. 5. 40’ of right-of-way on Sisley Grove Road and Countryan Road adjacent to development shall be dedicated.
4. Road agreement for conditions applicable to Land Preservation Parcel Split cases. County Standard Specifications, Section 1.

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

LINN COUNTY PUBLIC HEALTH DEPARTMENT
1. Existing water system must be tested for coliform bacteria and nitrates. Well is currently shared between 2050 and 2054 Sisley Grove Road.
2. A shared well agreement is required if the well continues to be shared between 2050 and 2054 Sisley Grove Road.

NATURAL RESOURCES CONSERVATION SERVICE
No conditions to be met.

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

1. All side and rear yard setbacks must be met for all structures involved in this proposal.

2. Various revisions to the site plan and final plat.

3. 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.

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

5. Ingress/ egress access easement is required and must be placed in the bound documents.

6. Outlot A will require a Land Preservation Parcel Split deed restriction. As a part of the final plat, the lot will be non-buildable until brought into conformance with the Linn County Zoning Ordinance and will require the note: "This parcel may only be developed in accordance with all development regulations in effect at the time development is proposed" on the plat.

7. 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.

8. One original and 3 complete copies of the final plat bound documents that must include the following:
   (a) 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
   (b) 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
   (c) Surveyor’s certificate
   (d) Auditor’s certificate
   (e) Resolution of the Planning and Zoning Commission
   (f) Resolution of the Board of Supervisors
   (g) Treasurer’s certificate
   (h) 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.
   (i) Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
   (j) Three (3) copies of the surveyor’s drawing
   (k) A covenant for a secondary road assessment

9. Final plat bound copies must be approved by the Linn County Board of Supervisors on or before April 20, 2016 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 June 17, 2016 to be valid.

Resolution 2015-6-86

APPROVING RESIDENTIAL PARCEL SPLIT

WHEREAS, a Residential Parcel Split of South Snodgrass Manor Addition (Case # PS15-0005) to Linn County, Iowa, containing two (2) lots, numbered Lot 1 and Lot 2 has been filed for approval, a subdivision of real estate located in the SE SE, NE NE of Section 07, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:
SOUTH SNODGRASS MANOR ADDITION TO LINN COUNTY, IOWA, a part of the SE ¼ of Section 7, Township 83 North, Range 8 West of the 5th Principal Meridian, Linn County, Iowa described as follows:

Beginning at the East ¼ corner of said Section 7;

thence S0° 23’ 20”E along the east line of said SE ¼, 1742.40 feet;
thence S89° 10’ 31”W, 500.00 feet;
thence N89° 16’ 40”W along the north line of said SE ¼, 1742.40 feet;
to the Point of Beginning, containing 20.00 acres which includes 2.05 acres of road right of way.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the propietors, 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 hereto 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 March 17, 2015 as last amended on April 20, 2015 have been addressed:

LINN COUNTY ENGINEERING DEPARTMENT
1. Daylight corner shall conform to County Standard Specifications, Fig. 11.
2. Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec. 8B 5 9(e). One entrance per parcel is allowed.
3. Dedication of roads rights-of-way, County Standard Specifications, Sec. 5. 40’ of right-of-way on Sisley Grove Road and Countryman Road adjacent to development shall be dedicated.
4. Road agreement for Parcel Split conditions. County Standard Specifications, Section 1.

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

LINN COUNTY PUBLIC HEALTH DEPARTMENT
No conditions to be met. House is to be removed. Well is shared between 2050/2054.

NATURAL RESOURCES CONSERVATION SERVICE
No conditions to be met.

LINN COUNTY CONSERVATION DEPARTMENT
No conditions to be met.

LINN COUNTY 911 COORDINATOR
No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION
1. All side and rear yard setbacks must be met for all structures involved in this proposal.
2. Various revisions to the site plan and final plat. (label house to be converted to accessory bldg or demolished on site plan)
3. Inspection verifying the house is converted to an accessory building is required. 5-13-15 Agreement is signed and recorded (bk. 9244 Pg. 311).
4. Ingress/ egress access easement is required and must be placed in the bound documents.
5. 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.
6. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
7. The remaining land of the parent parcel will contain less than 35 acres. The remaining land is currently going through a Land Preservation Parcel Split (LPS15-003). If LPS15-0003 is withdrawn or not completed and recorded, the remaining land shall be included on the final plat with a note on the plat stating, “This parcel may only be developed in accordance with all development regulations in effect at the time development is proposed” and lots must be reconfigured and/ or a house must be removed.
8. 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.
9. One original and 3 complete copies of the final plat bound documents that must include the following:
   (a) 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
(c) Surveyor's certificate
(d) Auditor's certificate
(e) Resolution of the Planning and Zoning Commission
(f) Resolution of the Board of Supervisors
(g) Treasurer's certificate
(h) 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.
(i) Restrictive covenants or deed restrictions, as separate instruments, not
combined with any other instrument
(j) Three (3) copies of the surveyor's drawing
(k) A covenant for a secondary road assessment

10. Final plat bound copies must be approved by the Linn County Board of Supervisors
on or before April 20, 2016 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 June 17, 2016 to be valid.

Resolution 2015-6-87

APPROVING A FINAL PLAT

WHEREAS, a final plat of Peyton Acres First Addition (Case # F-08-13) to
Linn County, Iowa, containing four (4) lots, numbered lots 1 and 2 and lettered lots A
and B, has been filed for approval, a subdivision of real estate located in the NW NE of
Section 7, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described
as follows:

Commencing as a point of reference at the N ¼ corner of said Section 7,
thence S00°50'00"E along the west line of said NW ¼ NE 1/4, 138.30 feet to the SW corner of Parcel A, Plat of Survey #785
and the Point of Beginning;
thence E 90° by a line on the south line of said Parcel A on an arc of 739.72 feet of a 2914.83-foot radius curve to the left, having a
chord length of 737.74 feet bearing 361°28'26"E
thence S88°43'51"E along the south line of said Parcel A, 506.79 feet to the NW corner of Parcel A of Plat of Survey #853;
thence S00°52'47"E along the west line of Parcel A of said Plat of Survey #853, 1139.22 feet to the SW corner of Parcel A of
said Plat of Survey #853;
thence Northwesterly along the north right of way line of Secrist Road on an arc of 525.34 feet of a 1065.92-foot radius curve
to the right, having a chord length of 520.33 feet bearing N55°42'47"W;
thence N32°22'54"W along said north right of way line, 77.27 feet;
thence N17°57'01"W along said north right of way line, 270.23 feet;
thence N39°55'35"W along said north right of way line, 103.45 feet;
thence N42°39'44"W along said north right of way line, 154.13 feet;
thence S20°22'01"E, 219.00 feet;
thence S02°12'35"W, 33.12 feet;
thence N27°45'51"W, 80.97 feet;
thence N05°08'19"E, 5.57 feet to the centerline of said Secrist Road;
thence Northwesterly along said centerline on an arc of 245.59 feet of a 1440.62-foot radius curve to the left, having a chord
length of 245.69 feet bearing N40°27'44"W;
thence N34°52'11"W along said centerline, 445.15 feet;
thence N04°59'01"W, 64.69 feet to the west line of said NW ¼ NE ¼;

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 7/17/2013 as last amended on Monday, July 15, 2013 have been addressed:
LINN COUNTY ENGINEERING DEPARTMENT

1. Entrance permit required for new entrances and existing unpermitted entrances,
Sec.11 and the Unified Development Code, Article 4, Sec. 8B § 8(e). One entrance
per parcel is allowed. Access for Lot 1 and Lot 2 shall be shared per road
agreement.

2. Dedication of road rights-of-way, County Standard Specifications, Section 5. 60'
right-of-way on Secrist Road adjacent to development shall be dedicated to the
public for road purposes. An additional 50' construction easement adjacent to Lot 1
is required.
3. Road agreement for access control, trees/brush within County right-of-way and participation in road improvements within the County right-of-way. County Standard Specifications, Section 1.

IOWA DEPARTMENT OF TRANSPORTATION

0. Not within the jurisdiction of the Iowa Department of Transportation. Page 6
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LINN COUNTY PUBLIC HEALTH DEPARTMENT

1. No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. 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.

2. Land disturbance greater than 1 acre in size, not associated with agricultural crop production, will require a NPDES permit granted by the Iowa Department of Natural Resources, if applicable.

3. Submit site plan showing potential location of home and septic and water well on proposed Lot 2.

4. Clarify plans to address potential wetland area with NRCS.

LINN COUNTY CONSERVATION DEPARTMENT

1. There is a significant stream present. All building, clearing and construction activity should be restricted in the floodplain and the floodplain should remain in a natural condition.

LINN COUNTY EMERGENCY MANAGEMENT

0. No conditions to be met.

LINN COUNTY 911 COORDINATOR

BILL MAU, 892-5109

1. No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION

1. 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.

2. Prior to approval of the final plat, the landowner shall sign an “Agricultural Land Use Notification” that has been provided by the Zoning Administrator. The landowner shall insure 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, Subsection 8, of the Unified Development Code.

3. This plat lies within the 2 mile jurisdiction of the city of Springville, and as per the 28E Agreement between the city and the county, will require city approval or a waiver of the right to review.

4. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies as per Article 4, Section 8B, Subsection 8(i, ii), of the Unified Development Code.

Various revisions shall be forwarded to the surveyor and made on final plat bound copies.

5. Planning and Development shall review any restrictive covenants for the subdivision, as per Article 4, Section 8B, Subsection 9 (a) (ii), of the Unified Development Code, prior to the final plat being approved. The Department does not approve or require such covenants, it only holds the right to require elimination of any restrictive covenant.

6. All conditions of rezoning case R-05-13 shall be met prior to approval of final plat bound copies. 5-21-15 Ok. cms

7. Rezoning case R-05-13 will be finalized when final plat bound copies are ready to be approved by the Linn County Board of Supervisors. 5-21-15 Ok. cms

8. Final plat bound copies must be approved by the Linn County Board of Supervisors on or before July 15, 2014 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. 5-21-15 Ok. cms

9. All proposed names of roads, streets, or lanes shall be submitted for review and approval by the Linn County Auditor’s office prior to approval of final plat. 5-21-15 Ok. cms 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.

10. In addition to the documents that are needed to meet the above conditions, the following documents are required to be incorporated in the final plat bound copies, as per Article 4, Section 8B, §6 of the Unified Development Code.

FILING DOCUMENT REQUIREMENTS:

(a) A certified copy of the approved final plat including conditions of final approval, signed by the chairperson of the Board of Supervisors

(b) An instrument 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

(c) Surveyor's certificate

(d) Owner’s certificate

(e) Auditor’s certificate

(f) Ag land use notification
(g) Deed restriction concerning erection and payment of fences as per the Code of Iowa, Chapter 359A, will be required
(h) Deed restriction concerning individual drainage rights as per the Code of Iowa, Chapter 468, subchapter V, will be required

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(i) A covenant for a secondary road assessment district concerning the adjacent public secondary road as per Article 4, Section 8B, 9(a)(ii), of the Unified Development Code
(j) Acknowledgment of Responsibility, to ensure adequate drainage for all land within the subdivision at the time of final plat, will be required
(k) Resolution of the Planning and Zoning Commission
(l) Resolution of the Board of Supervisors
(m) Resolution of approval or waiver of review by applicable municipalities
(n) Groundwater hazard statement
(o) Certificate of County Treasurer
(p) Title opinion
(q) Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
(r) Six (6) copies of the surveyor’s drawing – need new drawings, FP is blacked out
(s) 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 restrictive covenants or deed restrictions, as separate instruments, Title opinion and the Certificate of County Treasurer

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 June 17, 2016 to be valid.

Authorize Chair signature on Delta Dental FY16 Renewal.

Authorize Chair to sign the 2015 Byrne Justice Assistance Grant (JAG) Program Award, GMS Application Number 2015-H2420-1A-DJ, between the City of Cedar Rapids and the County of Linn, Iowa.

Authorize Board of Supervisors to sign Decategorization (Decat) contract # DCAT4-15-048 Linn County Decat Board Management Services between the Iowa Department of Human Services and the Linn County Board of Supervisors, a 1-year renewal with 1 possible 1-year extension/renewal remaining; $87,500 contract renewal is effective July 1, 2015 - June 30, 2016.

Authorize Board of Supervisors to sign Decategorization (Decat) contract # DCAT4-15-137 Family Visitation Services at Linn County Community Services between the Iowa Department of Human Services and the Linn County Board of Supervisors, a 1-year amendment/renewal for $36,000 is effective July 1, 2015- June 30, 2016.

Approve Fireworks Application for David Hulshizer to conduct a display at 2549 Janet Nehl Lane, Central City (Muchersville) on July 4 and August 8 (Rain dates: July 11 & Aug. 15).

Approve Fireworks Application for Shirley Andersen to conduct a display at 1571 Forest Grove Rd. SE, Cedar Rapids, on July 11, 2015 (Rain date: July 12).

Approve Fireworks Application for Tim Kula to conduct a display at 4185 Whittier Rd., Central City (Waubeek) on July 11, 2015 (Rain date: July 18).

Motion by Houser, seconded by Rogers to approve minutes of June 15, 2015 as printed.

Motion by Rogers, seconded by Harris to approve upon third and final consideration Ordinance #7-6-2015, amendments to Linn County Fire Regulations.

Motion by Rogers, seconded by Houser to approve upon third and final consideration Ordinance #8-6-2015, amendments to Linn County Mechanical Regulations.

Motion by Rogers, seconded by Harris to approve upon third and final consideration Ordinance #9-6-2015, amendments to Linn County Construction Regulations.

Motion by Rogers, seconded by Houser to approve upon third and final consideration Ordinance #10-6-2015, amendments to Linn County Plumbing Regulations.

Stephanie Lientz, Planning & Development, presented an ordinance amendment to rezone property located at 1053 Secrist Rd. for Rod & Rhonda Peyton. She stated that this is a case from 2013 and two extensions were filed and the owners are now wanting to finalize.

Motion by Houser, seconded by Rogers to approve Ordinance #11-6-2015, rezoning case R-05-13, request to rezone 19.07 acres located at 1053 Secrist Road from AG Agricultural to RR3 Rural Residential, Rod & Rhonda Peyton, property owners.
Darrin Gage, Dir. of Policy & Admin., presented a Lease Agreement between Linn County and Prospect Meadows for office space in the Engineer/Conservation Building located on County Home Rd. He stated that Prospect Meadows has been occupying space for about a year and have paid rent. He arrived at $200/month after contacting a commercial realtor in town and a 24 month review looking back at gas and utilities.

Motion by Rogers, seconded by Harris to approve a Lease Agreement between Linn County and Prospect Meadows, Inc. for office space located at 1890 County Home Road, Marion, in the amount of $200/month.

Bill Micheel, city of Cedar Rapids, met with the Board to request a portion of Linn County's landfill community credits. He stated that the developer for the Nash Finch property ran into some unanticipated costs related to demolition and hauling to the landfill. Micheel stated that he was aware that Linn County had unused credits.

Dawn Jindrich, Budget Dir., verified that of the $10,000 unused credits, approximately $4,000 would be used.

Motion by Oleson, seconded by Rogers to approve transferring $5,000 of unused landfill community credits to the city of Cedar Rapids for them to use as they see fit.

Discussion: Supervisor Houser stated that if Linn County is not going to use the credits, this was a good cause.

Chairperson Langston stated that she and Supervisor Oleson met with a not for profit organization yesterday that could have potentially needed the credits but they concluded that it was not the most appropriate way to solve their problem.

Supervisor Oleson suggested that Linn County send out a reminder letter to municipalities that have unused credits notifying them that they will expire the end of June (and there will be no more).

VOTE: All Aye

REPORTS -- LIAISON ASSIGNMENTS & COMMITTEE MEETINGS

Supervisor Oleson attended a Solid Waste Agency meeting yesterday and they talked about the credits. They are also not taking any dead birds and have agreed to give all of their woodchips to the landfills that are accepting the dead birds to help contain the airborne disease. Oleson will also be attending an MPO meeting this week.

Chairperson Langston attended a dedication at Brucemore for the Peggy Wentworth amphitheater. She also participated in the blue zone sampling in the Public Service Center and attended the Czech Village/New Bo board meeting on Monday. This morning she did a conference call with the National Academy of Sciences.

Motion by Rogers, seconded by Houser to approve ACK's in the amt. of $1,170,110.62; Claims #70580715 – #70580882 in the amt. of $743,768.49 and JP Morgan segregated claims for office supplies and a car wash.

Motion by Rogers, seconded by Harris to approve payment to Dr. Arleen Zahn-Houser in the amt. of $2,038.35.

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

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

VOTE: Langston, Oleson, Harris, Houser – Aye Rogers – Abstain
The Board received and placed on file a letter from Brenda Carlson objecting to Linn County tax dollars paying for art in Greene Square Park and a Thank You note from Nina Bappe thanking the Board for the artwork in Greene Square Park.

Adjournment at 10:24 a.m.

Respectfully submitted,

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

Approved by:

LINDA LANGSTON, Chairperson
Board of Supervisors