

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, MARCH 25, 2020 11:00 A.M.

The Board met in session at the Linn County Jean Oxley Public Service Center.
Present: Chairperson Rogers (via phone), Vice Chairperson Oleson and Supervisor Walker. Board members voting "AYE" unless otherwise noted.

Vice Chairperson Oleson called the meeting to order and led the pledge of allegiance.

Motion by Walker, seconded by Rogers to approve Consent Agenda as follows:

Approve and authorize Chair to sign a Vacancy Form requesting an Assistant Teacher for Child Development with Linn County Community Services

Approve and authorize Chair to sign a Vacancy Form requesting an Early Childhood Teacher for Child Development with Linn County Community Services

Statement of Election Costs: Alburnett Community School District and College Community School District March 3, 2020 Special Elections

Resolution 2020-3-38

FARM TO MARKET REVIEW BOARD APPLICATION

WHEREAS, a county may apply for modifications to its farm to market system to add or subtract mileage from its system, to accept or delete highways gained or lost through jurisdictional transfers, or to change the classification of roads within its system, and WHEREAS, the Board of Supervisors of Linn County has consulted with its County Engineer and desires to modify its farm to market road system to provide continuity of intra-county and inter-county routes, to meet the needs of existing or potential traffic, to better meet land use needs, or to provide a more suitable location for a farm to market route, and WHEREAS, application for modifications to any county's farm to market system must be made to the Farm to Market Review Board per the requirements of Code of Iowa Section 306.6,

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF LINN COUNTY that this county is formally requesting that the Farm to Market Review Board approve the following modifications to its farm to market system:

Road segments proposed for addition to the farm to market system:

(See attached map and spreadsheet for locations.)

Total Mileage added to the Farm to Market System: 47.78 miles

Road segments within city corporate limits as farm to market extensions:

(See attached map and spreadsheet for locations.)

Total Mileage added to Farm to Market Extension System: 3.29 miles

Road segments proposed for deletion from the farm to market system:

(See attached map and spreadsheet for locations.)

Total Mileage deleted from the Farm to Market System: 1.53 miles

Road segments proposed for deletion from the farm to market extension system:

(See attached map and spreadsheet for locations.)

Total Mileage deleted from the farm to market extension system: 33.3 miles

Resolution 2020-3-39

A Resolution approving a one lot final plat to be named Benish Acres First Addition. The following description is a summary of Resolution No. as passed and approved by Linn County Board of Supervisors, effective March 25, 2020.

BENISH ACRES FIRST ADDITION TO LINN COUNTY, IOWA, is a part of the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 30, Township 84 North, Range 5 West of the 5th Principal Meridian, Linn County, Iowa described as follows:

Commencing at the W $\frac{1}{4}$ of said Section 30; thence N88°34'49"E along the south line of the NW $\frac{1}{4}$ of said Section 30, 2468.67 feet to the point of Beginning; thence N01°36'30"W along the west line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$, 504.82 feet; thence S89°55'51"E, 520.52 feet; thence S61°13'05"E, 31.96 feet; thence S05°27'58"E, 290.37 feet; thence N78°52'14"E, 17.00 feet; thence S18°10'00"E, 19678 feet to a point on the south line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence S88°34'49"W along said south line, 640.25 feet to the Point of Beginning, containing 6.60 acres which includes 0.58 acres of road right of way For a more definite location and description, reference is made to a plat hereto attached and made a part hereof. Said Benish Acres First Addition to Linn County, Iowa, is divided into two (2) lots numbered Lot 1 and Lot A. The number of the lots is designated on the plat by figures near the center of the lots. The dimensions of the lots, width of the roads, easements and the distances from the government lines and corners are as shown in feet and decimals thereof on said plat. Lot A, Burr Oaks Road is for street-right-of-way purposes and all public easements with their purpose noted are now being dedicated. The public easements included on the final plat are being dedicated by the owner for the purposes shown.

A 1/2" rebar is driven at each point marked with a small circle, except as noted on said plat. Executed at Cedar Rapids, Iowa.

The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at

www.linncounty.org

Resolution 2020-3-40

A Resolution approving JACKSON ACRES FIRST ADDITION.

The following description is a summary of Resolution No. as passed and approved by Linn County Board of Supervisors, effective March 25, 2020.

A final plat of JACKSON ACRES FIRST ADDITION (Case #JF19-0007) to Linn County, Iowa, containing three (3) lots, numbered Lot 1, Lot 2 and Lot A has been filed for approval, a subdivision of real estate located in the SW SW of Section 16, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows:
Beginning at the SW Corner of said Section 16; thence N00° 36' 59"W along the west line of the SW 1/4 of said Section 16, 137262 feet; thence S89° 37' 22"E along the south right of way line of Dee Lane and its westerly extension, 389.65 feet; thence S76° 58' 21"E along said right of way line, 286.73 feet; thence S00° 46' 28"E, 1289.82 feet; thence S88° 39' 59"W along the south line of said Section 16, 671.84 feet to the Point of Beginning, containing 20.75 acres which includes 1.60 acres of road right of way. For a more definite location and description, reference is made to a plat hereto attached and made a part hereof. Said Jackson Acres First Addition to Linn County, Iowa, is divided into three (3) lots numbered Lot 1 and Lot 2 and Lot A. The number of the lots is designated on the plat by figures near the center of the lots. The dimensions of the lots, width of the roads, easements and the distances from the government lines and corners are as shown in feet and decimals thereof on said plat. Lot A, Springville Road, is for street-right-of-way purposes and all public easements with their purpose noted are now being dedicated. The public easements included on the final plat are being dedicated by the owner for the purposes shown.
The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncounty.org

Resolution 2020-3-41

A Resolution approving a one lot final plat to be named Stoner Farm First Addition. The following description is a summary of Resolution No. as passed and approved by Linn County Board of Supervisors, effective March 25, 2020.
STONER FARM FIRST ADDITION (Case # JPS19-0020) to Linn County, Iowa, containing one (1) lot, numbered lot 1 has been filed for approval, a subdivision of real estate located in the SW SE Section 13, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows:
Commencing at the North Quarter Corner of said Section 13; thence South 0° 52' 30" East 3809.37 feet along the West line of the East Half of said Section 13 to the point of beginning; thence North 89° 00' 32" East 108.00 feet; thence North 57° 09' 11" East 140.00 feet; thence South 89° 33' 53" East 165.00 feet to a point of intersection with the Westerly right of way line of Highway 1; thence South 9° 34' 21" West 335.00 feet along said Westerly right of way line to the beginning of a 25526.70 foot radius curve concave Southeasterly; thence Southwesterly through a central angle of 0° 08' 40" an arc distance of 64.36 feet (chord bearing South 9° 30' 00" West 64.36 feet); thence North 85° 07' 12" West 321.00 feet to a point of intersection with the West line of the East Half of the Southeast Quarter of said Section 13, thence North 0° 52' 30" West 290.00 feet along said West line to the point of beginning, containing 2.83 acres.
The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncounty.org

Resolution 2020-3-42

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the FMC057(144)--55-57, hereafter referred to as "the project" is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as Hot Mix Asphalt paving and milling on W Mt. Vernon Road from O'Connor Road to 3rd Ave. in the City of Mt. Vernon; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Linn County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and
IT IS THEREFORE RESOLVED by Board to accept the bid from L.L. Pelling Co., Inc. in the amount of \$2,001,378.96 and awards the associated contract(s) to the same;
BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and
BE IT FURTHER RESOLVED by the Board of Supervisors of Linn County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Bradley J. Ketels, the County Engineer for Linn County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Approve and authorize Chair to sign a contract for services between Linn County Child Development Center and Hawkeye Area Community Services Program for a three year term to serve Head Start and Early Head Start children, on behalf of Linn County Community
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Services Child & Youth Development effective September 1, 2020 through August 31, 2023.

Approve and authorize Chair to sign an Amendment to the Linn County Child Development Center and Hawkeye Area Community Action program adding an additional six Head Start children for the current fiscal year April 1, 2020 - August 31, 2020.

Approve and authorize Supervisor Brent Oleson to sign, retroactive to March 19, 2020, an IRS Tax Deduction 179D Authorization - Form of Allocation for the Architect relating to OPN Architects design of the Harris Building

Motion by Walker, seconded by Rogers to approve minutes of March 20 & 23, 2020 as printed.

Update on Linn County's response to COVID-19:

Supervisor Walker reported that HR is conducting another internal audit to determine which employees are needed to provide essential services of county government if there is a need to go down to bare bones which may mean some services are not provided. They want to be prepared.

Lisa Powell, HR Dir., presented an updated County Policy relative to COVID-19 paid leave to reflect new federal legislation and make this update effective March 23, 2020.

Motion by Rogers, seconded by Walker to approve update to the County Policy relative to COVID-19 paid leave to reflect new federal legislation effective retroactive to March 23, 2020.

Discussion continued regarding the ability to amend in the future and classes of essential services.

VOTE: All Aye

Dawn Jindrich, Finance Dir., presented the Compensation Board's recommendation of Elected Official salaries for FY 21 on behalf of Ray Stefani.

A public hearing was called to order on proposed Fiscal Year 2021 budget.

Sara Bearrows, Budget Dir., presented proof of publication and explained proposed FY 21 budget as follows:

- Countywide levy rate of \$6.40, increase of \$0.56 from FY20 primarily due to mental health services. Rural rate remains unchanged at \$2.71 and includes a reduction of \$1.00 for rural residents from Local Option Sales Tax (LOST) allocation.
- Impact to homeowner: an increase of 6.0% due to the levy rate increase offset by a reduction in taxable value due to a change in the residential rollback.
- Commercial and industrial property taxes will increase 9.7% due to the levy rate increase.
- Farm taxes will increase 10.6% due to a change in the state agricultural rollback combined with the levy rate increase.
- Property taxes levied: \$77.7 million, an increase of 12.9% from FY20.
- Wage increases for non-bargaining unit budgeted at 3.0%. Bargaining unit increases will be 2.2% for both AFSCME and Conservation, PPME and attorneys (IBEW) will receive 3.0%.
- Health and dental insurance rates will increase 5.4%.
- Budget of \$132.6 million, a decrease of 15.7% due to the completion of the new Public Health and Child & Youth Development Services Building in FY20.
- LOST revenue of \$2.7 million is budgeted for road construction, \$1.5 million for Conservation projects, and \$1.5 million in property tax relief for rural residents.
- Approved offers of \$1.2 million are included in the FY21 budget.

There were no oral or written objections.

Supervisor Oleson stated that he spent time attending council meetings and handed out the proposed budget and fielded questions.

Motion by Rogers, seconded by Walker to close public hearing.

Motion by Walker, seconded by Rogers to adopt Resolution 2020-3-43

A Resolution Relating to Fiscal Year 2021 Elected Officials Salaries

WHEREAS, the Linn County Compensation Board meets annually to recommend a compensation schedule for the salaries of all Linn County Elected Officials for the fiscal year immediately following, in accordance with Iowa Code Chapters 331.905 and 331.907, and

WHEREAS, the current salary of Linn County elected officials is as follows:

Auditor, Treasurer, Recorder, and Board of Supervisors \$115,726.18; Sheriff \$159,751.41; and County Attorney \$184,943.96; and
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WHEREAS, the Linn County Compensation Board met on January 22, 2020, and reviewed the compensation paid for comparable offices in other Iowa counties and private enterprises; and

WHEREAS, for the fiscal year beginning July 1, 2020, the Linn County Compensation Board recommends a salary increase of 3.00% across the board for the Auditor, Treasurer, Recorder, Board of Supervisors, Sheriff, and County Attorney.

THEREFORE, the Linn County Board of Supervisors adopts the salary recommendation of the Linn County Compensation Board and approves, as follows:

Auditor \$3,471.79 increase or \$119,197.97 total salary
Treasurer \$3,471.79 increase or \$119,197.97 total salary
Recorder \$3,471.79 increase or \$119,197.97 total salary
Supervisors \$3,471.79 increase or \$119,197.97 total salary
Sheriff \$4,792.54 increase or \$164,543.95 total salary
Attorney \$5,548.32 increase or \$190,492.28 total salary

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Linn County Board of Supervisors, this date met in lawful session, that the salary for all elected officials of Linn County, Iowa, be increased according to the amount previously stated for fiscal year 2020-2021, and effective July 1, 2020.

Motion by Walker, seconded by Rogers to approve certification of FY 21 budget.

Motion by Walker, seconded by Rogers to adopt Resolution 2020-3-44

A RESOLUTION APPROVING FISCAL YEAR 2021

MAXIMUM PROPERTY TAX DOLLARS

WHEREAS, the Linn County Board of Supervisors have considered the proposed fiscal year 2021 county budget and certification of taxes; and,

WHEREAS, a notice concerning the proposed county budget was published as required and posted on the county web site and/or social media accounts; and,

WHEREAS, a public hearing concerning the proposed county budget was held on March 25, 2020,

NOW, BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors as follows:

The county budget and certification of taxes for fiscal year 2021, as set forth in the Proposed Budget Summary, is hereby adopted, and the Board of Supervisors and County Auditor are hereby authorized to sign the approved fiscal year 2021 county budget.

Motion by Walker, seconded by Rogers to approve Claims #70613347-#70613370 in the amt. of \$342,001.18; ACH in the amt. of \$438,242.03; Wires in the amt. of \$1,736,455.71; ACH in the amt. of \$19,920.99; Claims #70613371-#70613430 in the amt. of \$104,670.64 and Trees Forever in the amt. of \$300.

Supervisor Walker stated that he will place correspondence regarding the ATV Ordinance on file at a later time.

Supervisor Oleson stated that he has received correspondence regarding shelter in place.

Supervisor Walker also gave a shout out to Facilities staff.

Adjournment at 11:39 a.m.

Respectfully submitted,

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

Approved by:

BRENT OLESON, Vice Chairperson
Board of Supervisors