

LINN COUNTY BOARD OF SUPERVISORS  
CEDAR RAPIDS, LINN COUNTY, IOWA  
WEDNESDAY, JUNE 16, 2021 11:00 A.M.

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

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

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

Receive and place on file Treasurer's (Auto Dept.) Report to the County Auditor Receipts and Disbursements for the Month of May 2021.

Resolution 2021-6-86

A Resolution approving a Temporary Use Permit.  
The following description is a summary of Resolution No. as passed and approved by Linn County Board of Supervisors, effective June 16, 2021.  
Wendling Quarries Inc., owner; Horsfield Construction, petitioner; Case JTU21-0006, has requested the Linn County Board of Supervisors' permission to operate a portable concrete plant at 6101 Blairs Ferry Rd from June 16 until September 1, 2021. 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](http://www.linncounty.org).

Resolution 2021-6-87

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 \$8,391,820 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.

Resolution 2021-6-88

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.

Resolution 2021-6-89

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 \$2,483,796 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.

Resolution 2021-6-90

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 \$6,425,196 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.

Resolution 2021-6-91

A Resolution approving a three lot final plat to be named Noah Acres First Addition. The following description is a summary of Resolution No. 2021-6-91 as passed and approved by Linn County Board of Supervisors, effective June 16, 2021  
NOAH ACRES FIRST ADDITION (Case # JF21-0002) to Linn County, Iowa, containing three (3) lots, numbered lot 1, lot 2 and lettered lot A, a subdivision of real estate located in the NE SW of Section 8, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows: Beginning at N  $\frac{1}{4}$  Corner of said Section 8; thence S00°52'12"E along the east line of said NE  $\frac{1}{4}$  NW $\frac{1}{4}$ , 338.12 feet to the west line of Oleson's First Addition to Linn County, Iowa; thence S04°43'29"W along said west line, 132.71 feet; thence S19°19'58"W along the centerline of Martelle Road, 913.24 feet to the south line of said NE $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence S88°02'01"W along said south line, 1020.11 feet to the east line of Lot E, Forest Glen 1st Addition to Linn County, Iowa; thence N01°59'45"W along said east line, 301.98 feet; thence N88°46'37"W along said east line, 509.02 feet; thence N00°57'07"W along said east line, 993.73 feet to the NE Comer of said Lot E; thence N88°07'02"E along the north line of said NW $\frac{1}{4}$  NW $\frac{1}{4}$ , 523.68 feet; thence

N88°08'07"E along the north line of said NE¼ NW¼, 1340.89 feet to the Point of Beginning, containing 49.51 acres which includes 1.14 acres of road right of way. 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](http://www.linncounty.org)

Resolution 2021-6-92

A Resolution approving a three lot residential parcel split to be named Rocky Ridge View.

The following description is a summary of Resolution No. 2021-6-92 as passed and approved by Linn County Board of Supervisors, effective June 16, 2021

Rocky Ridge View (Case # JPS21-0010) to Linn County, Iowa, containing three (3) lots, numbered lot 1, lettered lot A, and outlot A, a subdivision of real estate located in the SW SW of Section 31, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows: Beginning at the Southwest corner of Section 31, Township 83 North, Range 5 West; thence N 01°11'24" W along the west line of the Southwest fractional ¼ of said Section 31, a distance of 1325.98 feet to the Northwest corner of the Southwest ¼ of the Southwest ¼ of said Section 31; thence N 88°05'26" E along the North line of the Southwest fractional ¼ of the Southwest fractional ¼, a distance of 568.45 feet to a point on the Westerly line of Plat of Survey as is recorded in Book 7682 on page 302 in the office of the Linn County Recorder; thence S 04°22'25" E along said Westerly line, a distance of 1327.29 feet to a point on the South line of the Southwest fractional ¼ of said Section 31; thence S 88°06'26" W along said South line, a distance of 642.16 feet to the Point of Beginning, containing 18.43 acres of which 0.59 acre is county road right of way and being subject to all easements and restrictions of record.

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](http://www.linncounty.org)

Resolution 2021-6-93

VACATE EXCESS ROAD RIGHT-OF-WAY

WHEREAS, the Linn County Board of Supervisors desire to vacate a portion of excess road right-of-way, more particularly described as follows.

A parcel of land located in the NE¼ SW¼ of Sec. 17-T85N-R5W of the 5th, Principle Meridian in Linn County, Iowa, more particularly described as follows: All that part of said NE¼ SW¼ of Sec. 17, lying northwesterly of the following described Secondary Road right of way described as follows: Beginning at a point that is 80 feet normally distant northwesterly from Sta 122+00; thence northeasterly to a point that is 70 feet normally distant northwesterly from Sta 125+00; thence northeasterly to a point that is 60 feet normally distant northwesterly of centerline Sta P.C. 127+90.3.

WHEREAS, pursuant to Chapter 306.12 and 306.13 of the Code of Iowa, notice was published in the Cedar Rapids Gazette, a copy of said notice being attached hereto, and WHEREAS, all adjoining land owners, all utility companies and the Iowa Department of Transportation have been notified by certified mail pursuant to Chapter 306.12 of said vacation and the hearing thereon, and WHEREAS, the Linn County Board of Supervisors pursuant to the aforesaid notice held a hearing on the proposed vacation of the aforementioned right-of-way, and WHEREAS, it being deemed in the best interest of Linn County to vacate said right-of-way, and WHEREAS, this vacation is subject to easements of record at time of the public hearing including a utility easement, and NOW, THEREFORE BE IT AND IT IS HEREBY RESOLVED by the Linn County Board of Supervisors this date met in lawful session to vacate as described below:

A parcel of land located in the NE¼ SW¼ of Sec. 17-T85N-R5W of the 5th, Principle Meridian in Linn County, Iowa, more particularly described as follows: All that part of said NE¼ SW¼ of Sec. 17, lying northwesterly of the following described Secondary Road right of way described as follows: Beginning at a point that is 80 feet normally distant northwesterly from Sta 122+00; thence northeasterly to a point that is 70 feet normally distant northwesterly from Sta 125+00; thence northeasterly to a point that is 60 feet normally distant northwesterly of centerline Sta P.C. 127+90.3. in Linn County, Iowa, be and the same is hereby vacated, and shall no longer be deemed public road right-of-way.

Approve and authorize Chair to sign a Linn County Children's Mental Health Assistance Program Fiscal Year 2021 Provider Agreement between Linn County and Maria Isabel Ramos LMFT, LLC at various hourly rates

Approve and authorize Chair to sign an Agreement for Services between Linn County and Hawkeye Area Community Action Program (HACAP) for purchase and distribution of locally grown food to Linn County residents as part of the Employee CSA (Community Supported Agriculture) Program.

Approve and authorize Chair to sign Linn County Preservation Fiscal Year 2022 Grant Agreements with the grantees of the Historic Preservation Grant program, as the signed Agreements are received by Linn County, as follows: Central City Historical Society-\$4,000; Coggon Community Historical Society-\$4,300; Genealogical Society of Linn County-\$600; Linn County Historical Society, d.b.a. The History Center-\$1,500; Lisbon History Center Foundation-\$2,400; Marion Independent School Foundation-\$2,500; Mount Vernon/Lisbon Community Charitable Development Group-\$4,000; Save CR Heritage-\$4,000;

Seminole Valley Farm Museum-\$1,500; The Friends of the Lisbon Library-\$4,000 for a total of \$28,800.00.

Approve and authorize Chair to sign a contract between the Linn County Early Childhood Iowa (ECI) Board and Linn County Board of Supervisors on behalf of Linn County Community Services Child Development Center for Early Care and Education Supportive Services to increase access to extended day and year high-quality Wraparound Care, for 3-5 year olds from eligible Linn County families, through financial support of provider expenses not to exceed \$62,103.

Approve and authorize Chair to sign a contract between the Linn County Early Childhood Iowa (ECI) Board and Linn County Board of Supervisors on behalf of the Family Transformation Services for the Nurturing Parent Program (NPP) to provide long term home visitation Family Support services to Linn County families with children under the age of six that meet the eligibility criteria of the State Early Childhood Iowa Tool FF not to exceed \$83,147.

Approve and authorize Chair to sign a contract between the Linn County Early Childhood Iowa (ECI) Board and Linn County Board of Supervisors on behalf of the Family Transformation Services for the Nurturing Parent Program (NPP) to provide high quality short term home visitation Family Support services to Linn County families with children under the age of six that meet the eligibility criteria of the State Early Childhood Iowa Tool FF not to exceed \$109,148.

Approve and authorize Chair to sign a Fiscal Agent Agreement between Linn County Early Childhood Iowa Board (ECI) and Linn County Board of Supervisors on behalf of Linn County Community Services effective July 1, 2021 through June 30, 2022.

Approve and authorize Chair to sign a Health Solutions FY22 Master Agreement Schedule A.

Approve and authorize Chair to sign a Memorandum of Agreement with the Assessor's Office and Human Resources/Risk Management.

Approve a revised Linn County Board of Supervisor Group Insurance Policy, PM-028 effective July 1, 2021.

Approve a revised Linn County Board of Supervisor Performance Evaluation Policy, PM-27 effective July 1, 2021.

Approve a revised Linn County Board of Supervisor Telework Policy, PM-029 effective July 1, 2021.

Approve and authorize Chair to sign a revised change order number 2 from Unzeitig Construction Company for \$2,752 for the Public Service Center Front Entrance Door Replacement and Subsurface Drainage Renovation Project.

Approve and authorize Chair to sign purchase order #125 for \$37,983.00 to Junge Automotive Group for a Ford F-150 for Linn County Conservation.

Approve and authorize Chair to sign purchase order #126 for \$37,153.00 to Junge Automotive Group for a Ford F-250 for Linn County Conservation.

Approve and authorize Chair to sign purchase order #127 for \$37,153.00 to Junge Automotive Group for a Ford F-250 for Linn County Conservation.

Approve and authorize Chair to sign purchase order #128 for \$37,983.00 to Junge Automotive Group for a Ford F-150 for Planning & Development.

Approve and authorize Chair to sign purchase order #129 for \$18,335.00 to McGrath Chevyland for a Chevrolet Malibu for Child & Youth Development Services.

Approve and authorize Chair to sign purchase order #130 for \$18,335.00 to McGrath Chevyland for a Chevrolet Malibu for Child & Youth Development Services.

Approve Application for Display Fireworks Permit for Ron Hoover for a display at 3225 Lafayette Rd., Alburnett, on July 3, 2021 (rain date July 4, 2021).

Approve Cigarette Permit for the Whittier Market, 1002 County Home Rd., noting all conditions have been met.

Motion by Rogers, seconded by Zumbach to approve minutes of June 14 & 15, 2021 as printed.

Motion by Rogers, seconded by Zumbach to approve AP ACH in the amt. of \$1,400,395.47; AP Claims #71002717-#71002803 in the amt. of \$462,779.67; Claim #71002804 in the amt. of \$66.00; payment for Stacey Walker w/ no receipts in the amounts of \$5.00, \$5.00, \$4.75; and payment for Sheriff's p-card w/ no receipt in the amt. of \$32.26.

Motion by Walker, seconded by Rogers to amend Regular Agenda to move up the following two agenda items:

Tom Hardecopf, LIFTS Dir., presented the LIFTS contract with Cedar Rapids Transit for Fiscal Year 2022 ADA complementary paratransit.

Motion by Rogers, seconded by Zumbach to approve the LIFTS contract with Cedar Rapids Transit for Fiscal Year 2022 ADA complementary paratransit.

Mike Tertinger, Planning & Development, presented a Resolution approving Temporary Use Permit (Karl Haible, owner & Snowdrifters Inc., petitioner), requesting permission to operate the Big Town Showdown Truck and Tractor Pull, located at 812 Iowa Ave, Palo, Iowa. He clarified that since the meeting on Monday, the petitioners have been in contact with the Auditor's Office regarding liquor and fireworks permits.

Motion by Rogers, seconded by Zumbach to adopt Resolution 2021-6-94  
A Resolution approving Temporary Use Permit JTU21-0004 requesting permission to operate the Big Town Showdown Truck and Tractor Pull. The following description is a summary of Resolution 2021-6-94 as passed and approved by Linn County Board of Supervisors, effective June 16<sup>th</sup>, 2021. Resolution approving Temporary Use Permit, Case JTU21-0004, Karl Haible, owner; Snowdrifters Inc., petitioner, requesting permission to operate the Big Town Showdown Truck and Tractor Pull, located at 812 Iowa Ave, Palo, Iowa. The outdoor event will be held on Saturday August 21<sup>st</sup> between the hours of 9am and 11pm. The event will include a truck and tractor pull, food and beer concessions, & fireworks display. Setup for the event will occur on Friday August 20, 2021 between the hours of 9am and 10pm. The petitioner expect to host approximately 1000-1200 visitors over the course of the event. 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](http://www.linncounty.org)

The Board received a detailed report from Larry Murphy and Gary Grant, Grant Consulting LLC and L&L Murphy, Assoc. (lobbyists) on the 2021 state legislative session.

Public Comment:

Terese Smith, 3815 Whitetail Dr. Marion, stated that she is the Vice President of Save Cedar Rapids Heritage, a nonprofit formed in response to the demolition of two historic churches in Cedar Rapids. She wanted to extend their gratitude to the Board for grants they have received through Historic Preservation.

Ashley Rambo, 3986 Quail Ridge Rd., Center Point, stated that her concerns are regarding large scale solar projects and the challenges. On Monday her neighbor, Sara Alden, asked the Board to consider an 18 month moratorium and yesterday Mr. Nichols recommended against the moratorium. She is at today's meeting on behalf of her family and neighbors to once again ask the Board to consider the moratorium and explained why. The moratorium will allow adequate time for the review and revisions of the current ordinance.

Mark Frank, 4205 Vista Rd., Ely, stated that he was raised on a dairy farm and is an engineer/project manager that has lived in Linn County for 25 years. He supports the solar project near Palo.

Board Member Reports - Supervisor Rogers kicked off the Core Values Academy this morning; he wanted to uplift an issue regarding the Fillmore Building an abundant number of people congregating there (he and Brent Oleson met with Sheriff's office members); attended the Solid Waste Agency Board meeting and talking about future closure in 2044.

Chairperson Walker met with a developer from rural Linn County re: proposed utility scale solar project and receiving a lot of correspondence on that topic. He thanked all folks interested in this issue for speaking out (this is a complex issue and there are many things to consider). Will have a dinner meeting with a constituent this evening and meeting with the Director of Public Health on Friday; reminding folks that this Saturday is Juneteenth (holiday celebrated by African Americans).

The Board received and placed on file a Thank You from the Cedar Rapids Public Library Foundation; two notices of voluntary annexations; letters from Tracy Nelson and Ashley Rambo re: solar project.

Motion by Walker, seconded by Rogers to appoint John Stuelke to the LCCS Board of Dir., term ending June 30, 2024.

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Adjournment at 12:23 p.m.

Respectfully submitted,

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

Approved by:

STACEY WALKER, Chairperson  
Board of Supervisors