

LINN COUNTY BOARD OF SUPERVISORS  
CEDAR RAPIDS, LINN COUNTY, IOWA  
WEDNESDAY, AUGUST 14, 2019 10:00 A.M.

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

Chairperson Walker called the meeting to order and led the Pledge of Allegiance.

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

Approve and authorize Chair to sign a Vacancy Form requesting a Combination Inspector for the Planning and Development Department.

Receive and place on file Treasurer's (Auto Dept.) Report to the County Auditor Receipts and Disbursements for the Month of June, 2019.

Receive and place on file Treasurer's (Auto Dept.) Report to the County Auditor Receipts and Disbursements for the Month of July, 2019.

Receive and place on file Treasurer's Semi-Annual Settlement from January 1, 2019 - June 30, 2019.

Receive and place on file Treasurer's Semi-Annual Report from January 1, 2019 - June 30, 2019.

Receive and place on file the Veterans Affairs monthly report for July 2019

Resolution 2019-8-117

A Resolution approving a temporary use permit to operate a portion of Palo Fun Days located at 812 Iowa Ave, Palo Iowa, located within the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$  and the SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of 21-84-8.

The following description is a summary of Resolution No. 2019-8-117 as passed and approved by Linn County Board of Supervisors, effective August 14, 2019.

WHEREAS, the Board of Supervisors makes the following Findings of Facts:

The outdoor event will be held on Saturday, August 17<sup>th</sup>, 2019 at 812 Iowa Avenue, Palo, Iowa.

Events will include: tractor pull, beer tent, and fireworks.

The outdoor event will be held between the hours of 8:00 AM and 12:00 AM on August 17<sup>th</sup>.

The event will host approximately 2000 people.

The applicant will provide parking signs, 22 regular and 2 handicapped portable toilets, and 4 hand washing stations in addition to the restrooms at the ball field. Food and beer will be available. Appropriate licensing, permits and insurance are required by various departments.

The property is currently zoned AG (Agricultural) and CNR (Critical Natural Resources), containing 38.82 acres, with approximately 21.4 acres of the two parcels to be used for the temporary use activity.

The subject parcel has a Rural Land Use Map designation of NMUSA (Non-Metro Service Area) and CNRA (Critical Natural Resources Area).

Estimated number of vehicles for the one day event is 500-1000.

Parking for all vehicles will be provided on site. The applicant will provide two uniformed Linn County Sheriff deputies for security throughout event location on Saturday, August 17<sup>th</sup> from 8:00 AM to 12:00 AM.

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 2019-8-118

The following description is a summary of Resolution No. 2019-8-118 as passed and approved by Linn County Board of Supervisors, effective August 14, 2018. Beginning at the SE corner of said NE 1/4 NE 1/4; thence S87°10'17"W along the south line of said NE 1/4 NE 1/4, 142.55 feet; thence S87°52'25"W along said south line, 178.87 feet; thence S88°08'15"W along said south line, 575.83 feet; thence S88°04'21"W along said south line, 420.45 feet to the SW corner of said NE 1/4 NE 1/4; thence N01°49'32"W along the west line of said NE 1/4 NE 1/4, 1322.51 feet to the NW corner of said NE 1/4 NE 1/4; thence N87°55'36"E along the north line of said NE 1/4 NE 1/4, 189.93 feet; thence S01°49'46"E, 233.09 feet to the north right of way line of Blairs Ferry Road; thence S56°42'09"E along said north right of way line, 115.71 feet to the centerline of Elf Lane; thence N85°13'51"E along said centerline, 74.42 feet; thence N66°54'58"E, along said centerline 289.00 feet; thence N87°55'51"E along said centerline, 690.02 feet to the east line of said NE 1/4 NE 1/4; thence S01°47'41"E along the east line of said NE 1/4 NE 1/4, 556.00 feet; thence S88°12'13"W, 170.00 feet; thence S01°47'47"E, 178.00 feet; thence N88°12'13"E, 170.00 feet to the east line of said NE 1/4 NE 1/4; thence S01°47'41"E along the east line of said NE 1/4 NE 1/4, 396.65 feet to the Point of Beginning,

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containing 33.72 acres which includes 7.37 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).

The following description is a summary of Resolution No. 2019-8-119 as passed and approved by Linn County Board of Supervisors, effective August 15, 2019. Beginning at the S 1/4 corner of said Section 36 thence N01°13'23"W along the west line of the SE 1/4 of said Section 36, 1838.77 feet to the north line of the South 30 3/4 rods of said NW 1/4 SE 1/4; thence N89°27'40"E along said north line, 715.04 feet to the east line of the West 43 1/3 rods of said NW 1/4 SE 1/4; thence S01°13'23"E along said east line, 507.42 feet to the north line of said SW 1/4 SE 1/4; thence N89°27'40"E along the north line of said SW 1/4 SE 1/4, 616.35 feet to the NE corner of said SW 1/4 SE 1/4; thence S01°06'09"E along the east line of said SW 1/4 SE 1/4, 999.41 feet to the north line of the S 1/2 of said SW 1/4 SE 1/4; thence S89°30'02"W along said north line of the S 1/2 E 1/2 of said SW 1/4 SE 1/4, 664.65 feet to the west line of the E 1/2 of said SW 1/4 SE 1/4; thence S01°09'46"E along the west line of the E 1/2 of said SW 1/4 SE 1/4, 332.99 feet to the south line of said SW 1/4 SE 1/4; thence S89°30'50"W along said south line, 664.30 feet, to the Point of Beginning, containing 43.91 acres which includes 0.61 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)

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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)

Approve and authorize Chair to sign a Certification of Local Government Approval for Nonprofit Organizations Receiving Iowa Statewide Emergency Solutions Grant (ESG) Funds for Shelter

Approve and authorize Chair to sign the 2019 Byrne Justice Assistance Grant (JAG) Program Award, Governing Body Review between Linn County and the City of Cedar Rapids for equal division of the \$43,754 grant award.

Approve and authorize Chair to sign the Edward Byrne Justice Assistance Grant (JAG) local Solicitation Certification and Assurances document.

Approve and sign 28E Agreement between Linn County and the City of Cedar Rapids for improvements to the intersection of Williams Boulevard and Dean Road.

Approve and sign 28E Agreement between Linn County and the City of Cedar Rapids for improvements to the intersection of C Ave Extension and County Home Road.

Approve Display Fireworks Permit for West Linn Community Group to conduct a fireworks display at 812 Iowa Ave., Palo, on August 17, 2019 (Ran date Sept. 21, 2019).

Motion by Rogers, seconded by Oleson to approve minutes of August 13, 2019 as printed.

Motion by Rogers, seconded by Oleson to approve upon third and final consideration of Ordinance #4-8-2019, Amending Chapter 10 of the Code of Ordinances, Linn County, Iowa by Adding Thererto a New Section in Article V Pertaining to Prohibition on Wells in Areas of Known Contamination

Motion by Rogers, seconded by Oleson to approve upon third and final consideration of Ordinance #5-8-2019, Amending Chapter 10 of the Code of Ordinances, Linn County, Iowa by Adding Thererto a New Article VIII Pertaining to the Minimum Requirements for Tanning Facilities

Dawn Jindrich, Finance Dir., gave a recap of Monday's meeting regarding the Resolution to approve related to the issuance of the County's General Obligation Certificates of Participation for the Harris Building.

Motion by Rogers, seconded by Oleson to adopt Resolution 2019-8-120

Approving preliminary official statement for General Obligation Certificates of Participation, Series 2019C

WHEREAS, pursuant to the provisions of Chapters 331 and 403 of the Code of Iowa, the Board of Supervisors (the "Board") of Linn County, Iowa, has proposed to enter into a General Obligation Urban Renewal Lease Purchase Agreement (the "Lease Purchase Agreement") in a principal amount not to exceed \$31,500,000, for the purpose of paying the cost, to that extent, of a project consisting of the acquisition, construction, improving, furnishing and equipping of a building to house the Linn County Public Health and Linn County Child and Youth Development Services (the "Dr. Percy and Lileah Harris Building Project") and has published notice and held a hearing on entering into the Lease Purchase Agreement; and

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WHEREAS, the County intends to issue General Obligation Certificates of Participation related to the Lease Purchase Agreement (the "Certificates of Participation") in the future, and

WHEREAS, a preliminary official statement (the "Preliminary Official Statement") has been prepared in connection with the sale of the Certificates of Participation, and it is now necessary to make provision for the approval of the Preliminary Official Statement and to authorize its use by Robert W. Baird & Co.;

NOW, THEREFORE, Be It Resolved by the Board of Supervisors of Linn County, Iowa, as follows:

Section 1. The use by Robert W. Baird & Co. of the Preliminary Official Statement relating to the Certificates of Participation, in substantially the form as has been presented to and considered by the Board of Supervisors, is hereby approved, and Robert W. Baird & Co. is hereby authorized to prepare and use a final Official Statement for the Certificates of Participation, substantially in the form of the Preliminary Official Statement, but with such changes therein as are required to conform the same to the terms of the Certificates of Participation and the resolution, when adopted, providing for the issuance of the Certificates of Participation, and the County Finance Director is hereby authorized and directed to execute a final Official Statement for the Certificates of Participation, if requested. The Preliminary Official Statement as of its date is deemed final by the County within the meaning of Rule 15(c)(2)-12 of the Securities and Exchange Commission.

Section 2. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

The Board discussed funding of FY 20 Economic Development Grant applications.

Sara Bearrows, Budget Dir., presented a spreadsheet representing the funding requests by organization and the individual votes by the supervisors.

Supervisor Oleson proposed changes and discussion followed.

Motion by Rogers, seconded by Oleson to approve the following FY 20 Economic Development Grant funding decisions: Affordable Housing Network \$17,500; Center Point - \$22,500; CRUSH of Iowa - \$7,500; Feed Iowa First - \$4,000; Hiawatha Public Library - \$20,000; Lisbon-Mt. Vernon Ambulance Service - \$5,000; Trees Forever - \$7,500; Academy for Scholastic & Personal Success - \$20,000; Intercultural Center of Iowa - \$10,000; LBA Foundation - \$7,500; United Way of East Central Iowa - \$13,500; Tanager Place - \$10,000; Cedar Rapids Parks Foundation - \$20,000; Marion Public Library - \$15,000.

Public Comment: Supervisor Rogers noted that Auditor Miller's mother passed away yesterday and stated that this is a challenging time for him and his family and he is thinking of them.

Motion by Rogers, seconded by Oleson to approve ACH in the amt. of \$819,691.66; Claims #70610035-#70610109 in the amt. of \$166,349.77; payment to Staples in the amts. of \$108.92 and \$24.99 and payment to GAN Newspapers with no receipt in the amt. of \$13.11.

Board Member Reports - Supervisor Rogers attended the Child Care Summit; celebrating accomplishments of the Interns; attending an Access Center presentation and participating in the MHDD Regional Board CEO candidate interviews.

Chairperson Walker participated in a phone call regarding Civic Actions Academy; staff luncheon with Interns and Wendy Lynn; meeting tomorrow with Cedar Rapids Police Chief; attending Expungement Clinic debriefing, will meet with a group of individuals at the law enforcement roundtable and gun violence intervention conference and debriefing.

The Board received and placed on file a thank you from the Kirkwood Workplace Learning Connection for the Board's contribution.

Motion by Rogers, seconded by Oleson to appoint Carl Minor as Monroe Trustee and Dennis Sejkora as Marion Trustee, terms expiring 12/31/22.

Adjournment at 10:35 a.m.

Respectfully submitted,

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

Approved by:

STACEY WALKER, Chairperson  
Board of Supervisors