

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, MAY 8, 2024 10:00 A.M.

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

Chairperson Running-Marquardt called the meeting to order and led the Pledge of Allegiance.

Motion by Running-Marquardt, seconded by Rogers to approve minutes of May 6 & 7, 2024 as printed.

Motion by Rogers, seconded by Zumbach to approve claims for payable checks dated 5/8/2024 #71014444 to #71014490 in the amount of \$159,071.93; and ACH in the amount of \$1,408,520.25; for a total of \$1,567,592.18 and to approve voided checks in the amount of \$1,525.00.

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

A statement of election costs for the March Special Election held on March 5, 2024.

Resolution 2024-5-66

A Resolution approving a Residential Parcel Split for SHULISTA FOURTH ADDITION.

The following description is a summary of Resolution No. 2024-5-66 as passed and approved by Linn County Board of Supervisors, effective May 8, 2024.

SHULISTA FOURTH ADDITION (Case # PLPS24-0002) to Linn County, Iowa, containing three (3) lots, numbered Lot 1, Outlot A and lettered Lot A, a subdivision of real estate located in the SE SE of Section 30, Township 85 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows:

Said Shulista Fourth Addition to Linn County, Iowa, is divided into three (3) lots numbered Lot 1, Outlet A, and lettered 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, Sutton 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.linncountyiowa.gov.

Resolution 2024-5-67

A Resolution approving a Residential Parcel Split for MACKEY TRUST FIRST ADDITION.

The following description is a summary of Resolution No. 2024-5-67 as passed and approved by Linn County Board of Supervisors, effective May 8, 2024.

MACKEY TRUST FIRST ADDITION (Case # PPS24-0002) to Linn County, Iowa, containing two (2) lots, numbered Lot 1 and lettered Lot A, a subdivision of real estate located in the NE SW of Section 32, Township 86 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows

Beginning at the NW corner of said NE ¼ SW ¼;

thence S89°52'05"E along the north line of said Parcel A, 813.94 feet; thence S17°58'16"W, 226.52 feet;

thence S28°06'12"W, 232.29 feet; thence S71°50'26"W, 88.84 feet; thence N89°56'42"W, 89.50 feet;

thence S79°57'22"W, 263.30 feet to the west line of said Parcel A;

thence N00°09'58"W along said west line, 495.58 feet to the Point of Beginning, containing 7.62 acres which includes

0.38 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.

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, 7:30 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Resolution 2024-5-68

NOTICE TO ALL PROPERTY OWNERS AND MANAGERS WEED NOTICE!

Pursuant to the provisions of Title VIII Chapter 317.4 Subsection 2, Iowa Code, which can be found online at: <https://www.legis.iowa.gov/law/iowaCode> and Iowa Administrative Code (otherwise referred to as Iowa Administrative Rules) Agriculture and Land Stewardship Chapter 58 Noxious Weeds, it is hereby resolved by the Linn County Board of Supervisors and ordered by the Linn County Weed Commissioner acting on behalf of the Linn County Board of Supervisors:

That between May 8, 2024 to October 1, 2024 each owner and each person in the possession or control of lands in Linn County including both incorporated and unincorporated shall: eradicate all Class A noxious weeds listed in Iowa Administrative Rules 21-58.4(317); and control all Class B noxious weeds thereon, at such time in each year and in such manner as shall prevent said weeds from blooming or coming to maturity.

Class A Noxious Weeds for Eradication: Palmer Amaranth (*Amaranthus palmeri*)

Class B Noxious Weeds for Control:

Canada Thistle (*Cirsium arvense*)

Teasel (*Dipsacus spp.*) biennial

Leafy Spurge (*Euphorbia esula*)
Bull Thistle (*Cirsium vulgare*)
Multiflora Rose (*Rosa multiflora*)
European Morning Glory or Field Bindweed (*Convolvulus arvensis*)

All other species of thistles belonging in the Genus of *Carduus*

That the Linn County Road Department shall control noxious weed infestations and other vegetation deemed appropriate for control growing in county road rights of way for the purposes of maintaining public health, preventing economic loss, or affecting safe travel. Methods for eradication/control and/or prevention of seed production will be performed in a manner consistent with the county's integrated roadside vegetation management plan.

That it is recommended noxious weeds be cut, burned or otherwise controlled or destroyed on or before June 1st, 2024, so as to prevent the production of seed by all varieties of listed Noxious weeds. This includes noxious weeds on all lands within the limits of the County regardless of jurisdiction. Control or elimination measures associated with Class A and B Noxious Weeds located on lands enrolled in the Conservation Reserve Program (CRP) will comply with the Conservation Reserve Program contract requirements for that land.

That persons not in compliance with Iowa's Weed Law, Code of Iowa Chapter 317 Noxious Weeds, and Iowa Administrative Rules Agriculture and Land Stewardship Chapter 58 Noxious Weeds will be notified to use appropriate methods to eradicate or control the weed problem. Failure to do so can incur penalties including, but not limited to, daily fines for non-compliance, and the Weed Commissioner or Deputies entering upon the land to control the weed problem, with all costs, including fines and administrative costs, levied against the landowner. Iowa law provides these assessments can be attached to the real estate tax of the land for collection. Weed eradication/control will still be required to be implemented in all cases where penalties are assessed.

More information regarding Linn County's weed control program can be found under the Soil Conservation section at www.linncountyiowa.gov or by contacting Linn County Weed Commissioner: Jonathan Gallagher at 319-377-5960 Ext. 3.

Approve and authorize the Chair to sign a Linn County American Rescue Plan Act Grant Closeout Agreement between Linn County and Ecumenical Community Center Foundation.

Approve and authorize the Chair to sign a Linn County American Rescue Plan Act Grant Closeout Agreement between Linn County and Kirkwood Community College.

Approve and authorize the Chair to sign Medical Advisor Agreement renewal between Linn County Board of Health, Linn County Community Services, and Dr. Richard Pope for Medical Advisory services for Options of Linn County effective July 1, 2024, through June 30, 2025, for \$2,677.50.

Award bid and approve the purchase order PO601 for a 2024 Lowboy Trailer to Altorfer Inc., in the amount of \$108,615 for the Secondary Road Department.

Approve and authorize the Chair to sign a Vacancy Form requesting two full-time Payroll/Payable Specialists for the Auditors Office.

Set a public hearing for Monday, May 20, 2024 at 10 a.m. to reclassify and rename a portion of Rowley Road.

Supervisor Rogers read Proclamation: Mental Health Month-May 2024.

Motion by Rogers, seconded by Zumbach to adopt said Proclamation: Mental Health Month-May 2024.

Erin Foster, MHAC Dir., presented an updated County Smoking Policy to be enacted at the Linn County Mental Health Access Center to include Nicotine Products noting that this will enhance and replace the current policy in place. This is a requirement from the state for the Access Center to move forward with a Withdrawal Management Program. The updated policy will go into effect July 1, 2024 so the Withdrawal Management Program can open in the fall or early winter.

Motion by Rogers, seconded by Zumbach to approve an updated County Smoking Policy to be enacted at the Linn County Mental Health Access Center to include Nicotine Products.

Foster also presented an agreement between Neteam Innovations, LLC and Linn County Mental Health Access Center for Vocera Communications Program. This agreement is needed for staff to be able to communicate with each other internally. Unity Point and the University of Iowa use this software as well. The region has provided approximately \$42,000 in funding to get this software up and running.

Motion by Zumbach, seconded by Rogers to authorize the Chair to sign an agreement between Neteam Innovations, LLC and Linn County Mental Health Access Center for Vocera Communications Program.

Cara Matteson, Sustainability Dir., presented a Land Use Agreement between Linn County and Feed Iowa First for small scale agricultural purposes at 1506 10th Street SE Cedar Rapids, IA, effective March 1, 2024, through December 31, 2024. This is the 3rd year for Feed Iowa First and has been a very successful project so far.

Supervisor Rogers stated that they have had public discussions about the future of the Fillmore Building and the county may sell it, noting that this land in question is a different parcel.

Motion by Rogers, seconded by Zumbach to authorize the Chair to sign a Land Use Agreement between Linn County and Feed Iowa First for small scale agricultural purposes at 1506 10th Street SE Cedar Rapids, IA, effective March 1, 2024, through December 31, 2024.

Discussion: Supervisor Running-Marquardt asked if Feed Iowa First is aware of the possibility of the sale of the Fillmore Building and Matteson responded yes.

Charlie Nichols, Planning & Development Dir., stated that the next step is a conditional use permit and no further communications have been received regarding this case.

Motion by Zumbach, seconded by Rogers to approve upon third and final consideration Ordinance 2-5-2024 Amending the Official Zoning Map of Linn County for a rezoning request located at 1206 Stoney Point Road, NE from Critical Natural Resource (CNR) district to the General Commercial (GC) district. Approximately 3.23 acres, Linn County owner. Case PR24-0001.

Public Comment – Erin Foster, Access Center Dir., thanked the Board again for signing the proclamation as this is the 5th Mental Health Month Proclamation she has done. She feels that those in the audience and others really feel the support from the Supervisors whether it has been canvassing the neighborhood, helping with state things, or going toe to toe with the region to support what they do. The fact that they have had three individuals behind that desk supporting the internal and community mental health work they do speaks volumes to Linn County as a whole. They are doing a lot of transforming things and a lot of that is due to the Supervisors work.

Jena Schoenhofer, Foundation 2 Crisis Services, stated that she echoes Foster's comments. Foundation 2's Crisis Services is providing over 12,000 contacts every single month and that is a number they have never seen before. The national theme for Mental Health Awareness month is "where to start". She feels that in Linn County they have a lot of great options for where to start. This would not be possible without the Supervisor's support and the support of their community.

Kurt Rogahn, Program Director of NAMI (National Alliance on Mental Illness), thanked the Board for their support of these agencies. The support the Board has given to the Access Center gives a lot of hope to the people in the community and this is an important thing. NAMI Linn County is a very small organization, and they try to help people with mental health issues and their families by offering support groups along with sponsoring public forums to try and draw awareness to this issue.

Adjournment at 10:13 a.m.

Respectfully submitted,

JOEL D. MILLER, Linn County Auditor
By: Amanda Hoy, Executive Assistant

APPROVED BY:

KIRSTEN RUNNING-MARQUARDT, Chairperson
Board of Supervisors