

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, OCTOBER 16, 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 Oct. 15, 2024 as printed.

Motion by Rogers seconded by Zumbach, to approve claims for accounts payable checks dated 10/16/24 #71015825 to 71015871 in the amount of \$126,571.66; and ACH in the amount of \$2,689,199.86; for a total of \$2,815,771.52.

Motion by Running-Marquardt, seconded by Rogers to approve Consent Agenda as follows:

Receive and place on file the Sheriff's Quarterly Report from April 1, through June 30, 2024, in the amount of \$754,518.

Receive and place on file the Auditor's Quarterly Report for the quarter ending Sept. 30, 2024, in the amount of \$2,741.57. The total Auditor transfer fees deposited by the Recorder with the County Treasurer are in the amount of \$11,355.

Resolution 2024-10-157

RESOLUTION APPROVING THE ARTICLES OF AGREEMENT CREATING THE MIDDLE IOWA WATERSHED MANAGEMENT AUTHORITY WHEREAS, in 2010, Iowa lawmakers passed legislation authorizing the creation of Watershed Management Authorities. WHEREAS, A Watershed Management Authority (WMA) is a mechanism for cities, counties, Soil and Water Conservation Districts (SWCDs) and stakeholders to cooperatively engage in watershed planning and management. WHEREAS, the County desires to enter into an Agreement that would establish a Watershed Management Authority within the Middle Iowa Watershed (Hydrologic Unit Code #07080206) to enable cooperation in watershed planning and improvements pursuant to Iowa Code Chapter 466B.23; and WHEREAS, Chapter 28E of the Code of Iowa provides the authority for public agencies to enter into agreements for their mutual advantage; and WHEREAS, this Agreement is made and entered into by the eligible political subdivisions within the Middle Iowa Watershed that adopt these Articles of Agreement; and NOW BE IT RESOLVED BY THE BOARD OF SUPERVISORS, IOWA that the Chair are hereby authorized to sign and execute the Articles of Agreement for the Middle Iowa Watershed Management Authority, a copy of which is attached hereto and incorporated herein by this reference; and BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LINN, IOWA that said Agreement is hereby approved as to form and content and is found to be in the best interest of the County, Iowa and the eligible political subdivisions that adopt these Articles of Agreement; and BE IT FURTHER RESOLVED BY THE BOARD OF SUPERVISORS OF LINN COUNTY that the Auditor is hereby authorized to file a copy of this Resolution and Agreement with the Secretary of State, as required by Chapter 28E, Iowa Code.

Resolution 2024-10-158

SALE OF SURPLUS EQUIPMENT WHEREAS, the Linn County Secondary Road Department is in possession of surplus equipment and vehicles that are of no further serviceable use to Linn County (See Attachment 1 – listing), and; WHEREAS, it has been determined that disposal of the surplus equipment and vehicles is in the best interest of Linn County; NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors this date met in lawful session and; authorized the Linn County Secondary Road Department to conduct an online auction of surplus equipment and vehicles at www.publicsurplus.com.

Resolution 2024-10-159

A Resolution approving Final Plat for OTTER CREEK ACRES FIRST ADDITION.

The following description is a summary of Resolution 2024-10-159 as passed and approved by the Linn County Board of Supervisors, effective October 16, 2024.

OTTER CREEK ACRES FIRST ADDITION (Case # PF24-0011) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and numbered lot 2, a subdivision of real estate located in the NW NE of Section 26, Township 84 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Otter Creek Acres First Addition in Linn County, Iowa, is a subdivision of the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4), the South Half of the South Half of the Northeast Quarter of the Northwest Quarter (S 1/2 S 1/2 NE 1/4 NW 1/4), and portions of the Southwest Quarter of the Northeast Quarter (SW 1/4 NE 1/4) and the Northwest Quarter of the Northeast Quarter (NW 1/4 NE 1/4) of Section Twenty-six

(26), Township Eighty-Four (84) North, Range Eight (8) West of the Fifth Principal Meridian, Linn County, Iowa as described on Exhibit "A" attached hereto 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, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Resolution 2024-10-160

A Resolution approving a Final Plat for HOLIGA'S FIRST ADDITION...

The following description is a summary of Resolution 2024-10-160 as passed and approved by Linn County Board of Supervisors, effective October 16, 2024.

HOLIGA'S FIRST ADDITION (Case # PF24-0006) to Linn County, Iowa, containing four (4) lots, numbered lots 1 and 2, lettered lot A and Outlot A has been filed for approval, a subdivision of real estate located in the SE 1/4 of Section 26, and the SW 1/4 of Section 25, Township 83 North, Range 5 West of the 5th P.M., Linn County, Iowa, described as follows:

BEGINNING AT THE SOUTHWEST CORNER OF SAID SECTION 25; THENCE SOUTH 88° 09' 12" WEST ALONG THE SOUTH LINE OF SAID SOUTHEAST 1/4, A DISTANCE OF 1,319.10 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SOUTHEAST 1/4; THENCE NORTH 1° 07' 34" WEST ALONG THE WEST LINE OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 AND THE WEST LINE OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SAID SECTION 26, A DISTANCE OF 1,552.98 FEET TO THE CENTERLINE OF LINN RIDGE ROAD; THENCE SOUTH 52° 37' 25" EAST ALONG SAID CENTERLINE, A DISTANCE OF 733.52 FEET; THENCE SOUTH 51° 26' 11" EAST ALONG SAID CENTERLINE, A DISTANCE OF 197.29 FEET; THENCE SOUTHEASTERLY ALONG SAID CENTERLINE AND A CURVE CONCAVE NORTHEASTERLY WHOSE RADIUS IS 1,184 FEET, WHOSE LENGTH IS 205.70 FEET AND WHOSE CHORD BEARS SOUTH 56° 24' 49" EAST, 205.44 FEET; THENCE SOUTH 61° 23' 26" EAST ALONG SAID CENTERLINE, A DISTANCE OF 217.05 FEET; THENCE SOUTH 62° 45' 10" EAST ALONG SAID CENTERLINE, A DISTANCE OF 366.88 FEET; THENCE SOUTH 64° 28' 51" EAST ALONG SAID CENTERLINE, A DISTANCE OF 583.72 FEET; THENCE SOUTH 65° 44' 45" EAST ALONG SAID CENTERLINE, A DISTANCE OF 180.22 FEET TO THE WEST RIGHT-OF-WAY LINE OF HIGHWAY NO. 1; THENCE SOUTH 0° 05' 11" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 194.32 FEET; THENCE SOUTH 31° 33' 47" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 16.13 FEET TO THE SOUTH LINE OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 25; THENCE SOUTH 88° 16' 47" WEST ALONG SAID SOUTH LINE, A DISTANCE OF 758.79 FEET TO THE POINT OF BEGINNING, CONTAINING 38.58 ACRES {1,680,476 S.F.} MORE OR LESS.

AND

OUTLOT "A" DESCRIBED AS FOLLOWS : COMMENCING AT THE SOUTH 1/4 CORNER OF SAID SECTION 25; THENCE SOUTH 88° 16' 47" WEST ALONG THE SOUTH LINE OF THE SOUTHWEST CORNER OF SAID SECTION 25, A DISTANCE OF 1,539.53 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF LINN RIDGE ROAD AND THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 88° 16' 47" WEST ALONG SAID SOUTH LINE, A DISTANCE OF 189.83 FEET TO THE EASTERLY RIGHT-OF-WAY LINE OF HWY 1; THENCE NORTH 67° 19' 01" EAST ALONG SAID EASTERLY RIGHT-OF-WAY LINE, A DISTANCE OF 115.36 FEET TO THE INTERSECTION OF SAID EASTERLY RIGHT-OF-WAY LINE AND THE SOUTHERLY RIGHT-OF-WAY LINE OF LINN RIDGE ROAD; THENCE SOUTH 65° 01' 57" EAST ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 91.90 FEET TO THE POINT OF BEGINNING, CONTAINING 0.01 ACRES {3,915 S.F.} MORE OR LESS.

PROPERTY SUBJECT TO ANY AND ALL EASEMENTS OF RECORD.

FOR THE PURPOSES OF THIS DESCRIPTION THE SOUTH LINE OF THE SOUTHEAST 1/4 OF SECTION 26 IS ASSUMED TO BEAR SOUTH 88° 09' 12" WEST.

FOR MORE 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, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Approve a purchase order PO669 in the amount of \$98,632 to Lynch Ford for two Ford F150 4x4 Crew Cab Trucks for the Secondary Road Department.

Approve a purchase order PO670 in the amount of \$140,586.80 to Wright Way Trailers for two mobile command trailers for the Linn County Emergency Management Agency.

Approve and authorize the chairperson to sign a Commercial Listing Contract, valid through June 30, 2025, between Scott Olson, Skogman Realty and Linn County to market the Fillmore Building located at 520 11th Street, NW, Cedar Rapids for a three percent sales commission.

Approve and authorize the Chair to sign a contract for DCAT4-25-026 Juvenile Court Services (JCS) Wrap Around Funds between Linn County Community Services and Juvenile Court Services for \$30,000 effective Nov. 1, 2024 through June 30, 2025.

Sara Bearrows, Budget Dir., presented and explained the fiscal year 2025 budget amendment requests.

Supervisor Rogers stated that the County Attorney had been seeking a position and asked if it was reflected in their carryover.

Bearrows responded that a position would be submitted as an Offer and if it were to be approved and they wanted to start the position early, it would be addressed in the Spring amendment.

Motion by Zumbach, seconded by Rogers to set a public hearing on the proposed FY 2025 amended budget for Nov. 6, 2024 at 10:00 a.m.

Heather Wagner, Exec. Dir., gave a presentation by the Eastern Iowa Arts Academy in support of their grant application for Fiscal Year 2025 Legacy & Community Attraction Fund which includes repurposing Arthur Elementary School.

Supervisor Rogers stated that he grew up near Arthur Elementary and it was the anchor of that community. He is glad that the Eastern Iowa Arts Academy saw a vision for the use of the school.

Supervisor Zumbach asked for prior financials.

Chairperson Running-Marquardt stated that she was very fortunate to go through the Academy and saw how they are making art available to kids regardless of income or abilities. She noted that there are examples of students struggling in traditional classroom settings and they are saving some lives. On a personal note, she stated that Wagner is an amazing artist and what she is doing for the community is outstanding. She encouraged Wagner to also consider applying for the Witwer Trust Grant.

Cara Hromidko, Board staff, presented a report on bids received and awarded for the 3rd Fire District generator grant project through the Community Development Block Grant-Derecho Recovery (CDBG-DR). The bid was awarded to Wapsi Current Electrical Service. This report was requested to be on file by East Central Iowa Council of Governments (ECICOG), noting that there is no action required by the Board.

Adjournment at 10:21 a.m.

Respectfully submitted,

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

APPROVED BY:

KIRSTEN RUNNING-MARQUARDT, Chairperson
Board of Supervisors