

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, NOVEMBER 20, 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 November 19, 2024 as printed.

Motion by Rogers, seconded by Zumbach to approve accounts payable checks dated 11/20/24 #71016125 to #71016178 in the amount of \$168,644.51; and ACH in the amount of \$1,100,678.27; for a total of \$1,269,322.78; voided checks in the amount of \$525.00.

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

Resolution 2024-11-177

A RESOLUTION ACCEPTING THE WORK COVERING THE LINN COUNTY
CORRECTIONAL CENTER VIDEO VISITATION REMODEL PROJECT

WHEREAS, Aspect, Inc. is the Project Architect ("Architect") for the Linn County Correctional Center Video Visitation Remodel Project ("Project"); and, WHEREAS, the Architect reviewed, found, and certifies to the Linn County Board of Supervisors ("Board") that to its best knowledge, information, and belief Unzeitig Construction Company ("Contractor") performed and substantially completed the work of the project in accordance with the terms of the contract documents for said Project. BE IT THEREFORE RESOLVED that the Board finds and determines that the Contractor completed the work of constructing the Project in accordance with the terms of the contract and hereby accepts and approves the work for said Project.

Approve and authorize the Chair to sign a contract with The Gazette for design, printing, and distribution services for the fiscal year 2024 Linn County Popular Annual Financial Report (PAFR) in the amount of \$6,350.

Approve and authorize the Chair to sign a quote between Linn County and D & N Fence Co., Inc. for a security interior fence at Hwy 13-Building #1 in the amount of \$21,522 paid with American Rescue Plan Act (ARPA) funds.

Approve and authorize the Chair to sign an amended contract between Linn County Community Services and State of Iowa Health and Human Services. The amended contract adds \$40,257 for services and the new contract total is \$951,692 with a term effective from April 1, 2024, through March 30, 2025.

Motion by Running-Marquardt, seconded by Zumbach to approve upon third and final Consideration Ordinance #7-11-2024 amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 107, Unified Development Code, relating to setbacks, administrative exceptions, and tiny houses as accessory dwelling units.

Luke Fischer, Facilities Mgr., presented a contract between Cedar Service Company and Linn County to remove and replace the flat roof at 2957 Hwy 13, an EMA building.

Motion by Zumbach, seconded by Rogers to authorize the Chair to sign a contract between Cedar Service Company and Linn County to remove and replace the flat roof at 2957 Hwy 13, an EMA building, for \$17,900 paid with American Rescue Plan Act (ARPA) funds.

Sonia Evans, Budget & Finance, presented six organizations to enter into memorandums of agreements for Linn County Opioid Settlement Funds Grant awards.

Motion by Rogers, seconded by Running-Marquardt to authorize the Chair to sign memorandums of agreement with the following organizations that are approved for Linn County Opioid Settlement Funds Grant awards: ASAC - \$188,000; Eastern IA Health Center - \$80,000; Friends of the Linn County Family Treatment Court - \$10,000; Hope CDA - \$44,397; Linn Co. Public Health - \$151,000; and Linn County Mental Health Access Center - \$25,000.

Darrin Gage, Dir. of Policy & Admin., presented and explained the two final Derecho related projects – Dows Rd. Barn and Secondary Road/Engineering Barn.

Sarah Coleman, Martin Gardner, presented preliminary estimates as follows: Dows Rd. - \$126,200 and Secondary Rd./Engineering - \$225,000.

Supervisor Zumbach questioned the cost for including ground matting and Coleman explained the importance of the ground being frozen and FEMA compliance.

Chairperson Running-Marquardt thanked staff for the enormous amount of time spent on these FEMA Derecho projects, noting that this is something to celebrate.

Motion by Zumbach, seconded by Rogers to adopt Resolution 2024-11-178

A RESOLUTION TO PROVIDE FOR A NOTICE OF PUBLIC HEARING ON THE PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR THE DOWS ROAD BARN DEMOLITION DERECHO PROJECT, AND FOR THE TAKING OF BIDS ON SAID PROJECT WHEREAS, in response to the August 10, 2020 derecho, it is proposed that the Linn County, Iowa Board of Supervisors (the "Board") authorize the demolition of the public improvement(s) as described in the proposed plans, specifications, and form of contract prepared by Martin Gardner Architecture (the "Project Architect"), which may be hereinafter referred to as the "Dows Road Barn Demolition Derecho Project", or the "Project"; and, WHEREAS, the proposed plans, specifications, form of contract, and estimated total cost for the project (the "Contract Documents") are on file with the Board; and, WHEREAS, it is necessary to set a time, and place for a public hearing on the Contract Documents, to publish a Notice of Public Hearing on the Contract Documents, and to advertise for sealed bids on the Project.

BE IT THEREFORE RESOLVED by the Board as follows: 1. The Board hereby approves the proposed contract documents referred to in this Resolution, as prepared by the Project Architect, in their preliminary form. 2. The Board hereby determines that the Project is necessary and desirable for Linn County (the "County") and finds that it is in the best interest of the County to proceed toward the construction of the Project. 3. The Board shall hold a public hearing on the proposed contract documents on December 16, 2024, at 10 o'clock am in the Formal Board Room of the Linn County Public Service Center located at 935 – 2nd Street SW, Cedar Rapids, Iowa, at which time any interested person may appear and file objections to the proposed Contract Documents, and, after hearing objections, the Board may proceed with approval of said Contract Documents. 4. The Board hereby authorizes and directs the publication of a notice of public hearing on the Contract Documents for the Project at least once, not less than four (4) nor more than twenty (20) days before the date of the hearing in one or more newspapers which meet the requirements of Iowa Code Section 618.14. 5. The Board hereby delegates to the Purchasing Director and/or his designee(s) the duty of receiving bids for the construction of the Project until 2 o'clock pm on December 13, 2024, at the Linn County Public Service Center in Cedar Rapids, Iowa. 6. The Board hereby sets December 16, 2024, at 10 o'clock am in the Formal Board Room of the Linn County Public Service Center as the time and place that the Board or its designee will open and announce the bids received for construction of the Project, and that the Board will consider said bids. 7. The Board hereby fixes the amount of the bid security to accompany each bid at five (5) percent of the amount of the bid. 8. The Board hereby authorizes and directs advertisement for sealed bids for the Project in accordance with Iowa Code Section 26.3.

Motion by Zumbach, seconded by Rogers to adopt Resolution 2024-11-179

A RESOLUTION TO PROVIDE FOR A NOTICE OF PUBLIC HEARING ON THE PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST FOR THE SECONDARY ROAD/ENGINEERING BARN DEMOLITION DERECHO PROJECT, AND FOR THE TAKING OF BIDS ON SAID PROJECT WHEREAS, in response to the August 10, 2020 derecho, it is proposed that the Linn County, Iowa Board of Supervisors (the "Board") authorize the demolition of the public improvement(s) as described in the proposed plans, specifications, and form of contract prepared by Martin Gardner Architecture (the "Project Architect"), which may be hereinafter referred to as the "Secondary Road/Engineering Barn Demolition Derecho Project", or the "Project"; and, WHEREAS, the proposed plans, specifications, form of contract, and estimated total cost for the project (the "Contract Documents") are on file with the Board; and, WHEREAS, it is necessary to set a time, and place for a public hearing on the Contract Documents, to publish a Notice of Public Hearing on the Contract Documents, and to advertise for sealed bids on the Project. BE IT THEREFORE RESOLVED by the Board as follows: 1. The Board hereby approves the proposed contract documents referred to in this Resolution, as prepared by the Project Architect, in their preliminary form. 2. The Board hereby determines that the Project is necessary and desirable for Linn County (the "County") and finds that it is in the best interest of the County to proceed toward the construction of the Project. 3. The Board shall hold a public hearing on the proposed contract documents on December 16, 2024, at 10 o'clock am in the Formal Board Room of the Linn County Public Service Center located at 935 – 2nd Street SW, Cedar Rapids, Iowa, at which time any interested person may appear and file objections to the proposed Contract Documents, and, after hearing objections, the Board may proceed with approval of said Contract Documents. 4. The Board hereby authorizes and directs the publication of a notice of public hearing on the Contract Documents for the Project at least once, not less than four (4) nor more than twenty (20) days before the date of the hearing in one or more newspapers which meet the requirements of Iowa Code Section 618.14. 5. The Board hereby delegates to the Purchasing Director and/or his designee(s) the duty of receiving bids for the construction of the Project until 2 o'clock pm on December 13, 2024, at the Linn County Public Service Center in Cedar Rapids, Iowa. 6. The Board hereby sets December 16, 2024, at 10 o'clock am in the Formal Board Room of the Linn County Public Service Center as the time and place that the Board or its designee will open and announce the bids received for construction of the Project, and that the Board will consider said bids. 7. The Board hereby fixes the amount of the bid security to accompany each bid at five (5) percent of the amount of the bid. 8. The Board hereby authorizes and directs advertisement for sealed bids for the Project in accordance with Iowa Code Section 26.3.

Dennis Goemaat, Conservation Dir., presented and explained a Resolution setting a public hearing to grant an easement to Alliant for an underground electric line.

Motion by Running-Marquardt, seconded by Rogers to adopt Resolution 2024-11-180

SET PUBLIC HEARING TO DISPOSE OF INTEREST IN REAL PROPERTY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under the authority of §331.361, Code of Iowa, to dispose of the right, title, interest, estate, and claim of Linn County, Iowa, in real property, and WHEREAS, Notice is Hereby Given: That there is now on file in the Linn County Conservation Department at 10260 Morris Hills Road an underground electric line easement agreement between Linn County and Interstate Power and Light Company, an Iowa Corporation for the grant of an easement with respect to property legally described as:

Parcel A and Parcel B of the SW ¼ and SE ¼ of Section 28, Township 83 North, Range 6 West of the 5th P.M., Linn County, Iowa, pursuant to that Plat of Survey #2373 recorded December 2, 2019, with the Linn County Recorder in Book 10518 at page 681-682, subject to easements and restrictions of record, *As described in Quit Claim Deed filed as Book 10898, Page 286, in the Office of the Recorder, Linn County, Iowa.* WHEREAS, Interstate Power and Light Company, an Iowa Corporation, desires an easement with respect to the above described real estate for purposes of underground electric line placement, as described in attached as Exhibit A, and NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, this date met in lawful session that a public hearing shall be held for the purpose of determining whether Linn County, Iowa, will vacate all interest Linn County, Iowa, may have in the above-described real estate. BE IT FURTHER RESOLVED THAT the Board of Supervisors, Linn County, Iowa, this date met in lawful session that a public hearing shall be held for the purpose of determining whether Linn County, Iowa, will grant the above easement. BE IT FURTHER RESOLVED that said hearing shall be held December 11, 2024, at 10:00 am, in the formal Board Room on the lower level of the Jean Oxley Linn County Public Service Center, 935 2nd St SW, Cedar Rapids, Iowa, for the above stated purpose and that notice of the time and place of said public hearing shall be published in accordance with §331.305, Code of Iowa.

Adjournment at 10:12 a.m.

Respectfully submitted,

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

APPROVED BY:

KIRSTEN RUNNING-MARQUARDT, Chairperson
Board of Supervisors