

LINN COUNTY BOARD OF SUPERVISORS  
CEDAR RAPIDS, LINN COUNTY, IOWA  
WEDNESDAY, MARCH 5, 2025 10:00 A.M.

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

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

Motion by Rogers, seconded by Running-Marquardt to approve accounts payable checks dated 3/5/25 #71017128 to 71017211 in the amount of \$561,162.16; and ACH in the amount of \$1,765,010.25; for a total of \$2,326,172.41.

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

Resolution 2025-3-30

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the M-ROADSIDE SPRAYING(25), hereafter referred to as "the project" is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as roadside herbicide spraying; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Linn County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and IT IS THEREFORE RESOLVED by Board to accept the bid from B & W Control Specialist Inc. in the amount of \$22,699.87 and awards the associated contract(s) to the same; BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Linn County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Bradley J. Ketels, Garret A. Reddish, or Curtis A. Logan, the County Engineer or Assistant County Engineer for Linn County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Resolution 2025-3-31

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the M-ROADSIDE CUTTING(25), hereafter referred to as "the project" is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as roadside tree cutting and herbicide treatment at various locations; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Linn County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and IT IS THEREFORE RESOLVED by Board to accept the bid from DKW Tree Service, LLC in the amount of \$35,000.01 and awards the associated contract(s) to the same; BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Linn County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Bradley J. Ketels, Garret A. Reddish, or Curtis A. Logan, the County Engineer or Assistant County Engineer for Linn County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Resolution 2025-3-32

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the M-GUARDRAIL(25), hereafter referred to as "the project" is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as installation of cable guardrail in Waubeek along the Wapsipicon River; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Linn County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and IT IS THEREFORE RESOLVED by Board to accept the bid from Dave Gryp Construction, Inc in the amount of \$31,480.00 and awards the associated contract(s) to the same;

BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Linn County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Bradley J. Ketels, Garret A. Reddish, or Curtis A. Logan, the County Engineer or Assistant County Engineer for Linn County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Resolution 2025-3-33

WHEREAS, the Board of Supervisors, hereafter referred to as "the Board", believes the M-CRACK SEALING(25), hereafter referred to as "the project" is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as Portland Cement Concrete (PCC) and Hot Mix Asphalt (HMA) crack filling and sealing at various locations; and WHEREAS, the Board has sought appropriate professional guidance for the concept and planning for the project and followed the steps as required by the Code of Iowa for notifications, hearings, and bidding/letting; and WHEREAS, The Board finds this resolution appropriate and necessary to protect, preserve, and improve the rights, privileges, property, peace, safety, health, welfare, comfort, and convenience of Linn County and its citizens, all as provided for in and permitted by section 331.301 of the Code of Iowa; and IT IS THEREFORE RESOLVED by Board to accept the bid from Manatt's Inc in the amount of \$136,892.60 and awards the associated contract(s) to the same; BE IT FURTHER RESOLVED that all other resolutions or parts of resolutions in conflict with this resolution are hereby repealed. If any part of this resolution is adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the resolution or action of The Board as a whole or any part thereof not adjudged invalid or unconstitutional. This resolution shall be in full force and effect from and after the date of its approval as provided by law; and BE IT FURTHER RESOLVED by the Board of Supervisors of Linn County, Iowa, that after receiving the necessary contract documents, including but not limited to, the contractor's bond and certificate of insurance, Bradley J. Ketels, Garret A. Reddish, or Curtis A. Logan, the County Engineer or Assistant County Engineer for Linn County, Iowa, be and is hereby designated, authorized, and empowered on behalf of the Board of Supervisors of said County to execute the contracts in connection with the afore awarded construction project let through the DOT for this county.

Resolution 2025-3-34

SET PUBLIC HEARING TO VACATE EXCESS RIGHT-OF-WAY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under the authority of §306, Code of Iowa, to vacate all interest of Linn County, Iowa, in real property, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, shall vacate the right-of-way described as:  
LEGAL DESCRIPTION

A portion of the NW 1/4 NW 1/4, Section 30, T. 85N., R. 07W. of the 5th P.M., Linn County, Iowa described as follows: All of Cummings Ford Road located in said NW 1/4 NW 1/4. Said vacated area = 19,438 sf or 0.45 acres.

and 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 parcel of right-of-way.

BE IT FURTHER RESOLVED that said hearing shall be held on Monday, March 24, 2025, at 10:00am, 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.

Resolution 2025-3-35

SET PUBLIC HEARING TO VACATE EXCESS RIGHT-OF-WAY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under the authority of §306, Code of Iowa, to vacate all interest of Linn County, Iowa, in real property, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, shall vacate the right-of-way described as:  
LEGAL DESCRIPTION

A portion of the NE 1/4 NW 1/4, Section 30, T. 85N., R. 07W. of the 5th P.M., Linn County, Iowa described as follows: The NW 475 feet of Cummings Ford Road located in said NE 1/4 NW 1/4. Said vacated area = 31,363 sf or 0.72 acres.

and 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 parcel of right-of-way.

BE IT FURTHER RESOLVED that said hearing shall be held on Monday, March 24, 2025, at 10:00am, 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.

Resolution 2025-3-36

A RESOLUTION APPROVING PETITIONS FOR THE SUSPENSION OF THE COLLECTION OF FISCAL YEAR 2025/ASSESSMENT YEAR 2023 PROPERTY TAXES

WHEREAS, the Linn County Board of Supervisors is this day presented with properly filed, duly sworn petitions for the suspension of the collection of property taxes and/or special assessments pursuant to Iowa Code Section 427.8; and WHEREAS, the properties for which the assessments against the Petitioners are made lie within Linn County, Iowa; and WHEREAS, the Petitioners are unable to contribute to the public revenue by reason of age, infirmity, or both. BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors, this date met in lawful session, that the attached petitions are approved for the Petitioners, parcels, and tax years described as follows:

PETITIONER PARCEL # TAX YEARS SPECIAL #

Merck, Maynard 14153-81014-00000 2025

BE IT FURTHER RESOLVED the Linn County Board of Supervisors orders the Linn County Treasurer to suspend the collection of the property taxes assessed against the Petitioners or the Petitioner's estates, for the parcels listed above for the tax years as indicated.

Resolution 2025-3-37

APPROVING A PROPERTY USE REQUEST FOR PERMISSION TO UTILIZE THE LINN COUNTY COURTHOUSE FOR THE PURPOSE OF CONDUCTING MOCK TRIALS

WHEREAS, Linn Mar Community School District, Strategic Partnerships Coordinator, has requested permission to use courtrooms at the Linn County Courthouse, for the purpose of conducting a Mock Trial on Monday, May 19, 2025, and; WHEREAS, the Linn County Attorney's Office, Linn County Sheriff's Office, Linn County Facilities Department, Linn County Risk Management Department and the State of Iowa Court Administrator have recommended approval of this request, BE IT THEREFORE RESOLVED by the Board of Supervisors of Linn County, Iowa, that the above request is herewith approved subject to the following conditions:

1. The personnel sponsoring the Mock Trial will follow the direction as given by the Linn County employees. 2. The personnel sponsoring the Mock Trial will be responsible for seeing that all courtroom furniture and items are returned to the same place they were before the Mock Trial started. 3. The personnel sponsoring the Mock Trial will oversee the proper conduct of the event. 4. The applicant will accept the appropriate Linn County issued fee(s) associated with the cleaning of the facility following the event.

Resolution 2025-3-38

A RESOLUTION ACCEPTING WORK COVERING THE LINN COUNTY CORRECTIONAL CENTER ISOLATION CELL BUILDOUT PROJECT

WHEREAS, Aspect, Inc. is the Project Architect ("Architect") for the Linn County Correctional Center Isolation Cell Buildout 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 Garling Construction, Inc. ("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, the Board hereby accepts and approves the work, and the chairperson is authorized to execute the Certificate of Substantial Completion for said Project.

Approve and authorize the Chair to sign a Partial Acquisition Contract by and between Linn County, Iowa and Jeffrey and Brenda Krause, in the amount of \$892.08 for right-of-way acquired in connection with Linn County's project No. FM-TSF-C057(169)--5B-57 for the roundabout at Ellis Road.

Approve and authorize the Chair to sign a Temporary Construction Easement between Linn County and S2 Construction LLC, for tree removal related to the Bertram Road Water Main Extension project, located at 1501 and 1505 Bertram Road SE, Cedar Rapids, Iowa.

Approve purchase order PO725 in the amount of \$8,741 to CR Signs & Lighting Inc. for a kiosk to be installed at Wanatee Park for the Historic Preservation Committee.

Approve and authorize the Chair to sign the Vacancy Form request for a full-time Accounting Analyst for Conservation.

Set a public hearing date of April 2, 2025, at 9:30 a.m. for the fiscal year 2026 budget statement Hearing.

Jerad Kelley, Eng. Oper. Supt., presented and explained the updated Tree and Brush Control in Secondary Road Right-of-Way Policy OP-029. This is a breakdown of how they handle and manage trees and brush in the county's right-of-way. They refer to this policy when speaking to residents, noting that it is better to spell out how they plan to manage their right of way.

Discussion continued regarding finding language that better explains the process noting that Secondary Road's intention is not to bill residents.

Supervisors Meisheid and Running-Marquardt asked for more time to review noting their concerns regarding language pertaining to residents financial responsibility.

Brad Ketels, County Engineer, stated that the idea of the policy is something more formal by putting the process and procedures in writing in case they are questioned. There is no real change in it, and they go deeper than what the Iowa Code requires. Their approach is to be more proactive than reactive, especially addressing safety concerns. The intent is not to invoice or change anyone.

Supervisor Running-Marquardt stated that she drove county roads to get to work today in the snowstorm and noted her appreciation for those workers clearing roads.

Brad Wylam, Planning & Development, stated that there have been no oral or written objections to the proposed Ordinance rezoning property from Seasonal Cabin and Recreation Overlay to AG since it was presented on Monday.

Motion by Running-Marquardt, seconded by Rogers to approve upon second consideration a request to rezone approximately 91 acres located at 1017 Lnenicka Lane, Cedar Rapids, Iowa, from Seasonal Cabin and Recreation Overlay - Agricultural (REC-AG) to Agricultural (AG).

Public Comment: Supervisor Rogers stated that House Study Bill 286 addresses the homeless. He recommends that they ask the county's lobbyists to oppose the bill. He will notify Darrin Gage to notify the lobbyists.

Supervisor Running-Marquardt stated that House Study Bill 187 regarding immigration enforcement has been pulled for now.

Motion by Running-Marquardt, seconded by Rogers to appoint Jordan Uthoff as a trustee for College Township, term ending 01/01/2029

Adjournment at 10:21 a.m.

Respectfully submitted,

TODD E. TAYLOR, Linn County Auditor  
By: Amanda Brown, Deputy Auditor

APPROVED BY:

BRANDY Z. MEISHEID, Chairperson  
Board of Supervisors