

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, AUGUST 20, 2025 10:00 A.M.

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

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

Motion by Running-Marquardt, seconded by Scheetz to approve claims for accounts payable checks dated 8/20/25 #71018768 to 71018817 in the amount of \$270,348.81; and ACH in the amount of \$4,226,569.28; for a total of \$4,496,918.09 and to approve voids totaling \$900.00.

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

Resolution 2025-8-125

RESOLUTION APPROVING APPOINTMENT OF ASSISTANT LINN COUNTY ATTORNEY

WHEREAS, pursuant to Section 331.903(1), Code of Iowa, Nick Maybanks, Linn County Attorney, has submitted to the Board of Supervisors, Linn County, Iowa, for approval of Elyse A. Weilbrenner, for appointment as Assistant Linn County Attorney, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, finds Elyse A. Weilbrenner to be qualified to serve as Assistant Linn County Attorney and that the appointment of Elyse A. Weilbrenner will not exceed the number of assistants authorized for the Linn County Attorney's Office by the Board of Supervisors, Linn County, Iowa.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, that the appointment of Elyse A. Weilbrenner as Assistant Linn County Attorney by Nick Maybanks, Linn County Attorney, is hereby approved.

Resolution 2025-8-126

RESOLUTION APPROVING APPOINTMENT OF ASSISTANT LINN COUNTY ATTORNEY

WHEREAS, pursuant to Section 331.903(1), Code of Iowa, Nick Maybanks, Linn County Attorney, has submitted to the Board of Supervisors, Linn County, Iowa, for approval of Johnathan Melvin, for appointment as Assistant Linn County Attorney, and

WHEREAS, the Board of Supervisors, Linn County, Iowa, finds Johnathan Melvin to be qualified to serve as Assistant Linn County Attorney and that the appointment of Johnathan Melvin will not exceed the number of assistants authorized for the Linn County Attorney's Office by the Board of Supervisors, Linn County, Iowa.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, that the appointment of Johnathan Melvin as Assistant Linn County Attorney by Nick Maybanks, Linn County Attorney, is hereby approved.

Resolution 2025-8-127

A Resolution approving a Final Plat for TOOMSEN ADDITION.

The following description is a summary of Resolution No. 2025-8-127 as passed and approved by Linn County Board of Supervisors, effective August 20, 2025.

TOOMSEN ADDITION (Case # PF25-0006) to Linn County, Iowa, containing one (1) lots, numbered lot 1 has been filed for approval, a subdivision of real estate located in the SE NE 26-85-08 of Section 26, Township 85 North, Range 08 West of the 5th P.M., Linn County, Iowa, described as follows:

TOOMSEN ADDITION TO LINN COUNTY, IOWA, is a subdivision replat of Lot 3, Boyles First Addition to Linn County, Iowa, and Parcel A, Plat of Survey No. 2754 recorded July 17, 2023 in Volume 11521, Page 75638, being part of Lot 2, Boyles First Addition to Linn County, Iowa

Said Parcel contains 1.35 acres, subject to easements and restrictions of record.

For a more definite location and description, reference is made to a Final Plat 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, 7:30 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Resolution 2025-8-128

A Resolution approving a Residential Parcel Split for CRESS THIRD ADDITION.

The following description is a summary of Resolution No. 2025-8-128 as passed and approved by Linn County Board of Supervisors, effective August 20, 2025.

CRESS THIRD ADDITION (Case # PPS25-0007) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A has been filed for approval, a subdivision of real estate located in the NW SE 04-85-08 of Section 04, Township 85 North, Range 08 West of the 5th P.M., Linn County, Iowa, described as follows:

Commencing at the Southwest Corner of the Northwest Quarter of the Southeast Quarter of Section 4, Township 85 North, Range 8 West of the Fifth Principal Meridian; thence N0°02'54"E along the west line of said Southeast Quarter, 660.50 feet to the point of beginning; thence continuing N0°02'54"E along said west line, 263.99 feet; thence S89°36'37"E, 369.74 feet; thence S1°34'15"E, 264.14 feet; thence N89°36'37"W, 377.20 feet to the point of beginning.

Said parcel contains 2.26 acres, subject to easements and restrictions of record.

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 2025-8-129

A Resolution approving a Final Plat for JZ PROPERTIES FIRST ADDITION.

The following description is a summary of Resolution No. 2025-8-129 as passed and approved by Linn County Board of Supervisors, effective August 20, 2025.

JZ PROPERTIES FIRST ADDITION (Case # PF25-0008) to Linn County, Iowa, containing three (3) lots, numbered lot 1, lettered lot A and Outlot A has been filed for approval, a subdivision of real estate located in Section 22, Township 83 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Beginning at the SW Corner of Lot 2, S. Larson First Addition to Linn County, Iowa;

thence N89°28'09"E along the south line of said Lot 2, 160.68 feet;

thence N89°31'17"E along the south line of Lot 3, said S. Larson First Addition, 289.99 feet; thence N89°30'30"E, 50.07 feet to the east line of said SE ¼ NE ¼;

thence S00°55'13"E along said east line, 100.00 feet;

thence S89°30'16"W along the south line of said Parcel A and its E-ly extension, 499.83 feet to the SW corner of said Parcel A;

thence N01°26'15"W, 100.00 feet to the Point of Beginning, containing 1.15 acres which includes 0.08 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, 7:30 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Approve and authorize the Chair to sign a Joint Funding Agreement between the US Geological Survey, United States Department of the Interior, and Linn County for a Linn County contribution of \$3,660 in federal fiscal year 2026 for the continuing support, operation, and maintenance of a stream gaging station on the Cedar River at Blairs Ferry Road in Palo, Iowa.

Approve and authorize the Chair to sign an amendment to the Provider and Program Participation Agreement for Substance Abuse Commitments between Linn County and Mercy Medical Center, effective July 1, 2025, through June 30, 2026.

Approve and authorize Chair to sign Iowa Department of Transportation (IDOT) Federal-aid Agreement for a County Highway Bridge Program Project, project no. BROS-C057(180)--8J-57, bridge replacement project on Red Bridge Road over Buffalo Creek.

Approve and authorize the Chair to sign a Service Agreement Renewal between Hands Up Communications and Linn County Community Services – Ryan White Program, for the period of April 1, 2025, through March 31, 2026, to provide interpretation services for program clients.

Approve and authorize the Chair to sign Amendment No. 1 to the Contract for Community Development Block Grant Disaster Recovery (CDBG-DR) Services between East Central Iowa Council of Governments (ECICOG) and Linn County, to extend grant performance period and allocate additional project delivery funding for a grant related to new housing.

Approve purchase order PO798 for linseed oil to Construction Materials Inc in the amount of \$7,920 for the Secondary Road Department.

Motion by Running-Marquardt, seconded by Meisheid to amend the resolution to a Resolution Dedicating the Linn County Secondary Road Headquarters in honor of Louis J. Zumbach and changing paragraph 4 in the resolution to the Linn County Board of Supervisors hereby dedicates the Engineering and Secondary Road Headquarters under construction on County Home Road, Marion, Iowa in honor of Louis J. Zumbach in recognition of his service and contributions, and orders that a commemorative plaque be installed at the building entrance to reflect this dedication.

Discussion: Supervisor Running-Marquardt stated that Louis Zumbach worked really hard to move ARPA dollars at the county and pushed for those monies to go to infrastructure for water and sewer for small communities and the Secondary Roads building on County Home Rd. Zumbach worked with Finance and Budget and Secondary Roads to earmark the remaining dollars through LOST funds, the sale of some property and a couple other ways. It was a tough period trying to get the water main line from Marion that was critical for this new building as well as EMA and Conservation buildings. Linn County had employees working in a facility that was not up to par for how much those county employees are respected and it was not deserving of how employees should be treated. They are excited for this new building and it would not have happened without Supervisor Zumbach. She feels that this is a good thing to dedicate and have the commemorative plaque inside the building for Zumbach. Running-Marquardt has Board support with this amendment and looks forward to opening day as well as the county employees getting to enjoy this new building and working in a more fitting environment.

Supervisor Meisheid thanked Running-Marquardt for her comments. She believes that Supervisor Zumbach worked hard to not only solve problems but to figure out fair balance funding options and

collaborate with groups like the Solid Waste Agency in Marion. Meisheid is extremely proud of the work Zumbach has done for Linn County and for eastern Iowa and rural Iowans.

Motion by Running-Marquardt, seconded by Meisheid to adopt Resolution 2025-8-130 as amended.
A RESOLUTION DEDICATING THE LINN COUNTY SECONDARY ROAD HEADQUARTERS
IN HONOR OF LOUIS J. ZUMBACH

WHEREAS, Louis J. Zumbach served the people of Linn County, Iowa with distinction from 2017 to 2024 in the Iowa House of Representatives and on the Linn County Board of Supervisors; and
WHEREAS, during his service on the Board of Supervisors, Louis strongly advocated for the development of a new Engineering and Secondary Road facility to enhance operational efficiency and provide employees with the modern tools, equipment, and resources needed to continue to deliver high-quality, effective, and efficient public services; and

WHEREAS, the new facility represents a forward-looking investment that fulfills a long-term vision to provide even better services for everyone who travels Linn County's secondary roads.

NOW, THEREFORE, BE IT RESOLVED that the Linn County Board of Supervisors hereby dedicates the Engineering and Secondary Road Headquarters under construction on County Home Road, Marion, Iowa in honor of Louis J. Zumbach in recognition of his service and contributions, and orders that a commemorative plaque be installed at the building entrance to reflect this dedication.

VOTE: Running-Marquardt & Scheetz – Aye Meisheid - Abstain

Garret Reddish, Asst. County Engineer, discussed the amended and restated 28E Agreement between the City of Cedar Rapids, Iowa, the City of Marion, Iowa, the City of Hiawatha, Iowa, the City of Robins, Iowa, and the County of Linn, Iowa, Regarding the Planning, Construction, and Maintenance Participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program. This is a multi-jurisdictional agreement with cost sharing and oversight of this sewer line that will eventually need to be upsized. The agreement was rewritten to allow all agencies to work together informally. There are 20 sections of sewer line and Linn County only has cost sharing with 1 at a rate of .33% so the cost sharing is minimal.

Discussion continued regarding the length of time before the upgrade is needed, and the segments involved.

Supervisor Meisheid clarified that the agreement is a change from a board type structuring to a joint effort which is a basic change and expressed her appreciation to Reddish for the explanation.

Motion by Meisheid, seconded by Running-Marquardt to adopt Resolution 2025-8-131 to Approve an Amended and Restated 28E Agreement between the City of Cedar Rapids, Iowa, the City of Marion, Iowa, the City of Hiawatha, Iowa, the City of Robins, Iowa, and the County of Linn, Iowa, Regarding the Planning, Construction, and Maintenance Participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program and Authorizing the Execution of Said 28E Agreement.

WHEREAS, the City of Marion, Iowa and the City of Robins, Iowa seek to share building department services and inspection services on an as needed basis;

WHEREAS, the City of Marion, Iowa and the City of Robins, Iowa have come to an agreement concerning the terms of an agreement pursuant to Iowa Code Chapter 28E titled "Amended and Restated 28E Agreement Between the City of Cedar Rapids, Iowa (Cedar Rapids), the City of Marion, Iowa (Marion), the City of Hiawatha, Iowa (Hiawatha), the City of Robins, Iowa (Robins), and the County of Linn, Iowa (Linn County) Regarding the Planning, Construction, and Maintenance Participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program"; and

WHEREAS, the parties previously entered into an agreement entitled "28E Agreement Between the City of Cedar Rapids, Iowa (Cedar Rapids), the City of Marion, Iowa (Marion), the City of Hiawatha, Iowa (Hiawatha), the City of Robins, Iowa (Robins), and the County of Linn, Iowa (Linn County) Regarding the planning, construction, and maintenance participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program" dated January 11, 2007, ("Original Agreement"); and

WHEREAS, the parties have also agreed to "Amendment No. I" to the Original Agreement dated August 8, 2008; and

WHEREAS, the parties have also agreed to two agreements pursuant to Iowa Code Chapter 28E dated August 8, 2008, and June 13, 2016, respectively, providing for the construction of Segments 2, 7, and 11 to the Indian Creek and Dry Run Creek Sanitary Sewer System Program; and

WHEREAS, the parties intend that this Agreement will incorporate the remaining terms from the Original Agreement and any amendments will provide updates to the exhibits to the Original Agreement, and make other administrative changes.

WHEREAS, pursuant to Iowa Code section 28E.4, the Robins City Council must approve the terms of the 28E Agreement by Resolution.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Linn County, Iowa, that the Board of Supervisors is authorized to sign the "Amended and Restated 28E Agreement Between the City of Cedar Rapids, Iowa (Cedar Rapids), the City of Marion Iowa (Marion), the City of Hiawatha, Iowa (Hiawatha), the City of Robins, Iowa (Robins), and the County of Linn, Iowa (Linn County) Regarding the Planning, Construction, and Maintenance Participation for the Indian Creek and Dry Run Creek Sanitary Sewer System Program" and enter into this agreement on behalf of the County of Linn, Iowa.

Supervisor Meisheid shared feedback she has received regarding the status of the proposed nuclear ordinance. Constituents have reached out to her about a timeline and questioned why it was taking so long. She wants the public to know when they can come forward and state publicly before the meeting takes place.

Charlie Nichols, Planning & Development Dir., gave an update on the status of the proposed nuclear ordinance timeline and procedures. The process is a little behind due to the availability of all 3 Supervisors. They have also done some additional research before being brought in front of the Board. The 1st reading of the ordinance is August 25th at 10 a.m., the 2nd reading is August 27th at 10 a.m. and the third and final reading is September 3rd at 10 a.m. There were public comments at the Planning & Zoning Commission meeting. Nichols is also taking public comments through a news flash that was sent out to the public.

Supervisor Running-Marquardt shared the process of using Linn County's website to find the nuclear power ordinance webpage and provided Nichol's email (Charlie.Nichols@linncountyiowa.gov).

Mike Tertinger, Planning & Development, discussed a resolution approving a Temporary Use Case PTU25-0007, for a materials storage and laydown yard at 5608 76th Ave, Fairfax, IA 52228. No feedback has been received since it was presented at Monday's meeting.

Supervisor Running-Marquardt stated that this temporary use resolution relates to the construction of the data centers and other work that people are doing. They are also working with the same companies to ensure the county has a road use agreement signed.

Supervisor Meisheid stated that there is a lot of juggling pertaining to this and she appreciates being able to review in depth.

Motion by Meisheid, seconded by Running-Marquardt to adopt Resolution 2025-8-132
A Resolution approving a Temporary Use Case PTU25-0007, for a materials storage and laydown yard at 5608 76th Ave, Fairfax, IA 52228.

The following description is a summary of Resolution No. 2025-8-132 as passed and approved by Linn County Board of Supervisors, effective August 18, 2025, described as follows:

The materials storage and laydown yard will be operated at 5608 76th Ave, Fairfax, Iowa until December 31, 2025.

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. Tertinger – no feedback.

Motion by Meisheid, seconded by Running-Marquardt to approve upon third and final consideration Ordinance 5-8-2025, a request to rezone 1.03 acres located at 1212 Stoney Point Road, Cedar Rapids, Iowa, from Rural Residential One-Acre (RR1) to Urban Services Residential (USR).

Erin Foster, Mental Health Access Center Dir., presented the Linn County Mental Health Access Center FY26 Quarter 4 Report including Behavioral Health Realignment, law enforcement referrals and EMS referrals, and feedback they have received after patients are discharged.

Supervisor Scheetz thanked Foster and her team for all their work. He expressed his sincere appreciation and gratitude trying to grow and expand the Access Center.

Supervisor Running-Marquardt highlighted that people could be taking their lives, and it means something that the Access Center is available for those during a crisis. The Access Center is open 24/7 regardless of insurance and the ability to pay. She thanked Foster for her hard work noting that Running-Marquardt has some suggestions on the upcoming amendments.

Supervisor Meisheid echoed comments from Running-Marquardt and Scheetz. She thanked Foster and her team for all they do. The entire Board is grateful for them.

Jessie Black, Admin. Specialist, presented the Economic and Community Development Fund grant requests and the Board's individual votes noting that they received twice the applications they normally do.

Motion by Meisheid, seconded by Running-Marquardt to approve Economic and Community Development Fund grant allocations for fiscal year 2026 as follows: Ely Fire Dept. - \$16,000.00; Camp Wapsie - \$5,000.00; Hawkeye Downs - \$5,000.00; Linn County 3rd Fire District (Priority #2) - \$6,000.00; Marion Public Library - \$4,000.00; Matthew 25 - \$8,000.00; Together We Achieve - \$5,000.00; African American Museum of Iowa - \$5,000.00; Boys & Girls Club - \$5,000.00; Cedar Amateur Astronomers (CAA) - \$7,000.00; Eastern Iowa Health Center - \$5,000.00; Hiawatha Economic Development Corp. (HEDCO) - \$5,000.00; National Czech & Slovak Museum & Library - \$3,500.00; NewBo City Market - \$2,500.00; Pleasant Grove Heritage Park - \$7,000.00; Save CR Heritage - \$5,500.00 and Tanager Place - \$5,500.00.

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Rhonda Betsworth, Deputy Auditor, and Barbara Nemeth, Auditor's Office, presented the 2025 Homestead and Military Allowances and Disallowances. The Assessor's will send letters to allow for objections.

Supervisor Running-Marquardt questioned when the letters would be sent and asked for clarification of those who do not qualify.

Tracy DeJong, Deputy Assessor, explained the various types of disallowances.

Discussion continued regarding the appeal process and the 20-day window to file for an appeal.

Supervisor Running-Marquardt asked to review a letter before they are mailed out.

Motion by Meisheid, seconded by Running-Marquardt to approve the 2025 Homestead and Military Allowances and Disallowances.

Adjournment at 10:52 a.m.

Respectfully submitted,

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

Approved by:

BRANDY Z. MEISHEID, Chairperson
Board of Supervisors