

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, NOVEMBER 30, 2022 11:00 A.M.

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

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

Motion by Rogers, seconded by Walker to approve Consent Agenda as follows:

Resolution 2022-11-181 Linn County and City of Central City Agreement
For Rental Housing and Property Maintenance Inspections

WHEREAS, the Board of Supervisors, Linn County, Iowa, pursuant to Iowa Code Chapter 28E, proposes that Linn County enter into an agreement with the City of Central City, Iowa under the title *Linn County and City of Central City Agreement for Rental Housing and Property Maintenance Inspections*, and AND WHEREAS, the purpose for such agreement is to provide for the administration of the property maintenance and housing codes of the City of Central City by Linn County in order to protect the public health, safety, and welfare, and AND WHEREAS, such agreement is in the best interests of Linn County and the City of Central City, and NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, that Linn County, Iowa will join pursuant to Iowa Code Chapter 28E, with the City of Central City, Iowa into an agreement entitled *Linn County and City of Central City Agreement for Rental Housing and Property Maintenance Inspections*.

Resolution 2022-11-182

A RESOLUTION ABATING PROPERTY TAXES DETERMINED IMPRACTICAL TO COLLECT

WHEREAS, the Linn County Finance Director recommends that, based on a review of delinquent taxes by the County Treasurer, tax assessments that are unlikely to be collected should be removed from outstanding delinquent taxes in the County's property tax system; and WHEREAS, the Board of Supervisors is empowered pursuant to 445.16, Code of Iowa, to abate taxes on the recommendation of the Treasurer, and WHEREAS, the Board of Supervisors has received a written recommendation from the Treasurer that certain tax amounts currently outstanding are impractical to pursue for collection through available remedies due to the age of the assessment, the removal, destruction, or other loss of the assessed property, the acquisition of real property by governmental bodies, etc. and WHEREAS, the Treasurer has provided descriptions of assessments which should be abated, and which are set out in supporting documents to this resolution. NOW, BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors, Linn County, Iowa, this date met in lawful session, that the taxes assessed against the real property listed in Exhibits A and B, attached hereto and made part of this resolution, in the total amount of \$25,699.08 are hereby abated: BE IT FURTHER RESOLVED, the Linn County Board of Supervisors directs the County Treasurer to strike the amounts set out in the attached Exhibit A from the County property tax system.

Approve and authorize Chair to sign a 28E Agreement with the City of Cedar Rapids for a construction project to repair and overlay with hot mix asphalt on shared portions of Ushers Ferry Road from 42nd Street NE to Oak Creek Drive NE in the amount of \$258,200 as Linn County's portion.

Approve and authorize the Chair to sign an Agreement for a stipulated sum of \$18,777 with Emergent Architecture for the development of drawings and specifications for the Jean Oxley Public Service Center Treasurer's Office Glazing: Physical Protection Project.

Motion by Rogers, seconded by Walker to approve minutes of November 23 & 28, 2022 as printed.

Motion by Rogers, seconded by Walker to approve Claims for AP checks #71009231 - #71009263 in the amt. of \$27,707.79, and AP ACH in the amt. of \$707,206.48; wire payment in the amt. Of \$5,072.94 for a total of \$739,987.21; and voids in the amt. of \$564.24.

Stephanie Lientz, Planning & Development, presented a Resolution to approve a Final Plat for Rolling Hill Farms First Addition, case JF22-0024 (located on Sawyer Rd.). There were concerns brought to Supervisor Zumbach and Planning & Development regarding this case. One of the neighbors asked that the plat be tabled and that was declined. Staff recommends approval and it was also approved by the Planning & Zoning Commission (6-0 with one abstention). This is 140 acres with five buildable lots but only three lots are a part of the subdivision.

Supervisor Zumbach stated that he was contacted by several residents regarding this case and noted that meetings happen after driveways are put in and For Sale signs go up. The optics to the general public is that the meetings are worthless.

Lientz stated that they try to be as transparent as possible. People need to understand that they do the best that they can to notify residents. Signs were posted in September and letters were sent to property owners within 500 ft. notifying them of

meetings. She is happy to discuss additional ways to let people know what is going on in their neighborhood.

Motion by Rogers, seconded by Walker to adopt Resolution 2022-11-183

A Resolution approving a final plat for Rolling Hill Farms First Addition, case JF22-0024. The following description is a summary of Resolution No. 2022-11-183 as passed and approved by Linn County Board of Supervisors, effective November 23, 2022. Rolling Hill Farms Addition (Case # JF22-0024) to Linn County, Iowa, containing five (5) lots, numbered lot 1, lot 2, lot 3, lettered lot A, and outlot A, a subdivision of real estate located in Section 1, Township 85 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows: Beginning at the N $\frac{1}{4}$ Corner of said Section 1; thence S35°15'37"E along the north line of said Parcel A, 405.74 feet; thence N31°40'22"E, 196.79 feet; thence N84°54'19"E, 144.42 feet to the NW Corner of Parcel A, Plat of Survey No. 2639; thence S01°01'49"E along the west line of said Parcel A, 994.81 feet; thence S36°15'33"E along said west line, 906.53 feet; thence S04°14'30"E along said west line, 710.92 feet to the south line of Parcel A, said Amended Plat of Survey No. 2602; thence S89°58'29"W along said south line, 1263.44 feet to the SW Corner of said Parcel A; thence N01°19'48"W along the west line of said Parcel A, 2882.05 feet; thence N88°40'38"E, 234.82 feet to the Point of Beginning, containing 53.22 acres which includes 1.74 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, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Motion by Rogers, seconded by Walker to open a public hearing on the Proposed Plans, Specifications, Form of Contract, and Estimated Total Cost for the Linn County Secondary Road District 1 Shop Building – Phase 2 Project. Proof of publication was presented. There were no oral or written objections.

Motion by Rogers, seconded by Walker to close public hearing.

Darrin Gage, Dir. of Policy & Admin., presented a Resolution to reject all bids for the Linn County Secondary Road District 1 Shop Building – Phase 2 Project. He stated that the architect's estimate was a little over \$2.9 million and the low bid was \$400,000 over the estimate. The recommendation is to reject the bids and rebid in early January.

Motion by Rogers, seconded by Walker to adopt Resolution 2022-11-184

A RESOLUTION REJECTING SEALED BID PROPOSALS SUBMITTED FOR THE LINN COUNTY SECONDARY ROADS DISTRICT #1 SHOP – PHASE 2 PROJECT

WHEREAS, on October 24, 2022, Linn County issued a Notice to Bidders for the public improvement known as the Linn County Secondary Roads District #1 Shop – Phase 2 Project ("Project"); and, WHEREAS, Linn County received sealed bid proposals for the Project until 2:00 pm local time on November 18, 2022; and, WHEREAS, Garling Construction, King Construction, Knutson Construction, Tricon Construction, Woodruff Construction, and Unzeitig Construction submitted sealed bid proposals for the Project; and, WHEREAS, representatives of the project architect and Linn County opened and announced the six sealed bid proposals submitted for the project at the Linn County Board of Supervisors meeting on November 21, 2022; and, WHEREAS, Iowa Code Section 26.10(1) permits a governmental entity to reject all bids received for a public improvement project, and to fix a new date for receiving bids and order publication of a new Notice to Bidders. NOW, THEREFORE, THE LINN COUNTY BOARD OF SUPERVISORS HEREBY RESOLVES that all the sealed bid proposals submitted for the Linn County Secondary Roads District #1 Shop – Phase 2 Project are hereby rejected and that at a subsequent date, the Board of Supervisors will fix a new date for receiving bids and order publication of a new Notice to Bidders.

Motion by Rogers, seconded by Walker to appoint Michael Cline to the Compensation Commission for Condemnation Purposes (Urban) for term ending 6/30/23.

The Board recessed at 11:16 a.m. and reconvened at 1:30 p.m. to review and discuss the following FY 2024 budgets. Present: Dawn Jindrich, Finance Dir., Sara Bearrows, Budget Dir., Phil Lowder, IT Dir., Charlie Nichols & Ande Hendricks, Planning & Development.

Information Technology – Proposed appropriations exceeds the Board's guidelines by \$287,319. A portion of the overage is the result of multiple contractual increases, hardware maintenance and the Network Security Software position. Recommendation: Reduce overtime by 50% or \$6,000 based on utilization.

Phil Lowder presented a power point of his budget including a recap of FY 22, staffing breakdown by division, budget facts, operations contract history, IT Industry Trends, and cyber security. Key Performance Indicators (KPI's) were presented.

Discussion continued regarding vacant positions and the desire of applicants to work remotely 100% of the time.

Offers - Wi-Fi AP upgrade/replacements - \$115,000
Phone system replacement - \$250,000

Motion by Rogers, seconded by Walker to approve IT FY 24 appropriations in the amount of \$4,484,039.

Planning & Development - Proposed appropriations request meets department guidelines.

Nichols presented a power point of his budget including issues, initiatives, projects and building permit activity (additional staff may be needed in the future). KPI's were presented.

Motion by Rogers, seconded by Walker to approve Planning & Development FY 24 appropriations in the amount of \$1,781,295 and revenues in the amount of \$500,724.

Juvenile Justice - Proposed appropriations is over the Board guidelines by \$20,462 due to the estimated increase in the State of Iowa Indigent Defense Fund reimbursement charged to counties.

Motion by Rogers, seconded by Walker to approve Juvenile Justice FY 24 appropriations in the amount of \$213,479.

Adjournment at 2:49 p.m.

Respectfully submitted,

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

Approved by:

BEN ROGERS, Chairperson
Board of Supervisors