

BOARD OF SUPERVISORSDistrict 1 | **Kirsten Running-Marquardt**District 2 | **Ben Rogers**District 3 | **Louis J. Zumbach****JEAN OXLEY LINN COUNTY PUBLIC SERVICE CENTER**

935 2ND ST. SW

CEDAR RAPIDS, IA 52404

PH: 319-892-5000

LinnCountyIowa.gov

**LINN COUNTY BOARD OF SUPERVISORS
MEETING AGENDA**

Wednesday, March 8, 2023

10 a.m.

Formal Board Room—Jean Oxley Public Service Center
935 2nd St. SW, Cedar Rapids, IA**Call to Order****Pledge of Allegiance****Public Comment: Five Minute Limit per Speaker**

This comment period is for the public to address topics on today's agenda.

Consent Agenda

Items listed on the consent agenda are routine and will be considered by one motion without individual discussion unless the Board removes an item for separate consideration.

Resolutions

Approve an amended resolution fixing the 1/1/2022 Utility Valuations payable in 2023-2024

Resolution to approve a final plat for Vernon Valley 10th Addition, case JF23-0004

Resolution to award contract for project M-HMA PATCHING(23), Hot Mix Asphalt (HMA) patching and leveling at various locations throughout Linn County, to LL Pelling Co., Inc., in the amount of \$540,418.20 and authorize Bradley J. Ketels, County Engineer, to execute the contract.

Resolution to award contract for project LOST-BEVERLY RD(23), a four-inch asphalt paving from Highway 151 to the PCC section near Edgewood Road, to LL Pelling Co., Inc., in the amount of \$909,890.00, and authorize Bradley J. Ketels, County Engineer, to execute the contract.

Resolution to approve Dows Farm Agri-Community Addition, case JP23-0001, request for a 223 lot preliminary plat of 116.73 total acres, located in the 6900 Block of Mt. Vernon Rd SE, owned by Linn County, IA, petitioner is Dows Agri-Community Development, LLC.

Resolution to establish speed limits on Fernow Road and Alburnett Road in Marion:

- o 35 mph on the county portions of Fernow Road from Highway 13 to Fields Drive in sections 28-84-6 and 33-84-6.
- o 45 mph on the county portions of Fernow Road from Field Drive east 1,875' in sections 27-84-6 and 34-84-6.
- o 45 mph on Alburnett Road from the south section line of 13-84-7 and 14-84-7 (Marion city limits) north 1,875'.

Contract and Agreements

Approve Change Order Number 2 to the Contract with Unzeitig Construction for the Linn County Correctional Center Video Visitation Project by adding \$4,443 for replacement flooring, and authorize the Chairperson to sign the Change Order

Approve Change Order Number 1 to the Contract with Unzeitig Construction for the Priority #2 Linn County Facilities Derecho Repairs Project by adding \$58,588.95 for the removal and replacement of roofing, insulation, gutter, and downspouts on the Secondary Road Main Shop Sign Shop, and authorize the Chairperson to sign the Change Order

Approve Change Order Number 1 to the Contract with Unzeitig Construction for the Priority #1 Linn County Facilities Derecho Repairs Project by adding \$33,605 for the removal and replacement of damaged flagpoles, and authorize the Chairperson to sign the Change Order

Approve the re-allocating the approved use of funds for Capital Improvement Project 2023CP-002

Approve the re-allocating the unspent balance of funds for Capital Improvement Project 2021CP-016

Approve purchase order number PO445 for \$16,975.00 to CR Signs & Lighting Inc for Linn County's portion of 3 additional Lincoln Highway Kiosks requested by Planning & Development.

Award bid and approve purchase order PO447 for herbicides to Nutrien Ag Solutions in the amount of \$14,380.50 for the Secondary Road Department.

Licenses & Permits

Regular Agenda

Discuss and Decide on Consent Agenda

Minutes

Discuss and decide on meeting minutes.

Claims

Discuss and decide on claims.

Third and final reading of an Ordinance Amending Chapter 20 of the Code of Ordinances, Linn County, Iowa by Amending Sections in Article III Relating to the Linn County General Assistance Program

Discuss and decide on a Resolution Establishing General Rules for the Linn County, Iowa General Assistance Program

Third and final reading of an Ordinance Amending Chapter 24 of the Code of Ordinance, Linn Count Iowa by Amending Provisions in Article II relating to the time of Imposition of a Local Sales and Services Tax

Second consideration for rezoning case JR23-0002, request to rezone 0.84 acres located at 4247 Indian Boundary Rd, from the RR1 (Rural Residential 1-Acre) zoning district, and 2.32 acres from the Ag (Agricultural) zoning district to the RR3 (Rural Residential 3-Acre) zoning district, Drew & Jenna Whiting, owners.

Second Consideration on an ordinance amending the Code of Ordinances, Linn County, Iowa, by amending provisions in Chapter 107, Unified Development Code, relating to accessory dwelling units.

Presentation on Linn County Food Systems Council Fiscal Year 2023 Food Access, Resiliency, and Equity Grant Program (FARE) funding recommendations

Discuss and decide on the Linn County Food Systems Council FY23 FARE Grant funding recommendations and authorize Chair to sign the Grant Agreements

Discuss and decide on a resolution for Township Compensation effective January 1, 2023

Discuss Fiscal Year 2024 SF 634 resolution on total maximum property tax dollars, authorize publication of Max Levy Notice, and set the public hearing to be on March 29, 2023 at 10:00 a.m.

Public Comment: Five Minute Limit per Speaker

This is an opportunity for the public to address the board on any subject pertaining to board business.

Payroll Authorizations

Discuss and decide on Employment Change Roster (payroll authorizations).

Legislative Update

Discuss and decide on action related to proposed legislation

Correspondence

Appointments

Closed Session

The Board will enter into a closed session to discuss pending litigation, pursuant to Code of Iowa 21.5(1)(c).

Adjournment

For questions about meeting accessibility or to request accommodations to attend or to participate in a meeting due to a disability, please contact the Board of Supervisors office at 319-892-5000 or at bd-supervisors@linncountyiowa.gov.

RESOLUTION NO. 2023-3-

AMENDED RESOLUTION FIXING THE 1/1/2022 UTILITY VALUATIONS PAYABLE 2023-2024

WHEREAS, Iowa Code Sections 434.22 (railway), 437.10 (electric) and 438.15 (pipeline) establishes that the county board of supervisors shall enter into the minute book an order describing and fixing the miles, assessed valuations, and taxable valuations for state assessed utilities; and

WHEREAS, the Iowa Department of Revenue fixes and publishes a schedule of the miles, assessed valuations, and taxable valuations annually on their public website for the County Auditor to retrieve and input into their local tax system; and

WHEREAS, Senate File 181 caused the Iowa Department of Revenue to amend the AY2022 order certifying percentages for assessment limitations (rollback) affecting the taxable valuation for the Railroad utility; and

WHEREAS, the miles, assessed valuations, and amended taxable valuations for the 1/1/2022 utilities payable in 2023-2024 are as follows:

Utility	Miles	Assessed Valuation	Rollback	Taxable Valuation
Pipeline/Water/Steam	n/a	\$18,759,157	100%	\$18,759,157
Railroad	94.210	\$82,586,266	Two Tier	\$74,115,542 (prior \$74,126,594)
<i>Total Centrally Assessed</i>		\$101,345,423		\$92,874,699
1-Electric	n/a	\$1,078,244,848	n/a	\$184,196,868
2-Production	n/a	\$414,752,986	n/a	\$52,045,148
3-Gas	n/a	\$112,481,151	n/a	\$30,614,376
6-Transmission	n/a	\$524,119,969	n/a	\$108,089,277
7-Distribution	n/a	\$59,313,955	n/a	\$5,560,094
<i>Total Gas and Electric</i>		\$2,188,912,909		\$380,505,763
Grand Total		\$2,290,258,332		\$473,380,462

WHEREAS, the Linn County Auditor has a detailed listing of the above by company and taxing district on file; now

THEREFORE BE IT HEREBY RESOLVED by the Board of Supervisors of Linn County, Iowa, that it is hereby ordered that the above stated miles, assessed valuations, and taxable valuations in Linn County, Iowa, are hereby ordered and fixed accordingly.

PASSED AND APPROVED this 8th day of March, 2023.

LINN COUNTY BOARD OF SUPERVISORS

Louis Zumbach, Chair

Ben Rogers, Vice Chair

Kirsten Running-Marquardt, Supervisor

AYE:

NAY:

ABSTAIN:

ATTEST:

Joel Miller, Linn County Auditor

LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # _____

APPROVING A FINAL PLAT

WHEREAS, a final plat of Vernon Valley Tenth Addition (Case #JF23-0004) to Linn County, Iowa, containing one (1) lot, numbered Lot 1, has been filed for approval, a subdivision of real estate located in the SESW of Section 21, Township 83 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows:

Lot 1 of Vernon Valley Second Addition to Linn County, Iowa, and Parcel A, Plat of Survey No. 2710 to Linn County, Iowa.

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of January 18, 2023 as last amended on February 20, 2023 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT

1. Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article IV, Sec. 107-72 § 2 (h)(5). All approved entrances shall be brought into conformance with County standards. One entrance per parcel is allowed. An additional access may be allowed with justification and permit.
2. The developer shall apply for a Permit to Perform Work within County Right of Way from the Linn County Engineer to pave the single access to Vernon Valley Drive and shall follow the permit requirements to meet Statewide Urban Design and Specification (SUDAS) standards.
3. Road agreement for entrance and work within County right-of-way permits and conditions applicable to Final Plat cases. County Standard Specifications, Section 1.
4. E-911 address sign is required to be located at driveway entrance.
5. Street designation signs and E-911 address signs to be applied for at Linn County Secondary Road Department, 319-892-6400.
6. Separate E-911 address is required for business.
7. Proposed driveway locations are required to be shown on the address plat for preliminary addressing. Actual address may change at time of driveway placement to reflect accurate address. Address assigned by Linn County Secondary Road Department, 319-892-6400.

IOWA DEPARTMENT OF TRANSPORTATION

1. If any work is to be done in the State of Iowa right-of-way, contact the IDOT for additional permits.

LINN COUNTY PUBLIC HEALTH DEPARTMENT

No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. See conditions on related case JC23-0001.

LINN COUNTY CONSERVATION DEPARTMENT

No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT

No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION

1. Minor Boundary Change case JMBC23-0004 must be completed prior to recording of this final plat.
2. Various revisions to the site plan and final plat.
3. Prior to approval of the final plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.
4. This plat lies within the 2-mile jurisdiction of the City of Bertram and the City of Cedar Rapids, and as per the 28E Agreement between the City and the County, will require City approval or a waiver of the right to review.
5. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies.
6. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor's office prior to approval of the final plat.
7. The final plat bound documents must be approved by the Linn County Board of Supervisors on or before **FEBRUARY 20, 2024** as per Article IV, Section 107-72, § (1)(g), and shall be recorded within 1 year of that approval, as per Article IV, Section 107-72, § (2)(f) of the UDC.
8. One original and one complete copy of the final plat bound documents that must include the following:
 - i. Owner's certificate and dedication certificate executed in the form provided by the laws of Iowa, dedicating to Linn County title to all property intended for public use, including public roads
 - ii. Title opinion and a consent to plat signed by the mortgage holder if there is a mortgage or encumbrance on the property as well as a release of all streets, easements, or other areas to be conveyed or dedicated to local government units within which the land is located
 - iii. Surveyor's certificate
 - iv. Auditor's certificate
 - v. Resolution of the Planning and Zoning Commission
 - vi. Resolution of the Board of Supervisors
 - vii. Resolution of approval or waiver of review by applicable municipalities
 - viii. Treasurer's certificate
 - i. Agricultural Land Use Notification. The landowner shall ensure that such notification shall be attached to the deed and shall become a separate entry on the abstract of title for all the property that is subject of the permit or development as per Article V, Section 107-91, § (h) of the UDC.
 - ii. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument
 - iii. Ten original signed plat drawings
 - iv. A covenant for a secondary road assessment

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by March 8, 2024, to be valid.

Passed and approved this 8th day of March 2023

Linn County Board of Supervisors

Chair

Vice Chair

Supervisor

Aye:

Nay:

Abstain:

Absent:

Attest:

Joel Miller, Linn County Auditor

Linn County Board of Supervisors
March 8, 2023
Resolution # _____
JF23-0004
Page 4 of 4

Linn County Engineer

Brad Ketels, Engineer

State of Iowa)
) SS
County of Linn)

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

___ Aye ___ Nay ___ Abstain ___ Absent

Joel Miller

Subscribed and sworn to before me by the aforesaid Joel Miller, _____,

on this _____ day of _____, 2023.

Notary Public State of Iowa

RESOLUTION

WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes the M-HMA PATCHING(23), hereafter referred to as “the project” is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as Hot Mix Asphalt (HMA) patching and leveling at various locations throughout Linn County; 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 LL Pelling Company Inc., in the amount of \$540,418.20 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, the 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 on 2/28/2023.

Dated at Cedar Rapids, Iowa, this 8th day of March 2023.

Board of Supervisors of Linn County, Iowa

ATTEST:

By _____
County Auditor

SEAL

M-HMA- PATCHING(23) Bid Tabulation
Linn County
Work Type: Asphalt Repair
Letting Date: 2/28/2023 11:00 AM

					Engineer's Estimate		Apparent Low Bid	
							PELLING, LL CO. INC 1425 W PENN ST NORTH LIBERTY, IA 52317-0230	
	Item Number	Description	Units	Quantity	Unit Price	Extended Price	Unit Price	Extended Price
1	2115-0100000	MODIFIED SUBBASE	CY	116.4	\$60.00	\$6,984.00	\$99.00	\$11,523.60
2	2121-7425020	GRANULAR SHOULDERS, TYPE B	TON	46.000	\$35.00	\$1,610.00	\$52.00	\$2,392.00
3	2212-5070310	PATCHES, FULL-DEPTH REPAIR	SY	822.000	\$130.00	\$106,860.00	\$56.00	\$46,032.00
4	2212-5070330	PATCHES BY COUNT (REPAIR)	EACH	8	\$455.00	\$3,640.00	\$450.00	\$3,600.00
5	2214-5145150	PAVEMENT SCARIFICATION	SY	3,783.000	\$4.25	\$16,077.75	\$10.00	\$37,830.00
6	2303-0001000	HOT MIX ASPHALT MIXTURE, WEDGE, LEVELING OR STRENGTHENING COURSE	TON	2,525.000	\$70.00	\$176,750.00	\$68.00	\$171,700.00
7	2303-1033500	HOT MIX ASPHALT STANDARD TRAFFIC, SURFACE COURSE, 1/2 IN. MIX, NO SPECIAL FRICTION REQUIREMENT	TON	740.000	\$60.00	\$44,400.00	\$84.00	\$62,160.00
8	2303-1258283	ASPHALT BINDER, PG 58-28S, STANDARD TRAFFIC	TON	196.00	\$620.00	\$121,520.00	\$610.00	\$119,560.00
9	2527-9263112	PAINTED PAVEMENT MARKINGS, HIGH-BUILD WATERBORNE	STA	47.01	\$30.00	\$1,410.30	\$60.00	\$2,820.60
10	2528-8445110	TRAFFIC CONTROL	LS	1.00	\$10,000.00	\$10,000.00	\$21,500.00	\$21,500.00
11	2528-8445113	FLAGGERS	EACH	34.000	\$445.00	\$15,130.00	\$450.00	\$15,300.00
12	2533-4980005	MOBILIZATION	LS	1.00	\$25,000.00	\$25,000.00	\$40,000.00	\$40,000.00
13	6000-2528010	RAILROAD FLAGGERS	DAY	4.0	\$1,575.00	\$6,300.00	\$1,500.00	\$6,000.00
Contract Totals					\$535,682.05		\$540,418.20	
Percent of Estimate					100.00%		100.88%	

RESOLUTION

WHEREAS, the Board of Supervisors, hereafter referred to as “the Board”, believes the LOST-BEVERLY RD(23), hereafter referred to as “the project” is in the best interest of Linn County, Iowa, and the residents thereof. The project is defined as four-inch asphalt paving from Highway 151 to the PCC section near Edgewood Road; 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 LL Pelling Company Inc., in the amount of \$909,890.00 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, the 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 on 2/28/2023.

Dated at Cedar Rapids, Iowa, this 8th day of March, 2023.

Board of Supervisors of Linn County, Iowa

ATTEST:

By _____
County Auditor

SEAL

LOST-BEVERLY RD(23) Bid Tabulation
Linn County
Work Type: Asphalt Paving
Letting Date: 2/28/2023 11:00 AM

					Engineer's Estimate		Apparent Low Bid	
							PELLING, LL CO. INC 1425 W PENN ST NORTH LIBERTY, IA 52317-0230	
	Item Number	Description	Units	Quantity	Unit Price	Extended Price	Unit Price	Extended Price
1	2121-7425020	GRANULAR SHOULDERS, TYPE B	TON	1,097.000	\$25.00	\$27,425.00	\$26.00	\$28,522.00
2	2212-5070322	PATCHES, PARTIAL-DEPTH REPAIR, HOT MIX ASPHALT	SY	250.000	\$110.00	\$27,500.00	\$54.00	\$13,500.00
3	2212-5070330	PATCHES BY COUNT (REPAIR)	EACH	10	\$400.00	\$4,000.00	\$350.00	\$3,500.00
4	2214-5145150	PAVEMENT SCARIFICATION	SY	29,199.000	\$2.00	\$58,398.00	\$2.00	\$58,398.00
5	2303-0002380	HOT MIX ASPHALT MIXTURE INTERLAYER BASE COURSE, 3/8 IN. MIX	TON	1,717.000	\$65.00	\$111,605.00	\$46.00	\$78,982.00
6	2303-1031500	HOT MIX ASPHALT STANDARD TRAFFIC, BASE COURSE, 1/2 IN. MIX	TON	2,628.00	\$65.00	\$170,820.00	\$48.00	\$126,144.00
7	2303-1033500	HOT MIX ASPHALT STANDARD TRAFFIC, SURFACE COURSE, 1/2 IN. MIX, NO SPECIAL FRICTION REQUIREMENT	TON	2,949.000	\$65.00	\$191,685.00	\$48.00	\$141,552.00
8	2303-1258283	ASPHALT BINDER, PG 58-28S, STANDARD TRAFFIC	TON	334.00	\$700.00	\$233,800.00	\$610.00	\$203,740.00
9	2303-1258346	ASPHALT BINDER, PG 58-34E, EXTREMELY HIGH TRAFFIC	TON	133.00	\$850.00	\$113,050.00	\$804.00	\$106,932.00
10	2527-9263112	PAINTED PAVEMENT MARKINGS, HIGH-BUILD WATERBORNE	STA	325.50	\$40.00	\$13,020.00	\$40.00	\$13,020.00
11	2527-9263138	PAINTED SYMBOLS AND LEGENDS, HIGH-BUILD WATERBORNE	EACH	2	\$500.00	\$1,000.00	\$500.00	\$1,000.00
12	2528-8445110	TRAFFIC CONTROL	LS	1.00	\$10,000.00	\$10,000.00	\$27,000.00	\$27,000.00
13	2528-8445113	FLAGGERS	EACH	50.000	\$500.00	\$25,000.00	\$450.00	\$22,500.00
14	2528-8445115	PILOT CARS	EACH	10	\$775.00	\$7,750.00	\$710.00	\$7,100.00
15	2533-4980005	MOBILIZATION	LS	1.00	\$30,000.00	\$30,000.00	\$62,000.00	\$62,000.00
16	2555-0000010	DELIVER AND STOCKPILE SALVAGED MATERIALS	LS	1.00	\$15,000.00	\$15,000.00	\$16,000.00	\$16,000.00
Contract Totals					\$1,040,053.00		\$909,890.00	
Percent of Estimate					100.00%		87.48%	

LINN COUNTY BOARD OF SUPERVISORS

RESOLUTION # _____

APPROVING PRELIMINARY PLAT

WHEREAS, a preliminary plat of Dows Farm Agri-Community Addition (Case #JP23-0001) to Linn County, Iowa, containing two hundred twenty-three (223) lots, has been filed for approval, a subdivision of real estate located in Section 20, Township 83 North, Range 6 West of the 5th P.M., Linn County, Iowa, described as follows:

PARCEL A AND PARCEL B, AMENDED PLAT OF SURVEY NO, 2474 AS RECORDED IN BOOK 10813, PAGES 248-249 IN THE OFFICE OF THE LINN COUNTY RECORDER

WHEREAS, said plat is accompanied by a certificate acknowledging that said subdivision is by, and with the free consent of the proprietors, and is accompanied by a certificate dedicating certain property to the public, as shown on the plat; and

WHEREAS, said plat and its attachments thereto have been found to conform to the requirements of the comprehensive plan and the subdivision ordinance; and the requirements of other ordinances and state laws governing such plats; and

WHEREAS, the following conditions as listed on the Planning and Development Staff Report of February 15, 2023, as last amended on February 20, 2023 have been addressed:

LINN COUNTY SECONDARY ROAD DEPARTMENT

1. Developer shall submit an agreement designating what infrastructure will be public and what will be privately maintained.

IOWA DEPARTMENT OF TRANSPORTATION

1. Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT

No conditions to be met.

NATURAL RESOURCES CONSERVATION SERVICE

1. Land disturbance greater than 1 acre in size, not associated with agricultural crop production, will require a NPDES permit granted by the Iowa Department of Natural Resources.
2. Submit erosion and sediment control plan for review and acceptance.
3. Submit storm water pollution prevention plan for review and acceptance prior to approval of plat and / or any site grading activities.
4. Submit storm water management plan for review and acceptance prior to approval of plat and / or any site grading activities.
5. Applicant shall complete and submit a Land Disturbing Affidavit to the Linn County Soil and Water Conservation District as required by Iowa Code.

LINN COUNTY CONSERVATION DEPARTMENT

No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT

No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION

1. Various revisions to the preliminary plat.
2. Prior to approval of the preliminary plat, the owner must sign an "Acceptance of Conditions" form. The "Acceptance of Conditions" form states that the owner understands and agrees to comply with the agreed upon conditions as stated in the staff report.

3. This plat lies within the 2-mile jurisdiction of the City of Cedar Rapids, and as per the 28E Agreement between the City and the County, will require City approval or a waiver of the right to review.
4. The proposed subdivision name and proposed names of all roads, streets and lanes shall be submitted for review and approval by the Linn County Auditor's office prior to approval of the preliminary plat.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat is hereby approved. The Board of Supervisors and County Engineer are hereby authorized to enter approval upon the final plat resolution. The Board of Supervisors' Chairperson is also hereby authorized to sign said plat which executes an acceptance of dedication of property to the public, as shown on said plat.

NOW, THEREFORE BE IT FURTHER RESOLVED, by the Board of Supervisors, of Linn County, Iowa, that said plat and plat proceedings shall not be changed or altered in any way, without the approval of the Linn County Board of Supervisors. Said plat and plat proceedings shall be recorded by March 8, 2024, to be valid.

Passed and approved this 8th day of March 2023

Linn County Board of Supervisors

Chair

Vice Chair

Supervisor

Aye:

Nay:

Abstain:

Absent:

Attest:

Joel Miller, Linn County Auditor

Linn County Board of Supervisors
March 8, 2023
Resolution # _____
JP23-0001
Page 3 of 3

Linn County Engineer

Brad Ketels, Engineer

State of Iowa)
) SS
County of Linn)

I, Joel Miller, County Auditor of Linn County, Iowa, hereby certify that at a regular meeting of the said Board of Supervisors, the foregoing resolution was duly adopted by a vote of:

_____ Aye _____ Nay _____ Abstain _____ Absent

Joel Miller, Linn County Auditor

Subscribed and sworn to before me by the aforesaid Joel Miller, _____,
on this _____ day of _____, 2023.

Notary Public State of Iowa

Prepared by & Return to: Linn County Secondary Road Department, 1888 County Home Road, Marion, IA 52302 (319) 892-6400

RESOLUTION # _____

ESTABLISH SPEED LIMIT

WHEREAS, portions of Fernow Road and Alburnett Road are located in the city of Marion and Linn County, and

WHEREAS, it is good engineering practice to provide uniform, consistent speed limits.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors, meeting in regular session, and upon recommendation of the Linn County Engineer that the public would be better served and safety enhanced by changing the speed limit as follows:

- 35 mph on the county portions of Fernow Road from Highway 13 to Fields Drive in sections 28-84-6 and 33-84-6.
- 45 mph on the county portions of Fernow Road from Field Drive east 1,875' in sections 27-84-6 and 34-84-6.
- 45mph on Alburnett Road from the south section line of 13-84-7 and 14-84-7 (Marion city limits) north 1,875'.

The Board of Supervisors declares these signs to be legal, valid and enforceable and directs the County Engineer to erect said signs in accordance with the provisions of the Code of Iowa.

Moved by Supervisor _____ Seconded by Supervisor _____
that the above resolution be adopted this _____ day of _____, 202__ by a vote of ___ aye ___
nay and _____ abstain from voting.

BOARD OF SUPERVISORS
LINN COUNTY, IOWA

Chairperson

ATTEST:

Vice Chairperson

Linn County Auditor

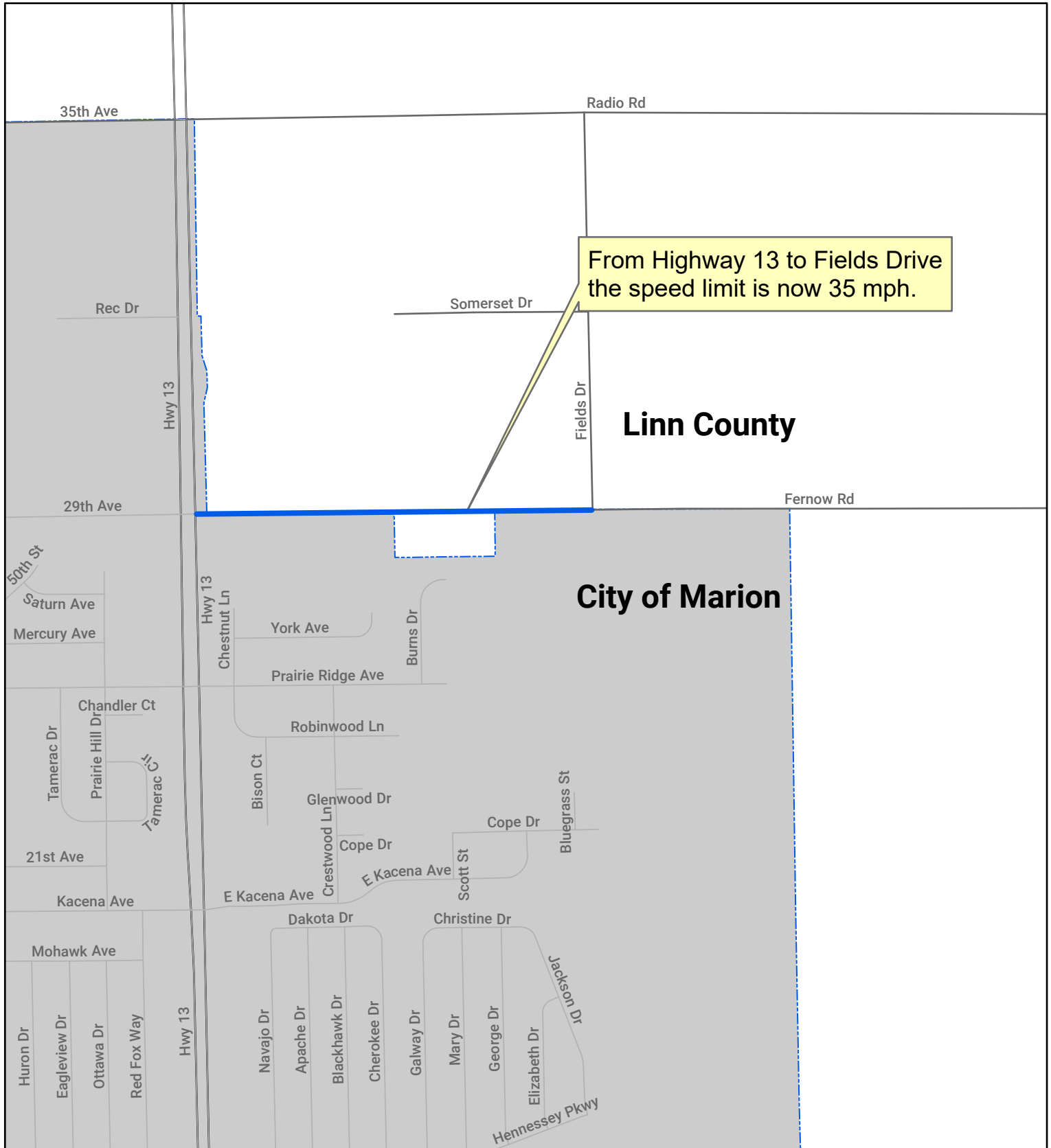
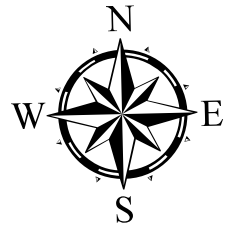
Supervisor



Speed Limit Resolution

Fernow Road

Linn County Secondary Road Department

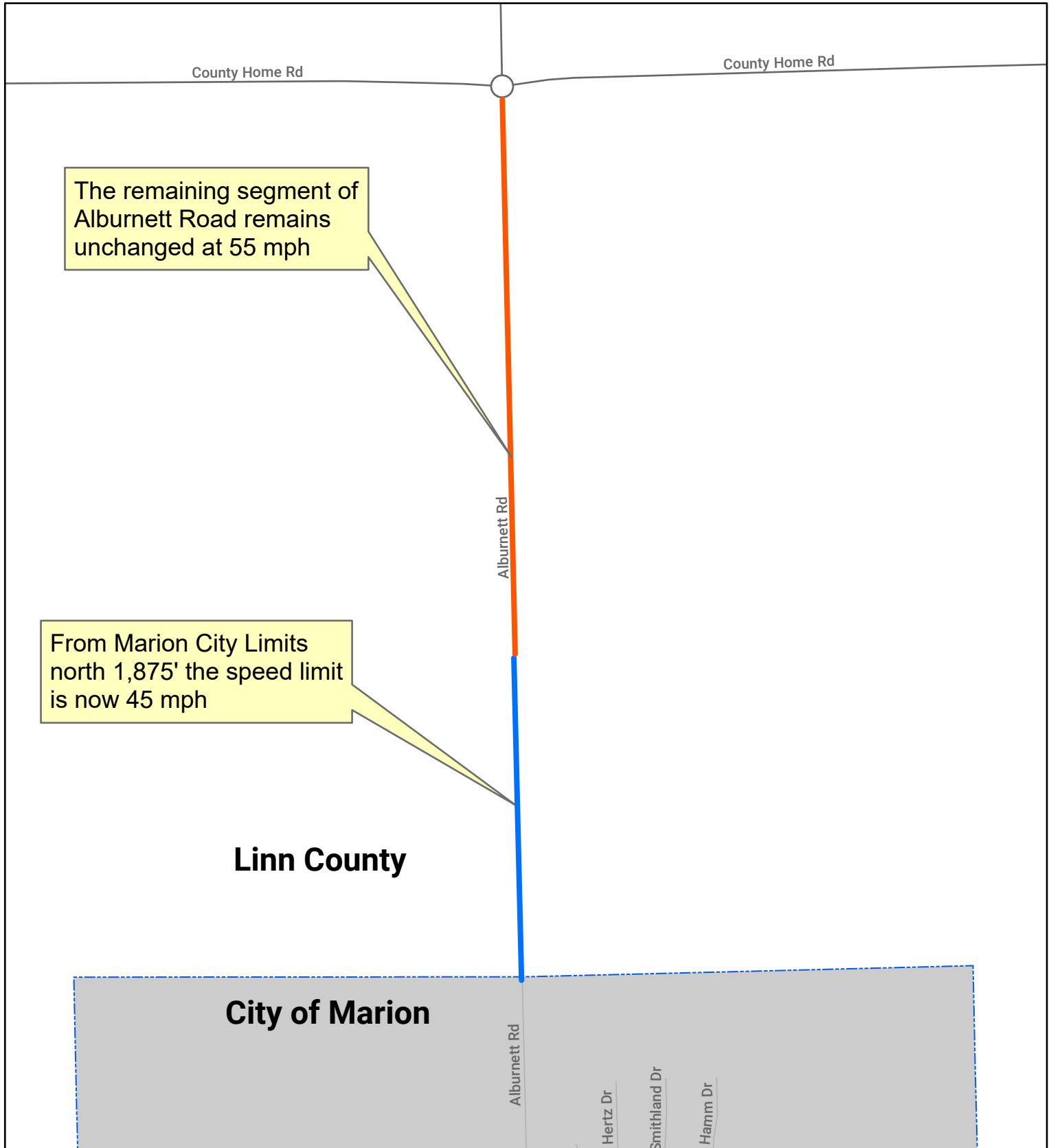
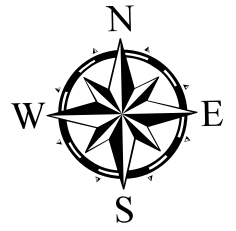




Speed Limit Resolution

Alburnett Road

Linn County Secondary Road Department





4001 River Ridge Drive NE
Cedar Rapids, IA 52402
Office: (319) 377-4629
Fax: (319) 377-8498

ALBURNETT ROAD AND ECHO HILL ROAD SPEED TRANSITION STUDY

North of Echo Hill Road

MARCH 11, 2021

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EXECUTIVE SUMMARY

This report was created to analyze the existing speed characteristics of Alburnett Road, north of Echo Hill Road, and on Echo Hill Road, west of Alburnett Road and the impact of a proposed roundabout at this intersection on the location of speed transition zones.

The procedures for establishing speed transitions zones were followed from the NCHRP Report 737, Design Guidance for High-Speed to Low-Speed Transition Zones to evaluate the speed transition zone on Alburnett Road, north of Echo Hill Road. Because Echo Hill Road, west of Alburnett Road is already signed 45 mph, and is a short segment between stop signs at C Avenue and at Alburnett Road, no speed transition zone was recommended on Echo Hill Road.

A spot speed study of the existing transition zone on Alburnett Road, and crash analysis of proposed transition zone corridor was performed. Based on the characteristics of the corridor, the surrounding development, and the speed profiles observed, a new transition zone is proposed with a step down from 55 mph to 45 mph, southbound, beginning approximately halfway between Echo Hill Road and County Home Road. There will be about a quarter mile of 45 mph speed zone to try and stabilize vehicle speeds before stepping down from 45 mph to 35 mph at the existing 35 mph sign location about a quarter mile north of Echo Hill Road.

The crash analysis yielded an intersection crash rate at Alburnett Road and Echo Hill Road of about 1.9 crashes per million entering vehicles. Comparing this to rates published by the Iowa DOT for similar intersections, this rate is higher than average and is significantly higher at a 90th percentile statistical level. The construction of the proposed roundabout, combined with the new speed transition zone, should help reduce crashes and reduce the severity of crashes at this intersection.

Figure 2 in this report shows the proposed layout for the Speed Transition Zone on Alburnett Road.

INTRODUCTION

A. Project Description: This report was created to analyze the existing speed characteristics of Alburnett Road, north of Echo Hill Road, and on Echo Hill Road, west of Alburnett Road and the impact of a proposed roundabout at this intersection on the location of speed transition zones. The study includes recommendations for speed transitions from the currently posted 55 mph speeds of these roadways in the rural zones down to the currently posted 35 mph speeds in the developed community zones.

The following were performed for this study:

- Spot speed sampling of existing traffic on Alburnett Road
- Crash Analyses of data from 2019 through 2021
- Analysis of existing speed signage and transitions
- Analysis of the proposed roundabout project at Echo Hill Road and Alburnett Road and its impact on speed transition zones
- Recommendation for speed transition signage

EXISTING CONDITIONS

EXISTING ROADWAY NETWORK: Alburnett Road is a two-lane, undivided, arterial road that begins within the City of Marion as Central Avenue and extends north to the City of Alburnett (approximately 8.2 miles). From the Central Avenue and 10th Street intersection, Central Avenue/Alburnett Road is posted 25 mph up to the bridge over Indian Creek. Within this limit, Central Avenue is an urban roadway section with curbs and gutters and sidewalks on the easterly side. At the north edge of the bridge, the speed limit is increased to 35 mph which continues to about one quarter mile north of Echo Hill Road where it then increases to 55 mph. The high speed is continued north, beyond County Home Road, toward the City of Alburnett. Throughout the 35 mph section and the high speed section, Alburnett Road is a rural roadway with shoulders and ditches for drainage.

In the vicinity of Oak Ridge Middle School, within the 35 mph zone, regulatory speed signs are posted at 25 mph on Alburnett Road with the supplemental plaque "WHEN CHILDREN ARE PRESENT".

Echo Hill Road is a two-lane, undivided, rural collector road that connects Mentzer Road on the west, through the C Avenue intersection and continues to Alburnett Road on the east. Echo Hill Road currently terminates at Echo Hill Elementary School/Hazel Point Intermediate School. About midway between Alburnett Road and C Avenue, Echo Hill Road is posted 45 mph. At its intersection with C Avenue, Echo Hill Road is also under all-way stop sign control. C Avenue and Alburnett Road are about one mile apart.

Along most of the corridor of Alburnett Road from Echo Hill Road toward the City of Marion, the existing development is almost exclusively residential. North of Echo Hill Road, the land use is predominantly agricultural with widely spaced farm houses. Generally, the terrain is flat and open and sight distance does not appear to be an issue.

The intersection of Alburnett Road and Echo Hill Road is currently the edge of a rapidly growing area in the City of Marion. It is expected development will continue to the north and west. The intersection is currently controlled by all-way stop signs.

PROPOSED CONDITIONS

A new roundabout will be constructed at the intersection of Alburnett Road and Echo Hill Road to replace the all-way stop sign control. The City of Marion's Comprehensive Plan identifies Single-Family Residential development to continue occurring along Alburnett Road until about half-way to County Home Road where higher density residential will transition into Corridor Commercial centered around the County Home Road and Alburnett Road intersection.

Likewise, in the vicinity of the proposed roundabout, Echo Hill Road is planned to develop as Single-Family Residential until about halfway to C Avenue where there will again be a higher density residential development followed by commercial office and retail land uses centered around the C Avenue and Echo Hill Road intersection.

ANALYSIS

The analysis of the speed transition study was based on the methods and procedures outlined in NCHRP Report 737 – Design Guidance for High-Speed to Low-Speed Transition Zones for Rural Highways. The guidance provides a 6-step process to evaluate the existing and proposed speed transition zones. These steps include:

1. Define the Study Area
2. Identify Current Transition Zone Boundaries
3. Conduct Speed-Limit Compliance Study
4. Conduct Crash Analysis
5. Define Theoretical Transition Zone Boundaries
6. Assess Study Results and Make Recommendations

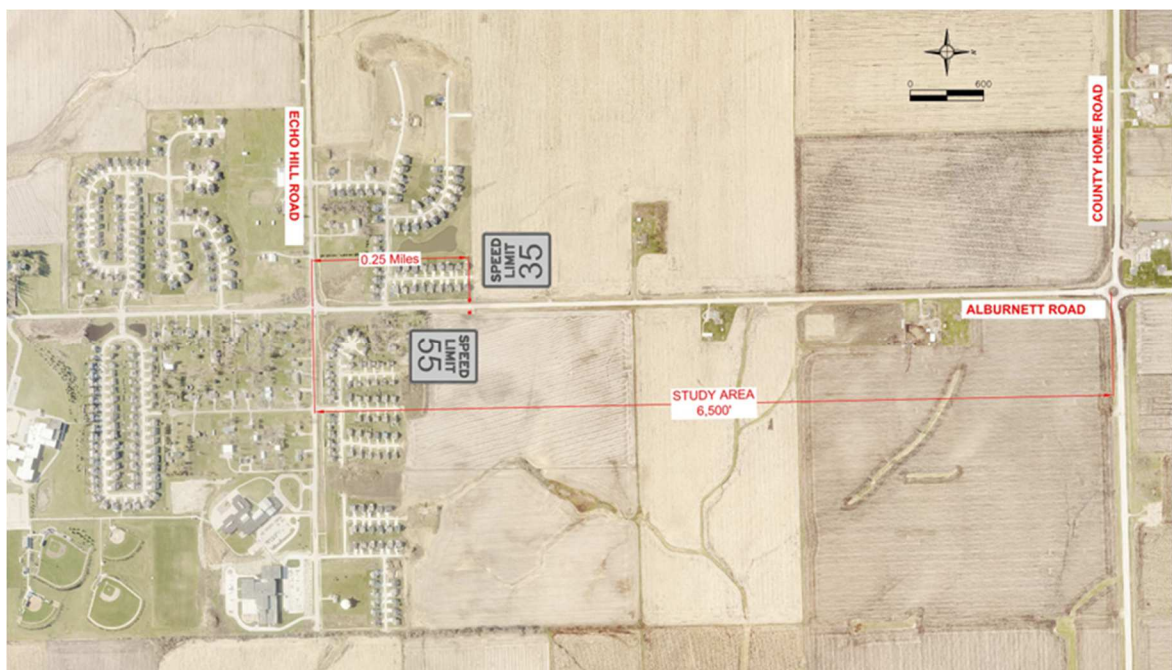
STUDY AREA: Because Echo Hill Road operates under stop sign control at C Avenue, is posted only 45 mph, and will operate under roundabout control at Alburnett Road, it was determined no speed transition zone would be needed on

Echo Hill Road. Based on the Comprehensive Plan, it is anticipated future residential development will soon overtake this corridor and the entire length of Echo Hill Road will be reduced to 35 mph.

As such, this study focused on Alburnett Road, north of Echo Hill Road where the speed limit transitions between 35 mph and 55 mph. Figure 1 shows the Study Area and the location of the speed limit signs north of Echo Hill Road. The terrain within the study area is generally level.

CURRENT TRANSITION ZONE BOUNDARIES: As can be seen in Figure 1, the transition boundary for southbound traffic on Alburnett Road is a point located a quarter mile north of Echo Hill Road. Drivers traveling southbound at 55 mph are required to slow to 35 mph at this location and continue at that speed until the bridge over Indian Creek, where the speed is reduced to 25 mph.

FIGURE 1 – EXISTING TRANSITION ZONE



SPEED LIMIT COMPLIANCE STUDY: An automatic radar speed and counting device was placed on Alburnett Road north of the transition from 35 mph to 55 mph, and south of the transition. Table 1, on the next page, shows the results of the speed observations. From the observed data, it can be seen that vehicles are generally slowing down in the 55 mph posted speed limit area in anticipation of the lower, 35 mph speed limit. The 85th percentile speed is 53 mph, which is below the posted speed. The average speed is 46 mph.

TABLE 1
SPOT SPEEDS ON ALBURNETT ROAD NORTH OF ECHO HILL ROAD

LOCATION	POSTED SPEED (MPH)	LOWEST SPEED (MPH)	HIGHEST SPEED (MPH)	AVERAGE (MPH)	85TH PERCENTILE (MPH)
North of Cedar Springs Drive	55	16	87	46	53
South of Cedar Springs Drive	35	7	91	35	42

Within the 35 mph posted section, compliance is less with the 85th percentile speed at 42 mph but the average is 35 mph. Speed change transitions should help to improve compliance with the 35 mph posting as it will provide drivers additional distance to reduce speed.

In both spot speed studies, a few observations were very high (87 mph and 91 mph). The presence of the proposed roundabout, a physical obstacle to high speeds, should help reduce these observations.

CRASH ANALYSIS: The Iowa DOT publishes available crash data through its Iowa Crash Analysis Tool (ICAT). This tool was used to analyze crash data at the intersection of Alburnett Road and Echo Hill Road for the years 2019, 2020, and 2021. During that time ten crashes were recorded, including one at Alburnett Road and Cedar Springs Road. The crashes are summarized in Table 2, below.

TABLE 2 – SUMMARY OF CRASH DATA

Alburnett Road at Echo Hill Road	Direction of Travel	Driver at Fault	Crash Type	PDO / INJ / FAT
2/1/2019	EB/SB	EB - FTYROW	RIGHT ANGLE	PDO
9/28/2019	WB/SB	WB - FTYROW	RIGHT ANGLE	PINJ
10/25/2019	NB/SB	NB - FTYROW	LEFT TURN	PDO
5/1/2020	WB/NB	WB - FTYROW	RIGHT ANGLE	PINJ
6/16/2020*	NB	NB - LEFT ROAD	FIXED OBJECT	PDO
1/22/2021	EB/SB	EB - FTYROW	RIGHT ANGLE	PINJ
7/11/2021	SB	SB - SIGN	FIXED OBJECT	PINJ
8/8/2021	EB	EB – SIGN	FIXED OBJECT	PDO
10/2/2021	NB/SB	SB - FTYROW	HEAD ON	PINJ
10/15/2021	EB/SB	UNKNOWN	RIGHT ANGLE	PDO
* 6/16/2020 CRASH AT ALBURNETT ROAD AND CEDAR SPRINGS DR.				

PDO - Property Damage Only; INJ/PINJ - Injury or Possible Injury; FAT - Fatality

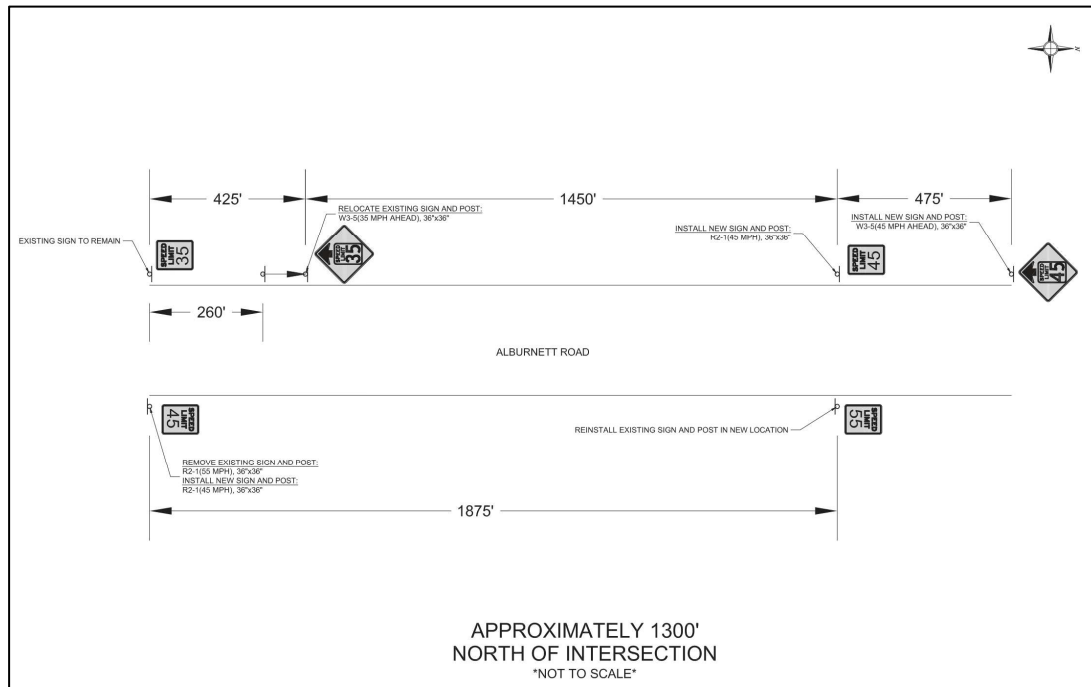
As can be seen in Table 2, there were no observed fatalities in the three year period though there were five crashes with suspected injuries. Most of the crashes were related to failure to yield right-of-way at the stop sign (FTYROW).

The Iowa DOT publishes traffic count data that were used to estimate the intersection crash rate. The latest 24-hour count data from the DOT is from 2017. Echo Hill Road carried about 1,810 vehicles per day and Alburnett Road carried about 2,500 vehicles per day. Based on these volumes and the crash experience shown in Table 2, the intersection crash rate is 1.91 crashes per million entering vehicles. The Iowa DOT also published comparable crash rates for intersections in Iowa based on intersection class and on intersection volume. For a municipal intersection with volume between 2,500 and 4,999 entering vehicles per day, the average crash rate is 1.0 crashes per million entering vehicles, and the lower limits of statistical rates are 1.9 crashes per MEV at 90th percentile confidence, and 2.2 crashes per MEV at 95th percentile confidence.

The crash experience for the intersection of Alburnett Road and Echo Hill Road was above average, and is significant at the 90th percentile confidence level. In other words, under existing stop sign control, this intersection has a statistically significantly higher number of crashes that would be expected. However, the crash experience should be improved with the new roundabout, and the severity of crashes will be reduced with a roundabout.

TRANSITION ZONE BOUNDARIES: Figure 2 shows the transition zone boundaries from 55 mph to the community zone target speed of 35 mph. The proposed transition zone boundaries begin at the existing 35 mph speed limit sign posted about ¼ mile north of Echo Hill Road (Refer back to Figure 1).

FIGURE 2 – TRANSITION ZONE BOUNDARIES



NCHRP Report 737 – Design Guidance for High-Speed to Low-Speed Transition Zones provides Figure 4-5, Recommended Minimum Lengths of Transition Zones. The warning sign placements were derived from Figure 4-5 of NCHRP 737 (See appendix). For the 55mph to 45 mph transition, Figure 4-5 indicates 475 feet is needed for Perception/Reaction Distance and the Deceleration Distance. For the 45 mph to 35 mph transition, Figure 4-5 shows a distance of 425 feet.

During the Spot Speed study of the existing speed transition, it was observed drivers shortly after crossing into the 35 mph zone were still traveling at 42 mph (85th percentile – Refer back to Table 1). Also, north of Cedar Spring Road, the character of the roadway is still rural and does not convey the suburban feel as is present south of Cedar Spring Road. Therefore, a 45 mph zone was extended to provide a buffer to allow drivers to reduce speed and stabilize their speed within that zone before initiating the next step down to 35 mph. The intent is to provide more space than the minimum recommendations in Figure 4-5 so that by the time drivers arrive at the next transition from 45 mph to 35 mph, the 85th percentile speed will be closer to the posted speed when they reach the 35 mph sign. The distance of 1,450 feet is more or less arbitrary as it sets the 55 mph speed limit sign about halfway between Echo Hill Road and County Home Road.

CONCLUSIONS AND RECOMMENDATIONS

Based on the procedures outlined in NCHRP 737, and the findings of the crash analysis and spot speed study, it is recommended the speed limit signs and advance warning signs to transition from 55 mph to 35 mph be implemented per the layout shown in Figure 2. Because of the roundabout construction, and the longer speed transition zone, we anticipate crash frequency and severity to decrease. The City should monitor crash data over the coming years and may consider performing a follow up spot speed study in the speed transition zone as drivers become accustomed to the new signing and the new roundabout.

TECHNICAL APPENDICES

SPOT SPEED STUDY SUMMARIES
FIGURE 4-5, EXCERPT FROM NCHRP REPORT 737
CRASH DATA

SPEED DATA ANALYSIS

Location



Latitude: 38.861231
Longitude: -95.741185

Analysis Time Period



Start	End
1/19/2021	1/21/2021
10:33 AM	11:59 PM

Vehicles Analyzed



4,375

Fastest Speed



87

Average Speed

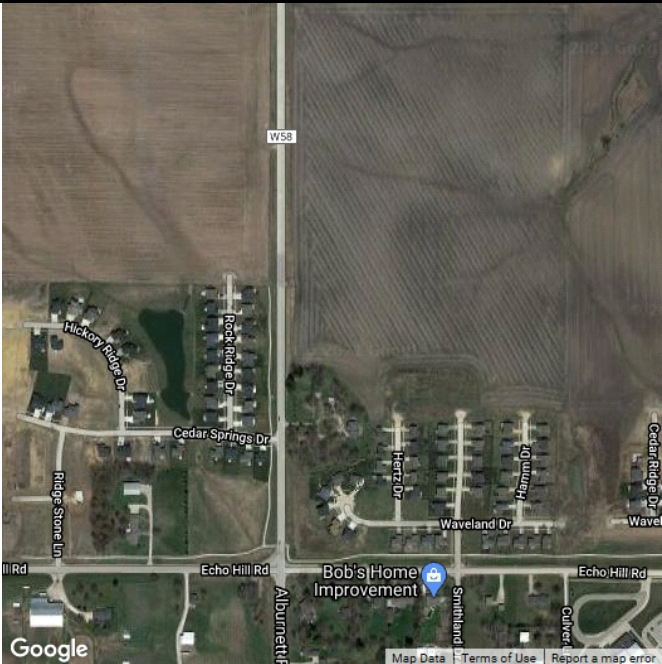


46

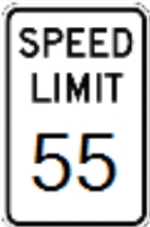
Slowest Speed



16



Speed Limit



55

% Enforceable Violations



11%

85th Percentile Speed



53

Peak Time of Violations



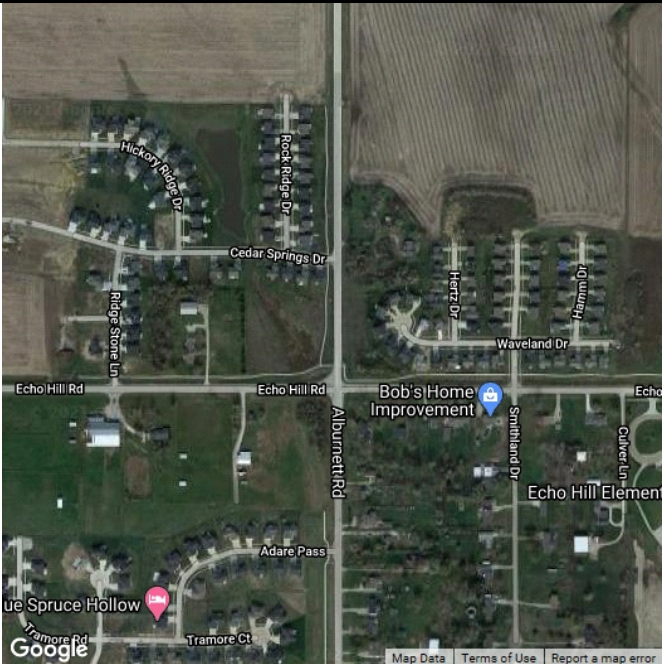
1/20/2021
4:33 PM

SPEED DATA ANALYSIS

Location



Latitude: 38.861231
Longitude: -95.741185



Analysis Time Period



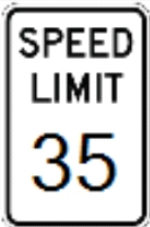
Start	End
2/2/2021 9:26 AM	2/4/2021 11:59 PM

Vehicles Analyzed



3,952

Speed Limit



35

Fastest Speed



78

% Enforceable Violations



59%

Average Speed



35

85th Percentile Speed



42

Slowest Speed



7

Peak Time of Violations



2/3/2021
3:26 PM

		Community Zone Target Speed (mph)									
Rural Zone Speed (mph)		20	25	30	35	40	45				
		170	385	170	345	170	305	170	255	-	-
45		555	515	475	425	-	-	-	-	-	-
50		190	450	190	415	190	380	190	330	190	270
		640	605	570	520	460	-	-	-	-	-
55		210	510	210	480	210	440	210	400	210	340
		720	690	650	610	550	475	-	-	-	-
60		230	595	230	565	230	520	230	485	230	425
		825	795	750	715	655	595	-	-	-	-
65		240	680	240	655	240	600	240	570	240	510
		920	895	840	810	750	705	-	-	-	-

P	D
Total	

P = Perception-reaction distance (ft)

D = Deceleration distance (ft)

Total is the Transition Zone Length (feet)

Notes:

Perception-reaction time is assumed to be 2.5 seconds, traveling at the rural zone speed.

Deceleration distances are based on AASHTO, 2011 pg. 10-115, Table 10-5.

Interpolation and extrapolation were used to obtain values not available directly from AASHTO.

The AASHTO values are average running speeds; however posted speeds are conservatively proposed for use in the transition zone straight-line diagram and analysis.

All distances have been rounded up to the nearest 10 ft.

Figure 4-5. Recommended minimum lengths of transition zones.

munity threshold should be located such that drivers can clearly discern that the nature of the roadway changes beyond that point.

Based on the 85th percentile speeds in the rural zone and the target speed in the community zone, the recommended minimum length of the transition zone can be approximated using Figure 4-5, thereby setting the upstream transition threshold. The deceleration and perception-reaction area lengths are also noted in Figure 4-5. The deceleration distance is based on a comfortable deceleration rate, while the perception-reaction time is set at 2.5 seconds.

While Figure 4-5 is useful for defining the minimum length of the transition zone, in many situations it will need to be longer due to various engineering and/or community factors such as sight distance limitations and grades. Human factors issues such as speed adaptation may also lead the engineer to lengthen the transition zone if there is a long stretch of high-speed roadway leading up to the community. While there may be an inclination to want to move the transition zone far from the community or to make it longer than warranted, this must be weighed against the fact that drivers will typically travel at a speed that is appropriate for the roadway design. Therefore, if the transition zone is too far from where the roadway changes to the community zone, then drivers may not travel at the desired speed.

At this point it is useful for the engineer to compare the location of the current transition zone with that of the theoretical transition zone. If there are problems with speed-limit compliance in the current transition zone, it may be beneficial to consider moving the transition zone closer to the theoretical location. This shift could be combined with the implementation of a transition zone treatment or treatments.

Crash Detail Report

20191095858		02/01/2019 08:52		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: FTYROW: From stop sign Roadway Type: Intersection: Four-way intersection Severity:: Property Damage Only Manner of Crash: Broadside (front to side) Fatalities: 0 Surface Conditions: Snow Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Property Damage Only Property Damage: \$3,000 Number of Vehicles: 2					
	Unit 1	Unit 2	Unit		
Init Trav Dir:	East	South			
Veh Action:	Turning left	Movement essentially straight			
Configuration:	Sport utility vehicle	Passenger car			
Driver Age:	47	40			
Driver Gender:	M	F			
Driver Cond:	Apparently normal	Apparently normal			
Driver Contr 1:	FTYROW: From stop sign	No improper action			
Driver Contr 2:	Not reported	Not reported			
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)			

20191135775		09/28/2019 09:23		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Ran stop sign Roadway Type: Intersection: Four-way intersection Severity:: Possible/Unknown Injury Manner of Crash: Broadside (front to side) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 2 Drug/Alc Involved: None Indicated Severity:: Possible/Unknown Injury Property Damage: \$24,000 Number of Vehicles: 3					
	Unit 1	Unit 2	Unit 3		
Init Trav Dir:	West	South	East		
Veh Action:	Movement essentially straight	Movement essentially straight	Stopped in traffic		
Configuration:	Sport utility vehicle	Sport utility vehicle	Passenger van (seats < 9)		
Driver Age:	72	60	49		
Driver Gender:	F	M	F		
Driver Cond:	Apparently normal	Apparently normal	Apparently normal		
Driver Contr 1:	Ran stop sign	No improper action	No improper action		
Driver Contr 2:	Not reported	Not reported	Not reported		
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)	None (no fixed object struck)		

Crash Detail Report

20191140713	10/25/2019 09:09	ALBURNETT RD/ECHO HILL RD	
County: Linn	City: Marion		
Major Cause: Other			
Roadway Type: Intersection: Four-way intersection			
Severity:: Property Damage Only		Manner of Crash: Angle, oncoming left turn	
Fatalities: 0		Surface Conditions: Dry	
Major Injuries: 0		Light Conditions: Daylight	
Minor Injuries: 0		Weather Conditions: Clear	
Possible Injuries: 0		Drug/Alc Involved: None Indicated	
Severity:: Property Damage Only		Property Damage: \$5,000	Number of Vehicles: 2
	Unit 1	Unit 2	Unit
Init Trav Dir:	North	East	
Veh Action:	Turning left	Stopped in traffic	
Configuration:	Passenger car	Sport utility vehicle	
Driver Age:	32	51	
Driver Gender:	M	F	
Driver Cond:	Apparently normal	Apparently normal	
Driver Contr 1:	Other	No improper action	
Driver Contr 2:	Not reported	Not reported	
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)	

20201171237	05/01/2020 14:38	ALBURNETT RD/ECHO HILL RD	
County: Linn	City: Marion		
Major Cause: FTYROW: From stop sign			
Roadway Type: Intersection: Four-way intersection			
Severity:: Suspected Minor Injury		Manner of Crash: Broadside (front to side)	
Fatalities: 0		Surface Conditions: Dry	
Major Injuries: 0		Light Conditions: Daylight	
Minor Injuries: 1		Weather Conditions: Clear	
Possible Injuries: 0		Drug/Alc Involved: None Indicated	
Severity:: Suspected Minor Injury		Property Damage: \$5,000	Number of Vehicles: 2
	Unit 1	Unit 2	Unit
Init Trav Dir:	West	North	
Veh Action:	Movement essentially straight	Movement essentially straight	
Configuration:	Four-tire light truck (pick-up)	Single-unit truck (2-axle/6-tire)	
Driver Age:	61	38	
Driver Gender:	M	M	
Driver Cond:	Apparently normal	Apparently normal	
Driver Contr 1:	FTYROW: From stop sign	No improper action	
Driver Contr 2:	Not reported	Not reported	
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)	

Crash Detail Report

20201176920		06/16/2020 14:09		ALBURNETT RD/CEDAR SPRINGS DR	
County: Linn		City: Marion			
Major Cause: Unknown Roadway Type: Feature: Non-junction/no special feature Severity:: Property Damage Only Manner of Crash: Non-collision (single vehicle) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Property Damage Only Property Damage: \$1,500 Number of Vehicles: 1					
	Unit 1	Unit	Unit		
Init Trav Dir:	North				
Veh Action:	Movement essentially straight				
Configuration:	Unknown				
Driver Age:	200				
Driver Gender:	M				
Driver Cond:	Not reported				
Driver Contr 1:	Unknown				
Driver Contr 2:	Not reported				
Fixed Object:	None (no fixed object struck)				

20211222262		01/22/2021 09:34		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Ran stop sign Roadway Type: Intersection: Four-way intersection Severity:: Suspected Minor Injury Manner of Crash: Broadside (front to side) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 1 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Suspected Minor Injury Property Damage: \$10,000 Number of Vehicles: 2					
	Unit 1	Unit 2	Unit		
Init Trav Dir:	East	South			
Veh Action:	Movement essentially straight	Movement essentially straight			
Configuration:	Passenger car	Sport utility vehicle			
Driver Age:	22	66			
Driver Gender:	M	F			
Driver Cond:	Apparently normal	Apparently normal			
Driver Contr 1:	Ran stop sign	No improper action			
Driver Contr 2:	Not reported	Not reported			
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)			

Crash Detail Report

20211250001		07/11/2021 21:38		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Unknown Roadway Type: Intersection: Four-way intersection Severity:: Possible/Unknown Injury Manner of Crash: Non-collision (single vehicle) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Dark - roadway not lighted Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Possible/Unknown Injury Property Damage: \$3,500 Number of Vehicles: 1					
	Unit 1	Unit	Unit		
Init Trav Dir:	South				
Veh Action:	Movement essentially straight				
Configuration:	Unknown				
Driver Age:	200				
Driver Gender:	NR				
Driver Cond:	Unknown				
Driver Contr 1:	Unknown				
Driver Contr 2:	Not reported				
Fixed Object:	Traffic sign support				

20211254627		08/08/2021 15:42		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Other Roadway Type: Intersection: Four-way intersection Severity:: Property Damage Only Manner of Crash: Non-collision (single vehicle) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Property Damage Only Property Damage: \$3,000 Number of Vehicles: 1					
	Unit 1	Unit	Unit		
Init Trav Dir:	East				
Veh Action:	Turning left				
Configuration:	Sport utility vehicle				
Driver Age:	74				
Driver Gender:	F				
Driver Cond:	Apparently normal				
Driver Contr 1:	Other				
Driver Contr 2:	Not reported				
Fixed Object:	Traffic sign support				

Crash Detail Report

20211263093		10/02/2021 13:48		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Ran stop sign Roadway Type: Intersection: Four-way intersection Severity:: Suspected Minor Injury Manner of Crash: Head-on (front to front) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Daylight Minor Injuries: 2 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Suspected Minor Injury Property Damage: \$8,000 Number of Vehicles: 2					
	Unit 1	Unit 2	Unit		
Init Trav Dir:	North	South			
Veh Action:	Turning left	Movement essentially straight			
Configuration:	Sport utility vehicle	Passenger car			
Driver Age:	44	71			
Driver Gender:	M	F			
Driver Cond:	Apparently normal	Apparently normal			
Driver Contr 1:	No improper action	Ran stop sign			
Driver Contr 2:	Not reported	Not reported			
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)			

20211265462		10/15/2021 18:51		ALBURNETT RD/ECHO HILL RD	
County: Linn		City: Marion			
Major Cause: Other Roadway Type: Intersection: Four-way intersection Severity:: Property Damage Only Manner of Crash: Broadside (front to side) Fatalities: 0 Surface Conditions: Dry Major Injuries: 0 Light Conditions: Dark - roadway lighted Minor Injuries: 0 Weather Conditions: Clear Possible Injuries: 0 Drug/Alc Involved: None Indicated Severity:: Property Damage Only Property Damage: \$3,000 Number of Vehicles: 2					
	Unit 1	Unit 2	Unit		
Init Trav Dir:	East	South			
Veh Action:	Movement essentially straight	Movement essentially straight			
Configuration:	Passenger van (seats < 9)	Passenger car			
Driver Age:	43	20			
Driver Gender:	M	F			
Driver Cond:	Apparently normal	Apparently normal			
Driver Contr 1:	Other	Other			
Driver Contr 2:	Not reported	Not reported			
Fixed Object:	None (no fixed object struck)	None (no fixed object struck)			

ORDINANCE NO. 23-01

**ORDINANCE AMENDING CHAPTER 63 OF THE CODE OF ORDINANCES ESTABLISHING
THE SPEED LIMIT ON FERNOW ROAD FROM FIELDS DRIVE TO HIGHWAY 13 AS 35 MPH**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MARION, IOWA:

Section 1: Chapter 63.01 (5) of the Code of Ordinances is amended by adding the following new subparagraph:

AH. On Fernow Road from Fields Drive to Highway 13.

Section 3. Violations of this ordinance shall be punished in the manner provided in Section 1.06 of the Code of Ordinances. This Ordinance shall be in effect from and after its passage and publication as provided by law.

Passed and approved on February 23, 2023.



Nicolas AbouAssaly, Mayor

ATTEST:

I, Rachel Bolender, City Clerk of the City of Marion, Iowa hereby certify that at a meeting of the City Council of said City, held on the above date, among other proceedings the above was adopted.



Rachel Bolender, City Clerk



AIA® Document G701™ – 2017

Change Order

PROJECT: (name and address)

Linn County Correctional Center
53 3rd Avenue Bridge Cedar Rapids, IA 52401

CONTRACT INFORMATION:

Contract For: Video Visitation Remodel
Date: June 20, 2022

CHANGE ORDER INFORMATION:

Change Order Number: 2
Date: February 24, 2023

OWNER: (name and address)

Linn County
935 2nd Street SW
Cedar Rapids, IA 52404

ARCHITECT: (name and address)

Aspect
221 2nd Avenue SE, Ste 400
Cedar Rapids, IA 52401

CONTRACTOR: (name and address)

Unzeitig Construction
1619 F Avenue NE, Suite 1
Cedar Rapids, IA 52404

The Contract is changed as follows:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

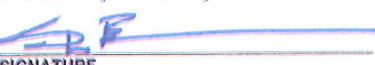
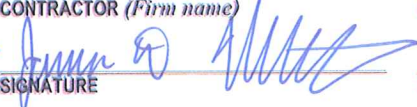
Mannington floor product selected to replace the discontinued Armstrong product specified in the drawings.

This selection cancels COR #1, as it was also a selected replacement flooring product.

The original (Contract Sum) (Guaranteed Maximum Price) was	\$ 366,800.00
The net change by previously authorized Change Orders	\$ 0.00
The (Contract Sum) (Guaranteed Maximum Price) prior to this Change Order was	\$ 366,800.00
The (Contract Sum) (Guaranteed Maximum Price) will be (increased) (decreased) (unchanged) by this Change Order in the amount of	\$ 4,443.00
The new (Contract Sum) (Guaranteed Maximum Price), including this Change Order, will be	\$ 371,243.00
The Contract Time will be (increased) (decreased) (unchanged) by	(0) days.
The new date of Substantial Completion will be	unchanged

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Aspect	Unzeitig Construction	Linn County
ARCHITECT (Firm name)	CONTRACTOR (Firm name)	OWNER (Firm name)
		
SIGNATURE	SIGNATURE	SIGNATURE
Stephen L. Emerson	James D. Unzeitig	
PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
February 24, 2023	2-28-23	
DATE	DATE	DATE

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

AIA® Document G701® – 2017
Change Order

PROJECT: *(Name and address)*
 Priority #2 Linn County Facilities Derecho
 Repairs
 Various locations throughout Linn
 County, Iowa.

CONTRACT INFORMATION:
 Contract For: General Construction
 Date: March 28, 2022

CHANGE ORDER INFORMATION:
 Change Order Number: 001
 Date: February 17, 2023

OWNER: *(Name and address)*
 Linn County Board of Supervisors
 935 2nd Street SW
 Cedar Rapids, IA 52404

ARCHITECT: *(Name and address)*
 Martin Gardner Architecture, P.C.
 700 11th Street
 Suite 200
 Marion, IA 52302

CONTRACTOR: *(Name and address)*
 Unzeitig Construction
 1619 F Avenue NE
 Cedar Rapids, IA 52402

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

See attached letter dated January 31, 2023 and other associated backup information.

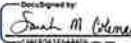
The original Contract Sum was	\$ 511,000.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 511,000.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 58,588.95
The new Contract Sum including this Change Order will be	\$ 569,588.95

The Contract Time will be unchanged by Zero (0) days.
 The new date of Substantial Completion will be unchanged.

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Martin Gardner Architecture, P.C.
ARCHITECT *(Firm name)*

Desiged by

SIGNATURE

Sarah Coleman, AIA, Project Architect

PRINTED NAME AND TITLE
 3/3/2023 | 08:30:51 CST

DATE

Unzeitig Construction
CONTRACTOR *(Firm name)*

Desiged by

SIGNATURE

Jim Unzeitig, Vice President

PRINTED NAME AND TITLE
 3/3/2023 | 12:25:22 PST

DATE

Linn County Board of Supervisors
OWNER *(Firm name)*

SIGNATURE

Louis J. Zumbach, Chair Board of
 Supervisors

PRINTED NAME AND TITLE

DATE

AIA® Document G701® – 2017
Change Order

PROJECT: <i>(Name and address)</i> Priority #1 Linn County Facilities Derecho Repairs Various locations throughout Linn County, Iowa.	CONTRACT INFORMATION: Contract For: General Construction Date: March 7, 2022	CHANGE ORDER INFORMATION: Change Order Number: 001 Date: February 17, 2023
OWNER: <i>(Name and address)</i> Linn County Board of Supervisors 935 2nd Street SW Cedar Rapids, IA 52404	ARCHITECT: <i>(Name and address)</i> Martin Gardner Architecture, P.C. 700 11th Street Suite 200 Marion, IA 52302	CONTRACTOR: <i>(Name and address)</i> Unzeitig Construction 1619 F Avenue NE Cedar Rapids, IA 52402

THE CONTRACT IS CHANGED AS FOLLOWS:

(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)

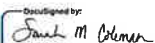
See attached letter dated January 24, 2023 and other associated backup.

The original Contract Sum was	\$ 396,500.00
The net change by previously authorized Change Orders	\$ 0.00
The Contract Sum prior to this Change Order was	\$ 396,500.00
The Contract Sum will be increased by this Change Order in the amount of	\$ 33,605.00
The new Contract Sum including this Change Order will be	\$ 430,105.00

The Contract Time will be unchanged by Zero (0) days.
The new date of Substantial Completion will be unchanged.

NOTE: This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

Martin Gardner Architecture, P.C.	Unzeitig Construction	Linn County Board of Supervisors
ARCHITECT <i>(Firm name)</i>	CONTRACTOR <i>(Firm name)</i>	OWNER <i>(Firm name)</i>
		
SIGNATURE	SIGNATURE	SIGNATURE
Sarah Coleman, AIA, Project Architect	Jim Unzeitig, Vice President	Louis J. Zumbach, Chair Board of Supervisors
PRINTED NAME AND TITLE	PRINTED NAME AND TITLE	PRINTED NAME AND TITLE
3/3/2023 08:31:31 CST	3/3/2023 12:23:44 PST	
DATE	DATE	DATE

Purchase Order

#: PO447

3/2/2023

935 2ND ST. SW
CEDAR RAPIDS, IA 52404
PH: 319-892-5000
LinnCountyIowa.Gov



Vendor

TIMBERLAND DIVISION
NUTRIEN AG SOLUTIONS
5230 AIRPORT RD
SPEARFISH SD 57783
United States

TOTAL

\$14,380.50

Receive By:

Note: Sales Tax Exempt ID Number 42-6004338

Order Instructions: Please enter our order for the following, subject to the instructions, terms and conditions named herein. **Important:** This order expressly limits acceptance to the terms stated herein, and any additional or different terms proposed by the seller are rejected unless assented to in writing. No chemicals accepted without material safety data sheet (MSDS). All orders are FOB Destination unless specifically stated otherwise.

Department	Department Contact	Contact Telephone	Terms
61-ENGINEER	MEGAN J DICESARE-HUCK	(319) 892-6424	

Quantity	Units	Item	Description	Rate	Amount
55		HERBICIDES	LIBERATE (GAL)	\$27.10	\$1,490.50
45		HERBICIDES	REIGN DRIFT CONTROL (GAL)	\$17.00	\$765.00
40		HERBICIDES	TERRAVUE (LBS)	\$100.00	\$4,000.00
25		HERBICIDES	MILESTONE (GAL)	\$325.00	\$8,125.00

Memo: HERBICIDE - NOXIOUS WEED - QUOTE 3/1/2023

Total \$14,380.50

Bill To

Linn County Engineer
1888 County Home Road
Marion, IA 52302

Ship To

MAIN SHOP
1944 CONTY HOME RD
MARION IA
United States



PO447

LINN COUNTY SECONDARY ROAD DEPARTMENT
1888 COUNTY HOME ROAD
MARION, IA 52302

**Noxious Weed
Herbicide Results**
3/1/2023

Nutrien Ag Solutions 5230 Airport Rd Spearfish, SD 57783 william.walker@nutrien.com		Van Diest Supply Co. 902 East Diehl Ave Des Moines, IA 50315 alex.tucker@vdsc.com		Midwest Spray Team & Sales Inc. PO Box 65668 W Des Moines, IA 50265 christ3@g.com	
Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
\$27.10	\$1,490.50	NO BID		NO BID	
\$17.00	\$765.00	NO BID			
\$100.00	\$4,000.00	\$100.00	\$4,000.00		
\$325.00	\$8,125.00	\$325.00	\$8,125.00		
	\$0.00		\$0.00		
	\$14,380.50		\$12,125.00		\$0.00

* Substitute not allowed

ORDINANCE NO. 3 – – 2023

AN ORDINANCE AMENDING CHAPTER 20 OF THE CODE OF ORDINANCES, LINN COUNTY, IOWA
BY AMENDING SECTIONS IN ARTICLE III RELATING TO THE LINN COUNTY
GENERAL ASSISTANCE PROGRAM

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. SECTION MODIFIED. Chapter 20, Article III, Section 20-62(c) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (c) Applicants who seek ongoing economic assistance due to a disability that is expected to last more than 12 months from the date of onset must apply for and diligently pursue an application for supplemental security income (SSI) benefits. Applicants must also execute a repayment agreement in the event of a lump sum payment of retroactive benefits on forms provided by the director.

SECTION 2. SECTION MODIFIED. Chapter 20, Article III, Section 20-62(d) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (d) Applicants who have made application for supplemental security income (SSI) benefits whose application is dismissed for failure to diligently pursue the application, or who are determined to not have a qualifying disability after hearing by an administrative law judge shall not be eligible for further ongoing economic assistance or to re-apply for ongoing economic assistance in the 60 months following the dismissal of their application or the decision of the administrative law judge. Such applicants are eligible to apply for temporary economic assistance benefits immediately after termination of their ongoing economic assistance benefits. Applicants who are not required to make application for SSI benefits are eligible to apply for temporary economic assistance 90 days after termination of their ongoing economic assistance benefits.

SECTION 3. SECTION MODIFIED. Chapter 20, Article III, Section 20-64(b) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (b) The general assistance program may provide assistance for rent for rental units, rooms, and mobile home lots, interest on home mortgages, utilities, transportation, and burial. Assistance for food and essential non-food products may also be provided to applicants determined eligible for assistance pursuant to Section 20-60 upon a determination by the director that the program funding balance is adequate to allow for expanded assistance.

SECTION 4. SECTION MODIFIED. Chapter 20, Article III, Section 20-67 of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

Sec. 20-67. – Essential non-food items.

Essential non-food items which may be paid for through this program are limited to items approved by resolution of the board of supervisors.

SECTION 5. SECTION MODIFIED. Chapter 20, Article III, Section 20-69(a) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (a) The income guidelines used to determine eligibility for burial assistance shall be set by resolution of the board of supervisors.

SECTION 6. SECTION MODIFIED. Chapter 20, Article III, Section 20-70(c) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (c) Any person making application for assistance who applies for supplemental security income (SSI) and who would be entitled to a retroactive lump sum payment must agree to comply with the reimbursement provisions of the state supplemental income program.

SECTION 7. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 8. SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 9. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 10. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval, and publication as provided by law.

LINN COUNTY BOARD OF SUPERVISORS

Louis J. Zumbach, Chair

Ben Rogers, Vice Chair

Kirsten Running-Marquardt, Supervisor

ATTEST:

Joel Miller, County Auditor

I, Linn County Auditor, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors.

Joel Miller, County Auditor

State of Iowa
County of Linn

This instrument was acknowledged before me on the _____ day of _____, 2023,
by Joel Miller as Linn County Auditor.

Notary Public, State of Iowa

First reading on the _____ day of March 2023.

Second reading on the _____ day of March 2023.

Third reading and final passage on the _____ day of March 2023.

Published in *The Gazette* on the _____ day of _____ 2023.

RESOLUTION 2023 – 3 –

A RESOLUTION ESTABLISHING GENERAL RULES FOR
THE LINN COUNTY, IOWA GENERAL ASSISTANCE PROGRAM

(SUPERCEDES RESOLUTION 2019-9-130)

WHEREAS, Iowa Code Section 252.25 requires the Board of Supervisors to provide for the assistance of persons in the county who are ineligible for, or are immediate need and are awaiting approval and receipt of, assistance under programs provided by state or federal law, or whose actual needs cannot be fully met by the assistance furnished under those programs; and

WHEREAS, Iowa Code Section 252.25 also requires the Board of Supervisors to establish general rules as the Board deems necessary to properly discharge its responsibility under Iowa Code Section 252.25; and

WHEREAS, Linn County Code of Ordinances Section 20-64 establishes that applicants determined eligible for general assistance shall be granted assistance in an amount and for a duration as determined by resolution of the Linn County Board of Supervisors.

BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors that effective upon the passage of this resolution, Resolution 2019-9-130, and any other resolutions, or parts of resolutions, in conflict with the provisions of this resolution are hereby repealed.

BE IT FURTHER RESOLVED by Linn County Board of Supervisors that in place of Resolution 2019-9-130, and any other resolutions, or parts of resolutions, in conflict with the provisions of this resolution, the following rules are established to implement the provisions of Chapter 20, Article III of the Code of Ordinances, Linn County, Iowa.

1. Pursuant to Section 20-61(e), Code of Ordinances, Linn County, Iowa, the following shall be considered exempt property:
 - a. Wedding rings from a current marriage.
 - b. Household furniture and appliances.
 - c. One burial lot or funeral trust fund per person.
 - d. Equity in one homestead within Linn County, per applying household, not to exceed \$50,000.
 - e. Equity in one motor vehicle registered in Linn County, per applying household, not to exceed \$5000 based on Kelly Blue Book trade in value.
 - f. Equity in tools and equipment used in the course of employment by members of the applying household not to exceed \$1500.
 - g. Equity in personal effects (clothing, jewelry, cell phones, etc.) not to exceed \$250 per person.

2. Pursuant to Section 20-60(a)(3), Code of Ordinances, Linn County, Iowa, monthly countable income for eligible, applying households shall be at or below 30 percent Area Median Income for either a one or two-person household, depending on the composition of the applying household. An applying household with one or more dependents will be considered a two-person household when determining income eligibility.
3. Pursuant to Section 20-60(a)(4), Code of Ordinances, Linn County, Iowa, eligible applying households shall have a non-exempt property limit of \$500.
4. Pursuant to Section 20-60(b)(4), Code of Ordinances, Linn County, Iowa, unearned income for eligible applying households shall not exceed \$150.
5. Pursuant to Section 20-60(b)(5), Code of Ordinances, Linn County, Iowa, eligible applying households shall have a non-exempt property limit of \$500.
6. Pursuant to Section 20-61(d), Code of Ordinances, Linn County, Iowa, a transfer of property with a value exceeding \$1000 shall make the applying household subject to the provisions of said section.
7. A household receiving temporary economic assistance may not receive combined assistance for rental unit rent, room rent, transitional housing, mobile home lot rent, home mortgage interest, transportation assistance, and/or utility assistance in excess of \$900 per month for those seeking temporary economic assistance and \$550 per month for those seeking ongoing economic assistance.
8. An eligible applying household meeting the criteria for temporary economic assistance established in Section 20-60(a), Code of Ordinances, Linn County, Iowa, may receive assistance one (1) time in a rolling twelve (12) month period.
9. An eligible applying household meeting the criteria established in Section 20-60(b), which is not subject to Section 20-62(c), may receive assistance for the duration of the applicant's disability or up to six (6) consecutive months, whichever is less. Assistance under this provision is available three (3) times total in an applicant's lifetime. Applicants subject to Section 20-62(c) who apply for and diligently pursue supplemental security income (SSI) may continue to receive assistance until their application is successful, or until a determination is made at the administrative law judge level that the applicant does not have a qualifying disability.

10. Pursuant to Section 20-69, funeral expense shall be an amount not to exceed \$2000 and shall be conditioned on the provider offering a choice of cremation or traditional burial and the provider accepting the funeral expense amount in full payment of services rendered. Any available cash or cash equivalent held in the name of the deceased person shall be paid to the provider, where possible, and assistance shall be reduced by that amount. If cremation is selected, a funeral director may accept additional money from any family member or friend that desires to purchase an upgraded urn for the return of the cremains.
11. In the event of a projected budget shortfall or budget overage, the Director may, under the direction of the General Assistance Advisory Board, temporarily reduce or increase the amount of assistance provided for under this resolution, including adjusting the percentage of the Area Median Income that eligible applying household's income must meet as is necessary to keep the General Assistance program in compliance with its budget for the current fiscal year.

PASSED AND APPROVED this _____ day of March 2023.

LINN COUNTY BOARD OF SUPERVISORS

Louis J. Zumbach, Chair

Ben Rogers, Vice Chair

Kirsten Running-Marquardt, Supervisor
ATTEST:

Joel Miller, Linn County Auditor

I, Joel Miller, Linn County Auditor, certify that at a regular meeting of the Linn County Board of Supervisors the foregoing resolution was duly adopted by a vote of:

_____Aye _____Nay _____ Abstain and _____Absent from Voting.

Joel Miller, Linn County Auditor

ORDINANCE NO. 3 – – 2023

AN ORDINANCE AMENDING CHAPTER 24 OF THE CODE OF ORDINANCES, LINN COUNTY, IOWA BY AMENDING PROVISIONS IN ARTICLE II RELATING TO THE TIME OF IMPOSITION OF A LOCAL SALES AND SERVICES TAX

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, as follows:

SECTION 1. SUBSECTION MODIFIED. Chapter 24, Article II, Section 24-21(c) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (c) *Cedar Rapids*. The local sales and service tax is imposed upon transactions occurring on and after April 1, 2009, until June 30, 2034, within the incorporated area of Cedar Rapids in the county.

SECTION 2. SUBSECTION MODIFIED. Chapter 24, Article II, Section 24-21(h) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (h) *Fairfax*. The local sales and services tax is imposed upon transactions occurring on and after April 1, 2009, until June 30, 2034, within the incorporated area of Fairfax in the county.

SECTION 3. SUBSECTION MODIFIED. Chapter 24, Article II, Section 24-21(i) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (i) *Hiawatha*. The local sales and services tax is imposed upon transactions occurring on and after April 1, 2009, until June 30, 2034, within the incorporated area of Hiawatha in the county.

SECTION 4. SUBSECTION MODIFIED. Chapter 24, Article II, Section 24-21(k) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (k) *Marion*. The local sales and services tax is imposed upon transactions occurring on and after April 1, 2009, until June 30, 2034, within the incorporated area of Marion in the county.

SECTION 5. SUBSECTION MODIFIED. Chapter 24, Article II, Section 24-21(o) of the Code of Ordinances, Linn County, Iowa, is hereby amended to read as follows:

- (o) *Robins*. The local sales and services tax is imposed upon transactions occurring on and after April 1, 2009, until June 30, 2034, within the incorporated area of Robins in the county.

SECTION 6. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 7. SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 8. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 9. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval, and publication as provided by law.

LINN COUNTY BOARD OF SUPERVISORS

Louis J. Zumbach, Chair

Ben Rogers, Vice Chair

Kirsten Running-Marquardt, Supervisor

ATTEST:

Joel Miller, County Auditor

I, Linn County Auditor, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors.

Joel Miller, County Auditor

State of Iowa
County of Linn

This instrument was acknowledged before me on the _____ day of _____, 2023, by Joel Miller as Linn County Auditor.

Notary Public, State of Iowa

First reading on the _____ day of March 2023.

Second reading on the _____ day of March 2023.

Third reading and final passage on the _____ day of March 2023.

Published in *The Gazette* on the _____ day of _____ 2023.

Prepared by Jessie Black
Linn County Planning & Development
935 2nd Street S.W., Cedar Rapids, Iowa 52404-2100
(319) 892-5130
Return to Becky Shoop, Auditor's Office

LINN COUNTY ORDINANCE No. – – 2023

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LINN COUNTY, IOWA BY REZONING AND CHANGING THE DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED AT 4247 INDIAN BOUNDARY RD, IOWA FROM THE "RR1" ZONING DISTRICT AND THE "AG" AGRICULTURAL ZONING DISTRICT TO THE "RR3" RURAL RESIDENTIAL 3-ACRE ZONING DISTRICT.

BE IT ORDAINED by the Board of Supervisors of Linn County, Iowa, in accordance to the Findings of Fact and Conclusions of Law as established in the staff report for rezoning Case JR23-0002 or as otherwise established by the Board, as follows:

SECTION 1. ZONING DISTRICT CHANGED. The zoning of property located at 4247 Indian Boundary Rd; Iowa legally described as:

Lot 1, Kramer's First Addition to Linn County, Iowa

is hereby changed from the "RR1" (Rural Residential 1-Acre) zoning district to the "RR3" (Rural Residential 3-Acre) zoning district.

SECTION 2. ZONING DISTRICT CHANGED. The zoning of property located at 4247 Indian Boundary Rd; Iowa legally described as:

Part of Parcel A, Plat of Survey No. 2693 in the West Half of the Southeast Quarter of Section 17, Township 85 North, Range 8 West of the Fifth Principal Meridian, Linn County, Iowa

is hereby changed from the AG (Agricultural) zoning district to the "RR3" (Rural Residential 3-Acre_ zoning district.

SECTION 3. ZONING MAP AMENDED. The Planning and Development Director, or his/her designee, is instructed to modify the Official Zoning Map of Linn County, Iowa to reflect the district classification change described in Section 1.

SECTION 4. REPEALER. All ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 5. SEVERABILITY. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. SAVING. The Code of Ordinances, Linn County, Iowa, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 7. EFFECTIVE DATE. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Public hearing and first consideration on the 6th day of March 2023

Second consideration on the 8th day of March 2023

Third and final passage on the _____ day of _____, 2023

Published in the Gazette on the _____ day of _____, 2023

LINN COUNTY BOARD OF SUPERVISORS

Chairperson

Supervisor

Supervisor

ATTEST:

Joel D. Miller, Linn County Auditor

STATE OF IOWA)
) SS
COUNTY OF LINN)

I, _____, County Auditor of Linn County, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance passed by the Linn County Board of Supervisors at a regular meeting of said Board held on _____, 2023 and published as provided by law on _____, 2023.

Linn County Auditor

Subscribed and sworn to me this _____ day of _____, 2023.

Notary Public, State of Iowa

RESOLUTION NO. 2023-3-

RESOLUTION FIXING TOWNSHIP COMPENSATION EFFECTIVE 1/1/2023

WHEREAS, Iowa Code Section 359.46 and 359.47 addresses compensation of township trustees and clerks; and

WHEREAS, the Linn County Board of Supervisors most recently authorized an hourly rate of pay of \$15.00 per hour for township trustees and township clerks on March 4, 2020; and

WHEREAS, Iowa Code Section 359.46.1 allows the county board of supervisors to establish a minimum daily pay rate for attending scheduled meetings; now

THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of Linn County, Iowa, that it is hereby ordered that township trustee and clerk compensation be set as follows effective 1/1/2023:

1. Township Trustees will be compensated \$15.00 for each official meeting they attend. Trustees are expected to attend a minimum of three (3) meetings per fiscal year (Financial Report, Pre-budget, and Budget). *Note: Trustee per meeting (aka per diem) rate is not IPERS eligible for appointed or elected trustees.*
2. Township Clerks will be compensated \$15.00 for each official meeting they attend. In addition, township clerks will be paid \$15 per hour for work sessions at which they update township receipts, disbursements, and other official records. *Note: Clerk per meeting (aka per diem) and work session hours are eligible for IPERS. Elected clerks may opt out within 90 days but appointed clerks may not.*
3. Township Trustees and Clerks shall turn in completed timesheets in a timely manner to the Linn County Auditor's Office on the provided timesheet form.

PASSED AND APPROVED this 8th day of March, 2023.

LINN COUNTY BOARD OF SUPERVISORS

Louis Zumbach, Chair

Ben Rogers, Vice Chair

Kirsten Running-Marquardt, Supervisor

AYE:

NAY:

ABSTAIN:

ATTEST:

Joel Miller, Linn County Auditor