

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, MARCH 1, 2017 10:00 A.M.

The Board met in session at the Linn County Jean Oxley Public Service Center.
Present: Vice Chairperson Harris, Supervisors Rogers and Houser (via phone). Absent:
Chairperson Oleson and Supervisor Walker (other county business). Board members
voting "AYE" unless otherwise noted.

The meeting was called to order and Pledge of Allegiance led by Vice Chairperson
Harris. It was explained that Supervisors Oleson, Houser and Walker are attending a
NACo conference in Washington, DC this week.

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

Set date for public hearing to vacate part of High Woods Road to be Monday March 13,
2017 @ 9:00am.

Resolution 2017-3-33

WHEREAS, a Residential Parcel Split of CRUTCHLEY'S SECOND ADDITION (Case # JPS16-0008)
to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A has
been filed for approval, a subdivision of real estate located in the SE NW of Section
10, Township 83 North, Range 06 West of the 5th P.M., Linn County, Iowa, described as
follows:

Beginning at the Center of said Section 10;
thence S 88°58'48" W along the south line of said SE ¼ NW ¼, 161.98 feet;
thence N 01°26'04" W, 168.20 feet;
thence N 88°58'48" E, 101.98 feet;
thence N 01°26'03" W, 390.00 feet;
thence S 88°58'22" W, 307.33 feet;
thence N 01°22'23" W, 388.80 feet;
thence N 81°19'21" E, 369.86 feet to the east line of said SE ¼ NW ¼;
thence S 01°26'04" E along said east line, 996.25 feet;
to the Point of Beginning containing 4.65 acres which includes 0.01 acres of
road right of way.

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 it's 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 July 20, 2016 as last amended on AUGUST 15, 2016 have been addressed:

LINN COUNTY ENGINEERING DEPARTMENT Entrance permit required for new entrances and
existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec.
8B. One entrance per parcel is allowed. Dedication of road rights-of-way, County
Standard Specifications, Sec. 5. 40' of right-of-way (from road centerline) on Martin
Creek Road adjacent to development shall be dedicated to the public for road purposes.
Road agreement for conditions applicable to residential parcel split cases. County
Standard Specifications, Sec. 1. IOWA DEPARTMENT OF TRANSPORTATION Not within the
jurisdiction of the Iowa Department of Transportation. LINN COUNTY PUBLIC HEALTH
DEPARTMENT No conditions to be met. NATURAL RESOURCES CONSERVATION SERVICE Show
approximate location of natural drainage ways and a note restricting building within the
natural drainage way should be shown on the final plat. Contact the NRCS office for
widths and building restriction requirements. 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. A site plan showing the footprint
of proposed structures and septic systems and wells shall be submitted and approved by
the NRCS office prior to plat approval. Clarify plans to address potential wetland area
with NRCS. Applicant shall develop and implement a conservation plan to be filed with
the Linn Soil and Water Conservation District on remaining agricultural land associated
with this case.

LINN COUNTY CONSERVATION DEPARTMENT No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT No conditions to be met.

LINN COUNTY 911 COORDINATOR E-911 address sign is required to be located at driveway
entrance. Street designation signs and E-911 address signs to be applied for at Linn
County Secondary Roads Department, 319-892-6400.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION All side and rear yard
setbacks must be met for all structures involved in this proposal. Various revisions to
the site plan and final plat. 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. This plat lies within the 2 mile jurisdiction of the City of Marion. As
per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has
authority to review the plat to either approve the plat or waive its right to review
must be provided. Approval of utility and drainage easements by the appropriate
companies with all easements marked on the final plat bound copies. Access easement and
maintenance agreement shall be included in the bound documents. 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.
One original and 3 complete copies of the final plat bound documents that must include
the following: 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. 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. Surveyor's certificate. Auditor's certificate. Resolution of the Planning and Zoning Commission. Resolution of the Board of Supervisors. Resolution of approval or waiver of review by applicable municipalities. Treasurer's certificate. 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 5, Section 1, § 8 of the Unified Development Code. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument. Three (3) copies of the surveyor's drawing. A covenant for a secondary road assessment. Final plat bound copies must be approved by the Linn County Board of Supervisors on or before AUGUST 15, 2017 as per Article 4, Section 8A(7), and shall be recorded within 1 year of that approval, as per Article 4, Section 8B, § 6, of the Unified Development Code.

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 1, 2018 to be valid.

Resolution 2017-3-34

WHEREAS, a Residential Parcel Split of CANNON FIRST ADDITION (Case # JPS16-0016) to Linn County, Iowa, containing two lots, numbered lot 1 and lettered lot A has been filed for approval, a subdivision of real estate located in the SW NW of Section 10, Township 85 North, Range 8 West of the 5th P.M., Linn County, Iowa, described as follows:

Beginning at the W $\frac{1}{4}$ corner of said Section 10;

thence N00°30'06"W along the west line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, 1327.78 feet to the NW corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence N88°38'50"E along the north line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, 1319.63 feet to the NE corner of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence S00°24'58"E along the east line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$, 664.94 feet;

thence S88°41'32"W, 659.31 feet;

thence S00°27'32"E, 664.41 feet to the south line of said SW $\frac{1}{4}$ NW $\frac{1}{4}$;

thence S88°44'13"W along said south line, 658.81 feet to the Point of Beginning, containing 30.17 acres which includes 0.60 acres of road right of way.

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 it's 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 November 16, 2016 as last amended on DECEMBER 19, 2016 have been addressed:

LINN COUNTY ENGINEERING DEPARTMENT Entrance permit required for new entrances and existing unpermitted entrances, Sec.11 and the Unified Development Code, Article 4, Sec. 8B. One entrance is allowed per parcel. Dedication of road rights-of-way, County Standard Specifications, Sec. 5. 40' of right-of-way on Iowa Road adjacent to development shall be dedicated to the public for road purposes. Road agreement for conditions applicable to residential parcel split cases. County Standard Specifications, Sec. 1.

IOWA DEPARTMENT OF TRANSPORTATION Not within the jurisdiction of the Iowa Department of Transportation.

LINN COUNTY PUBLIC HEALTH DEPARTMENT Existing water system must be reviewed by Linn County Public Health for compliance. Well rehabilitation may be required. Existing house must be reviewed by Linn County Public Health for compliance.

NATURAL RESOURCES CONSERVATION SERVICE Show approximate location of natural drainage ways and a note restricting building within the natural drainage way should be shown on the final plat. Contact the NRCS office for widths and building restriction requirements. Ok 2/16/17 JG

LINN COUNTY CONSERVATION DEPARTMENT No conditions to be met.

LINN COUNTY EMERGENCY MANAGEMENT No conditions to be met.

LINN COUNTY 911 COORDINATOR No conditions to be met.

LINN COUNTY PLANNING AND DEVELOPMENT - ZONING DIVISION All side and rear yard setbacks must be met for all structures involved in this proposal. Various revisions to the site plan and final plat. Complete requirements from Minimum Housing inspection provided by the Linn County Health Department, including obtaining appropriate permits, inspections and final approval from the Building Division. 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. This plat within the 2-mile jurisdiction of the City of Center Point. As per Chapter 354 of the Code of Iowa, a certified resolution by any municipality that has authority to review the plat to either approve the plat or waive its right to review must be provided. Approval of utility and drainage easements by the appropriate companies with all easements marked on the final plat bound copies. The remaining land of the parent parcel will result in a parcel of less than 35

acres. Either combine the remaining land to an adjacent parcel by deed restriction to total 35

Page 3
March 1, 2017

acres or more, or include the remaining land as part of the final plat. If included as a part of the final plat, the lot will be non-buildable until brought into conformance with the Linn County Zoning Ordinance and will require the note: "This parcel may only be developed in accordance with all development regulations in effect at the time development is proposed" on the plat. 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. One original and 3 complete copies of the final plat bound documents that must include the following: 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. 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. Surveyor's certificate. Auditor's certificate. Resolution of the Planning and Zoning Commission. Resolution of the Board of Supervisors. Resolution of approval or waiver of review by applicable municipalities. Treasurer's certificate. 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 5, Section 1, § 8 of the Unified Development Code. Restrictive covenants or deed restrictions, as separate instruments, not combined with any other instrument. Three (3) copies of the surveyor's drawing. A covenant for a secondary road assessment. Final plat bound copies must be approved by the Linn County Board of Supervisors on or before DECEMBER 19, 2017 as per Article 4, Section 8A(7), and shall be recorded within 1 year of that approval, as per Article 4, Section 8B, § 6, of the Unified Development Code.

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 1, 2018 to be valid.

Resolution 2017-3-35

WHEREAS: Linn County Project LOST-80TH ST SW(17), PCC Whitetopping, on 80th ST SW from a point 600' north of Beverly Road to a point 1,000' south of Highway 30 will begin soon.

WHEREAS: this project lies on a marked Farm-to-Market route, and

WHEREAS: a detour must be established to close a marked route for longer than 48 hours, and

WHEREAS: a map of the detour is attached hereto.

NOW, THEREFORE, BE IT RESOLVED: that the Linn County Board of Supervisors hereby authorize and direct the Linn County Engineer to place the appropriate signs to establish the following detour: commencing at the intersection of 80th ST SW and Williams Blvd (Highway 151), thence northeast 3.75 miles on Williams Blvd (Highway 151) to 16th Ave SW, thence west 4.0 miles on 16th Ave SW to 80th ST SW to end of detour. See attached map.

Signs shall be placed when and as necessary to protect the work and the traveling public in accordance with the Manual on Uniform Traffic Control Devices and Chapter 306 of the Code of Iowa.

Authorize Chair to sign Affirmative Action Plan review and analysis proposal from Gallagher Benefits Services, Inc.

Approve and sign Adopt-A-Roadside application for Bertram United Methodist Church to adopt Bertram Street (county portions only) from Mt Vernon Road to Bertram city limits.

Approve and sign Adopt-A-Roadside application for Kirkwood Conservation Club to adopt Jappa Road from Hwy 30 to Mabie Road.

Approve and sign Adopt-A-Roadside application for Vets THRIVE Foundation to adopt Secrist Road from Creekside Rd to Springville Road.

Approve and sign 28E Agreement between Linn County and the City of Cedar Rapids for HMA overlay on Mt Vernon Road SE from East Post Road to Hwy 13.

Approve and authorize chair to sign purchase order for large round bales to Overturff Trucking LLC in the amount of \$6,300.00.

Authorize Chair to sign Release of Mortgage of February 24, 2012 made and executed by the East Central Iowa Council of Governments, in association with Linn County's Single Family New Construction Grant, regarding property commonly known as 804 10th Avenue Place, Coralville, Iowa.

Authorize Chair to sign 36-month lease agreement at 105.00 per month with Cedar Rapids Photo Copy for a color multifunctional printer for Planning and Development.

Page 4
March 1, 2017

Authorize Chair to sign 36-month lease agreement at 289.79 per month with Cedar Rapids Photo Copy for a mono multifunctional printer for Planning and Development.

Motion by Rogers, seconded by Houser to approve minutes of February 21 & 22, 2017 as printed.

Britt Hutchins, Purchasing Manager, presented a Purchase Order for two Secondary Roads pickups. He stated that 15 years ago if they wanted to have the vehicles painted orange, it was \$1,500 per vehicle and the Board was to give authorization for the upcharge. He stated that the cost has now been reduced to \$300/vehicle.

Motion by Rogers, seconded by Houser to approve the upcharge to paint two Secondary Roads pickups Omaha orange.

Motion by Rogers, seconded by Houser to authorize Chairperson to sign a Purchase Order to Bob Brown GMC, Inc. for 2 pickup trucks in the amount of \$52,936.00 for the Secondary Road Dept.

LEGISLATIVE UPDATE: Supervisor Harris stated that the UCC telecom is on schedule for Friday.

Motion by Rogers, seconded by Houser to approve Employment Change Roster (Payroll Authorizations) as follows:

COUNTY ATTORNEY

Administrative Secretary Mary Fuessley Term/Retirement 03/31/17

HUMAN RESOURCES

HR Coordinator Kirsten Nelson New emp – FT 02/28/17 23 Minimum - \$1,711.37/biweekly

COUNTY FACILITIES

Custodian Kim Humbles New emp – PT 02/27/17 10A \$15.73 + \$.25
Replaces S. Hines 20 hrs/week

LIFTS

LIFTS Driver Theresa Nosley Selected to fill Full time vacancy 02/21/17 55A \$17.40/hour
Replaces R. Westcott

COMMUNITY SERVICES

Child Care Worker Jessica Hughes Term/resignation 02/23/17 (on-call)

Motion by Rogers, seconded by Houser to approve payment to Foundation 2 in the amounts of \$776.00 and \$5,737.95.

Motion by Rogers, seconded by Houser to approve ACH in the amt. of \$1,077,943.24; Claims #70594189-#70594415 in the amt. of \$3,316,201.42; Claims #70594189-#70594220 in the amt. of \$2,833,384.41; ARC in the amt. of \$1,601.00; Trees Forever in the amt. of \$2,276.00 and the following payments over one year: John Godar - \$40.00; Matthew Leeper - \$40.00; Heidi Carmer - \$40.00; Joel Miller - \$40.00; Kyle Lundberg - \$40.00; Todd Egli - \$40.00; Janean Hajek - \$16.05; and Elena Wolford - \$40.00.

Adjournment at 10:05 a.m.

Respectfully submitted,

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

Approved by:

JOHN HARRIS, Vice Chairperson
Board of Supervisors