

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, SEPTEMBER 5, 2018 10:00 A.M.

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

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

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

Resolution 2018-9-119

RESOLUTION FOR ESTABLISHMENT OF AREA SERVICE "C" ROADS

WHEREAS, Linn County has received a request to classify Schmedding Lane on the area service system to provide for a minimal level of maintenance and access by means of a gate; and

WHEREAS, the County Board of Supervisors, after consultation with the County Engineer, has the authority to specify roads within the County as Area Service "C" roads pursuant to Iowa Code Section [309.57](#); and

WHEREAS, the only persons who will have access rights to the road shall be:

- (1) the owner, lessee, or person in lawful possession of adjoining land,
- (2) The agent or employee of the owner, lessee or person in lawful possession of adjoining land,
- (3) any peace officer,
- (4) any magistrate,
- (5) any public employee whose duty it is to supervise the use or perform maintenance of the road,
- (6) any agent or employee of any utility located within the road right-of-way.

WHEREAS, the minimal level of maintenance will be as follows:

1. Blading. Blading or dragging will not be performed on a regular basis.
2. Snow and Ice Removal. Snow and ice will not be removed, nor will the road surface be sanded or salted on a regular basis.
3. Signing. Signing shall not be continued or provided. ALL AREA SERVICE LEVEL C ROADS SHALL BE IDENTIFIED WITH A SIGN AT POINTS OF ACCESS TO WARN THE PUBLIC OF THE LOWER LEVEL OF MAINTENANCE.
4. Weeds, Brush and Trees. Mowing or spraying weeds, cutting brush and tree removal will not be performed on a regular basis. Adequate sight distances will not be maintained.
5. Structures. Bridges and culverts may not be maintained to carry legal loads. Upon failure or loss, the replacement structure will be appropriate for the traffic thereon.
6. Road Surfacing. There will be no surfacing materials applied to Area Service System C Roads on a regular basis.
7. Shoulders. Shoulders will not be maintained on a regular basis.
8. Crown. A crown will not be maintained on a regular basis.
9. Repairs. There will be no road repair on a regular basis.
10. Uniform Width. Uniform width for the traveled portion of the road will not be maintained.
11. Inspections. Regular inspections will not be conducted.

THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF LINN COUNTY that Linn County does hereby establish the road described as an Area Service "C" road, with restricted access and a minimal level of maintenance.

Schmedding Lane beginning at Linn Ridge Road to end (currently class B) in sections 22, 23 & 26-83-5.

Resolution 2018-9-120

APPROVE AGREEMENT FOR LIVING ROADWAY TRUST FUND GRANT

WHEREAS, Linn County has been awarded Living Roadway Trust Fund grants, and
WHEREAS, the Iowa DOT and Linn County will enter into an agreement for each grant.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors, meeting in regular session to:

Approve the agreement with the Iowa DOT for a Living Roadway Trust Fund Grant for the following grant. 90-57-LR19-329 - Bradco Stump Grinder

Authorize the County Engineer to execute on behalf of the County.

Resolution 2018-9-121

A Resolution approving a one lot final plat to be named Hitop 1st Addition.

The following description is a summary of Resolution No. as passed and approved by Linn County Board of Supervisors, effective September 5, 2018.

HITOP FIRST (Case # JPS18-0003) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A has been filed for approval, a subdivision of real estate located in the NW NW of Section 31, Township 82 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows: Commencing as a point of reference at the NW corner of said Section 31 thence SOI $046^{\circ}36'E$ along the west line of said NW $\frac{1}{4}$, 358.58 feet to the Point of Beginning; thence S $87^{\circ}18'13"E$ 239.76 feet; thence sol $046^{\circ}36'E$, 434.75 feet; thence S $87^{\circ}25'48"W$, 239.05 feet to said west line; thence NOI $046^{\circ}36'11"W$, 456.76 feet to the Point of Beginning, containing 245 acres which includes 0.42 acres of road right of way.

The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncounty.org

Approve and authorize Chair to sign the Linn County Kids Wraparound Program FY19 Provider Agreement with Alicia Gerber, LMHC LLC dba Guiding Light Christian Counseling Center

Approve and authorize Chair to sign a FY19 Linn County Community Services Agency Agreement contract between Linn County, Iowa and Hawkeye Area Community Action Program (HACAP) for \$32,887.00.

Approve change order number one for the Linn County Sheriff's Office remodel project in the amount of \$42,435 for the contract with Unzeitig Construction making a new contract total of \$506,435.

Approve Application for Display Fireworks Permit for Ron Hoover to conduct a display on Sept. 8, 2018 (rain date Sept. 9, 2018) at 3225 Lafayette Rd. Alburnett, IA.

Approve Application for Display Fireworks Permit for Ron Hoover to conduct a display on Sept. 22, 2018 (rain date Sept. 23, 2018) at 3225 Lafayette Rd., Alburnett, IA.

Motion by Rogers, seconded by Oleson to approve minutes of September 4, 2018 as printed.

Motion by Oleson, seconded by Rogers to add an Emergency Agenda Item: Discuss the current flood forecast and predictions for Linn County.

Motion by Rogers, seconded by Oleson to approve upon second consideration an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 107, Unified Development Code.

Motion by Rogers, seconded by Houser to adopt Proclamation: 13th Annual Five Seasons Stand Down Day--September 7, 2018.

Steve Estenson, Risk Manager, met with the Board to discuss the current flood forecast and predictions for Linn County. He stated that the Cedar River is expected to crest at 16.2 ft. on Sunday and historically they have 17 to 18 ft. and that has not had an impact on any of the county's operations. He is fairly comfortable that that they do not have much to prepare for or worry about. He has been in contact with the Auditors Office as they have an election on Tuesday and he can see no problem for them. Facilities has been checking sump systems. The Secondary Road Dept. has a map of the road closures on the county's website. Conservation is having power shut down to some camp sites at Pinicon Ridge. The Matsell Park Natural Area boat ramp has been washed out. They also have Hesco barriers and sand on hand if needed.

Motion by Rogers, seconded by Houser to approve Claims #70604356-#70604545 in the amt. of \$243,564.13; ACH in the amt. of \$1,560,304.13; ASAC in the amt. of \$1,203.00; and ARC in the amt. of \$3,843.76.

Adjournment 10:17 a.m.

Respectfully submitted,

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

Approved by:

JOHN HARRIS, Chairperson
Board of Supervisors