

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
TUESDAY, JANUARY 4, 2022 11:00 A.M.

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

Chairperson Walker called the meeting to order and led the pledge of allegiance.

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

Resolution 2022-1-1

BE IT RESOLVED, that the Board of Supervisors, Linn County, Iowa, hereby designate the following named newspapers as the Official County Newspapers pursuant to Chapter 349, Code of Iowa:
The Gazette Company The Linn Newsletter The Sun
The Gazette Company is to receive compensation based on one full designation and the two weekly newspapers will share equally in the remaining two designations.

Resolution 2022-1-2

WHEREAS, Section 331.323(2d), Code of Iowa, provides that the Board of Supervisors is authorized to order a county officer to destroy records in the officer's possession which have been on file for more than ten (10) years and not required to be kept as permanent records.
NOW, THEREFORE, BE IT RESOLVED, that the Chairperson of the Board of Supervisors, Linn County, Iowa, be is hereby authorized to order the County Auditor to destroy all Assessor's books, assessment rolls, tax lists, county vouchers, cancelled warrants on file in the office of the County Auditor for more than ten (10) years and order the County Treasurer to destroy all duplicate tax receipts on file in the office of the County Treasurer for more than ten years.

Resolution 2022-1-3

BE IT RESOLVED by the Board of Supervisors, Linn County, Iowa, that the County Auditor is authorized to issue warrants when said Board is not in session for the following purposes provided for in Section 331.506 (2 & 3) , Code of Iowa, and that all bills paid under said Section shall be passed upon by the Board of Supervisors at the first meeting following such payments.
1. For fixed charges including, but not limited to, freight, express, postage, water, lights, telephone service or contractual services previously approved by the Board of Supervisors, after a bill is filed with the Auditor.
2. For salaries and payrolls if the compensation has been fixed or approved by the Board of Supervisors, under whose direction or supervision the compensation is earned.
3. For rent assistance and insurance settlement payments.
4. For refunds due caused by an overpayment of fees to any Linn County office or department or for return of payment due when payment has been made for a service, license or permit that will no longer be performed or issued.

Motion by Walker, seconded by Rogers to appoint Supervisor Ben Rogers as Chair for 2022 and Supervisor Louie Zumbach as Vice Chair for 2022.

Motion by Walker, seconded by Zumbach to approve minutes of December 22, 2021 as printed.

Motion by Rogers, seconded by Zumbach to approve claims for payroll deduction checks #71005445 - #71005465 in the amt. of \$357,943.67, payroll on-site reissued checks #63000010 - #63000010 in the amt. of \$0.93, payroll deduction ACH in the amt. of \$24,636.80, and payroll wires in the amt. of \$1,862,714.33.

Motion by Zumbach, seconded by Walker to adopt Resolution 2022-1-4

WHEREAS, Linn County Attorney Jerry Vander Sanden has resigned from the Linn County Board of Supervisors effective December 31, 2021, and
WHEREAS, the Linn County Board of Supervisors has met, as authorized pursuant to Section 69.8(3), Code of Iowa, to fill the Linn County Attorney vacancy, and WHEREAS, the Linn County Board of Supervisors has, pursuant to Section 69.14A(2)(a), Code of Iowa, approved a motion to fill the Linn County Attorney vacancy through appointment, and, on December 17, 2021, published Notice of Intent to fill said vacancy by appointment, and WHEREAS, the Linn County Board of Supervisors now acts to fill the Linn County Attorney vacancy. THEREFORE, the Linn County Board of Supervisors, hereby appoints Nicholas Maybanks to fill the Linn County Attorney position, vacated by the resignation of Linn County Attorney Jerry Vander Sanden on December 31, 2021, effective upon Nicholas Maybanks qualifying by taking the oath of office no later than ten (10) days from the date of this appointment.

Discussion: Supervisor Walker stated that during his time on the Board he had many interactions with the County Attorney's Office and got to know that office quite well. He had the benefit of working with the County Attorney's Office on a number of

community initiatives and he really saw the community change and the County Attorney's Office was the catalyst in a number of instances. He is proud to know that as Jerry Vander Sanden leaves, the folks left at the helm know and understand the knowledge and vision. He is honored to be a small part of this and is looking forward to Maybank's leadership. He is eagerly waiting to see the next level of where the office can go and the community in terms of fairness, equity and justice for all.

Supervisor Zumbach congratulated Maybanks and noted that he reached out to several and several reached out to him. No one had anything bad to say at all. He too looks forward to his leadership. As a side note, he added that doing it this way may look like favoritism but if someone would have come forward and wanted to run, this may have taken a different direction. He knows Maybanks will do a great job.

Chairperson Rogers stated that it is an absolute pleasure and honor that the County Attorney's Office has individuals like Maybanks, Slaughter and Jordan who will lead the department in a new direction. He is really interested and excited to see how Maybanks will bring his experience to help uplift justice and inclusion for others. He stated that this is one of the most important positions in the criminal justice system and he is especially interested in Maybank's setting up mentoring to help other attorneys become better prosecutors.

Maybanks thanked the Board for their vote of confidence that they put their trust in him for this very important position to fulfill the last year of the term of the now retired Jerry Vander Sanden. He stated that he will take the Oath of Office this afternoon and will affirm that he will support the Constitution of the United States and the Constitution of State of Iowa. He stated that he will swear and affirm to the three board members that he will run the office with the highest level of integrity and professionalism that is befitting to the sacred duty of this position. As one of his first acts, he will appoint Monica Slaughter as his First Assistant. He can assure the Board that they will have all of the faith and confidence in her that they have in him. She will be a fierce and passionate fighter for the people of Linn County and he is excited for the future that they have begun and are enacting. He stated that she has earned this promotion and this is a historic moment for this office and for her. He will continue to be a passionate advocate and a staunch protagonist for the people of Linn County and the State of Iowa. He will also continue to push back against violent crime and will make sure citizens are safe. He will approach the criminal justice system with an openness to rehabilitate the offenders and restoration when appropriate. He thanked the Board again for putting their faith in him and serving the people of Linn County.

VOTE: All Aye

Motion by Rogers, seconded by Walker to open public hearing for an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 12, Fire Code of the Linn County Code of Ordinances. (Updating Building, Fire, Plumbing, and Mechanical codes to the 2021 versions with amendments)

Luke Maloney, Building Official, presented the ordinance amendment noting that this is updating the 2018 version to the 2021 version. This is mostly administrative in nature and he worked with surrounding jurisdictions. This is gaining consistency in the way they wrote the ordinance. Their goal is to update every three years. There were no oral or written objections.

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

Motion by Rogers, seconded by Walker to approve first consideration on an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 12, Fire Code of the Linn County Code of Ordinances. (Updating Building, Fire, Plumbing, and Mechanical codes to the 2021 versions with amendments)

Discussion: Supervisor Zumbach stated that it was a year ago, today that he started and he asked at that time that more information be provided on the agenda rather than just "Article". He would appreciate knowing what those Articles are in advance.

VOTE: All Aye

Motion by Rogers, seconded by Walker to open public hearing on an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 105, Articles II, IV, & V of the Linn County Code of Ordinances. (Updating Building, Fire, Plumbing, and Mechanical codes to the 2021 versions with amendments).

Maloney stated that again they are updating the code to the 2021 version. There were no oral or written objections.

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

Motion by Walker, seconded by Zumbach to approve upon first consideration on an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in

Chapter 105, Articles II, IV, & V of the Linn County Code of Ordinances. (Updating Building, Fire, Plumbing, and Mechanical codes to the 2021 versions with amendments).

Brent Oleson, Deputy Dir. of Policy & Community Relations, clarified that there is no resolution to be approved today (as stated on the agenda) for the Linn County Temporary Redistricting Plan. He asked that the Board move to the first reading of the ordinance.

Oleson presented proof of publication for the public hearing that was held by the Temporary Redistricting Commission whereby they approved and recommend Plan 01.

Motion by Rogers, seconded by Zumbach to approve first consideration and reading of Linn County Public Ordinance establishing the various voting precincts in Linn County, Iowa and defining the boundaries and listing of the populations thereof pursuant to the Code of Iowa.

Discussion: Supervisor Zumbach stated that he received phone calls about the precincts in northern Linn County that are being combined and he explained the reasoning.

Oleson stated that some Commission members heard from members of the two parties about the combining of Boulder and Buffalo precincts as well as Brown and Linn and how much money it will save over time. It is estimated at \$50,000 for each general election resulting in several hundreds of thousands of dollars of savings.

VOTE: All Aye

Public Comment: John Zycrasek, 531 Longdale Dr. SE, Cedar Rapids, wanted to talk to the Board about a resolution they passed in 2019 re: accelerated efforts to reduce carbon dioxide emissions in Linn County. He outlined what has happened over the years and how that has affected the emissions of Linn County before and after the Duane Arnold Energy Center closed. They are really behind on meeting the emissions goals and stated that they need to put in large solar farms rapidly.

Motion by Rogers, seconded by Walker to approve payroll authorizations as follows:

TREASURER'S OFFICE

Universal Clerk Traci Fine Correction to effective date 01/10/22

COUNTY ATTORNEY'S OFFICE

County Attorney Nicholas Maybanks Appointment as Elected Official 01 /04/22 \$161,298.02/annually -

\$189,762.30/annually Replaces J. Vander Sanden

First Assistant County Attorney Monica Miles Promotion 01/04/22 \$125,262.45/annually \$161,298.02/annually Replaces N. Maybanks

INFORMATION TECHNOLOGY

Application Support Analyst Jami Kondora Step increase/contract 12/16/21 40C \$35.33 – 40D \$37.22

HUMAN RESOURCES

HR Clerical Denise Vander Sanden Termination/retirement 03/04/22

Recruit & Engagement Coord. Adrienne Rule New hire - FT 12/28/21 \$25.74/hr Replaces B. Phillips

FACILITIES

Facilities Manager Garth Fagerbakke Termination/retirement 12/31/21

SHERIFF'S OFFICE

Communications Operator Heather O'Connor Step increase/contract 09/10/21 C7 \$29.77 – C8 \$30.66

Communications Operator Brenda Munier Step increase/contract 01/13/22 C1 \$25.13 – C2 \$25.83

Duty Officer Madison McCoy-Trittle Correction to resignation date 12/15/21

Female Correctional Officer Megan Collins Shift change 01/01/22

Female Correctional Officer Ariel Spitzner Shift change 01/01/22 56D \$24.51 + \$.25 + \$.25 - 56D \$24.51 + \$.25

Female Correctional Officer Codi Sedrel Shift change 01/01/22

Correctional Center Nurse Jennifer Armstrong End of probation 01/05/22 39A \$35.10 – 39B \$36.95

Cook Jennifer Gonzalez Step increase/contract 01/14/22 54D \$21.00 – 54E \$22.20

Female Correctional Officer Jaimmy Navarro Step increase/contract 01/25/22 56B \$22.01 + \$.25 + \$.25 – 56C \$23.26 + \$.25 + \$.25

Duty Officer Emily Petty Step increase/contract 01/28/22 56D \$24.51 + \$.25 + \$.25 – 56E \$25.84 + \$.25 + \$.25

Cook Dawn Lansing Step increase/contract 01/28/22 56D \$21.00 – 56E \$22.20

Senior Account Clerk Kelly Franck End of probation 01/02/22 55A \$19.48 – 55B \$20.44

COMMUNITY SERVICES

Assistant Teacher Amelia Blackhawk Step increase/contract 02/08/22 53B \$17.66 – 53C \$18.51

Family Service Worker Selina Mally Termination/resignation 12/21/21

Ryan White Options Counselor Sarah Regan New hire – FT_ 01/24/22 56A \$20.95 New position

PUBLIC HEALTH

Pub Hlth Nurse Practitioner Nicole Pruchno Step increase/contract 01/13/22 42C \$51.15 – 42D \$53.76

Environmental Hlth Tech Diane Midcalf Step increase/contract 01/13/22 57C \$25.13 – 57D \$26.48

ENGINEERING

Heavy Equipment Oper. Matthew Schmidt Transfer/internal applicant 17E \$26.39 – 19D \$26.95 Replaces N. Greene

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Adjournment at 11:27 a.m.

Respectfully submitted,

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

Approved by:

BEN ROGERS, Chairperson
Board of Supervisors