

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
WEDNESDAY, JUNE 29, 2022 11:00 A.M.

The Board met in session at the Linn County Jean Oxley Public Service Center.
Present: Chairperson Rogers (via phone) and Supervisor Walker. Absent: Supervisor Zumbach (medical business). Board members voting "AYE" unless otherwise noted.

Supervisor Walker called the meeting to order and led the Pledge of Allegiance.

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

Approve and authorize Chair to sign, retroactive to June 22, 2022, a letter of support of the Destination Iowa grant application from Smithfield Tennis & Pickleball Center.

Resolution 2022-6-101

A Resolution approving a two lot residential parcel split for Jones Third Addition, case JPS21-0023. The following description is a summary of Resolution No.2022-6-101 was passed and approved by Linn County Board of Supervisors, effective June 29, 2022. Jones Third Addition (Case # JPS21-0023) to Linn County, Iowa, containing two (2) lots, numbered lot 1 and lettered lot A, a subdivision of real estate located in the NWNE of Section 30, Township 85 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows: COMMENCING AT THE NORTH QUARTER CORNER OF SAID SECTION 30; THENCE S00°58'25"E ALONG THE WEST LINE OF THE NE1/4 OF SAID SECTION 30, 1330.99 FEET TO THE SOUTHWEST CORNER OF THE NW1/4 NE1/4 OF SAID SECTION 30; THENCE N89°26'20"E ALONG THE SOUTH LINE OF THE NW1/4 NE1/4 OF SAID SECTION 30, 601.67 FEET; THENCE N00°33'40"W, 62.82 FEET TO THE PRESENT ESTABLISHED NORTH RIGHT-OF-WAY LINE OF LAFAYETTE ROAD AND THE POINT OF BEGINNING; THENCE N01 °51 '36"E, 298.30 FEET; THENCE N89°17'17"E, 442.51 FEET; THENCE S00°42'43"E, 298.00 FEET TO SAID NORTH RIGHT-OF-WAY LINE; THENCE S89°17'17"W ALONG SAID NORTH RIGHT-OF-WAY LINE, 455.90 FEET TO THE POINT OF BEGINNING CONTAINING 3.07 ACRES (133,863 SQ.FT.) MORE OR LESS. The full text of the Resolution may be inspected in the Linn County Auditor's Office located at 935 Second Street SW, Cedar Rapids, Iowa, during regular business hours, 8:00 a.m. to 4:30 p.m. Monday through Friday or on the Linn County website at www.linncountyiowa.gov.

Resolution 2022-6-102

RESOLUTION APPROVING APPOINTMENT OF SPECIAL PROSECUTOR LINN COUNTY ATTORNEY WHEREAS, pursuant to Section 331.903(1), Code of Iowa, Nicholas G. Maybanks, Linn County Attorney, has submitted to the Board of Supervisors, Linn County, Iowa, for approval of Nicole Lyn Nagin, for appointment as Assistant assigned as a Special Prosecutor in the U.S. Attorney's Office under the HIDTA Grant (High Intensity Drug Trafficking Areas), and WHEREAS, the Board of Supervisors, Linn County, Iowa, finds Nicole Lyn Nagin to be qualified to serve as Special Prosecutor Linn County Attorney and that the appointment of Nicole Lyn Nagin will not exceed the number of assistants authorized for the Linn County Attorney's Office by the Board of Supervisors, Linn County, Iowa. NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa, that the appointment of Nicole Lyn Nagin as a Special Prosecutor in the U.S. Attorney's Office under the HIDTA Grant by Nicholas G. Maybanks, Linn County Attorney, is hereby approved.

Resolution 2022-6-103 A RESOLUTION APPROVING AN APPROPRIATIONS TRANSFER

WITHIN THE LINN COUNTY FISCAL YEAR 2022 ANNUAL BUDGET

WHEREAS, the Linn County Board of Supervisors previously approved the Linn County Fiscal Year 2022 Annual Budget; and, WHEREAS, it has been determined that it is necessary to transfer appropriations within the Public Safety and Legal Services area of said budget; and, WHEREAS, sufficient appropriations are available to provide for the necessary transfer; and, WHEREAS, said transfer is within the Public Safety and Legal Services service area, and is made by resolution of the Board of Supervisors in accordance with Iowa Code Section 331.434(6). NOW, BE IT THEREFORE RESOLVED by the Linn County Board of Supervisors that appropriations within the Linn County Fiscal Year 2022 Annual Budget are revised as follows:

Organization	Transfer
Medical Examiner	\$50,000
Board of Supervisors	(\$50,000)

Resolution 2022-6-104

FISCAL YEAR 2023 BUDGET APPROPRIATIONS

Expenditures cannot exceed the following fiscal year 2023 appropriations by organization:

1	BOARD OF SUPERVISORS	\$	28,612,407
2	AUDITOR		2,814,967
3	RECORDER		1,641,504
4	TREASURER		3,800,712
5	COUNTY ATTORNEY		5,744,714
6	IT		4,211,170
9	RISK		347,308
10	CIVIL SERVICE		18,907
11	HUMAN RESOURCES		1,057,355
12	FACILITIES		3,024,056
13	FACILITIES - BOARD BUILDINGS		1,196,263
14	FINANCE & BUDGET		743,216
15	SUSTAINABILITY		139,305
16	PURCHASING		498,459
21	SHERIFF		28,021,888
24	MEDICAL EXAMINER		762,800
27	COURT EXPENSE		32,500
29	JUVENILE JUSTICE		193,017
30	DHS - STATE WELFARE		307,077
33-34	LCCS		11,980,891
35	YOUTH SERVICES		4,929,595
36	VETERAN AFFAIRS		627,066
37	PUBLIC HEALTH		7,511,234
40	PLANNING & DEVELOPMENT		1,707,630
42	LIFTS		2,269,158
45	SOIL CONSERVATION		207,107
46	CONSERVATION		13,631,302
61	ENGINEER		21,059,549
65	CIP		1,910,000
86	BONDS		5,795,630
		\$	<u>154,796,787</u>

Approve and authorize Chair to sign an American Rescue Plan Act (ARPA) Subaward Agreement between Linn County and the City of Palo for Investigative Study for Water Source in the amount of \$35,000.00.

Approve and authorize Chair to sign an American Rescue Plan Act (ARPA) Subaward Agreement between Linn County and the City of Mount Vernon for the 2022 Sanitary Sewer Rehabilitation Project in the amount of \$1,000,000.00.

Approve and authorize Chair to sign a contract for Employer of Record and Administrative Services between Linn County Early Childhood Iowa (ECI) Board and Linn County effective July 1, 2022 through June 30, 2023. ECI to pay actual expenses not to exceed \$123,042.

Approve and authorize Chair to sign a Fiscal Agent Agreement between Linn County Early Childhood Iowa Board (ECI) and Linn County Board of Supervisors on behalf of Linn County Community Services effective July 1, 2022 through June 30, 2023.

Approve and authorize Chair to sign a Special Assistant U.S. Attorney Cross-Designated Employment Agreement pursuant to the Midwest High Intensity Drug Trafficking Areas (HIDTA) Program between Linn County, Linn County Attorney, the U.S. Attorney's Office and Nicole L Nagin.

Approve and authorize Chair to sign a renew and amend contract between Linn County Early Childhood Iowa Board (ECI) and Linn County Board of Supervisors on behalf of the Family Transformation Services for the Nurturing Parent Program (NPP) to provide short term home visitation family support services effective July 1, 2022 through July 30, 2023 not to exceed \$112,422.

Approve and authorize Chair to sign a renew and amend contract between Linn County Early Childhood Iowa Board (ECI) and Linn County Board of Supervisors on behalf of the Family Transformation Services for the Nurturing Parent Program (NPP) to provide long term home visitation family support services effective July 1, 2022 through July 30, 2023 not to exceed \$85,641..

Approve and authorize Chair to sign a renew and amend contract between Linn County Early Childhood Iowa Board (ECI) and Linn County Board of Supervisors on behalf of the Linn County Community Services Child Development Center for Early Care and Education Supportive Services effective July 1, 2022 through July 30, 2023 not to exceed \$63,966

Approve Liquor License for KC 5677, LLC (Columbus Club), 810 Vernon Valley Dr., noting all conditions have been met.

Approve Application for Display Fireworks Permit for F.B. & Co., 4185 Whittier Rd., to conduct a display on July 9, 2022 (July 10, 2022 Rain date).

Motion by Walker, seconded by Rogers to approve minutes of June 22, 2022 as printed.

Charlie Nichols, Planning & Development Dir., presented a Vacancy Form requesting an Associate Combination Inspector for the Planning and Development Dept. (new position).

Motion by Rogers, seconded by Walker to approve Vacancy Form requesting an Associate Combination Inspector for the Planning and Development Department.

Motion by Rogers, seconded by Walker to open a public hearing on the fiscal year 2022 proposed budget amendment.

Sara Bearrows, Budget Dir., presented proof of publications and explained the budget amendment (mental health fund balance disbursements). There were no oral or written objections.

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

Motion by Rogers, seconded by Walker to adopt Resolution 2022-6-105
FISCAL YEAR 2022 BUDGET APPROPRIATIONS

Expenditures cannot exceed the following fiscal year 2022 appropriations by organization:

1	BOARD OF SUPERVISORS	\$	35,689,967
2	AUDITOR		2,996,768
3	RECORDER		1,577,261
4	TREASURER		3,594,219
5	COUNTY ATTORNEY		5,658,083
6	IT		4,292,477
9	RISK		330,351
10	CIVIL SERVICE		17,904
11	HUMAN RESOURCES		1,160,570
12	FACILITIES		3,002,036
13	FACILITIES - BOARD BUILDINGS		1,238,172
14	FINANCE & BUDGET		710,887
16	PURCHASING		479,562
21	SHERIFF		27,750,373
24	MEDICAL EXAMINER		836,800
27	COURT EXPENSE		57,500
29	JUVENILE JUSTICE		195,300
30	DHS - STATE WELFARE		317,077
33-34	LCCS		17,979,518
35	YOUTH SERVICES		4,465,117
36	VETERAN AFFAIRS		544,197
37	PUBLIC HEALTH		7,564,741
40	PLANNING & DEVELOPMENT		1,666,074
42	LIFTS		2,166,765
45	SOIL CONSERVATION		194,502
46	CONSERVATION		14,212,858
61	ENGINEER		26,421,121
65	CIP		6,241,583
86	BONDS		5,801,776
		<u>\$</u>	<u>177,163,559</u>

Darrin Gage, Dir. of Policy & Admin., and Sarah Coleman, Martin Gardner Arch., presented details of the Priority #4 Linn County Facilities Derecho repairs project. The estimate of project is \$108,000.

Motion by Rogers, seconded by Walker to adopt Resolution 2022-6-106
A RESOLUTION TO PROVIDE FOR A NOTICE OF PUBLIC HEARING ON THE
PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATED TOTAL COST
FOR THE PRIORITY #4 LINN COUNTY FACILITIES DERECHO REPAIRS PROJECT,
AND FOR THE TAKING OF BIDS ON SAID PROJECT, WHEREAS, in response to the August 10,
2020 derecho, it is proposed that the Linn County, Iowa Board of Supervisors (the
"Board") authorize the construction of the public improvement(s) as described in the
proposed plans, specifications, and form of contract prepared by Martin Gardner
Architecture (the "Project Architect"), which may be hereinafter referred to as the
"Priority #4 Linn County Facilities Derecho Repairs Project", or the "Project"; and,
WHEREAS, the proposed plans, specifications, form of contract, and estimated total
cost for the project (the "Contract Documents") are on file with the Board; and,
WHEREAS, it is necessary to set a time, and place for a public hearing on the Contract
Documents, to publish a Notice of Public Hearing on the Contract Documents, and to
advertise for sealed bids on the Project. BE IT THEREFORE RESOLVED by the Board as
follows:

1. The Board hereby approves the proposed contract documents referred to in this Resolution, as prepared by the Project Architect, in their preliminary form.
2. The Board hereby determines that the Project is necessary and desirable for Linn County (the "County"), and finds that it is in the best interest of the County to proceed toward the construction of the Project.
3. The Board shall hold a public hearing on the proposed contract documents on the 25th day of July 2022 at 11 o'clock am in the Formal Board Room of the Linn County Public Service Center located at 935 - 2nd Street SW, Cedar Rapids, Iowa, at which time any interested person may appear and file objections to the proposed Contract Documents, and, after hearing objections, the Board may proceed with approval of said Contract Documents.
4. The Board hereby authorizes and directs the publication of a notice of public hearing on the Contract Documents for the Project at least once, not less than four (4) nor more than twenty (20) days before the date of the hearing in one or more newspapers that meet the requirements of Iowa Code Section 618.14.
5. The Board hereby delegates to the Linn County Purchasing Director and/or his designee(s) the duty of receiving bids for the construction of the Project until 2 o'clock pm on July 22, 2022, at the Jean Oxley Linn County Public Service Center in Cedar Rapids, Iowa.
6. The Board hereby sets July 25, 2022, at 11 o'clock am in the Formal Board Room of the Jean Oxley Linn County Public Service Center as the time and place that the Board or its designee will open and announce the bids received for construction of the Project, and that the Board will consider said bids.
7. The Board hereby fixes the amount of the bid security to accompany each bid at five (5) percent of the amount of the bid.
8. The Board hereby authorizes and directs advertisement for sealed bids for the Project in accordance with Iowa Code Section 26.3.

Motion by Rogers, seconded by Walker to approve claims for payroll deduction checks #71007447 - #71007467 in the amt. of \$359,092.36, payroll deduction ACH in the amt. of \$25,932.77, and payroll wires in the amt. of \$1,986,376.85 for a total of \$2,371,401.98; Claims for AP checks #71007468 - #71007619 in the amt. of \$712,437.28 and AP ACH in the amt. of \$2,879,216.25 for a total of \$3,591,653.53.

Motion by Rogers, seconded by Walker to approve Employment Change Roster (payroll authorizations) as follows:

RISK MANAGEMENT

Loss Control Spec. Patrick Soyer Step increase/contract 02/10/22 39C \$32.79 - 39D \$34.50

FACILITIES

Senior Custodian Isaac Meister Termination/resignation 06/22/22

COMMUNITY SERVICES

Assistant Teacher Amelia Blackhawk Termination/resignation 06/16/22

PUBLIC HEALTH

Epidemiologist Christine Stevens Correction to cost center 06/27/22

Public Comment: Wendy Hartman, Cedar Rapids, stated that there was Pastor from Toddville asking if he would go to jail due to the conversion therapy ban ordinance. Chairperson Rogers said it was civil infraction vs. a criminal penalty. She asked what the difference was. What if a person cannot or will not pay their fine? How many Ordinances will the Board pass and is there a place on the county's website to find the ordinances?

Supervisor Walker responded that there is a place where ordinances are housed. The definition of a civil vs. criminal fine is laid out in the Iowa Code and the Constitution (he will connect her with someone in the County's Civil Division). If someone does not pay the fine, they will typically go through a process to bring them into compliance.

Board Member Reports - Chairperson Rogers stated that they held their final Mental Health Regional Board meeting.

Supervisor Walker reported that he met with a Linn County Advocate and others to discuss potential opportunities to operate in Linn County; met with the Exec. Dir. of the Cedar Rapids Public Library to discuss Opportunity Center; met with Kirkwood

Page 5
June 29, 2022

representative to discuss helping Linn County individuals achieve a college education. Attended two Public Health meetings; and attended two inspiring events: the launch of a fellowship seeking to allow young people to find projects that they are passionate about and World Refugee Day at Jefferson High School.

The Board received and placed on file an email from Joe Blanck re: conversion therapy ban ordinance.

Adjournment at 11:19 a.m.

Respectfully submitted,

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

Approved by:

BEN ROGERS, Chairperson
Board of Supervisors