

LINN COUNTY BOARD OF SUPERVISORS
CEDAR RAPIDS, LINN COUNTY, IOWA
MONDAY, AUGUST 1, 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 Rogers called the meeting to order.

Motion by Rogers, seconded by Walker to approve minutes of July 26 & 27, 2022 as printed.

Sheriff Gardner gave an update on proposed RACOM radio system maintenance contract. He stated that the split has been 50%/30%/20% (Cedar Rapids/Linn County/Marion). As stated in a previous meeting, they assumed that the usage was the same, however, the Board asked that that look at the actual data. He stated that Lt. Casper went through the data for the last 6 months and found the following: 47.52%/40.86%/11.62%. The Radio Governance Board met last week to discuss and proposes the following: 50%/35%/15%. Detailed financial information was provided and funding was discussed. He noted that if they delay a decision, it could be quite costly.

Dawn Jindrich, Finance Dir., stated that they would need to build Linn County's funding portion into the FY 24 budget.

Supervisor Walker noted that he discussed a possible funding source with Jindrich which is the interest earned from the ARPA funding, however, he cautioned that they not get into the habit of committing funds for emergency expenditures since there is always something that comes up.

It was the consensus of the Board to direct the Sheriff to reach out to Cedar Rapids and Marion regarding the proposed split.

Motion by Rogers, seconded by Walker to open a public hearing to vacate a portion of Town of Western, located in the NE 1/4 SW 1/4, Section 34, T. 82N., R.07W. of the 5th P.M., Linn County, Iowa described as follows: The east half of the alley lying adjacent to the west line of Lots 85 and 86 of said Town of Western and the south half of the alley lying adjacent to the north line of said Lot 86. Said vacated area = 3498 square feet or 0.08 acres.

Garrett Reddish, Secondary Roads, stated that they have proof of publication and there were no oral or written objections.

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

Motion by Rogers, seconded by Walker to set Monday, August 8, 2022 at 11:00 a.m. to vacate a portion of Town of Western, located in the NE 1/4 SW 1/4, Section 34, T. 82N., R.07W. of the 5th P.M., Linn County, Iowa described as follows: The east half of the alley lying adjacent to the west line of Lots 93, 94 and 95 of said Town of Western and the north half of Sycamore Street lying adjacent to said Lot 93 and the alley lying between said Lots 94 and 95. Said vacated area = 11,963 square feet or 0.27 acres.

Charlie Nichols, Planning & Development Dir., presented an ongoing partnership agreement for joint funding between the US Geological Survey, United States Department of the Interior and Linn County. There are no changes.

Motion by Rogers, seconded by Walker to authorize Chair to sign a Joint Funding Agreement between the US Geological Survey, United States Department of the Interior and Linn County for a Linn County contribution of \$3,010.00 in federal fiscal year 2023 for the continuing support, operation, and maintenance of a stream gaging station on the Cedar River at Blairs Ferry Road at Palo, Iowa.

Motion by Rogers, seconded by Walker to open a public hearing on proposed Rural Land Use Map Amendment Case JA22-0002, request to change map designation for property located at 4100 Greens Grove Rd, NWSW 34-85-08, from RRD3 (Rural Residential 3-Acre District) to AA (Agricultural Area), approximately .75 acres, Arlo Ann and Russell Sieck, property owners; Robert Sieck, applicant.

Mike Tertinger, Planning & Development, presented proof of publication. There were no oral or written objections.

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

Motion by Rogers, seconded by Walker to open public hearing on Case JA22-0001, an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 107, Unified Development Code, primarily related to Agricultural Experiences in Linn County.

Tertinger presented proof of publication. There were no oral or written objections. He stated that there are six proposed changes, mostly involving parking requirements. Tier 1 of an Ag. Experience would involve a minor site plan and Tier 2 of an Ag. Experience focuses on wedding venues and event centers with related parking.

Brady Hill, Planning & Development, highlighted research regarding minimum parking requirements for Tier 2.

Becky Shoop, 3490 Wiley's Rd., Walker, asked about parking requirements for farm auctions and auction houses, noting that parking is normally along the public roads.

Tertinger stated that the auction house was brought up in the Zoning Commission meeting and it depends on if it is secondary to a farming operation.

Supervisor Zumbach expressed concern for Shoop's examples along with selling produce, holding field days on a farm, or the definition of a store. He thought that Tier 1 was off base.

Tertinger clarified that current operations would be grandfathered in, however, if there were a building involved, a permit would be needed.

Charlie Nichols stated that none of the farm examples is black and white and gave examples (Kroul Farms, Barts Farm and Sutliff Cider).

Marc Banowitz, 2188 Ivanhoe Rd., Ely, stated that they have a Christmas tree farm on Ivanhoe Rd. He asked if they would be grandfathered in but if they wanted a wedding held there, would that also be grandfathered in.

Tertinger stated that the Christmas tree farm would be grandfathered in. A family wedding would not change the use, however, if that were to become a business for the public, that would be a change in use and would not be grandfathered in.

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

Motion by Rogers, seconded by Walker to approve first consideration of case JA22-0001, an ordinance amending the Code of Ordinances, Linn County, Iowa by amending provisions in Chapter 107, Unified Development Code, primarily related to Agricultural Experiences in Linn County.

VOTE: Rogers & Walker - Aye Zumbach - Nay

Supervisor Walker presented the Linn County Community Resilience Report that will also be presented on Wednesday when Leslie Wright of Collective Clarity can attend. He presented a summary of how this came about after the Derecho whereby several agencies worked together. What he felt was lacking was a review of what went wrong. Several stakeholders convened and the question was posed as to how do they build a more resilient community.

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

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| <u>RECORDER'S OFFICE</u> | | |
| Clerical Specialist | Courtney Hayler | New hire - FT_ 08/22/22 55A \$19.92 Replaces M. Kelley |
| <u>TREASURER'S OFFICE</u> | | |
| Universal Clerk | Jill Hansen | Correction to effective date 08/02/22 |
| <u>PLANNING & DEVELOPMENT</u> | | |
| Assoc. Combin. Insp. | Ryan Sampica | Correction to effective date 08/06/22 |
| <u>RISK MANAGEMENT</u> | | |
| Administrative Asst I position/replaces C. Cain | Judy Wery | Transfer from Sheriff's Office 08/13/22 55E \$24.49 - \$25.29/hr New |
| <u>FACILITIES</u> | | |
| Facilities Director | Anthony Rossetti | Termination/resignation 07/26/22 |
| <u>SHERIFF'S OFFICE</u> | | |
| Lieutenant | Theodore Beuter | Correction to annual salary 08/03/22 \$127,155.86 - \$131,540.50/annually |
| Deputy Sheriff | Ryle Koenig | Termination/resignation 08/09/22 |
| Deputy Sheriff | Anthony Curry | New hire - FT 08/22/22 D6 \$37.73 Replaces E. Patterson |
| Female Correctional Officer | Nico Sisler | Correction to effective date 07/21/22 |
| Lieutenant | Chad Shover | Correction to annual salary 08/03/22 \$127,155.86 - \$131,540.50/annually |
| Sr. Account Clerk | Judy Wery | Transfer to Risk Management 08/12/22 |
| <u>LIFTS</u> | | |
| LIFTS Dispatcher | Nathan Schnell | Job transfer 02/19/19 |
| <u>PUBLIC HEALTH</u> | | |
| Environmental Chemist | Daniel Ellickson | Step increase/contract 08/24/22 39C \$33.53 - 39D \$35.28 |

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ENGINEERING
Account Tech. Ian Graham End of probation_ 08/16/22 58A \$25.16 – 58B \$26.48

Adjournment at 12:10 p.m.

Respectfully submitted,

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

Approved by:

BEN ROGERS, Chairperson
Board of Supervisors