

LINN COUNTY BOARD OF SUPERVISORS  
CEDAR RAPIDS, LINN COUNTY, IOWA  
WEDNESDAY, AUGUST 17 2022 11:00 A.M.

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

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

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

Receive and place on file Treasurer's (Auto Dept.) Report to the County Auditor  
Receipts and Disbursements for the Month of July, 2022.

Resolution 2022-8-126

SET PUBLIC HEARING FOR CONVEYANCE OF VACATED RIGHT-OF-WAY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under authority of  
§331.361, Code of Iowa, to dispose of the interest of Linn County, Iowa, in real  
property, and WHEREAS, the Board of Supervisors, Linn County, Iowa, has vacated  
portions of right-of-way described as:

LEGAL DESCRIPTION

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 sf or 0.08 acres subject to easement and  
restrictions of record. And WHEREAS, Timothy K. Grissel Jr., owner of real property  
adjacent to the above described parcel of vacated right of- way desire to obtain  
whatever interest Linn County may have in the above described parcel of vacated right-  
of-way. NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors,  
Linn County, Iowa, this date met in lawful session that a public hearing shall be held  
for the purpose of determining whether Linn County, Iowa, will convey to Timothy K.  
Grissel Jr., whatever interest Linn County, Iowa, may have in the above described  
parcel of vacated right-of-way. BE IT FURTHER RESOLVED that said hearing shall be held  
on the 29th day of August, 2022, at 11 o'clock, in the formal Board Room on the lower  
level of the Jean Oxley Linn County Public Service Center, 935 2nd St SW, Cedar  
Rapids, Iowa, for the above stated purpose and that notice of the time and place of  
said public hearing shall be published in accordance with §331.305, Code of Iowa.

Resolution 2022-8-127

SET PUBLIC HEARING FOR CONVEYANCE OF VACATED RIGHT-OF-WAY

WHEREAS, the Board of Supervisors, Linn County, Iowa, is empowered under authority of  
§331.361, Code of Iowa, to dispose of the interest of Linn County, Iowa, in real  
property, and WHEREAS, the Board of Supervisors, Linn County, Iowa, has vacated  
portions of right-of-way described as:

LEGAL DESCRIPTION

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 sf or  
0.27 acres subject to easement and restrictions of record. and  
WHEREAS, Elaine Novotny Living Trust, owner of real property adjacent to the above  
described parcel of vacated right-of-way desire to obtain whatever interest Linn  
County may have in the above described parcel of vacated right-of-way. NOW, THEREFORE,  
BE IT AND IT IS HEREBY RESOLVED by the Board of Supervisors, Linn County, Iowa,  
this date met in lawful session that a public hearing shall be held for the purpose of  
determining whether Linn County, Iowa, will convey to Elaine Novotny Living Trust,  
whatever interest Linn County, Iowa, may have in the above described parcel of  
vacated right-of-way. BE IT FURTHER RESOLVED that said hearing shall be held on the  
29th day of August, 2022, at 11 o'clock, in the formal Board Room on the lower level  
of the Jean Oxley Linn County Public Service Center, 935 2nd St SW, Cedar Rapids,  
Iowa, for the above stated purpose and that notice of the time and place of said  
public hearing shall be published in accordance with §331.305, Code of Iowa.

Resolution 2022-8-128

The following description is a summary of Resolution No. 2022-8-128 as passed and approved by Linn County Board of Supervisors, effective August 17, 2022. Miller Acres First Addition (Case # JF22-0019) to Linn County, Iowa, containing three (3) lots, numbered lot 1, lot 2 and lettered lot A, a subdivision of real estate located in the SWSW of Section 30, Township 85 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows: Commencing as a point of reference at the W ¼ Corner of said Section 30; thence S00° 1 0' 34"E along the west line of said NW FRL ¼ SW ¼, 825.14 feet to the Point of Beginning; thence N88° 45' 34"E along the south line of the north 50 rods of said NW FRL ¼ SW ¼, 1329.05 feet to the east line of said NW FRL ¼ SW ¼; thence S00° 38' 01 "E along said east Page 2 August 17, 2022

The following description is a summary of Resolution No. 2022-8-128 as passed and approved by Linn County Board of Supervisors, effective August 17, 2022. Miller Acres First Addition (Case # JF22-0019) to Linn County, Iowa, containing three (3) lots, numbered lot 1, lot 2 and lettered lot A, a subdivision of real estate located in the SWSW of Section 30, Township 85 North, Range 7 West of the 5th P.M., Linn County, Iowa, described as follows: Commencing as a point of reference at the W ¼ Corner of said Section 30; thence S00° 1 0' 34"E along the west line of said NW FRL ¼ SW ¼, 825.14 feet to the Point of Beginning; thence N88° 45' 34"E along the south line of the north 50 rods of said NW FRL ¼ SW ¼, 1329.05 feet to the east line of said NW FRL ¼ SW ¼; thence S00° 38' 01 "E along said east Page 2 August 17, 2022

line and continuing along the east line of said SW ¼ SW ¼, 1167 .32 feet; thence S89° 05' 09"W along the south line of said N ½ SW ¼ SW ¼, 1338.25 feet to the west line of said Section 30; thence N00° 1 0' 34"W along said west line, 1159.82 feet to the Point of Beginning, containing 35.62 acres which includes 1.07 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.linncountyiowa.gov](http://www.linncountyiowa.gov)

Approve and authorize Chair to sign the first amendment to the 28E agreement with the City of Cedar Rapids for bridge inspections to be completed on jointly owned bridges by the county's inspector.

Approve and authorize Chair to sign the agency agreement between Linn County Community Services and Fresh Start Ministries for the RISE Program in the amount of \$30,000 from July 1, 2022 to June 30, 2023.

Approve purchase order PO340 in the amount of \$36,428.16 to Thompson Truck & Trailer Inc. for surcharges on tandem axle trucks purchased on PO117 for the Secondary Road Department

Approve Liquor License for BK's Bar, 803 Vernon Valley Dr., noting all conditions have been met.

Motion by Rogers, seconded by Zumbach to approve minutes of August 10, 2022 as printed.

Motion by Rogers, seconded by Zumbach to approve Claims for AP checks #71008068 - #71008129 in the amt. of \$75,762.52 and AP ACH in the amt. of \$1,685,138.97 for a total of \$1,760,901.49.

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

RECORDER'S OFFICE

Clerical Specialist	Savanna Hutchins	Transfer from Sheriff's Office_ 09/10/22 55D \$23.19 Replaces A. Speed
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TREASURER'S OFFICE

Universal Clerk	Traci Fine	Termination/resignation 08/31/22
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SHERIFF'S OFFICE

Sergeant	Dylan Schmid	Promotion 08/20/22 D6 \$37.33 – SB \$44.10
Senior Account	Kyla Sergeant	Transfer to Civil Division 08/27/22
Lieutenant	Christopher Smith	Promotion 08/20/22 S2 \$47.40 - \$122,771.22/annually

COMMUNITY SERVICES

Family Serv. Wrkr.	Stephanie Pierce	New hire – FT 08/22/22 54A \$18.47 Replaces S. Mally
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ENGINEERING

Temp. Eng. Intern	Nicholas Riley	Termination/position ended 08/12/22
Temp. Eng. Intern	Sara Bayas	Termination/position ended 08/12/22

Public Comment:

Kelley Merta, 4194 Quail Ridge Rd., Center Point, spoke with regard to Phase I and Phase II of the Duane Arnold Industrial Solar Project. She has come to the realistic understanding that her voice does not matter even though she lives in the rural area that will be impacted. She has done what she can to advocate for her family and rural

neighbors. The Board's position and decisions comes with great responsibility. She compared the population of Cedar Rapids (137,110) and the number of proposed solar panels (four times that amount). She presented EPA statistics regarding PFA chemicals in the panels and asked the Board to listen to the July 28 Planning & Zoning Comm. meeting at the 5 hr. and 20 minute mark. She also spoke with regard to the watershed and water protection.

Marc Franke, 4205 Vista Rd., Ely, stated that Palo residents are concerned with how a solar facility will look in a country setting and if it might impact property values. Linn County's solar ordinance addresses this with setbacks, screening and short stature prairie. NextEra stated publicly they would follow the Coggon model and anything else the Board approved. He toured a 2017 Aurora solar farm in Minnesota in August and explained to the Board how beautiful it was. He said that if the Board is going to approve the project, get it done right and require 300' setback, 1000' screening, earth berm outside fence, prairie blossoms mix, native prairie seed mix. 24" panel height, down pointing lighting, bee keeping outside fence and sheep grazing/no mowing.

The Board received and place on file an email from Mr. Franke reflecting his public comment.

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Adjournment at 11:11 a.m.

Respectfully submitted,

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

Approved by:

BEN ROGERS, Chairperson  
Board of Supervisors